

Appendix B – Steps to be taken to adopt street trading provisions and to designate streets as ‘Licence - streets’

Step 1 – In July 2000 members adopted the Part III Street Trading provisions under the London Local Authorities Act 1990 (‘the Act’) and resolved that the appointed day for the borough of Harrow would be 30 November 2000. A notice of the passing of the resolution and the date fixed for bringing the provisions into effect was published in the Harrow Times on 24 August 2000. Therefore the Part III provisions have applied to the Harrow administrative area since 30 November 2000.

Step 2 – Following the passing of a resolution to adopt the Part III provisions, the council can now proceed to consider whether officers should publish and consult upon a draft notice of intent to designate streets in the Harrow area as Licence Streets. It is proposed that streets in the metropolitan, major and district centres as defined in the Harrow Local Plan are designated as Licence Streets, as this would enable effective management and control of street trading across the Borough. If agreed at Cabinet in November, it is proposed that this consultation starts in early December. The notice will give a minimum of 28 days from date of publication for representations to be made. Given the Christmas period, it is likely that this would be complete by the end of January.

Step 3 – The council must also consult, in accordance with the requirements of Section 24 of the Act, the Commissioner of Police for the Harrow area, and by serving a copy of the Notice of Intention (to pass a resolution to designate streets) on the Highway Authority (unless they are that Highway authority) (s24(4)).

Step 4 – Officers will prepare a further report to Cabinet to enable members to consider the results of the public consultation and to give their final approval for a resolution for streets to be designated. It is likely that this would be presented to Cabinet in March 2016.

Step 5 – If passed, a designating resolution by Members will be published in a local newspaper in accordance with the requirements of section 24(10) of the London Act. This must be advertised for 2 consecutive weeks in a local newspaper and the first of those publications must not be later than 28 days before the date specified in the final resolution for the designation to come into force (s24(11)). It is likely that this would be complete early April 2016.

Step 6 – Following this process, the designations take effect on the day specified in the designating resolution which may not be earlier than the expiration of 1 month beginning with the day on which the designating resolution is passed (s24(3)).

Step 7 – A designating resolution may from time to time be rescinded or varied by a subsequent designating resolution or a re-designating resolution, subject to consultation requirements (s24(1)).