

Application for a Street Trading Consent

Local Government (Miscellaneous Provisions) Act 1982

Information for Applicants

Please make sure that you read these notes carefully before you fill in your application.

"Street Trading" means the selling or exposing or offering for sale of any article (including a living thing) in any street (and includes all forecourts, roads, footways and other areas adjacent to streets) or open place on which the public have access without payment. This includes private property on which the public have access without payment.

A Street Trading Consent is not required for the following: -

Trading as a pedlar under the authority of a pedlar's certificate granted under the Pedlars Act 1871;

Any trade in a market or fair, the right to hold which having been obtained by a grant, enactment or order;

Trading as a news vendor;

Trading at or adjoining a shop premises as part of the business of the shop; or

Offering or selling things as a roundsman.

(Ice-cream sales will not normally be deemed to be exempt from street trading controls on the grounds they are not roundsmen). Please see our Street Trading Policy for full details of exemptions.

Blaby District Council has determined that all streets within the District of Blaby be designated as "Consent Streets for all the purposes of Schedule 4 of Local Government (Miscellaneous Provisions) Act 1982. Street Trading is prohibited within those streets without a consent issued by Blaby District Council.

It is recommended that you contact the Council to discuss your proposed application before you incur any costs. Each application will be considered on its own merit taking into account the potential for nuisance, obstruction of the highway, contribution to disorder and the potential impact on the amenity of the area. The Council may refuse or attach conditions to any consent.

A person who wishes to trade in food must be registered in accordance with the Regulation (EC) 852/2004. The premises used for the storage of food must also be registered. Persons wishing to register under Regulation (EC) 852/2004 may obtain application forms from the Council's Environmental Health Service by telephoning 0116 275 0555 or their own local Council. Food registration forms are also available from the Council website at: www.blaby.gov.uk

If you wish to employ any person as an assistant in respect of any consent, the name of each assistant must be lodged with the Council. No charge is made for recording these details but the Council reserves the right to refuse to accept any person as an assistant if they consider that person to be unsuitable.

Applications must be completed in full and any alterations must be crossed out and initialled. Incomplete applications will be rejected and returned to the applicant. This will delay the application process

The following will be required to be submitted with the application:

- (a) A completed and signed Street Trading Consent Application Form;
- (b) The full fee as appropriate for the periods of trading applied for;
- (c) Where the proposed street activity is from a fixed position, a copy of a map of at least 1:1250 scale. The map should clearly identify the proposed site position by marking the site boundary with a red line. Where the trading is proposed to take place from a number of locations, then a map showing each location;
- (d) 4 colour photographs of the stall, van, trailer or barrow, etc. that will be used for the street trading activity these can be submitted as either hard copy photos or electronically. Please see section 6 of our full street trading policy for details of what needs to be shown in the photos.
- (e) A copy of the certificate of insurance that covers the street trading activity for third party and public liability risks.

Where you wish to trade from a site which is privately owned you must provide written evidence with your application that you have the permission of the site owner to trade on that site. However, even though consent to trade is granted it does not give permission to use a particular site and it is your responsibility to make sure that you have all the permissions required to trade from the site lawfully.

As the Council has to consult with various bodies in relation to application for consents, it may take up to 28 days for the application to be determined. You are advised that a copy of all applications and supporting documents including statutory declarations will be forwarded to:-

Leicestershire Police;
Leicestershire County Council Highways Department;
Leicestershire Fire & Rescue Service;
Blaby District Council Environmental Health Team
The Parish Council(s) relevant to the proposed trading site
The Ward Councillor(s) relevant to the proposed trading site

If the application is within a Conservation Area then the Council's Development Control Team will also be consulted.

Fees

Street Trading Consents:

The current fees can be found on the Councils website at www.blaby.gov.uk

Or by calling the licensing section on 0116 272 7783 / 7782

Please Note - The information provided within this document is given without prejudice and applicants are advised to seek their own legal advice.