

South Ayrshire Council

Report by Director – Housing, Operations and Development

To: Regulatory Panel – Licensing of 31 October 2024

Subject: Variation of Street Trading Licences

1. Purpose

- 1.1 To seek approval from the Panel to vary the street licences indicated in the plans attached in Appendix 1, to allow these sites to be marketed for street traders for a period of 1 year.

2. Recommendation

2.1 It is recommended that the Panel:

- 2.1.1 Agrees to vary the Street Trader licences for the successful bidders for the locations shown in Appendix 1, to allow them to trade at these locations for the duration of the tendered period.**

3. Background

- 3.1 There is a specific prohibition on all holders of Street Trader Licences granted by South Ayrshire Council from trading at various locations within South Ayrshire including the esplanades in Ayr, Barassie, Girvan, Prestwick and Troon.
- 3.2 The Council has recently been approached by several traders seeking permission to operate a mobile Sauna on various locations throughout South Ayrshire.
- 3.3 The Council's Estates team has been working with the transformation team on a business case to identify income generating opportunities for the Council, but that would also support the ever increasing water sports uses at the seafront.
- 3.4 A number of pitches have been identified, however before marketing these pitches there needs to be a variation to the current street trading exclusion zone in order to permit them to operate.
- 3.5 In addition to mobile sauna sites the Estates team and the transformation team has identified sites for use by other vendors.

4. Proposals

- 4.1 The Street Trader's Licences of the successful bidders for the pitches at the locations indicated in the plans attached in Appendix 1, should be varied to allow them to trade at these locations.

5. Legal and Procurement Implications

- 5.1 The recommendations within this report are consistent with Legal requirements. Legal Services will be required to conclude the new licences.
- 5.2 There are no procurement implications arising from this report.

6 *Financial*

- 6.1 There are no financial implications arising from this report although it will allow the Council to collect a rental charge from the successful bidders for the use of these pitches.

7 *Human Resources*

- 7.1 Not applicable

8 Risk

8.1 Risk implication of adopting the recommendations

There is no risk to the Council as a result of adopting these recommendations.

8.2 Risk implications of rejecting the recommendations

Rejecting these recommendations will prevent the successful bidders from trading at these locations and prevent the Council from commercialising these sites for a use that will add value to the seafront.

9. Equalities

- 9.1 The proposals in this report have been assessed through the Equality Impact Assessment Scoping process, and there are no significant equality impacts of agreeing the recommendations. A copy of the Equalities Scoping Assessment is attached as Appendix 2.

10. Sustainable Development Implications

- 10.1 This report does not propose or seek approval for a plan, policy, programme or strategy or document otherwise described which could be considered to constitute a plan, programme, policy or strategy.

11. Options Appraisal

- 11.1 An option appraisal has not been carried out in relation to this proposal.

12. Link to Council Plan

- 12.1 The matters referred to in this report contribute to the Council strategic objective of 'Improve the way that we work as a Council' and within that to the outcome 'Land and building assets that are well maintained, fit for purpose and affordable'. It also contributes to the Council strategic objective of 'Working in partnership to maximise the potential of our local economy' and within that to the outcome 'Businesses and social enterprises are supported to set up, thrive and expand'.

13. Results of Consultation

- 13.1 There has been no public consultation on the contents of this paper.

Background Papers -

Author and Person to Contact

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Date 15 October 2024

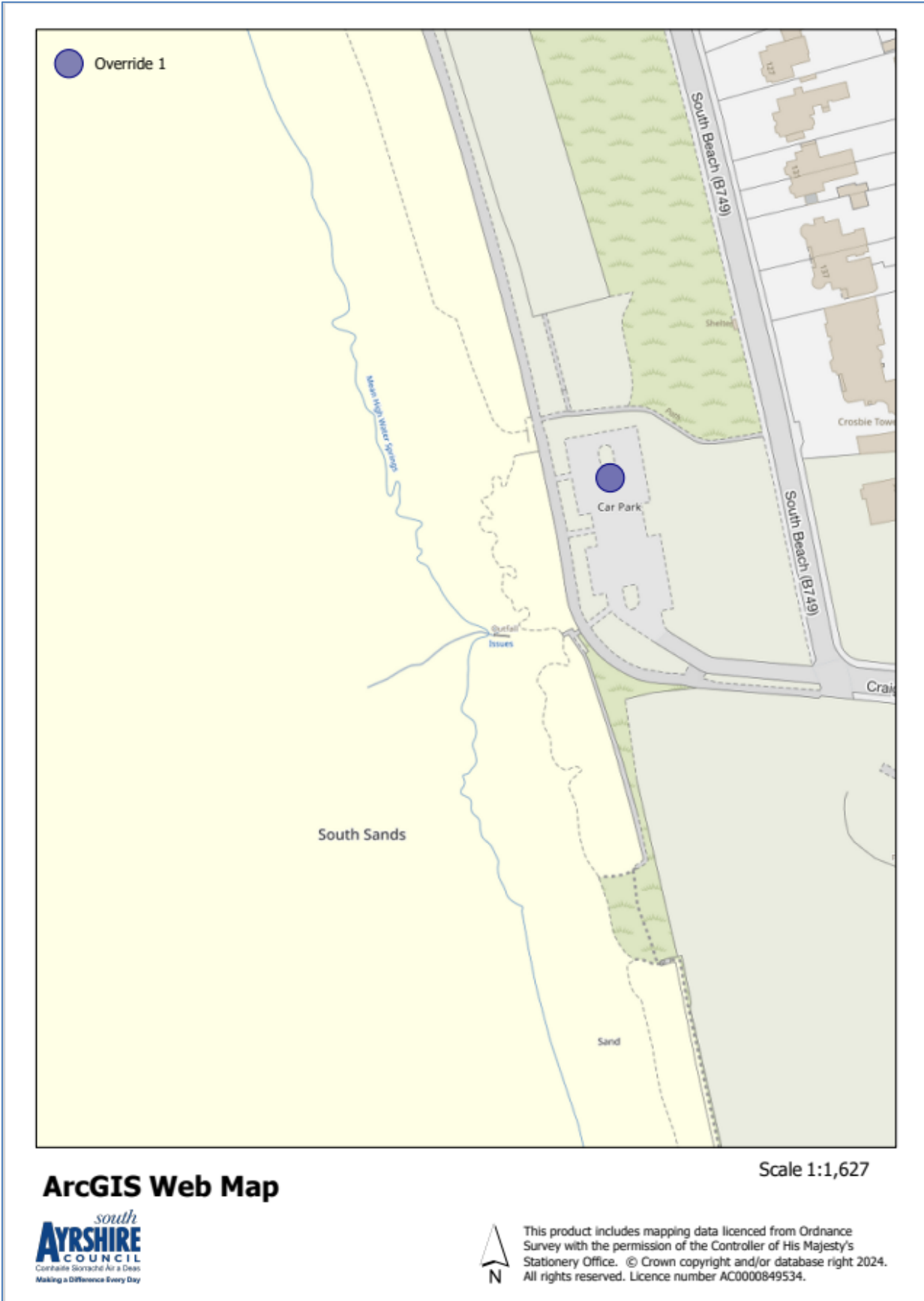
Appendix 1

Mobile Sauna Sites

Beach Road, Troon

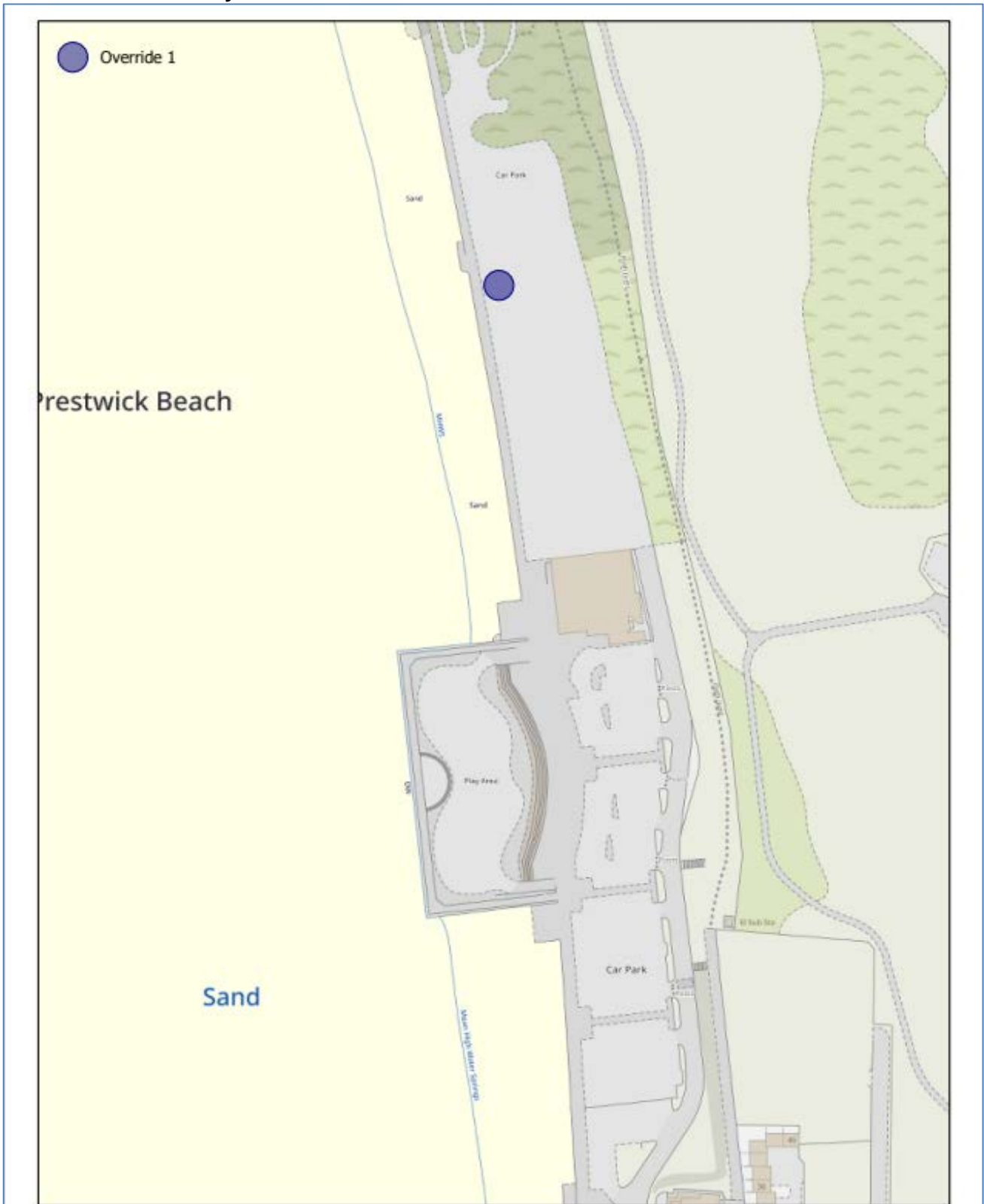


South Beach Car Park - Troon



General Vendor Site

Land behind Kidz Play



ArcGIS Web Map

Scale 1:1,859



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Appendix 2

South Ayrshire Council

Equality Impact Assessment Scoping



1. Proposal details

Proposal Title Variation of street trade licences	Lead Officer Tom Burns
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2. Which communities, groups of people, employees or thematic groups do you think will be, or potentially could be, impacted upon by the implementation of this proposal? Please indicate whether these would be positive or negative impacts

Community, Groups of People or Themes	Negative Impacts	Positive impacts
The whole community of South Ayrshire	No	Yes
People from different racial groups, ethnic or national origin.	No	No
Women and/ or men (boys and girls)	No	No
People with disabilities	No	No
People from particular age groups for example Older people, children and young people	No	No
Lesbian, gay, bisexual and heterosexual people	No	No
People who are proposing to undergo, are undergoing or have undergone a process to change sex	No	No
Pregnant women and new mothers	No	No
People who are married or in a civil partnership	No	No
People who share a particular religion or belief	No	No
Thematic Groups: Health, Human Rights, Rurality and Deprivation	No	Yes

3. Do you have evidence or reason to believe that the proposal will support the Council to:

General Duty and other Equality Themes	Level of Negative and/ or Positive Impact (high, medium or low)
Eliminate discrimination and harassment faced by particular communities or groups	-
Promote equality of opportunity between particular communities or groups	-
Foster good relations between particular communities or groups	-
Promote positive attitudes towards different communities or groups	-
Increase participation of particular communities or groups in public life	-
Improve the health and wellbeing of particular communities or groups	Medium
Promote the human rights of particular communities or groups	-
Tackle deprivation faced by particular communities or groups	-

4. Summary Assessment

Is a full Equality Impact Assessment (EQIA) required? (A full EQIA must be carried out on all high and medium impact proposals)	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Rationale for decision: <p style="text-align: center;">The proposal does not have a significant negative or positive impact on any particular group.</p>	
Signed : Tom Burns – Service Lead – Asset Management and CAT	
Date: 15 October 2024	Copy to equalities@south-ayrshire.gov.uk