

email communication to stakeholders, MP's and BIS :

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**Subject:** BIS Consultation URN12/605 & 606 Pedlary & Street Trading Law - politics

Date: 10 March 2013 13:09:49 GMT

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### **BIS Consultation URN12/605 & 606 Pedlary & Street Trading Law**

Please forward to the person responsible for replying to this government consultation.

#### **Government consultation deadline:**

You will be aware that the deadline for replies to the BIS consultation URN12/605 & 606 is this Friday 15 March 2013.

Pedlars.info continues awaiting reply from BIS to Briefing points and questions listed below. BIS Onikosi undertook 25 January to reply to the views of pedlars following which a meeting would be arranged to enable consultation response.

Pedlars have received no reply.

BIS has denied pedlars requested 3 month delay to the consultation deadline.

This alert is being forwarded to BIS Onikosi, councils, media, police, MP's and lobbyists as a matter of public record and will be joined with all HMG consultation as evidence of failed procedure & process making the consultation invalid and not fit for purpose as it is biased and devoid of adequate public scrutiny and participation.

Stakeholders are being stone-walled.

#### **MP's replies to constituent pedlars:**

It has come to pedlars.info attention that when pedlars write to their MP's (George Osborne, Vince Cable, Nia Griffith, Charles Hendry, Jacob Rees-Mogg, Dan Byles, Marcus Jones et al) the reply is a copy & paste from a BIS unit named BIS Ministerial Correspondence Unit. The replies are fallacious, vulgar, incompetent and strewn with emotive red-herrings using words such as archaic, unclear, and outdated red-tape all of this relies on all the sorts of irrelevant justification used by all those local and private business interests pitched against pedlary.

Pedlars.info has helped some pedlars needing an answer about how to reply to the consultation

but the BIS stock answer is "we are taking legal advice" or "we are referring the matter to Lord Green" etc and always without direct reply.  
Constituents are being stone-walled.

**What documents about the consultation should pedlars be aware of:**

Please be aware of these important documents - click each link:

- who are pedlars, why there are pedlars, and why keep a statute to protect pedlars and the public?

[23 November 2012 HMG declares WAR on centuries old Common Law](#)

- how government reasoning is devoid of principle in reversing good policy to amend?

[11 January 2013 Briefing & Questions to HMG / BIS](#)

- why BIS is getting it so wrong for pedlars and the people of UKGB and Europe?

[10 February 2013 Government BIS pedlar policy scrutiny](#)

- how pedlars have been helping HMG / BIS and how HMG /BIS have decided to not respond but to ignore good advice and the potential of a constitutional crisis?

[14 February 2013 Pedlars Act amendments as Third Option](#)

Pedlars have prepared a concise list of benefits and problems at the end of the latest articles.  
BIS has been sent all of the above but continue to stone-wall.

**Pedlars concerns are constitutional concerns:**

It is a failure of HMGUK to issue a consultation about the effect on 48 million + people of the UK population without the proper protocol of substantive Impact Assessment.

HMGUK prior to issuing URN12/605 should have made an accurate assessment both on the impact of the proposed repeal of the Pedlars Act and on pedlars becoming liable to only the criminal sanction of local authority regulation without the protection of the Crown.

HMGUK should have assessed the treasury impact of the necessary increase to local authority supervision and on the impact to national Border Control by the increase in service providers from all EU member states with EEA and ENP status.

HMGUK has failed through BIS to accurately interpret & apply the principle of the EU Services Directive. BIS proposes policy & regulation that contradicts the intention of the EU Services

Directive and thereby exposes the domestic UK population to effects contrary to Articles of the European Convention and those of the Services Directive.

**Why pedlars are finding it difficult to respond to the consultation:**

HMG/BIS has given pedlar stakeholders an undertaking that must be fulfilled to enable a coherent response.

BIS denies stakeholder pedlars a reasonable extension of time to consider the anticipated BIS reply to concerns and to then be able to consult and respond to the consultation.

The formal complaints procedure for the consultation has failed in its undertaking to respond to stakeholder pedlars.

The Secretary of State for BIS is not minded to call-in the consultation or to instruct BIS Counsel to meet with stakeholders concerning the Third Option policy.

The Graham Branton BIS consultation letter admits on behalf of HMG that his department "does not feel that we [BIS] have a clear understanding of the national picture" but goes on to propose mischievous piecemeal draft legislation to satisfy the delusion of "de-regulation and compliance".

In October 2007 the pedlars' Press Release discussed piecemeal legislation in A New Street Crime. Today in 2013 Manchester is un-regulated & overrun by rogue traders - pedlars are bullied off the now gang territory and 6 years on from the City of Manchester Act BIS intends implementing exactly this regime with this impact into legislation!

**what can I do as a pedlar today:**

If you as a pedlar are moved to reply to the consultation by Friday 15th March then this is the link to enable you to do this on-line:

Street trading and pedlar laws: compliance with the European Services Directive consultation - response form for England and Wales only (DOC, 151 Kb)

tick **micro-business** box

tick **NO** to question 1

add this comment:

**HMG admits that it does not have a clear understanding of the national picture and by such admissions rules itself incompetent to draft national legislation.**

**The remaining consultation questions are unreasonably biased and irrelevant to stakeholder pedlars.**

**The impact assessment is pathologically delusional.**

**I urge the Secretary of State to call-in URN12/605 and URN12/606 and engage in stakeholders Third Option Policy with its national legislative amendments.**

scroll to the end of the document and tick the box **please acknowledge this reply.**

then call Rachel Onikosi **020 7 215 5898** for her to confirm receipt

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