

STREET TRADING POLICY

April 2009

Foreword

Street Traders provide a valuable service to consumers across North West Leicestershire and are a group of businesses that we want to support. This policy is designed to ensure that all street traders are operating from a level playing field. By knowing where traders are, it will enable officers from Environmental Health to ensure compliance with the law, protect consumers from unsafe practices and insist on environmental standards being maintained. The scheme only requires traders to obtain a consent in those areas of the district where there have been previous problems and therefore the policy will benefit residents, consumers and traders alike. We are keen to drive up standards within North West Leicestershire and this policy is key to that ambition.



Councillor John Bridges
Portfolio Holder for Environment

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1.0 Introduction

- 1.1. District Councils have the power to adopt Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 enabling them to control Street Trading within their district. Once this schedule is adopted a district council may choose to designate any street within its area as a prohibited, licence or consent street.

North West Leicestershire District Council adopted schedule 4 on 1st January 1983.

A scheme of Consent has been adopted in North West Leicestershire. This policy details this scheme

2.0 Definitions

1. 'Consent' means a consent to trade granted by North West Leicestershire District Council under powers conferred by the Local Government (Miscellaneous Provisions) Act 1982.
2. 'Consent Street' means a street in which street trading is prohibited without the consent of the district council.
3. 'Council' means North West Leicestershire District Council.
4. 'Zone' means an area where a consent to trade is required. Maps depicting each of the zones are included in the appendices to this policy.
5. 'District' means the area within the boundaries of North West Leicestershire District Council.
6. 'Street trading' means the selling or exposing or offering for sale of any article (including a living thing) in a street. The following are not street trading for the purposes of this policy:-
 - (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 right to hold which was acquired by virtue of a grant (including a presumed grant) or acquired or established by virtue of an enactment or order;
 - (c) trading in a trunk road picnic area provided by the Secretary of State under section 112 of the Highways Act 1980;
 - (d) trading as a news vendor;
 - (e) trading which –
 - (i) is carried on at premises used as a petrol filling station; or
 - (ii) 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;
 - (f) selling things, or offering or exposing them for sale, as a roundsman;

- (g) the use for trading under Part VIIA of the Highways Act 1980 of an object or structure placed on, in or over a highway;
 - (h) the operation of facilities for recreation or refreshment under Part VIIA of the Highways Act 1980;
 - (j) the doing of anything authorised by regulations made under section 5 of the Police, Factories, etc (Miscellaneous Provisions) Act 1916.
7. 'Street' means any road, footway, or other area to which the public have access without payment or any part of a street. For the purposes of this policy, street includes all forecourts, roads, footways or other areas adjacent to the streets as defined in the order or contained within a specified zone.
8. 'Markets' The legislation specifically provides that anything done in a Market or Fair which is held by virtue of a Charter, a presumed grant of a charter or a statutory provision is not street trading for the purposes of the legislation. This policy will not impact on Coalville, Ashby or Castle Donington Markets.

Special 'Market' events may fall within the scope of this policy e.g. the French Market, Ibstock Christmas Fair, the turning on of the Christmas Lights in Coalville and Ashby, but only where those events occur on consent streets. Where those events are of a 'charitable purpose' they will be dealt with under the Police, Factories, Etc (Miscellaneous Provisions) Act 1916 (street collections or sales). A scheme of concessionary consents will operate to support special events where traders fall outside the Police, Factories etc Act and require a street trading consent.

3.0 Objectives of the Policy

- To protect public health through the control of street trading within the district of North West Leicestershire.
- To improve standards of food safety, health and safety and environmental management and enhance the image of the district.
- To ensure that traders operate within the law and act fairly in their dealings with the public.
- To prevent and detect statutory nuisance, unsafe practices and anti social behaviour.

4.0 The Policy

4.1 This policy was approved by Council on 26 February 2009 and came into force on 6 April 2009.

4.2. Within North West Leicestershire street trading consents are required if a trader wishes to trade in the following categorised areas:

Category 1: Around Secondary schools and colleges

Category 2: Within town centres

Category 3: Industrial estates and Business Parks

Category 4: Major Trunk Roads and arterial routes

4.3. Within each of these categories are dedicated zones which require a consent to trade. Street traders must obtain a separate consent for each of the zones they wish to trade in. There is a separate charge for each consent obtained.

4.4 **Category 1 – Secondary schools and colleges**

The following are the zones and their associated streets which require a consent to trade within:-

Zone 1A – Ashby Grammar School, Ashby de la Zouch

Upper Packington Road from junction with Prior Road to junction with Leicester Road. Leicester Road from junction with Upper Packington Road to junction with Range Road. Range road from its terminus to its junction with Upper Church Street. Upper Church Street from its junction with Range Road to its junction with Wood Street. Wood Street from its junction with Upper Church Street continuing into Nottingham Road to its junction with Woodcock Way.

Zone 1B – Castle Donington Community College, Castle Donington

The whole of Eastway from junction with Dovecote to the junction with Moira Dale. Moira Dale from 85 Moira Dale to the boundary between 63 and 65 Moira Dale. Dovecote from the junction with Eastway to the boundary of St Edwards C of E Primary School and 6 Dovecote. Mount Pleasant from boundary between library and nursing home to entrance of Castle Donington Community College. Hastings Street from Castle Donington Community College/Mount Pleasant to junction with Cedar Road.

Zone 1C – Castle Rock High School and King Edward VII Community College, Coalville

Greenhill Road from its junction with Abbots Oak Drive to its junction with Warren Hills Road. Warren Hills Road from its junction with Greenhill Road to the crossroads with Meadow Lane, Abbey Road and Leicester Road. Meadow Lane from the same crossroads to its junction with Abbots Oak Drive. Abbots Oak Drive from its junction with Meadow Lane to its junction with Greenhill Road. Leicester Road from crossroads with Abbey Road, Warren Hills Road and Meadow Lane to the boundary between 400 and 402 Leicester Road. Abbey Road from the same crossroads to trackway associated with lodge. All roads within the boundary of Meadow Lane, Abbots Oak Road, Greenhill Road and Warren Hills Road.

Zone 1D – Ibstock Community College, Ibstock

The whole of West Walk. Central Avenue from Chapel Street to junction with Melbourne Road. Melbourne Road from junction with Central Avenue to junction with Gladstone Street. Gladstone Street from junction with Melbourne Road to junction with High Street. High Street from junction with Gladstone Street to junction with Chapel Street. All streets within this area.

Zone 1E – Newbridge High School, Coalville

Forest Road from the railway bridge to the junction with Breach Road. Scotlands Drive from the junction with Forest Road to its termini. Avenue Road from its junction with Forest Road to its junction with New Street. New Street from its junction with Avenue Road to its junction with Broughton Street. Broughton Street from its junction with New Street to its junction with Forest Road.

Zone 1F – Ivanhoe College, Ashby de la Zouch

North Street from the entrance to the driveway to the leisure centre to the junction with Wood Street/Market Street.

Zone 1G – Stephenson College, Coalville

Thornborough Road from junction with Comet Way to A511 traffic island.
Thornborough Road from A511 traffic island to the junction with Spring Lane.
Spring Lane from the junction with Thornborough Road to the intersection with the remains of dismantled railway.

Maps depicting the area covered by each zone can be found at Appendix 1.

4.5 **Category 2 – Town centres**

Zone 2A – Ashby de la Zouch

Zone 2B – Coalville

Maps depicting the area covered by each zone can be found at appendix 2

4.6 **Category 3 – Industrial Estates and Business Parks**

Zone 3A - Trent Lane Industrial Estate (North), Castle Donington

Zone 3B - Trent Lane Industrial Estate (South), Castle Donington

Zone 3C - Willow Farm Business Park, Castle Donington

Zone 3D - Westminster Industrial Estate, Measham

Zone 3E - Swainspark Industrial Estate, Moira

Zone 3F - Ivanhoe Industrial Estate and Business Park, Smisby Road, Ashby

Zone 3G - Flagstaff Industrial Estate, Ashby

Zone 3H - Ashby Park Industrial Estate, Ashby

Zone 3I - Bardon Industrial Estates, Bardon

Zone 3J - Hermitage Industrial Estate, Coalville

Zone 3K - Whitwick Business Park, Coalville

Zone 3L - Stephenson Industrial Estate, Coalville

Zone 3M - Industrial area off Old Station Close & Mammoth Street, Coalville

Maps depicting the area covered by each zone can be found at Appendix 3.

4.7 **Category 4 – Major Trunk Roads and arterial routes**

Zone 4A - A42

Zone 4B - A50

Zone 4C - A453

Zone 4D - A512

Zone 4E - A511

Zone 4F - A444

Zone 4G - A447

Zone 4H - A6

Maps depicting the area covered by each zone can be found at Appendix 4.

- 4.8. In all other areas of the district street trading will not be controlled by these arrangements, however other legislation including that relating to food safety, health and safety, environmental protection and planning will still apply.
- 4.9. Each consent is for a maximum 12 month period only.
- 4.10. In considering an application for a consent in any of the zones, the Council may have regard to the number, nature and type of traders already present in a particular area.

5.0 Fees

- 5.1 The fees charged by the authority for consents to trade should cover the cost of administering and enforcing the service.
- 5.2 The fees will be reviewed annually.
- 5.3 Should the consent holder wish to vary the consent at any time during the life of the consent an administration fee will be charged. This includes transfer of consent.
- 5.4 Where a trading consent is surrendered during the life of the consent the authority will refund the fee paid on a pro rata basis as determined appropriate.
- 5.5 The current scale of fees is attached at appendix 5.

6.0 Conditions

- 6.1 When granting or renewing a trading consent the authority may attach such conditions as are considered necessary. A standard set of conditions have been produced for each category of consent. These can be found at appendix 6. These conditions are subject to annual review and can be added to or amended for each individual consent granted.
- 6.2. Each set of conditions will be specific to the trading consent issued. The authority retains the right to vary the conditions of a street trading consent at any time. The conditions may specify the exact location trading may take place from and the times of trading.

7.0 Application Process

- 7.1 An application for a street trading consent must be made in writing on the Councils' approved application form. Application forms and information packs are available from the authority or downloadable from the website. The appropriate fee and the necessary supporting documentation must accompany the application form.
- 7.2 A pre-requisite to be granted a consent to trade will be that street traders can demonstrate they have the necessary planning permission where required and have a contract with an appropriate waste collection operator.
- 7.3. On receipt of the application form an acknowledgment will be sent to the applicant. An officer may visit the applicant and inspect the vehicle, barrow, cart, van, portable stall or other vehicle or premises which the applicant intends to trade from.
- 7.4 The application will be determined within 28 days of receipt.

- 7.5 Until the application has been determined it is an offence to trade in the zones requiring a consent to trade.
- 7.6 In considering an application for a consent in any of the zones, the Council will have regard to the number, nature and type of traders already present in a particular area.
- 7.7 The application will either be;
- 1) Granted and a trading consent will be issued with conditions attached, or
 - 2) Refused and the fee will be refunded as appropriate to the applicant.
- 7.8 There is no right of appeal against a variation of a condition, or refusal to grant or renew a trading consent. The reasons for any variation or refusal will be communicated to the applicant.
- 7.9 Additional visits may be made to holders of trading consents throughout the consent period to assess compliance with the conditions or to undertake any other duty that the authority has, such as food hygiene inspections.
- 7.10 Trading consents are granted to individuals. The person who is the consent holder is required to be present at the vehicle, barrow, cart, van, portable stall or other vehicle or premises which is traded from during trading hours. The consent holder may nominate an assistant to cover in their absence. Advice on this can be sought from the Licensing team in Environmental Health.
- 7.11 Special 'Market' events that require a street trading consent will be considered on an individual basis. Organisers should contact the Environmental Health section to enquire about Concessionary Consents.

8.0 Transition Period

- 8.1 The Transition Period will be between 9 March – 6 April 2009.
- 8.2 Established street traders will benefit from continuation rights if their application for a street trading consent is received between 9th March 2009 and 6th April 2009. Established street traders who have submitted their application between the above dates will be able to continue to trade past 6th April 2009 until their application has been determined by the Council. If no application form is submitted then established traders will be committing an offence if trading post April 6th 2009 in Zones covered by the designation.
- 8.3 To qualify as an established trader during this period food vendors must be on the authority's food premises register.

9.0 Renewal of Trading Consents

- 9.1 An application to renew a trading consent must be received by the authority at least 28 days before the expiry of an existing consent and must be accompanied by the appropriate fee and relevant documentation.

10.0 Revocation of a Trading Consent

- 10.1 If an authorised officer of the authority is of the opinion that the holder of the trading consent has contravened the conditions attached to the consent a revocation of the consent may be sought.
- 10.2 The officer will present a report to the Head of Environmental Health for consideration. Comments from the consent holder would be invited to accompany the report.
- 10.3 There is no right of appeal against the decision to revoke a trading consent.
- 10.4 Where a trading consent is revoked by the authority an appropriate refund of the fee will be made.
- 10.5 When considering contravention of a condition Officers will have regard to the authority's enforcement policy.

11.0 Amendments/Variations to Trading Consents

- 11.1 In certain circumstances, the Council may wish to add, alter or amend the conditions on a trading consent. If this is the case then the authorised officer will notify the consent holder of their intention and the consent holder will be given the chance to make representations against this variation of the trading consent. The authorised officer will present a report to the Head of Environmental Health for consideration which will also take into consideration any representations made.
- 11.2 Any amendments or variations to consents or conditions that are requested by consent holders must be made in writing. An administration fee will be charged to the consent holder for any amendments or variations made.
- 11.3 There is no right of appeal against the council's decision to refuse, amend or vary a consent.

12.0 Offences

- 12.1 Under the Local Government (Miscellaneous Provisions) Act 1982, a person who;
- Engages in street trading in a consent street without being authorised to do so;
 - Being authorised by a street trading consent to trade in a consent street, trades in that street –
 - (i) from a stationary van, cart, barrow or other vehicle; or
 - (ii) from a portable stall,without first having been granted permission to do so; or
 - Contravenes a condition imposed in agreeing to permit street trading

shall be guilty of an offence

The only conditions imposed in relation to trading from a vehicle or stall that would lead to the commission of an offence relate to the location of the trader and hours of trading.

It shall be a defence for a person charged with any of the offences above to prove that he took all reasonable precautions and exercised all due diligence to avoid commission of the offence.

Any person who, in connection with an application for a street trading consent, makes a false statement which he knows to be false, in any material respect, or which he does not believe to be true, shall be guilty of an offence.

- 12.2 Any action taken by the authority with regard to the above offences will have regard to the authority's enforcement policy.
- 12.3 A person found guilty of an offence shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

13.0 Further Information

For further information in relation to street trading please contact:

Environmental Health
North West Leicestershire District Council
Council Offices
Coalville
Leicestershire
LE67 3FJ

Tel: 01530 454545
Fax: 01530 454574

Email: licensing@nwleicestershire.gov.uk

Street Trading Consent fees 2009/10

	Food Vehicles	Ice Cream Vans (no hot food/drinks)	Non Food Vendors
Category 1 consent	£350	£200	£200
Category 2 consent	£350	£200	£200
Category 3 consent	£350	£200	£200
Category 4 consent	£350	£200	£200

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL STREET TRADING STANDARD CONSENT CONDITIONS

CATEGORY 1 - SECONDARY SCHOOLS & COLLEGES

The grant of a Street Trading Consent shall not be deemed to give any approval or consent which may be needed under any By-law, enactment or regulation other than part 3, schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

1. Potential Category 1 Street Traders must apply for a Consent to Trade within certain zones. These zones correspond to schools within the District and during term time trading will only be permitted before 12 noon and after 16:30 hours from Monday to Friday. This restriction will be lifted outside of term time, as defined by Leicestershire County Council.
2. The trader will notify the Council of any change of home or operating address.
3. No person under 18 years of age will be granted a Consent to Trade.
4. 'Trader' means not only the consented Trader but also his/her assistants.
5. The Consent to Trade will be valid for 12 months.
6. Copies of the current zones will be supplied on request and traders may trade within one or more zones, with the appropriate consents.
7. Should a trader commit a breach of any relevant regulations the Council may revoke his/her Consent to Trade. Any breach of these conditions may also lead to revocation.
8. Should a consent be revoked by the Council the decision will be final and there will be no recourse to appeal.
9. Should a trader wish to add, alter, amend or extend the range of goods for sale the trader will first obtain permission from the Council.
10. All consented street traders will comply with current consumer protection and Environmental Health legislation.
11. The trader's vehicle/stall/barrow/lay-by cafe will be fit for purpose and will conform, where appropriate, to road vehicles construction and use legislation. It will be maintained in good condition and kept in a clean and tidy condition.
12. An Employers Liability Certificate should be displayed as necessary.
13. The trader will allow authorised officers of the Council to inspect his/her vehicle/stall/barrow/lay-by café at any reasonable time.
14. The trader will prominently display their Consent in their vehicle etc. whilst trading.
15. The trader will prominently display their sales prices whilst trading.

16. The trader will not cause any obstruction, statutory nuisance or danger, in any street, any adjacent premises or to either passers by, immediate neighbours or the community at large.
17. The trader will comply with any reasonable request made by a duly authorised officer of the Council or by a Police Constable.
18. The trader will make every effort to supply bio-degradable packaging with their goods/produce/food.
19. The trader will make every effort to locally source their goods/produce/food.
20. The trader will make every effort to recycle their waste.
21. The trader will have the appropriate contracts in place with a waste disposal operator.
22. The trader will provide a litter receptacle, for use by customers, on or near the trading site and will empty and dispose of appropriately.
23. The trader will be responsible for litter-picking of their trading site, including but not limited to cigarette ends.
24. Only one sign or 'A' board will be allowed on the approach to each location. It will be placed within 200 metres of premises and not be a danger to motorists or pedestrians.
25. All boards will be removed after the hours of business.

CONDITIONS RELATING TO STREET TRADERS SELLING FOOD

1. The vehicle must be clean and must be so placed, constructed and in such a condition to protect food from the risk of contamination.
2. All food handlers must wear clean and washable over-clothing.
3. All food handlers must keep themselves and their over-clothing clean. Smoking and spitting must be prohibited on or about the vehicle.
4. Staff handling open high-risk foods must have training to a level equivalent to the Chartered Institute of Environmental Health (CIEH) Foundation Food Hygiene.
5. Any food handler who is suffering from food poisoning or any condition likely to cause food poisoning must notify the local authority.
6. The food trader will make every effort to offer a healthy food option with their menu.
7. No live animals, which could contaminate the food, are permitted within the vehicle.
8. All wrapping paper and food containers must be clean and approved for food use.
9. High-risk foods must be kept at or below a temperature of 8 °c or, if to be served hot, kept at a temperature of 63 °c or higher for no longer than 4 hours.
10. Every vehicle must have a sufficient supply of clean and wholesome cold water.

11. A wash hand basin with an adequate supply of hot water at a suitably controlled temperature must be provided with soap and clean towels to be used only for handwashing. The wash hand basin must be clean and in efficient working order.
12. Suitable and sufficient sinks complete with an adequate supply of hot and cold water; detergents and clean drying facilities must be provided and maintained in a clean and efficient working order.
13. Suitable and sufficient artificial lighting must be provided and maintained within the vehicle.
14. A suitable bin with a close fitting lid should be provided for the separation and disposal of food and waste.
15. No refuse or other waste must be allowed to accumulate in or around the vehicle. This includes waste water. A suitable disposal method for waste water must be in place.
16. The vehicle must not be used as a sleeping place.
17. Adequate first aid materials including waterproof dressings must be maintained on the vehicle.
18. LPG cylinders, regulators or change-over valves must be housed in a separate, ventilated, fire resistant compartment having access only from outside the vehicle. Cylinders must be securely fastened to prevent movement during transit. Rigid piping, either copper or steel should be used within the unit and isolation taps fitted on the supply pipe to each appliance. A competent engineer must regularly maintain the LPG system and appliances.
19. A suitable fire extinguisher and other fire fighting accessories as specified at the time of inspection must be provided.
20. Any generators used are to be environmentally friendly as regards to noise and polluting the atmosphere.
21. If a trader wishes to sell hot food or beverages between 23:00 hours and 05:00 hours he/she should be in possession of a Premises Licence issued under the Licensing Act 2003.

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL STREET TRADING STANDARD CONSENT CONDITIONS

CATEGORY 2 – TOWN CENTRE STREETS – COALVILLE & ASHBY DE LA ZOUCH

The grant of a Street Trading Consent shall not be deemed to give any approval or consent which may be needed under any By-law, enactment or regulation other than part 3, schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

1. Potential Category 2 Street Traders must apply for a Consent to Trade within certain zones. These zones correspond to the two main town centres within the District.
2. The trader will notify the Council of any change of home or operating address.
3. No person under 18 years of age will be granted a Consent to Trade.
4. 'Trader' means not only the consented Trader but also his/her assistants.
5. The Consent to Trade will be valid for 12 months.
6. Copies of the current zones will be supplied on request and traders may trade within one or more zones, with the appropriate consents.
7. Should a trader commit a breach of any relevant regulations the Council may revoke his/her Consent to Trade. Any breach of these conditions may also lead to revocation.
8. Should a consent be revoked by the Council the decision will be final and there will be no recourse to appeal.
9. Should a trader wish to add, alter, amend or extend the range of goods for sale the trader will first obtain permission from the Council.
10. All consented street traders will comply with current consumer protection and Environmental Health legislation.
11. The trader's vehicle/stall/barrow/lay-by cafe will be fit for purpose and will conform, where appropriate, to road vehicles construction and use legislation. It will be maintained in good condition and kept in a clean and tidy condition.
12. An Employers Liability Certificate should be displayed as necessary.
13. The trader will allow authorised officers of the Council to inspect his/her vehicle/stall/barrow/lay-by café at any reasonable time.
14. The trader will prominently display their Consent in their vehicle etc. whilst trading.
15. The trader will prominently display their sales prices whilst trading.
16. The trader will not cause any obstruction, statutory nuisance or danger, in any street, any adjacent premises or to either passers by, immediate neighbours or the community at large.

17. The trader will comply with any reasonable request made by a duly authorised officer of the Council or by a Police Constable.
18. The trader will make every effort to supply bio-degradable packaging with their goods/produce/food.
19. The trader will make every effort to locally source their goods/produce/food.
20. The trader will make every effort to recycle their waste.
21. The trader will have the appropriate contracts in place with a waste disposal operator.
22. The trader will provide a litter receptacle, for use by customers, on or near the trading site and will empty and dispose of appropriately.
23. The trader will be responsible for litter-picking of their trading site, including but not limited to cigarette ends.
24. Only one sign or 'A' board will be allowed on the approach to each location. It will be placed within 200 metres of premises and not be a danger to motorists or pedestrians.
25. All boards will be removed after the hours of business.

CONDITIONS RELATING TO STREET TRADERS SELLING FOOD

1. The vehicle must be clean and must be so placed, constructed and in such a condition to protect food from the risk of contamination.
2. All food handlers must wear clean and washable over-clothing.
3. All food handlers must keep themselves and their over-clothing clean. Smoking and spitting must be prohibited on or about the vehicle.
4. Staff handling open high-risk foods must have training to a level equivalent to the Chartered Institute of Environmental Health (CIEH) Foundation Food Hygiene.
5. Any food handler who is suffering from food poisoning or any condition likely to cause food poisoning must notify the local authority.
6. The food trader will make every effort to offer a healthy food option with their menu.
7. No live animals, which could contaminate the food, are permitted within the vehicle.
8. All wrapping paper and food containers must be clean and approved for food use.
9. High-risk foods must be kept at or below a temperature of 8 °c or, if to be served hot, kept at a temperature of 63 °c or higher for no longer than 4 hours.
10. Every vehicle must have a sufficient supply of clean and wholesome cold water.

11. A wash hand basin with an adequate supply of hot water at a suitably controlled temperature must be provided with soap and clean towels to be used only for handwashing. The wash hand basin must be clean and in efficient working order.
12. Suitable and sufficient sinks complete with an adequate supply of hot and cold water; detergents and clean drying facilities must be provided and maintained in a clean and efficient working order.
13. Suitable and sufficient artificial lighting must be provided and maintained within the vehicle.
14. A suitable bin with a close fitting lid should be provided for the separation and disposal of food and waste.
15. No refuse or other waste must be allowed to accumulate in or around the vehicle. This includes waste water. A suitable disposal method for waste water must be in place.
16. The vehicle must not be used as a sleeping place.
17. Adequate first aid materials including waterproof dressings must be maintained on the vehicle.
18. LPG cylinders, regulators or change-over valves must be housed in a separate, ventilated, fire resistant compartment having access only from outside the vehicle. Cylinders must be securely fastened to prevent movement during transit. Rigid piping, either copper or steel should be used within the unit and isolation taps fitted on the supply pipe to each appliance. A competent engineer must regularly maintain the LPG system and appliances.
19. A suitable fire extinguisher and other fire fighting accessories as specified at the time of inspection must be provided.
20. Any generators used are to be environmentally friendly as regards to noise and polluting the atmosphere.
21. If a trader wishes to sell hot food or beverages between 23:00 hours and 05:00 hours he/she should be in possession of a Premises Licence issued under the Licensing Act 2003.

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL STREET TRADING STANDARD CONSENT CONDITIONS

CATEGORY 3 – INDUSTRIAL ESTATES & BUSINESS PARKS

The grant of a Street Trading Consent shall not be deemed to give any approval or consent which may be needed under any By-law, enactment or regulation other than part 3, schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

1. Potential Category 3 Street Traders must apply for a Consent to Trade within certain zones. These zones correspond to industrial areas within the District.
2. The trader will notify the Council of any change of home or operating address.
3. No person under 18 years of age will be granted a Consent to Trade.
4. 'Trader' means not only the consented Trader but also his/her assistants.
5. The Consent to Trade will be valid for 12 months.
6. Copies of the current zones will be supplied on request and traders may trade within one or more zones, with the appropriate consents.
7. Should a trader commit a breach of any relevant regulations the Council may revoke his/her Consent to Trade. Any breach of these conditions may also lead to revocation.
8. Should a consent be revoked by the Council the decision will be final and there will be no recourse to appeal.
9. Should a trader wish to add, alter, amend or extend the range of goods for sale the trader will first obtain permission from the Council.
10. All consented street traders will comply with current consumer protection and Environmental Health legislation.
11. The trader's vehicle/stall/barrow/lay-by cafe will be fit for purpose and will conform, where appropriate, to road vehicles construction and use legislation. It will be maintained in good condition and kept in a clean and tidy condition.
12. An Employers Liability Certificate should be displayed as necessary.
13. The trader will allow authorised officers of the Council to inspect his/her vehicle/stall/barrow/lay-by café at any reasonable time.
14. The trader will prominently display their Consent in their vehicle etc. whilst trading.
15. The trader will prominently display their sales prices whilst trading.
16. The trader will not cause any obstruction, statutory nuisance or danger, in any street, any adjacent premises or to either passers by, immediate neighbours or the

community at large.

17. The trader will comply with any reasonable request made by a duly authorised officer of the Council or by a Police Constable.

18. The trader will make every effort to supply bio-degradable packaging with their goods/produce/food.

19. The trader will make every effort to locally source their goods/produce/food.

20. The trader will make every effort to recycle their waste.

21. The trader will have the appropriate contracts in place with a waste disposal operator.

22. The trader will provide a litter receptacle, for use by customers, on or near the trading site and will empty and dispose of appropriately.

23. The trader will be responsible for litter-picking of their trading site, including but not limited to cigarette ends.

24. Only one sign or 'A' board will be allowed on the approach to each location. It will be placed within 200 metres of premises and not be a danger to motorists or pedestrians.

25. All boards will be removed after the hours of business.

CONDITIONS RELATING TO STREET TRADERS SELLING FOOD

1. The vehicle must be clean and must be so placed, constructed and in such a condition to protect food from the risk of contamination.

2. All food handlers must wear clean and washable over-clothing.

3. All food handlers must keep themselves and their over-clothing clean. Smoking and spitting must be prohibited on or about the vehicle.

4. Staff handling open high-risk foods must have training to a level equivalent to the Chartered Institute of Environmental Health (CIEH) Foundation Food Hygiene.

5. Any food handler who is suffering from food poisoning or any condition likely to cause food poisoning must notify the local authority.

6. The food trader will make every effort to offer a healthy food option with their menu.

7. No live animals, which could contaminate the food, are permitted within the vehicle.

8. All wrapping paper and food containers must be clean and approved for food use.

9. High-risk foods must be kept at or below a temperature of 8 °c or, if to be served hot, kept at a temperature of 63 °c or higher for no longer than 4 hours.

10. Every vehicle must have a sufficient supply of clean and wholesome cold water.

11. A wash hand basin with an adequate supply of hot water at a suitably controlled temperature must be provided with soap and clean towels to be used only for handwashing. The wash hand basin must be clean and in efficient working order.
12. Suitable and sufficient sinks complete with an adequate supply of hot and cold water; detergents and clean drying facilities must be provided and maintained in a clean and efficient working order.
13. Suitable and sufficient artificial lighting must be provided and maintained within the vehicle.
14. A suitable bin with a close fitting lid should be provided for the separation and disposal of food and waste.
15. No refuse or other waste must be allowed to accumulate in or around the vehicle. This includes waste water. A suitable disposal method for waste water must be in place.
16. The vehicle must not be used as a sleeping place.
17. Adequate first aid materials including waterproof dressings must be maintained on the vehicle.
18. LPG cylinders, regulators or change-over valves must be housed in a separate, ventilated, fire resistant compartment having access only from outside the vehicle. Cylinders must be securely fastened to prevent movement during transit. Rigid piping, either copper or steel should be used within the unit and isolation taps fitted on the supply pipe to each appliance. A competent engineer must regularly maintain the LPG system and appliances.
19. A suitable fire extinguisher and other fire fighting accessories as specified at the time of inspection must be provided.
20. Any generators used are to be environmentally friendly as regards to noise and polluting the atmosphere.
21. If a trader wishes to sell hot food or beverages between 23:00 hours and 05:00 hours he/she should be in possession of a Premises Licence issued under the Licensing Act 2003.

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL STREET TRADING STANDARD CONSENT CONDITIONS

CATEGORY 4 –TRUNK ROADS AND ARTERIAL ROUTES

The grant of a Street Trading Consent shall not be deemed to give any approval or consent which may be needed under any By-law, enactment or regulation other than part 3, schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

1. Street trading will only be allowed on the A444, A511, A6, A453, A512 and A50 and only then by holders of the required Consent to Trade.
2. The trader will notify the Council of any change of home or operating address.
3. No person under 18 years of age will be granted a Consent to Trade.
4. 'Trader' means not only the consented Trader but also his/her assistants.
5. The Consent to Trade will be valid for 12 months.
6. Copies of the current zones will be supplied on request and traders may trade within one or more zones, with the appropriate consents.
7. Should a trader commit a breach of any relevant regulations the Council may revoke his/her Consent to Trade. Any breach of these conditions may also lead to revocation.
8. Should a consent be revoked by the Council the decision will be final and there will be no recourse to appeal.
9. Should a trader wish to add, alter, amend or extend the range of goods for sale the trader will first obtain permission from the Council.
10. All consented street traders will comply with current consumer protection and Environmental Health legislation.
11. The trader's vehicle/stall/barrow/lay-by cafe will be fit for purpose and will conform, where appropriate, to road vehicles construction and use legislation. It will be maintained in good condition and kept in a clean and tidy condition.
12. An Employers Liability Certificate should be displayed as necessary.
13. The trader will allow authorised officers of the Council to inspect his/her vehicle/stall/barrow/lay-by café at any reasonable time.
14. The trader will prominently display their Consent in their vehicle etc. whilst trading.
15. The trader will prominently display their sales prices whilst trading.
16. The trader will not cause any obstruction, statutory nuisance or danger, in any street, any adjacent premises or to either passers by, immediate neighbours or the community at large.

17. The trader will comply with any reasonable request made by a duly authorised officer of the Council or by a Police Constable.
18. The trader will make every effort to supply bio-degradable packaging with their goods/produce/food.
19. The trader will make every effort to locally source their goods/produce/food.
20. The trader will make every effort to recycle their waste.
21. The trader will have the appropriate contracts in place with a waste disposal operator.
22. The trader will provide a litter receptacle, for use by customers, on or near the trading site and will empty and dispose of appropriately.
23. The trader will be responsible for litter-picking of their trading site, including but not limited to cigarette ends.
24. Only one sign or 'A' board will be allowed on the approach to each location. It will be placed within 200 metres of premises and not be a danger to motorists or pedestrians.
26. All boards will be removed after the hours of business.
27. Prior to the issue of the Consent the external colour and decoration of the vehicle/stall/barrow/lay-by café will be agreed with the Council licensing officers.
28. The exterior of all vehicles, stalls, barrows and lay-by cafes shall be well maintained, clean and free from defects. Traders will maintain an area around the vehicle, mowing and grasscutting where appropriate.

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3. All food handlers must keep themselves and their over-clothing clean. Smoking and spitting must be prohibited on or about the vehicle.
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