

## Local Government (Miscellaneous Provisions) Act 1982

### Street Trading Subsidiary Terms – (Conditions)

In this Licence the term "licence holder" means the person to whom the Licence is issued and includes any person employed by or working for him in the course of the trading which is licensed to be carried on.

This Licence is valid for a maximum of 12 months or shorter if specified in the licence from the date of issue and allows the holder to trade in Harlow in designated Licence Streets specified in Schedule A\* only, and on the days and between the hours specified, and is subject to the following conditions:

- (a) This Licence is personal to the trader to whom it is issued and is not transferable. Any change of vehicle must be notified to the Licensing Team, and the new vehicle must then be made available for inspection when requested.
- (b) The trader must not, in exercising the rights granted under this Licence, cause, allow or permit any
  - (i) obstruction of the street or danger to persons using it, or
  - (ii) nuisance or annoyance (whether to persons using the street or otherwise).
- (c) This Licence, or a photocopy of it, must be displayed on the vehicle or stall whilst trading is in progress and must be shown on request to a Licensing Officer or other authorised officer of the Council, or to a Police Officer.
- (d) The Licence holder must comply with any relevant statutory requirements as relevant to their type of business.
- (e) No waste water or other material may be deposited down any public or private sewer (including any surface water gully or sewer) other than at a location and in a manner approved by the Council.
- (f) A waste transfer agreement must be made available on request for all waste connected from the operation of this licence.
- (g) For mobile licence holders, no form of street trading may be carried on in any one place for a continuous period of more than 30 minutes, and the licence holder must not then again trade at that location within a period of 5 hours.
- (h) For mobile licence holders no street trading may be carried on at any location on any bus route for any continuous period of more than 10 minutes.
- (i) For mobile licence holders upon request by a council officer evidence of the vehicle MOT and Insurance shall be provided.
- (j) The Licence holder must notify the Licensing Team of any new employees within 28 days of them starting.
- (k) The Licence holder must notify the Licensing Team of any conviction for any offence since their last application for grant or renewal of a licence was made, within 7 days of conviction.

- (l) If any of the conditions attached to this licence are not complied with or strictly observed, the Council may refuse to renew or revoke the licence. Failure to trade in compliance with the Principal Terms of the licence i.e. in Licence Streets only, and in articles stated on the Licence, may result in prosecution, leading to a fine of up to £1000.

This licence does not in any way protect the licence holder from prosecution for obstruction of the highway (NB. "highways" includes lay-bys) or from civil action for trespass onto private land.

**Agreed by Environment and Community Committee 19<sup>th</sup> January 2010**

**Amended: 22 July 2014**