

Appendix C - Consultation Responses

Question 1

Do you agree that the Council should stagger the implementation date of the new policy?

■ Yes ■ No



Question 2

Do you agree that the Council should increase the scope of the Policy to include all eligible streets within East Hertfordshire?

■ Yes ■ No



Question 3

Do you agree with the example exemptions? If you feel anything has been missed off, please provide details below.

■ Yes ■ No



Additional comments relating to Question 3

“Currently the exemptions in 4.3 cover 'a)fetes, carnivals or similar community based and run events, for example Christmas lights switch-on events and non-commercial, community or charitable events where the profits are not used for private gain'. Because of the presence of the word 'similar' this could be taken to exclude community based events which are not 'fun' for example Services of Remembrance, at which it is customary to serve coffee in some cases (eg Bishop's Stortford. Can the wording be amended, possibly just removing the word 'similar' would do.”

- Comment – Services of Remembrance added to the list of examples.

Question 4

Do you agree that the Council should introduce an appeals process?

■ Yes ■ No



Question 5

Do you agree with the new assessment criteria covering “environmental impact”?

■ Yes ■ No



Additional comments relating to Question 5

“Under Highway Safety it says 'Street trading consent holders must not drive vehicles on a footpath'. They should however be allowed to cross a footpath where there is no other reasonable means of access and in all cases where there is a dropped kerb.”

- Officer's Comment – Policy has been updated to reflect the suggestion.

Question 6

Do you agree with the new assessment criteria covering "lay-by Safety"?

■ Yes ■ No



Additional comments relating to Question 6

"This appears to prohibit street traders from trading in ordinary laybys (ie laybys where there is no segregation such as parking bays) which is surely something ice cream vendors do quite a lot (and is safer than trading from the roadside where there is no layby _provided that the serving window is facing the pavement_"

- Officer's Comment – This section of the policy has been updated to clarify that this only relates to static street traders, not mobile street traders.

Question 7

Do you agree with the new assessment criteria covering "proximity to schools and colleges"?

■ Yes ■ No



Additional comments relating to Question 7

"I dont wish to answer yes or no, I wish to make no comment. Unfortunately the form does not allow this"

- Officer's Comment – N/A

Question 8

Do you agree with the new assessment criteria covering "suitability of the applicant"?

■ Yes ■ No



Additional comments relating to Question 8

"I dont wish to answer yes or no, I wish to make no comment. Unfortunately the form does not allow this"

- Officer's Comment – N/A

Question 9

Do you agree with the new assessment criteria covering "training of food traders"?

■ Yes ■ No



Additional comments relating to Question 9

"I dont wish to answer yes or no, I wish to make no comment. Unfortunately the form does not allow this"

- Officer's Comment – N/A

Question 10

Do you agree with the new assessment criteria covering “food hygiene ratings”?

■ Yes ■ No



Additional comments relating to Question 10

“I dont wish to answer yes or no, I wish to make no comment. Unfortunately the form does not allow this”

- Officer’s Comment – N/A

Question 11

Do you agree with the new assessment criteria covering “sanitary accommodation”?

■ Yes ■ No



Additional comments relating to Question 11

“I dont wish to answer yes or no, I wish to make no comment. Unfortunately the form does not allow this”

- Officer’s Comment – N/A

Question 12

Do you agree with the new assessment criteria covering “waste disposal”?

■ Yes ■ No



Additional comments relating to Question 12

“I dont wish to answer yes or no, I wish to make no comment. Unfortunately the form does not allow this”

- Officer’s Comment – N/A

Question 13

Do you agree with the refund matrix detailed in paragraph 9.3?

■ Yes ■ No



Additional comments relating to Question 13

“I dont wish to answer yes or no, I wish to make no comment. Unfortunately the form does not allow this”

- Officer’s Comment – N/A

Question 14

Do you agree with the list of documentation applicants must provide before their application is considered?

■ Yes ■ No



Additional comments relating to Question 14

"I dont wish to answer yes or no, I wish to make no comment. Unfortunately the form does not allow this"

- Comment - N/A

Question 15

Do you agree with extending the list of consultees?

■ Yes ■ No



Question 16

Do you agree with the Council's approach to assessing the applications?

■ Yes ■ No



Additional comments relating to Question 16

"I dont wish to answer yes or no, I wish to make no comment. Unfortunately the form does not allow this"

- Officer's Comment – N/A

Question 17

Do you agree with the Council's description of what is reasonable use of a static street trading site?

■ Yes ■ No



Additional comments relating to Question 17

"Seasonal traders will frequently trade say April through October and then on fewer days or not at all when it is poor weather. requiring the trader to notify the Council that they are not trading for 2 weeks is unreasonable. Whilst this may make sense for sites on the public highway (the occupancy of which is effectively managed by the Council), for sites on private land (the occupancy of which is managed by the landowner) there is no value in this provision."

- Officer's Comment – Limited sites across the district mean that if a static trader, who is covered by this policy, is not using a site, the Council is highly likely to receive calls from interested traders, therefore this information will aid in the delivery of this policy.

Question 18

Do you agree with the Council's standard licensing conditions?

■ Yes ■ No



Additional comments relating to Question 18

“Conditions d and e are not reasonable for a peripatetic trader such as an ice cream van whose pattern of trading involves something like trading mostly in one place but also trading at 'hot spots' at particular times when they are 'hot!'.”

- Officer's Comment – Vehicles should not be parking on the public footpath as this will obstruct it for pedestrians. If it is unsafe to stop on the road, they should not stop. With regards to signage, I would not expect an mobile trader to be erecting signage due to the limited duration they are at any one site.

Question 19

Do you have any other comments to make?

Do you agree with the Council's standard licensing conditions?

■ Yes ■ No



Additional comments relating to Question 19

“Appendix 1 condition m appears to permit holders of enhanced trading licences to trade at markets other than those in Ware and Hertford. This is contrary to policy 6.4. A better wording would be With the exception of enhanced street trading consent holders, who may trade at the location(s) and time(s) for which

they have enhanced consent, this consent does not allow the holder to trade within any markets or farmers markets on their respective market days.”

- Officer’s Comment – The wording for this condition has been updated to add clarity.

“Appendix 2 Fees and Charges - Enhanced consents - is the price per pitch per day, per pitch per 6 months or per pitch per year - it does not say.”

- Officer’s Comment – The wording for this has been updated to add clarity.

Question 20

Details of person responding

■ Member of Public

■ New Consultee

