

**ST HELENS COUNCIL**  
**STREET TRADING CONSENT CONDITIONS 2022/2023**



St Helens Council

- 1) All Street Trading Plates are to be displayed on the rear of the vehicle/unit as close to the number plate as possible not in the window. Damaged or broken plates must be replaced as soon as possible. The plates and badges are the property of St Helens Council and must be returned on the date of expiry, if your unit is sold/disposed of, or on request from a Council officer. Renewal consent plates will only be issued on receipt of your expired plate.
- 2) Any new vehicle or change of vehicle (however temporary) must be inspected and a new plate obtained before trading.
- 3) No person should be working on the unit without obtaining an identity badge. Badges must be on the unit when trading and made available to all authorised officers on request.
- 4) Additional Assistants /Drivers before any badge can be issued written authority from the consent holder for the inclusion of any additional assistants on their consent will be required. Two street trading badges will be allowed for each consent granted. Further badges may be applied for however an additional administration charge of £36.00 will be made for each additional badge.
- 5) Traders must ensure that their insurance policy covers the carrying of Assistants on the vehicle.
- 6) When submitting an application for a consent / badge you are required to declare any convictions or cautions you may have unless they are regarded as 'spent' under the Rehabilitation of Offenders Act 1974. The information you give will be treated in confidence and will only be taken into account in relation to your application.
- 7) All new applicants will be required to complete a DBS (Disclosure and Barring Service) application form. The DBS check will be required every three years. Please read all documentation carefully.
- 8) The disclosure of a criminal record or other information will not debar you from gaining a consent unless the Authority considers that the conviction renders you unsuitable. In making this decision the Authority will consider the nature of the offence, how long ago and what age you were when it was committed and any other facts which may be relevant. The Authority reserves the right to revoke a street trading consent or traders badge at any time on the grounds that he/she is not a fit or proper person
- 9) Applicants with convictions for indecent exposure, indecent assault, importuning or any other sexual offence will generally be precluded from holding a street trading consent /badge.
- 10) Any changes to consent application/details must be notified direct to the Commercial Services Officer in writing without delay.
- 11) Renewal applications are sent out one month before the expiry date.  
It is the responsibility of the consent holder **NOT** St Helens Council to ensure all documentation is fully completed and returned before the expiry date. The consent is not transferable and there are no days of grace for consents. The consent expires on the date stated.

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- 12) Street trading consents will run for 12 months from the date of application. A reminder will be sent out at least one month before the renewal date
- 13) All fees are non-refundable unless the initial consent application is refused.
- 14) Site relocation, special events, private functions etc. need to be notified directly to the Environmental Health Section, at least 72 hours prior to the event taking place.
- 15) Temporary static units/trailers must be at least 400 yards (366 meters) away from any other consent unit trading in the same area.
- 16) Langtree Park Stadium Exclusion Zone.  
For the purpose of safety, street trading is prohibited within the exclusion zone on match days. (please see attached map) This exclusion will apply two hours prior to the commencement of any match and for two hours after the end of any match.
- 17) It is the responsibility of the vendor / proprietor to ensure that the vehicle to be consented by the Council is in a road worthy condition and that all relevant documentation is in place for the public highway.
- 18) During trading from food units, at least one member of staff must be present, who possesses as a minimum a Level 2 Certificate for Food Safety in Catering.
- 19) All consent holders if applicable will need to produce gas safety reports for all appliances on their unit in accordance with manufacturers guidance/recommendation once every 2 years unless otherwise stated. Reports must be produced on renewal of your application.
- 20) Threats to other traders, or Council Officers, damage to property or any other complaints relating to unreasonable or inappropriate behaviour will be investigated, where necessary in conjunction with Merseyside Police. A full report will be submitted to the Enforcement service Manager which could result in the suspension or removal of the Street Trading Consent.
- 21) Any breaches of legislation (see informative below) may also result in the suspension or removal of the Street Trading Consent.
- 22) The time period over which a Street Trading Consent is suspended shall not exceed 28 days. During this period, you will not be able to trade.
- 23) Please be aware these terms & conditions may be amended by the Enforcement Service Manager at any time. Any changes will be notified in writing to consent holders.
- 24) Please note, by signing your application form you are agreeing to abide by the St Helens Council's rules and conditions.

Enforcement Service Manager  
3rd Floor Wesley House  
Corporation Street  
St Helens  
Merseyside  
WA10 1HE

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A copy of the Councils' Enforcement policy is available on request

### **INFORMATIVE**

In addition to the Street Trading Consent Scheme's Terms and Conditions you are also obliged to comply with other legislation during the course of trade. In particular reference is made to the following legal requirements: -

- Compliance with the Food Safety Act 1990 is essential. Food Traders and their staff should be fully aware of the requirements of this legislation.
- The Control of Pollution Act 1974 permits the sounding of ice cream chimes only between the hours of 1200 and 1900.
- Compliance with the Health & Safety at Work etc. Act 1974 is essential. Please ensure that you are fully aware of your responsibility under this legislation. Further guidance is available from this department.
- All vehicles must comply with the Road Traffic Act 1988. This also includes section 40(a) which requires that if passengers including assistants are to be carried on the vehicle, that the vehicle must be provided with sufficient seats and seat belts which are properly fitted.
- The Employment of Children - Bye laws 1998, made under Children and Young Persons Act 1922, this legislation prohibits children under the age of sixteen working or assisting as Street Traders.
- Crime and Disorder Act 1998 Section (17) Provides a power to disclose information between partners to reduce crime and disorder within their community.
- Additional authority may be required from St Helens Council Planning Dept. , Highways Dept, Merseyside Police and possibly the Land owner to trade in specific areas. It is the responsibility of the applicant to obtain additional information and guidance from the relevant bodies.

**Should you require any further information or advice regarding these terms or conditions please contact the Council's Environmental Health Team on 01744 676338**