

**COMHAIRLE CONTAE ÁTHA CLIATH THEAS
SOUTH DUBLIN COUNTY COUNCIL**

Meeting of County Council



Monday, 8th December 2025

HEADED ITEM NO. 9

**Chief Executive Report on the Proposed Revision of the Casual Trading
Byelaws.**

Casual Trading within the administrative area is currently regulated by the South Dublin County Council Casual Trading Byelaws 2016.

Section 6(1) of the Casual Trading Act 1995 (the Act) provides a statutory requirement for each local authority to make byelaws in relation to the control, regulation, supervision, and administration of casual trading.

Section 6(9) of the Act provides that the making of Casual Trading Byelaws is a reserved function of the Council.

The procedure for making Casual Trading Byelaws is prescribed in Section 6 of the Act and includes a public consultation process.

Pursuant to the requirements of the relevant legislation, South Dublin County Council gave notice that a review of the Casual Trading Byelaws made under the Casual Trading Act 1995 would be undertaken:

The proposals are:

- **Locations for Casual Trading** - whether the existing trading areas are considered appropriate
- **Type of Goods** – whether the existing goods that can currently be traded remain adequate
- **Trading Times** – whether trading times be specified in each licence / location
- **Appropriate Fees** - whether the current fees being charged are appropriate
- **Preferred Licences** - Whether “preferred licences” should be offered i.e. Licence issued in preference for locally/regionally produced food products or arts/crafts of exceptional quality

The Draft Revision of the Casual Trading Byelaws was available for inspection online on the Council’s Public Consultation Portal website (<http://consult.sdublincoco.ie>) during the period from **5th September 2025 to 3rd October 2025**. Printed versions were available for inspection at County Hall, Tallaght, Dublin 24 and Clondalkin Civic Centre, Ninth Lock Road, Clondalkin, Dublin 22 during office hours from **5th September 2025 to 3rd October 2025**.

Submissions or observations with respect to the proposed revision of the Casual Trading Byelaws could be made in writing up to **4pm on 3rd October 2025** and could be submitted either via:

Online Submissions: <http://consult.sdublincoco.ie>

or Post to: Senior Executive Officer, Climate Action,
South Dublin County Council, County Hall, Tallaght, Dublin 24 YNN5.

1. Introduction

1.1 Purpose of the Report

The purpose of this Chief Executive's Report is to present the outcome of the public consultation process, to consider and respond to submissions made during the consultation period and to make recommendations in relation to the proposed revision of the Casual Trading Byelaws where appropriate.

1.2 Structure of the Report

This report provides the following:

- An introduction including details on the purpose of the report and an outline of the public consultation process that was carried out.
- Description of Proposed Revision of the Casual Trading Byelaws
- List of submissions received during the consultation period.
- A summary of the issues raised in the submissions made during the consultation period and the Chief Executive's responses and recommendations.
- Recommendation as to whether or not the proposed revision of the Casual Trading Byelaws should be proceeded with as proposed, or as varied or modified as recommended in the report, or should not be proceeded with, as the case may be.

1.3 Outline of the Public Consultation Programme

1.3.1 Non – Statutory Consultation

Elected members were contacted by email advising them of the upcoming review of the Casual Trading Byelaws and had the opportunity to provide informal feedback prior to the period of public consultation.

Advertisements encouraging submissions for the SDCC review of the Casual Trading Byelaws via radio.

Notices published in local newspaper.

1.3.2 Statutory Consultation

The proposed revision of the Casual Trading Byelaws and related documents were placed on public display for the statutory period from **5th September 2025 to 3rd October 2025**.

Documentation related to the proposed revision of the Casual Trading Byelaws were made available for inspection online on the Council's Public Consultation Portal website (<http://consult.sdublincoco.ie>) during the period from **5th September 2025 to 3rd October 2025**. Printed copies were available for inspection at County Hall, Tallaght, Dublin 24 and Civic Centre, Clondalkin, Dublin 22 during office hours from **5th September 2025 to 3rd October 2025**.

Submissions or observations with respect to the proposed revision of the Casual Trading Byelaws could be made in writing up to **5pm on 3rd October 2025** and could be submitted either via:

Online Submissions: <http://consult.sdublincoco.ie>

or Post to: Senior Executive Officer, Climate Action,

South Dublin County Council, County Hall, Tallaght, Dublin 24 YNN5.

Submissions were requested to be by one medium only. All submissions were to include a name and a contact address. It should be noted that the Freedom of Information Act, 1997-2006 (as amended) applies to all records held by South Dublin County Council. South Dublin County

Council's Personal Data Privacy Statements can be viewed at www.sdcc.ie and all personal data will be retained in line with statutory requirements.

- A total of 7 submissions were received.

2. Proposed Revision of Casual Trading Byelaws

2.1 Overview Description of the Proposed Revision of the Casual Trading Byelaws

As part of the review of the Casual Trading Byelaws, SDCC sought feedback in the following areas, via the public consultation process:

- **Locations for Casual Trading** - whether the existing trading areas are considered appropriate
- **Type of Goods** – whether the existing goods that can currently be traded remain adequate
- **Trading Times** – whether trading times be specified in each licence / location
- **Appropriate Fees** - whether the current fees being charged are appropriate
- **Preferred Licences** - Whether “preferred licences” should be offered i.e. Licence issued in preference for locally/regionally produced food products or arts/crafts of exceptional quality

2.2 Plans and Details

Details related to Casual Trading within the SDCC administrative area, and the proposed revision of the Casual Trading Byelaws are available at the following links:

[Casual Trading - SDCC](#)

[Review of Casual Trading Byelaws | South Dublin County Council's Online Consultation Portal](#)

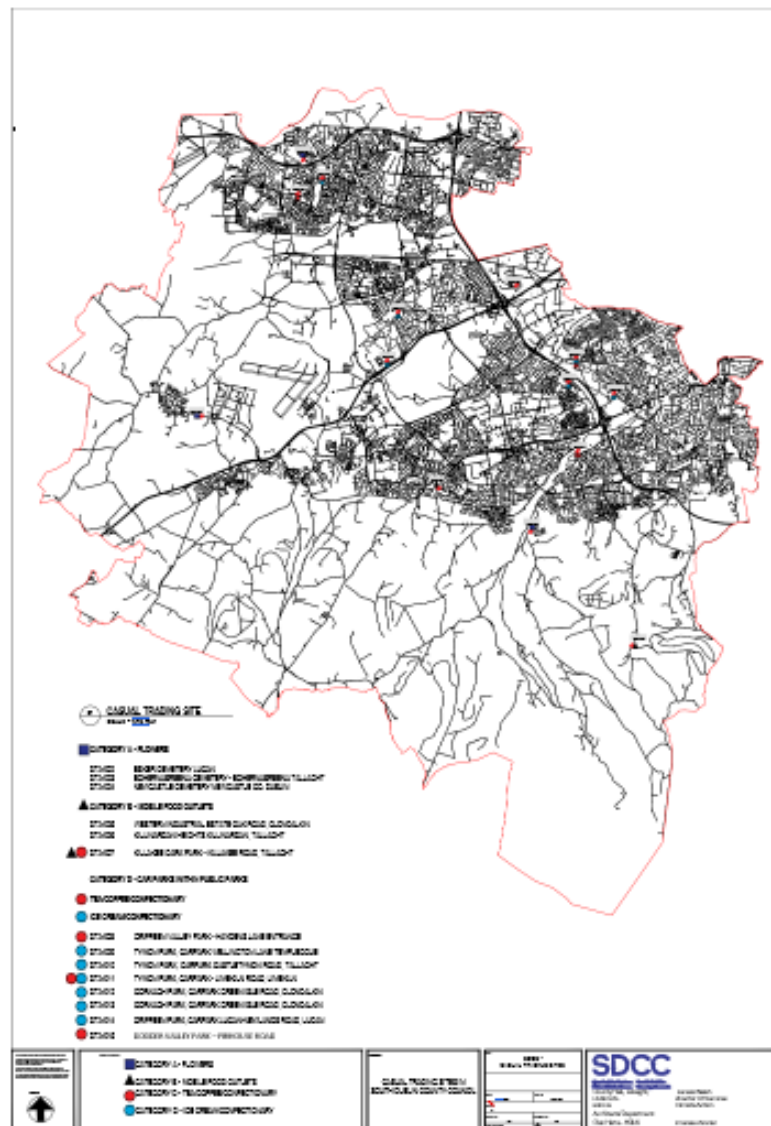
2.3 Map of the current Casual Trading locations within SDCC administrative area

The Casual Trading locations, as designated by the 2016 Casual Trading Byelaws are available to view at the following link:

[Casual Trading Locations, as designated by the 2016 Casual Trading Byelaws](#)

2.4 Map of the Proposed 2026 Casual Trading Byelaws

The map of the proposed Casual Trading locations, following a review of the Casual Trading Byelaws is viewable as part of this headed Item on CMAS:



3. **Public Consultation Process**

3.1 **List of Submissions**

7 submissions below were received during the specified period of the public consultation in respect of the proposed revision of the Casual Trading Byelaws:

- **SD-C385-CT925-1** Cllr Justin Sinnott via Consultation Portal
- **SD-C385-CT925-2** Cllr Francis Timmons via Consultation Portal
- **SD-C385-CT925-3** Sean C via Consultation Portal
- **SD-C385-CT925-4** Sarah Flood via Consultation Portal
- **SD-C385-CT925-5** Cllr Brian Lawlor via Consultation Portal
- **SD-C385-CT925-6** Emma Killeen via written submission
- **SD-C385-CT925-7** Sonata Turskiene via written submission

Table 1: Breakdown of Issues Raised in Submissions

Issue No.	Theme	Summary of Comments
1	Locations for Casual Trading	Casual Trading locations should be situated in locations that provide sufficient trading opportunities. Casual Trading locations should not be situated in locations that are in the immediate vicinity of rate paying businesses that trade similar items.
2	Appropriate Fees	Casual Trading fees should be set at a level that is viable for Casual Traders and SDCC.
3	Type of Goods to be Traded	Goods produced locally should be prioritised for seasonal and event trading licences.
4	Preferred Licences	Preferred Licences should be offered for seasonal and event trading licences.

3.2 Summary and Categorisation of Issues Raised and Chief Executive's Responses

This section presents an analysis of the submissions and includes a summary of each of the issues raised and the responses and recommendations of the Chief Executive.

The responses of the Chief Executive have been framed taking account of the statutory obligations of the local authority, relevant Government and Ministerial guidelines and the proper planning and sustainable development of the area.

Issue 1. Locations

The below locations were suggested for inclusion as designated Casual Trading locations. All locations submitted were reviewed cross-departmentally and considered pending site suitability and location specifications.

- Footpath outside Brú Chrónáin, Clondalkin

Chief Executive's Response

Submission Noted. Not a suitable area for an annual Casual Trading licence due to proximity to vehicular traffic.

- Open space outside the Civic Offices in Clondalkin;

Chief Executive's Response Submission noted. Not a suitable area for an annual Casual Trading licence due to proximity to rate paying businesses.

- On the paved space at Vision Ireland/Clondalkin Credit Union.

Chief Executive's Response Submission noted. Not a suitable location for an annual Casual Trading licence due to proximity to rate paying businesses.

- In Pope Lane, Clondalkin.

Chief Executive's Response Submission noted. Not a suitable location for an annual Casual Trading licence due to proximity to rate paying business and access routes. SDCC will consider this location for seasonal/event trading, subject to demand.

- Dodder Valley Park, Firhouse Road, Coffee Van

Chief Executive's Response Submission recommended. It is proposed to include Dodder Valley Park, Firhouse Road entrance as a Casual Trading location.

- Killakee Viewing point add coffee dock to site along with current ice-cream van.

Chief Executive's Response Submission recommended. It is proposed to include a Casual Trading licence for the sale of tea/coffee at this location.

Dodder Valley Car Park, Old Bawn Road entrance, Tea/Coffee

Chief Executive's Response

Submission noted. Not considered a suitable location for a Casual Trading Licence due to the presence of rate paying businesses in close proximity, offering similar products to the public.

The following locations were suggested for removal as designated Casual Trading locations:

- Killinarden Ring Road

Chief Executive Response:

Submission noted. Following a review, it is proposed that the location remains designated for Casual Trading due to existing demand. SDCC will monitor the demand for Casual Trading at this location.

- Griffeen Valley Park

Chief Executive's Response

SDCC has made substantial investments in parks throughout the county. Griffeen Valley Park serves as an example of these improvements, incorporating a coffee shop within the Lucan Leisure Centre that is accessible to the public. SDCC now proposes to relocate the existing tea and coffee provision from the current casual trading location to the alternate car park at Hayden's Lane entrance. This relocation is intended to ensure that park users have convenient access to tea and coffee at the principal entry point to both main car parks.

Issue 2.

The issue relates to the following:

- Appropriate Fees to be charged.

Chief Executive's Response

Submission Recommended. SDCC will ensure that fees for Casual Trading Licences are set at a level that is both attractive to casual traders and commercially viable for SDCC. In determining these fees, consideration has been given to the wider commercial environment, including businesses that pay commercial rates and operate throughout the county.

Issue 3.

The issue relates to the following:

- Type of Goods to be Traded

Chief Executive's Response:

Submissions noted. Seasonal and Event Casual Trading Licences will include a provision to prioritise locally produced goods.

Issue 4.

The issue relates to the following:

- Preferred Licences

Chief Executives Response and Recommendation:

Submission noted. SDCC currently provides Preferred Licences for seasonal and event trading and there is no proposal to change this provision.

Additional comments raised during Public Consultation:

All vendors must have defibrillator on site.

Chief Executive's Response: Submission noted. There is no legislative mandate for an employer to have an automatic external defibrillator (AED). As it is not a legal requirement, SDCC would not be in a position to enforce this suggested requirement.

Insurance / Provision of Umbrella Insurance

Chief Executive's Response:

Submission noted. Each Casual Trading Licence holder is required to comply with the insurance requirements outlined in Section 17 of the Casual Trading Regulations. It is the responsibility of each licence holder to obtain their own insurance.

Health and Safety, Edible Goods

Chief Executive's Response:

Submission noted. As outlined in Section 1 of the Casual Trading Regulations, licence holders licenced to trade in foodstuffs must be registered with the Health Services Executive (HSE) as a food business establishment and must comply with the requirements of the HSE Environmental Health Office and/or the Food Safety Authority of Ireland, as appropriate, in relation to the statutory control of food.

Annual Consultation with Casual Trading Licence Holders

Chief Executives Response and Recommendation:

Submission noted. SDCC consults annually with Casual Trading Licence holders during the renewal period for annual licences.

Appropriate access to sanitation, bins and water.

Chief Executive's Response:

Submission noted. These requirements are outlined under Sections 14 and 15 of the Casual Trading Regulations.

Impact assessment on existing permanent businesses who are paying commercial rates should be considered.

Chief Executive's Response:

Submission noted. The relationship between Casual Trading and rate paying businesses has been considered throughout each stage of the review process.

3.3 Other Proposed Chief Executive Amendments to Casual Trading Byelaws

In July 2025, the Enforcement and Licensing section, in the Climate Action directorate, commenced an internal review of the SDCC Casual Trading Byelaws. Enforcement and Licensing staff engaged with internal departments and other local authorities as part of this process. The internal recommended that the following amendments be made to the SDCC Casual Trading Byelaws:

- Proposed modification of existing Casual Trading locations at Griffeen Valley Park.
- Proposed removal of tea/coffee offering at existing Casual Trading locations at Tymon Park (Wellington entrance) and Corkagh Park (St John's entrance)
- Insurance requirements updated following consultation with IPB (public liability figure).
- Enhanced Waste Management requirements.
- Revised specifications for height requirements of vehicles / stalls.
- Provision for SDCC to trial new Casual Trading locations.

4.0 Assessment as to whether the proposed review of the Casual Trading Byelaws is consistent with SDCC policies

SDCC Corporate Plan 2025-2029

The proposed revision of the Casual Trading byelaws supports the following Corporate Plan Goals:

A Better Place – Manage the county’s parks and open spaces to deliver economic, environmental, and social benefits that cater to the full diversity of our communities.

A Thriving Economy – Proactively develop capabilities and create a dynamic business environment to support and grow business.

SDCC Local Economic and Community Plan 2024-2030

The proposed revision of the Casual Trading byelaws aligns with the SDCC Local Economic and Community Plan 2024 – 2030 through the following:

Goal 1 – for the County of South Dublin to become a better place in which to live and work.

Objective 1.4 – Enhance the citizen and visitor cultural experience of South Dublin through arts, culture, heritage and tourism.

Action 1.4.6 – Support community-based and local businesses in the cultural, craft and tourism related sectors.

5.0 Chief Executive’s Recommendation

Following recommendation of the members of the Environment, Public Realm and Climate Change SPC, the 2026 Draft Casual Trading Byelaws as published, are now before the Council for making.

It is recommended that the Casual Trading Byelaws be reviewed after a period of three years.

5.1 Resolution

The making of Byelaws is a reserved function in accordance with Section 200 Local Government Act 2001. The Local Authority may

- make the Byelaws either in accordance with the draft Byelaws, or subject to such changes as the Local Authority may make at its discretion, or
- Not make the Byelaws

The following resolution will be required for the Casual Trading Byelaws to be approved:

“It is hereby resolved that the County Council of South Dublin (hereafter referred to as ‘the Council’) in exercise of the powers conferred by Section 200, Local Government Act 2001 and Section 6 (9) of the Casual Trading Act, 1995, hereby make the Casual trading Byelaws, as amended in the foregoing report and as per the attached draft Casual Trading Byelaws.”

If the resolution is passed the Casual Trading Byelaws will come into operation on not less than 30 days after its making.