

CONDITIONS FOR MARKET STALLHOLDERS

May 2018

1. Definitions

1.1 “The Market” is held in the Town on Wednesday and Saturday of each week.

1.2 “The Market Superintendent” is the person appointed by the Town Council to supervise all aspects of the market such as allocation of pitches, collection of fees etc.

1.3 “Stallholders” are either:-

“Frontagers” - the occupiers of premises adjoining the street who reserve, occupy and trade the area immediately outside the premises. No new frontages are being approved by the Town Council.

“Registered Traders” - those who have traded regularly in the town for a continuous period of 13 weeks and have completed a Registration form. If a Registered Trader is absent for more than 4 weeks, excepting sickness or bad weather, the trader shall revert to a Casual Trader. The Market Superintendent must be formally notified of genuine absences.

Casual, “Non-Registered Traders” - those who trade on a non-registered basis.

2. General Conditions

2.1 These conditions apply to all categories of Stallholder.

2.2 The Market Superintendent has authority to refuse to let a site to any Stallholder who does not comply with any of these conditions.

2.3 Registered traders shall display their names and registration particulars on their stalls at all times. Failure to do so will result in tolls being levied at rates applicable to Non-Registered Traders.

2.4 Non-Registered Traders shall visibly display their names on their stalls at all times.

2.5 Occupiers of premises who reserve their frontages shall visibly display their names on their stalls etc. when trading in the Market.

2.6 Traders shall ensure that their stalls are continuously manned by at least one competent person over the age of sixteen years. The stall holder shall be responsible for the actions of any person working from their stall.

3. General Obligations

3.1 Stallholders shall indemnify the Council from and against all claims, damages, loss, expenses and costs in respect of any explosion, fire, accident or injury to property, persons or things which may arise or occur through or in connection with the occupation or use of the stall. Valid Public Liability Insurance and, if

appropriate, Market Traders Employers' Liability Insurance Certificates must be presented with the application to trade on the market and must be produced when requested for inspection by the Market Superintendent. Valid insurance must be held at all times when trading on the market. The Town Council is not liable for any damage caused by the stallholder, their stall or goods.

- 3.2 Stallholders shall not cause or permit any public or private nuisance in or upon the stall or anything which shall cause annoyance, inconvenience or disturbance to the Council or its staff or to other Stallholders or to the public resorting thereto. **Stallholders shall not bring the market into disrepute.**
- 3.3 The continuity of specific locations by traders is encouraged. However no trader has the right to trade from a particular pitch in the Market.
- 3.4 No guarantee of the continuing availability of a specific pitch in the Market, or any pitch in the Market, should be given by any Trader when disposing of his goods to a successor.
- 3.5 Registered Traders who intend to cease trading in the Market are requested to advise the Town Council accordingly.
- 3.6 All traders must sign that they will abide by these conditions before being allowed to trade on the market.

4. The Stalls

- 4.1 Spaces reserved and occupied by frontagers shall be sited immediately in front of their property.
- 4.2 Pitches must be occupied by Stallholders before 7.45am unless the Market Superintendent has been advised accordingly. Pitches not occupied by 7.45am will be allocated on a "first-come" basis.
- 4.3 The positions of all stalls shall be sited as directed by the Market Superintendent.
- 4.4 Stalls shall not be fixed to buildings or street furniture.
- 4.5 Stallholders may only sell or offer for sale those goods listed on their application form. A stallholder may not amend the list of goods that they sell unless approval has been given in writing by the Town Council.

4.6 No A boards to be allowed.

5. Consideration of the Public and Safety

- 5.1 Stallholders shall not cause nuisance by noise, obstruction etc. to residents and users of the highway when erecting and dismantling their stalls and during the Market. Erection of stalls shall not commence before 6.30 am and be removed by 6.00pm.
- 5.2 Stallholders shall ensure that their stalls are set up, their vehicles unloaded and removed by 8.30 am.

- 5.3 Access to seats, telephone call boxes, bus shelters, crossings etc shall be maintained at all times.
- 5.4 Where a pitch is located adjacent to live traffic a 300mm (1ft.) safety zone shall be maintained to the edge of the carriageway. **No chairs, stools or goods on the highway.**
- 5.5 A minimum footway width of 2.0 METRES must be maintained at all times. **Stalls shall be positioned behind any red lines on the pavement (where marked) to ensure maintenance of this footway width.**
- 5.6 Stalls shall not obscure traffic signs or the visibility at road junctions.
- 5.7 Canopies, clips and display goods must be positioned high enough so as to cause no risk or danger to pedestrians.
- 5.8 Stalls and Stallholders shall not obstruct or endanger the users of the adjacent highway. This includes the footway and carriageway.
- 5.9 **Where these can be issued, taking account of the position of a stall, if a market stall holder has been issued with a permit by the Town Council (to allow them to park their vehicle with their stall) then the permit shall be displayed at all times. Where spaces are available, day permits can be obtained from the Market Superintendent.**

6. Food

- 6.1 Food Hygiene (Market Stalls and Delivery Vehicles) Regulations 1966. Notification must be given to the West Dorset Environmental Health Division, www.dorsetforyou.com by Stallholders proposing to conduct a food business from any stall. A summary of the principal requirements of the regulations is obtainable from the Senior Environmental Health Officer. All Stallholders conducting a food business must comply with the above Regulations.

7. Litter

- 7.1 Stallholders are responsible for ensuring that all rubbish, litter, unwanted goods, etc., are properly stored throughout the day, and removed at the end of the day's trading. Additional precautions shall be taken by Stallholders during inclement weather to prevent litter from their stalls being blown along the highway. Stallholders will be charged at business rates for the removal of any litter remaining at the end of trading.

8. Payment

- 8.1 Tolls due shall be paid to the Market Superintendent on demand.

9. Non-compliance with Market Conditions

- 9.1 If any trader fails to observe any of these conditions and/or the instructions of the Market Superintendent, a verbal warning will be issued in the first instance.
- 9.2 Continuing failure to observe the market conditions and/or the instructions of the Market Superintendent will lead to a written final warning being issued.

