

LUTON BOROUGH COUNCIL

STREET TRADING CONSENT CONDITIONS

- 1 Trading shall not take place in such a manner as to cause obstruction of the street, or a danger, or annoyance or nuisance to persons whether using the street or not. Traders must ensure that a clear thoroughfare of 4m minimum width is maintained in George Street at all times in order to allow unimpeded passage for Emergency Services vehicles traveling at reasonable speed.
- 2 If access is required to the designated trading pitch by vehicle, it is necessary to comply with the relevant Traffic Regulation Orders in force in the appropriate street. Currently, access to the Pedestrian Zones in George Street is available before 10.00 a.m. and after 6.00 p.m. only. Vehicles entering George Street during these periods should not remain within the Pedestrian Zone for any longer than is necessary for the delivery of the barrow/stall or goods required in connection with the Consent.
3. Trading shall be restricted to the specific location within the Consent Street, which may be varied temporarily by the Street Trading Lettings Administrator.
4. Trading shall take place only from the approved stall, and no alteration or addition shall be made to the stall without the prior written consent of the Street Trading Administrator.
5. The Consent holders shall only sell articles approved by the Council.
6. Trading shall be restricted to the times approved by the Council. If the Consent holder wishes to be absent from their pitch for a continuous period of 6 weeks or longer, they must inform the Street Trading Administrator in writing. Save for exceptional circumstances, unauthorised absences of 6 or more weeks will result in the permission to trade being revoked. Note the Council has absolute discretion to revoke Consents in these circumstances.
7. In appropriate cases, as determined by the Street Trading Administrator, the consent holder shall provide suitable receptacles for litter and arrange for the disposal of litter arising from trading activities. In the event a litter container is provided a notice shall be displayed at the stall requesting customers to deposit litter in it. Please note: it is unlawful to put trade or commercial waste in litter bins. They are strictly for general litter and refuse. Your business must have a trade waste collection agreement with the local authority, the council's contractor or a private contractor authorised to handle waste. Contact your local authority in the first instance to discuss your requirement on 01582 546860.

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8. Any Consent holder shall ensure that his/her pitch and surrounding area is left clean and free from the deposits at the end of each day's trading.
9. The Consent holder shall, whilst trading, conspicuously display his/her Street Trading Consent Certificate, or a copy thereof in a prominent position on the stall from which he/she is trading.
10. A copy of the Street Trading Consent Certificate shall not be acceptable unless it bears a clear, full-face photograph of the consent holder, taken in the last 12 months. Note, photographs showing sunglasses or head coverings (unless worn on religious grounds) are not acceptable. The reverse side of photographs must be signed by the Consent holder to verify their authenticity.
11. At all times the Consent holder is trading, he/she must have on his person the Street Trading Consent which he/she shall produce on demand by an authorised officer of Luton Borough Council, or a uniformed police officer.
12. If a Consent holder or any person trading on behalf of a Consent holder is requested to remove his stall or relocate temporarily by the Head of Environmental and Consumer Services (or his/her representative), or a uniformed Police Officer, or a uniformed Officer of the Bedfordshire & Luton Fire & Rescue Service, the request shall immediately be complied with.
13. All Consent holders shall have a current insurance policy against Public Liability and Third Party Risks. The minimum insurance cover shall be £2,000,000 and shall cover the operator's vehicle, van, stall, barrow and any additional equipment under his control.
14. Any application, which has been granted by the Council, will not be issued until an insurance policy as above is produced to the satisfaction of the Head of Environment & Consumer Services (or his/her representative).
15. Adequate precautions shall be taken by the Consent holder to prevent the risk of an outbreak of fire at his/her stall or vehicle in use in connection with the stall. Where a power source, or heating appliance is present, e.g. bottled gas, then suitable fire extinguishers shall be provided. In addition a fire blanket shall be provided at any stall where hot food is sold.
16. At all times the Consent holder shall comply with all Statutory Instruments and Bylaws currently in force. Particular attention should be paid to the Health and Safety at Work etc. Act 1974, the Food Safety (General Food Hygiene) Regulations, 1995, The Shops Act, 1994 and The Food Safety Act 1990.

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17. Electric generators will be permitted provided they are silent-running, do not leak fuel or lubricants onto the highway and do not present a tripping hazard. They must not be refilled with fuel or lubricants on site. The generator should be placed on a suitable material so as to protect the highway from any damage from spillage of fuel or lubricants. If spillage should occur, the consent holder will be liable for the cost of cleaning the highway. Any item of equipment which, in the opinion of an authorised officer of the Council, constitutes a noise or other nuisance shall, with immediate effect, be turned off and not used again on the stall. The Council may revoke the use of a generator of any description on giving 7 days written notice.
18. The Consent holder will not assign, transfer, under-let or part with the possession or occupation of any part or parts of the approved pitch, or share the possession or occupation or permit any other person, company or firm to share the possession or occupation of the whole of the approved pitch or any part or parts thereof whether as licensee or otherwise.
19. A Street Trading Consent will not be granted to a person under the age of 17 and no person employed by a Consent holder to assist with trading shall be under the age of 16.
20. The Council may give no less than 14 days written notice at any time to change the location of your pitch or require you to trade from a different pitch on certain days of the week or on specified dates.