

# TRAFFORD COUNCIL STREET TRADING POLICY 2022

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## DEFINITIONS

“Appointed Nominee” means a duly Authorised Officer in the Place Directorate

“Authorised Officer” means an Officer authorised on behalf of the Council

“Council” means Trafford Council

“Consent” means a consent to trade on a street granted by the Council

“Consent Holder” means the person or company to whom the consent to trade has been granted by the Council

“Consent Street” means a street in which street trading is prohibited without the consent of the Council

“Prohibited Street” means a street in which street trading is prohibited.

“Street” includes: (i) Any road, footway, beach or other area to which the public have access without payment. (ii) A service area as defined in Section 329 of the Highways Act 1980.

“Street Trading” means the selling or offering or exposing for sale of any article (including a living thing) in any street.

“The Act” means the Local Government (Miscellaneous Provisions) Act 1982

## SECTION A - POLICY AND DECISION MAKING

### 1.0 INTRODUCTION

1.1. Trafford Council have adopted Schedule 4 to the Local Government (Miscellaneous Provisions) Act whereby all streets within the Council boundary, which includes any area to which the public have access without payment, have all been determined as being either 'consent' or 'prohibited' streets.

1.2 This means that anyone who wishes to trade on the streets in Trafford must do so with a valid street trading consent. Prohibited streets, where trading on the streets is not permitted, are listed in Appendix 1.

1.3 As the statutory definition of "street" includes any land to which the public have access without payment, private land to which the public has free access is also included and a valid street trading consent will be required.

1.4 The Act allows the council to set different fees for different types of licence or consent and, in particular, but without prejudice to the generality of this sub-paragraph, may determine fees differing according to:

- (a) the duration of the licence or consent;
- (b) the street in which it authorises trading; and
- (c) the descriptions of articles in which the holder is authorised to trade.

1.5 As a consequence of the provisions outlined in 1.4 above, Trafford Council, in addition to street trading consents, also issue licensed pitch consents. The fees for these consents are outlined at Appendix 2.

1.6 There are a number of statutory exceptions from these controls. The following activities are therefore not regarded as street trading for the purposes of Trafford's street trading conditions:

- a) Trading by a person acting as a pedlar under the authority of a pedlar's certificate granted under the Pedlars Act 1871;
- b) Anything done in a market or fair; (the exemption applicable to markets applies only to those chartered or statutory markets and where a market has been established under Part III of the Food Act 1984 or other statutory provision). For temporary markets, fairs or events operating on Council land, relevant fees will need to have been paid by the organiser of the market or fair before permission to trade is granted by Trafford Council.
- c) Trading in a trunk road picnic area as defined in Section 112 of the Highways Act 1980;
- d) Trading as a news vendor (newspapers and periodicals), trading which is carried on at premises used as petrol filling station or is carried on at premises used as a shop or in a street adjoining premises so used and as part of the business of the shop;
- e) Selling things as a roundsman e.g. milkman; and
- f) Trading in a location where members of the public cannot freely gain access;

1.7 The Act provides that the Council may grant an application to a person aged 17 years or over for a street trading consent if they see fit.

1.8 The Act also provides that, on the grant of a consent the Council may attach conditions to that consent in order to ensure that trading is carried out in an appropriate manner.

1.9 The conditions detailed in Appendix 3 set out the normal requirements and standards that must be met. In exercising its discretion in carrying out its regulatory functions, the Council will have regard to this document. However each application or enforcement action will be considered on its own merits.

1.10 If trading in a park owned by the Council, then the applicant or holder must obtain permission from the appropriate department for the parks – contact the Green Space team at [greenspaceapplications@trafford.gov.uk](mailto:greenspaceapplications@trafford.gov.uk)

In the future, a tendering process may be introduced for securing a site/pitch on any of Trafford's Greenspace, including Parks. Should this be introduced, we will inform all current vendors within the parks of our intentions and as far as is possible, advertise our intentions to other operators.

1.11 The purpose of this policy is to outline how the Council regulates street trading and considers applications for street trading consents.

1.12 The Council will formally review this street trading policy periodically and where revisions are made, the Council will publish a statement of such revisions on the Council's website.

## **2.0 DELEGATED AUTHORITY/APPROVAL OF APPLICATIONS**

2.1 In accordance with the Council's constitution, the Director of Place, or their appointed nominee, has the authority to grant street trading consents which meet the following criteria:

- a) the applicant must be over 17 years of age and entitled to work in the UK;
- b) the application must be submitted to the Licensing Section on the prescribed form with all the required documentation, photographs etc;
- c) the applicant must submit insurance covering the vehicle for Street Trading;
- d) the application must be accompanied by the relevant fee;
- e) evidence of gas safety certificate (where applicable);
- f) evidence of food hygiene rating (where applicable);
- g) written confirmation from the landowner of permission to use private land. You may also require planning permission, as the current planning permission may not cover the supply of goods covered by a street trading consent.

2.2 Where an application is approved, the Council will issue a street trading consent to which conditions detailed in Appendix 3 will be attached. Additional conditions may be attached if any special circumstances as determined by the Licensing Team Leader apply to the consent being granted by the Council.

2.3 The conditions attached to the consent form part of the approval to carry out street trading in Trafford. These conditions must be complied with at all times and failure to do so may result in the consent being either revoked or not renewed.

2.4 A street trading consent will be issued for a maximum period of 12 months and will commence on the date stated on the consent.

2.5 The consent will expire on the date identified on the street trading consent when the street trading consent is issued.

## **3.0 SITE ASSESSMENT**

3.1 Schedule 4, Paragraph 7(5) of The Act allows conditions to be attached to street trading consents to prevent obstruction of the street or danger to persons using it, or to prevent nuisance or annoyance (whether to persons using the street or otherwise). In deciding whether to attach such conditions the Council will take into consideration the following factors:

3.1.1 Public Safety - The location of the proposed street trading activity should not present a significant risk to the public in terms of road safety, obstruction and fire hazard. The term 'public' refers to customers of the street trading activity and other members of the public using the street.

3.1.2 Public Order - The street trading activity should not present a risk to good public order in the locality in which it is situated. Observations from Greater Manchester Police will be taken into consideration.

3.1.3 Avoidance of Nuisance - The street trading activity should not present a significant risk of nuisance from noise, smells, fumes, rubbish, litter or the harbourage of vermin to households or businesses in the vicinity of the proposed street trading site. Observations from Officers of the Council will be taken into consideration.

3.1.4 Needs of the Area - The provision of other trading outlets will be taken into consideration in relation to;

- a) The presence of like outlets already existing in the immediate locality of the proposed street trading site;
- b) The general needs of a locality, should no comparable outlets exist. Applicants will have to demonstrate to the Council the need for the proposed street trading activity in relation to the above points

3.1.5 Compliance with Legal Requirements - The proposed street trading activity should be carried out in full compliance with any relevant legislation.

## **4.0 ENFORCEMENT**

4.1 The Council will actively enforce the provisions of street trading legislation within its area, including routine checks and monitoring of the streets, within the boundary, to ensure compliance with the street trading conditions. All enforcement activities will be carried out in accordance with the Council's Enforcement and Prosecution Policy.

## **5.0 REFUSAL, SUSPENSION OR REVOCATION OF A CONSENT**

5.1 If the holder fails to comply with any of the street trading conditions detailed in Appendix 3, it may be revoked and the holder may be liable to prosecution.

5.2 If the Director of the Place Directorate or his appointed nominee decides to refuse or revoke a street trading consent, the applicant will be notified within 10 working days of that decision giving reasons for the refusal and any plate issued must be returned to the Council.

## **6.0 COMPLAINTS PROCEDURE**

6.1 The Council has a corporate complaints procedure copies of which are available on the Council's website <http://www.trafford.gov.uk/about-your-council/complaints/complaints.aspx>

## **7.0 GENERAL INFORMATION**

7.1 The Council will not grant a street trading consent to a person under 17 Years of age.

7.2 Consent holders will allow Authorised Officers and police officers access to the vehicle, trailer, stall or other trading unit at all reasonable times.

7.3 The conditions attached to all street trading consents stipulate that a holder may not assign, sub-let, or part with interest or possession of a street trading consent.

7.4 The Council may from time to time vary the street trading conditions.

7.5 Any person or their representatives operating under a street trading consent must abide by the street trading conditions.

## **SECTION B - PROCESS FOR SUBMISSION, CONSIDERATION AND ISSUE OF APPLICATIONS**

### **1.0 PROCEDURE FOR DETERMINING STREET TRADING CONSENT APPLICATIONS**

1.1 We will grant an application unless there are grounds for refusal. Grounds for refusal are given in appendix 4.

### **2.0 SUBMISSION OF APPLICATIONS**

2.1 An application for a street trading consent must be made to the Council in writing using the appropriate application form. The following documents must be submitted with the completed application form

- Proof of National Insurance Number
- Proof of Public Liability Insurance up to £5 million
- 1 Form of identification dated within last 3 months only – i.e. gas/electric/water or council tax invoice (no mobile phone bills or arrears letters accepted)
- 1 Current colour passport style photograph of applicant
- 1 Colour photograph of catering unit/vehicle to be used
- Details of any employees (inc. National Insurance Numbers)
- A copy of your National Food Hygiene Rating Scheme (FHRS) certificate (all traders must be registered, prior to any trading) (where applicable)
- A copy of your current Gas Safety certificate to show that any gas appliances, flues, pipework and safety devices have been inspected and tested by a competent person within the last twelve months (where applicable)
- If your prospective pitch is on private land we will require written confirmation that you have the permission of the landowner. Please note that you may also require planning permission, as the current planning permission may not cover the supply of goods covered by a street trading consent.

2.2 Failure to submit all of the above documentation will prevent the application being processed.

2.3 The holder must present his vehicle, stall, trailer or other trading unit used for street trading for inspection by an Authorised Officer at a time and place designated by that Officer.

### **3.0 ISSUE OF STREET TRADING CONSENTS**

3.1 Temporary street trading consents can only be granted in respect of particular types of operations in conjunction with specific events taking place in Trafford. The application should be made by the event organiser,

but if this is not possible, by the individual applicant. The fee for temporary street trading consents will be determined on application and will take into consideration matters such as size of unit, items being sold, footfall for the event, location and type of event.

#### **4.0 FEES, CHARGES AND REFUNDS**

4.1 Full details of street trading fees, charges and refunds are detailed in Appendix 2.

#### **5.0 CONSULTATION ON APPLICATIONS MADE**

5.1 Before a street trading consent is granted, the Council may carry out a process of consultation with various persons and groups including GMP, GMFRS, Environmental Health, Planning and Community Safety. In particular, the Highway Authority will be consulted when appropriate.

#### **6.0 OBJECTIONS TO APPLICATIONS**

6.1 Objections or complaints received to the Council regarding a street trading consent will be duly considered by The Director of Place or his Appointed Nominee and if upheld may result in the revocation or refusal of the consent

## Appendix 1

### Prohibited Streets

#### **STREET TRADING CONSENTS – PROHIBITED STREETS**

Trafford Council prohibits street trading in the following designated areas of the Borough. Any person contravening this requirement may be prosecuted.

#### **A560**

(Altrincham Only)

Kingsway (Old Market Place to Post Office Street)  
Shaftesbury Avenue  
Stamford Street

#### **A56 – ALTRINCHAM**

Church Street  
Dunham Road  
Manchester Road  
Old Market Place

#### **ALTRINCHAM**

Ashley Road (from Railway Street to Hale Road)	A538
Ashley Road (Hale Road to Stamford Road)	A538
Barrington Road	B5164
Brewery Street	
Brook Lane (Foxhall Road to Moss Lane)	C160
Brooks Drive (Shaftesbury Ave for distance of 100 metres)	
Central Way	
Cross Street	
Delamer Road (Bowdon Boundary to The Downs)	C159
Greenwood Street	
George Street	
Goose Green	
Grosvenor Road	C160
Hale Road	A538
High Street (from Market Street to its Easterly End)	
The Access Road (between High Street and Post Office Street, which is adjacent to the easterly boundary of the Multi-storey Car Park)	
Kingsway	C158
Market Street	C157
Moss Lane	C160
Navigation Road	C156
Oxford Road	B5165
Park Road (A56 through to Stockport Road)	
Police Street	
Post Office Street	
Pot Street	
Railway Street	
Regent Road (from Market Street to Stamford New Road)	
Shaws Road	

Sinderland Road (A56 to Dunham Massey Boundary)	C102
Stamford Street	
Stamford New Road	A538
Stockport Road (Woodlands Road to Baguley Roundabout)	B5165
The Downs (Delamer Road to Railway Street)	C159
The Causeway	
Thorley Lane (Stockport Road to Delahays Road)	B5165
Wellington Road	C157
Woodlands Parkway (Wellington Road to Foxhill Road)	C160
Woodlands Road	

\*\* In addition to the above, all streets within the following boundaries are designated "prohibited" streets:-

Altrincham Market Street, Kingsway, Stamford Street, Stamford New Road, Goose Green Conservation Area (with the exception of any street or part of street owned or maintainable by the British Railway Board), Regent Road from Stamford New Road to Market Street (as delineated upon drawing no: E/6182/6/2). Lloyd Street between Railway Street and Denmark Street and Moss Lane from Stamford New Road to a point east of the Railway Bridge.

Copies of the above mentioned drawing may be inspected at Trafford Council, Engineering and Planning Department, Trafford Town Hall, Talbot Road, Stretford, Manchester M32 0TH.

#### **HALE**

Ashley Road (Stamford Road to Victoria Road)	B5163
Ashley Road (Victoria Road to Park Road)	B5357
Broomfield Lane (Victoria Road to Hale Road)	B5163
Delahays Road	A5144
Hale Road	A538
Heather Road (South Downs Road to Ashley Road)	B5162
South Downs Road (Bowdon Boundary to Heather Road)	B5162
Victoria Road (Broomfield Lane to Ashley Road)	B5163
Victoria Road (Hale Road to Broomfield Lane)	C162

#### **WARBURTON**

Bent Lane	A6144
Dunham Road	B5160
Paddock Lane (from Bent Lane to Warburton Lane)	A6144
Paddock Lane (Townfield Lane to Bent Lane)	C101
Warburton Lane	A6144
Townfield Lane (Bent Lane to Toll Gate)	B5159

#### **SALE**

Ashfield Road	C153
Ashton lane (A56 to Carrington Lane)	B5166
Benbow Street	
Brooklands Road (Marsland Road to Baguley Boundary)	C152
Carrington Lane (Harboro Road to Ashton Lane)	B5166
Carrington Lane (Junction of Harboro Road to Carrington Boundary)	A6144
Chapel Road (Tatton Place to School Road)	C153
Claremont Road (School Road to Ashfield Road)	
Cranleigh Drive	B5166
Cross Street	A56
Curzon Road	

Dane Road (A56 to Old Hall Road)	B5379
Eden Place	
Friars Road (from Sibson Road North to its Cul-de-Sac End)	
Hayfield Street	B5166
Hereford Street	
Harboro Road (Harboro Way to Carrington Lane)	A6144
Harboro Way	
Hope Road (Northenden Road to Marsland Road)	C154
John Street	
Marsland Road Gyratory System, Sale Moor which includes:-	
Baguley Road and part of Northenden Road	A6144
Northenden Road (School Road to Sale T.C. Gyratory System)	B5166
Old Hall Road (Northenden Road to Dane Road)	A6144
Oaklands Drive	B5166
Orchard Place	
Partington Place	
School Road	B5166
Sibson Road	B5166
Springfield Road	B5166
Tatton Place (Tatton Road to Chapel Road)	C153
Tatton Road (School Road to Ashfield Road)	C153
Washway Road	A56
Wilson Street	
Wynnstay Road	

\*\* In addition to the above, all streets within the following boundaries are designated "prohibited" streets:-

Washway Road from Sibson Road to School Road, Cross Street from School Road to Ashfield Road, Tatton Road from Ashfield Road to School Road, Springfield Road from School Road to Sibson Road, Sibson Road (as delineated upon drawing no: E/6183/5).

Copies of the above mentioned drawing may be inspected at Trafford Council, Engineering and Planning Department, Trafford Town Hall, Talbot Road, Stretford, Manchester M32 0TH.

### **URMSTON**

Crofts Bank Road	B5214
Davyhulme Road	B5214/A5158
Flixton Road (Bowfell Road to Station Road)	
Greenfield Avenue	
Guildford Road (from Lostock Road to junction of Westminster Road)	
Hayeswater Road (inc. Hayeswater Circle)	B5158
Hilton Avenue	
Kingsway Park (from Queensway junction to Lostock Road junction)	
Lostock Road (from Lostock Circle to junction of Conway Road)	
Moorfield Walk	
Moorside Road (from Denstone Road to Crofts Bank Road)	B5158
Moorside Road (Bowfell Road to Hayeswater Road)	B5158
Moss Vale Road	
Park Avenue	
Park Road	
Primrose Avenue	
Queensway	
Railway Road (Crofts Bank Road to Greenfield Avenue)	
Station Road	B5214

Winifred Avenue

\*\* In addition to the above, all streets within the following boundaries are designated  
“prohibited” streets:-

Golden Hill Park, Moorside Road from Denstone Road to Crofts Bank Road, Crofts Bank Road from Moorside Road to Primrose Avenue, Primrose Avenue to Railway Road, Railway Road from Greenfield Avenue to Crofts Bank Road, Flixton Road from Crofts Bank Road to Park Road, Park Road (as delineated upon drawing no: E/6183/4).

Copies of the above mentioned drawing may be inspected at Trafford Council, Engineering and Planning Department, Trafford Town Hall, Talbot Road, Stretford, Manchester M32 0TH.

### **BOWDON**

Bow Green Road	B5161
Cavendish Road (from The Firs to Delamer Road)	C159
Charcoal Road	B5160
Delamer Road	C159
Dunham Road	A56
Devisdale Road	
Langham Road (Church Brow to Bow Green Road)	B5160
Langham Road (Bow Green Road to Stamford Road)	B5161
Park Road	B5160
South Downs Road	B5162
St Margarets Road	
The Firs	C159

### **PARTINGTON**

Manchester Road	A6144
Manchester Road By-Pass	A6144
Warburton Lane	A6144

### **DUNHAM MASSEY**

Charcoal Road	B5160
Dunham Road	B5760
Moss Lane (from Sinderland Lane, Covershaw Bridge Towards Partington)	C102
Paddock Lane (Dunham Road to Station Road)	B5160
Station Road (Woodhouse Lane to Paddock Lane)	B5160
Woodhouse Lane (Charcoal Road to Station Road)	B5160

### **CARRINGTON**

Carrington Lane	A6144
Flixton Road (Carrington Road to Carrington Lane)	B5158
Manchester Road	A6144

### **STRETFORD**

Adlington Drive	
Avondale Road	
Barlow Road	
Brian Statham Way (previously Warwick Road)	
Buckingham Road	
Chester Road	A56
Chester Road Lay-by (between Chorley Street & Sir Matt Busby Way)	B5218
Chorlton Road	B5218

Chorley Street (from its junction with Ravenswood Road to its junction with the access road to the multi-storey car park)	
Clyne Street	
Colley Street	
Cornbrook Street	B5223
East Union Street	
Edge Lane	
Elton Street	A5145
Great Stone Road (between Chester Road & The Quadrant)	
Haydock Close	
Hornby Road	
King Street	
Kingsway	A5145
Montague Road	
Moss Vale Crescent	
Moss Vale Road	
Park Road	A5181
Partridge Street	
Railway Road	
Ravenswood Road (northwest of its junction with Chester Rd to its junction with Chester Road)	
Stretford Road	A5067
Sir Matt Busby Way	
Talbot Road	A5067
Tenby Avenue	
Thornbury Road	
Urmston Lane (Sandy Lane to Barton Road)	B5215
Warwick Road (for its full length and width)	

### **TRAFFORD PARK**

Ashburton Road	B5214
Barton Road	B5214
Barton Road (A56 to Park Road)	A5081
Barton Dock Road	B5211
Boyer Street	B5217
Centenary Way	
Dumplington Circle	B5214/B5211
Eighth Street	
Elevator Road (its whole length)	
Eleventh Street	
Europa Way	
First Avenue	
Fifth Avenue	
Fifth Street	
Fourth Avenue	
Fraser Place (from its junction with Europa Circle for the whole of its adopted length (to a point on the west side 83m metres south of its junction with Europa Circle and on its east side 105 metres south of its junction with Europa Circle)	
John Gilbert Way (its whole length)	
Longbridge Road	
Mosley Road	A5181
Parkway – Trafford Park	A5081
Praed Road	
Redclyffe Road (Barton Dock Road to Barton Swing Bridge)	B5211
Second Avenue	

Sir Alex Ferguson Way (previously Waters Reach)	
Sir Matt Busby Way	
Sixth Street	
Trafford Road	A5063
Trafford Wharf Road (between Water's Reach and Gyrotory System)	A5081
Trafford Wharf Road (between Waterside and Water's Reach)	
Trafford Wharf Road (from a point 12 metres east of its junction with Elevator Road to its westerly junction with Waterside)	
Telegraph Road	
Tenax Road	
Tenth Street	
Third Avenue	
Trafford Boulevard	
United Road	
Victoria Place	
Village Circle (The whole of Village Circle, including its central island, perimeter and verges)	
Village Way (formerly Ashburton Road East)	A5081
Waterside (from its junction with Trafford Wharf Road to its junction with Sir Alex Ferguson Way (both legs))	
Westinghouse Road (between Europa Circle and Mosley Road)	
Wharf End	
Wharfside Way (between John Gilbert Way and White City Circle)	
Wharfside Way (from its easterly junction with John Gilbert Way to Village Circle)	

## Appendix 2

### FEES, CHARGES AND REFUNDS

#### Street trading consents (Non MUFC)

Item	Fee
Consent Certificate – purchased April to June	£1061.55
Consent Certificate – purchased July to September	£906.35
Consent Certificate – purchased October to December	£757.05
Consent Certificate – purchased January to March	£488.25
One Day Event Licence	Price On Application

#### Licensed pitch consent – MUFC

Item	Fee
Food – Premium zone	£3,315.20
Food – Non-premium zone	£2,395.70
Merchandise – Premium zone	£1,725.40
Merchandise – Non-premium zone	£1,465.20

#### Sale Town Centre

Item	Fee
Licensed Pitch consent	£1,805.90
Licensed Pitch consent(Non-Food)	£1,294.30

#### Other charges

Duplicate consent	£65.05
Cancellation Fee	£206.15

The holder may at any time surrender his/her consent to the Council subject to a cancellation fee and it shall then cease to be valid. Refunds or adjustments to accounts can only take effect from the 1st of the month following the date the consent is received in the offices of Licensing, Trafford Council, Trafford Town Hall, Talbot Road, Stretford, Manchester M32 0TH.

## **APPENDIX 3**

### **STREET TRADING CONDITIONS**

- 1) The holder of a street trading consent may employ any other person to assist him/her in his/her trading without a further consent being required.
- 2) The consent certificate referred to in Condition (13) of the consent will remain the property of the Council, and must be returned by the holder on the expiration of the consent. A new certificate will be issued on the renewal of a consent.
- 3) Failure on the part of the holder (or any other person he/she employs to assist him/her in trading) to comply with any of the Conditions imposed by the consent may lead to the revocation of the consent or to the Council refusing to renew the consent on its expiration.
- 4) Notwithstanding the issue of the consent, the holder is not authorised to trade at any time in contravention of any other statutory enactments or order or Local Acts or Byelaws.
- 5) The Council has designated streets in the Borough as "prohibited" (see attached list) and subject to the exclusion of all streets owned or maintainable by the British Railway Board, the Council have designated all other streets as "consent" streets which are streets in which street trading is prohibited without the consent of the Council. The term "street" includes any road, footway or other area to which the public have access without payment. The holder of a consent may require the permission of the landowner or other person to trade on any private land which constitutes a street for these purposes. In particular, the grant of a consent does not confer the right to trade on any land owned or controlled by the Council without specific permission of the Council.
- 6) The Council may at any time vary the conditions of a street trading consent.
- 7) A street trading consent is not transferable. The holder may at any time surrender his/her consent to the Council subject to a cancellation fee and it shall then cease to be valid. Refunds or adjustments to accounts can only take effect from the 1st of the month following the date the consent is received in the offices of Licensing, Trafford Council, Trafford Town Hall, Talbot Road, Stretford, Manchester M32 0TH.
- 8) The consent holder shall comply with all legislation relevant to the conduct of the business in which he/she is engaged and ensure that any vehicle used by him/her is in a roadworthy condition and is taxed, MOT'd and has the relevant vehicle insurance.
- 9) The consent holder shall provide adequate receptacles for rubbish and shall after trading has ceased, remove all rubbish and litter from the site.

### **ADDITIONAL CONDITIONS FOR CONSENT TO TRADE FROM A STATIONARY VAN OR OTHER VEHICLE**

The holder of this consent must comply with the following conditions:

- 10) To sell only those goods authorised and listed on the application.
- 11) To prevent obstruction of any street or danger to persons using it.
- 12) To prevent nuisance or annoyance (whether to persons using the street or otherwise).
- 13) To affix in a prominent position inside the vehicle used for street trading the consent certificate issued by the Council. To ensure that the certificate referred to above is maintained and kept in such condition that the information contained on the certificate is clearly visible to public view at all times.

- 14) To affix in a prominent position clearly visible to public view and authorised officers your National Food Hygiene Rating Certificate and sticker.
- 15) To present the vehicle for inspection when required to do so by an authorised officer of the Council at the time and place as designated by the authorised officer.
- 16) To ensure that any other person employed by him/her to assist him/her in trading also complies with the aforesaid conditions.
- 17) Not to trade in any Council car park to which the public have access without payment.
- 18) No article to be stored whether for sale or not on or in the vicinity of your trading location, this includes generators and any associated trailing cables. Generator and lighting at units, or other noise must be kept to a minimum level, and should not create a nuisance or pollution. No unit used for street trading shall emit any fumes during the trading period to the annoyance of persons using the street or occupying premises in the street. Also, to prevent nuisance or annoyance (whether to persons/vehicles using the street or otherwise).
- 19) The consent holder shall after trading has ceased, remove the catering unit/trailer/vehicle/stall from the trading position and not leave anything on the Public Highway.

#### **ADDITIONAL CONDITIONS FOR CONSENT TO TRADE WITHOUT A VEHICLE**

The holder of this consent must comply with the following conditions:

- 1) To sell only those goods authorised and listed on the application.
- 2) To prevent obstruction of any street or danger to persons using it.
- 3) To prevent nuisance or annoyance (whether to persons using the street or otherwise).
- 4) To carry at all times when trading the consent certificate issued by the Council and to produce this on request to any authorised officer of the Council or Police Constable.
- 5) To ensure that any other person employed by him/her to assist him/her in trading also complies with the aforesaid conditions.
- 6) Not to trade in any Council car park to which the public have access without payment.
- 7) No article to be stored whether for sale or not on or in the vicinity of your trading location, this includes generators and any associated trailing cables. Generator and lighting at units, or other noise must be kept to a minimum level, and should not create a nuisance or pollution. No unit used for street trading shall emit any fumes during the trading period to the annoyance of persons using the street or occupying premises in the street. Also, to prevent nuisance or annoyance (whether to persons/vehicles using the street or otherwise).

## **Appendix 4**

### **Reasons an application may be refused**

- the applicant is not eligible
- the application is to trade in a place that would breach the law
- the applicant wishes to trade in a street that is not designated to allow street trading, or the article, thing or service goes against any term of the designation
- the location is unsuitable
- the space or area proposed is not suitable for the applicant or would interfere with people and vehicles
- there are already enough street traders in the street or adjoining the street proposed selling services, articles or things the applicant proposes to trade
- the types of services; articles or things proposed to be traded would affect the area proposed
- the applicant has provided false information
- the applicant is unsuitable to hold a licence
- the applicant has failed to carry out requirements of a previous street trading licence
- the applicant has had a previous street trading licence revoked through failure to pay fees
- the applicant has failed to provide further information requested