

**CITY AND COUNTY OF CARDIFF
STREET TRADING LICENCE STANDARD CONDITIONS
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 SCHEDULE
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- General** 1. The grant of a Street Trading Licence 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.
- For the avoidance of doubt, this includes the requirement to seek and obtain planning permission and/or advertisement consent.
- Commodities** 2. Only those goods specified on the licence may be sold on the licensed Street Trading area. All commodities must comply with current Consumer Protection legislation. (*For advice and information, contact Trading Standards on 029 208720059*)
- Day and Times** 3. Trading may only take place on the days and during the times specified on the Licence.
- Nature and type of receptacle** 4. Any receptacle used by the licence holder must be of a type and style approved in writing by the Council and positioned entirely within the licensed area.
- Position** 5. The trader shall trade only from the position indicated on the licence.
- Size of trading area** 6. The area occupied by the licensed trader must not exceed 3.20 metres in length x 2 metres in width x 2.90 metres in height.
- The receptacle used for trading must be erected so as not to protrude or project outside the limits of the licensed area in any way.
- All goods, containers (except refuse containers used solely for the purpose) or other articles that may be placed alongside or around a receptacle shall be contained within the licensed area of 3.20 metres in length x 2 metres in width x 2.90 metres in height and shall not project beyond.
- Removal** 7. Stalls shall be easily and immediately removable.
- Traders or their assistants shall remove the stall and goods for so long as may be necessary in the event of an emergency or in exercise of the Council's powers and duties, if reasonably required to do so by a police officer or a duly authorised officer of the Council.
- Traders or their assistants shall remove the stall and goods within a reasonable time after the expiry of the time for trading specified in the Licence, if reasonably required to do so by a duly authorised officer of the council.
- Traders's Vehicle** 8. A licensed trader shall not leave his vehicle in the street in which he trades, apart from in approved parking spaces, except for the purpose of loading and unloading goods. Such loading and unloading shall be carried out as quickly as possible and the vehicle removed immediately on completion. This condition shall not apply when waiting restrictions are in force.
- Licence holder** 9. The licensed trader may employ any other person to assist in the conduct of the business but may not let, assign or part with his interest or possession under this Licence or any part thereof but he may surrender it at any time. The rights granted by the Licence cannot be sublet, transferred or shared with

any other person or party and is personal to the licence holder(s).

- Change of Address**
10. Traders shall notify the Council of any permanent change of address as soon as it occurs.
- Assistant(s)**
11. Traders shall notify the Council of any changes of assistants or employees with their full names and addresses as soon as the changes occur.
- Conduct**
12. Traders and any assistants employed by them shall ensure the public and Council officers are treated fairly and with courtesy.
Traders shall ensure that their staff are competent, courteous and helpful.
- Refuse and Waste**
13. The trader shall keep the site at all times clean and tidy and free from litter; provide adequate facilities for the hygienic storage of refuse, ensure that they do not become overfilled and at the end of each trading day and as often as may be necessary during each trading day properly dispose of all refuse including cooking oils etc. in an authorised manner. The trader shall comply with all requirements of the Environmental Protection Act 1990 with respect to Duty of Care. *(For advice and information, contact the Environment Agency on 029 20770088). (For advice and information, on commercial waste arrangements contact the Commercial Waste Section on 029 20775444).*
- The trader shall collect and similarly properly dispose of all wrappings and litter within a 5 metre radius of the site (and beyond where it is the result of the trader's activities from the site) at the end of each trading day and as often as may be necessary during each trading day so as to keep and leave the street in a clean and tidy condition.
- The trader or his assistant shall comply with any directions given by the Council from time to time regarding the handling, storage and removal of the refuse.
- Food Hygiene**
14. Food trading businesses must achieve a food hygiene rating of at least 3 under the National Food Hygiene Rating System (or equivalent if business registered outside England, Wales or N Ireland).
- The trader shall comply with all requirements of the Food Hygiene (Wales) Regulations 1996, General Food Regulations 2004, Regulation (EC) 852/2004 & Regulation 178/2002. All traders (food) shall give details to the appropriate registration authority having regard to Article 6 Regulation (EC) No 852/2004. *(For advice and information, contact Food Hygiene on 029 20871128).*
- Nuisance**
15. The licensed trader shall not undertake any action or activity on the street, including trading from the site in a manner which, in the opinion of the Council causes an obstruction in the street or constitutes a danger, nuisance, annoyance or inconvenience to the Council or to the owners or occupiers of any adjacent or neighbouring premises or to members of the public.
- Highway surface**
16. The licensed trader or his assistant shall not make any excavations or indentations of any description whatsoever in the surface of the highway or place or fix any equipment of any description on or in the said surface.
- Display of Sign**
17. The trader shall have legibly and prominently displayed on his receptacle a notice showing his name and the licence number of his/her Street Trading Licence.
- Advertisements**
18. No advertisement shall be displayed on the licensed pitch which relates to any goods, commodities or services other than those offered for sale or provided on that pitch.

- Liquefied Petroleum Gas** 19. Traders shall ensure that they comply with the requirements of the Council's guidance document on the safe use, handling, storage and transportation of Liquefied Petroleum Gas used in mobile catering units or similar units. *(For advice and information contact Health and Safety on Cardiff 029 20871126)*
- Health & Safety** 20. The receptacle shall be of sound construction and erected and maintained in a condition so as to protect the health and safety of employer, employees and members of the public.
- If freestanding canopies, umbrella or any other portable structures are used, they must be erected and maintained in accordance with the manufacturers instructions. Where ground sockets are used to secure such equipment, permission must be obtained from the Head of Highways and Parks, County Hall, Atlantic Wharf, Cardiff.
- Any electrical installation used in conjunction with the street trading unit must comply with the Electricity at Work Regulations 1989. Specifically, any appliances used in the installation must be subject to regular portable appliance testing, and the installation shall be protected at source, at the main junction or at the generator by a residual current device or some other equally suitable means of protection.
(For advice and information contact Health and Safety on Cardiff 029 20871126)
- Safety of Equipment** 21. Heat producing equipment (eg. Braziers) shall be so placed within the trading area as to offer maximum safety to the public. The position of such equipment in relation to other goods or materials shall be agreed with the Council's Officers.
- Where mobile electrical generators are employed they shall be so positioned that :
- a) they do not present a danger to the passing public;
 - b) they do not present a fire or similar hazard risk to the stall or goods displayed thereon;
 - c) they do not cause any noise or fume nuisance;
 - d) all petroleum spirit or other highly inflammable liquid used in connection with the generator shall be stored in a metal container with a secure leak proof cap not exceeding 23 litres or a plastic container not exceeding 5 litres capacity. The container to be labelled "Petroleum Spirit Highly Inflammable". The container shall be stored securely and remote from sources of ignition.
- Amplification equipment** 22. No amplification equipment shall be used by the trader.
- Directions by Council** 23. The licensed trader shall comply with all reasonable directions given by the Council or by any authorised Officer of the Council regarding any matter to which this Consent relates.
- Appeals** 24. Any person aggrieved by a refusal, revocation or variation of or any prescription in the Licence may appeal to a Magistrates Court.
- Advice and information** 25. If you require any further advice and information relating to these Conditions, please contact the Licensing Section on Cardiff 029 20871651.
- Insurance** 26. The Street Trading Licence holder must obtain suitable public liability insurance with a minimum liability of at least two million pounds to cover all liabilities that may arise from the street trading activities. The insurance must be valid for all trading periods