

Standard Conditions for a Street Trader Licence

1. The holder of the street traders licence shall be permitted to XXXXXXXX, and no other commodities.
2. The holder of the street traders licence shall be permitted to sell only from XXXXX on dates as applied for and as approved by the Council.
3. The licence holder may not commence trading until 5.00 a.m. and must cease trading no later than 11.00 p.m.
4. The licence holder shall comply with all statutory provisions relating to the sounding of musical chimes etc., and in particular with the provisions of Section 62 of the Control of Pollution Act 1974.
5. A street trader while street trading shall always have with him his licence which he shall keep at all times clean and legible and shall exhibit on demand to any Police Officer or any other Officer of the Council. On production by that Officer, of his badge of office or written evidence of his appointment to that office and shall allow such Officer to note the particulars of such licence.
6. A street trader when acting as such shall wear conspicuously on his outer garment the badge furnished with the lettered side outermost, so that the whole writing thereon shall be distinctly visible and legible and must, when required, permit any person to inspect same and to note the writing thereon. The licence holder shall be bound to renew his badge on being notified by the Head of Legal and Administration that the badge is considered to be defaced or illegible on payment of the appropriate deposit for a replacement badge failing which the licence may be suspended at the sole discretion of the Council.
7. A street trader shall not lend or allow any other person to use his licence or badge.
8. A street trader shall not in any way alter, erase or deface his licence and shall, when reasonably required, produce it for examination by the Head of Legal and Administration at Town Buildings, Licensing Section 29 New Bridge Street, Ayr.
9. Where the goods or articles sold or which are offered for sale by any person engaged or employed in street trading are of a perishable nature, or are intended for human consumption, the licence holder shall not store such goods or articles in any dwellinghouse or other place or vehicle until the said dwellinghouse or other place or vehicle has been approved by the Head of Trading Standards and Environmental Health for that purpose.
10. A street trader who has charge of any mobile trading unit, cart, float or barrow shall not cause or allow the same to stand on or within a distance of 10 metres from any pedestrian crossing.
11. Where the licence allows the holder to sell from a stationary structure in any specified place in any street, the said structure shall be of a form which can be speedily and easily removed, and where such stalls are used for the sale of food they shall contain equipment for the proper cleaning and sterilising of all utensils and vessels used in connection therewith as shall be satisfactory to the Head of Trading Standards and Environmental Health and shall comply with the requirement of Food Safety Act, 1990.
12. Every street trader shall collect and remove any paper, waste or other refuse which may be produced or may accumulate in the course of trading and shall not place or deposit the same or allow the same to be placed or deposited or to fall on any street, foot-pavement or footway or an adjoining property. Without prejudice to the foregoing generality, every

street trader trading at a particular location for a period exceeding five minutes shall place in the public place a litter bin or other receptacle for the deposit of paper, waste or other refuse by customers.

13. Every street trader shall at all times when street trading keep himself and his clothing clean and keep and maintain any moveable structure, vehicle or receptacle used for the purpose of street trading in a clean and proper condition to the satisfaction of the Head of Trading Standards and Environmental Health. On written notice, signed by the Head of Trading Standards and Environmental Health himself or by an Environmental Health Officer authorised by the Council to sign such notices in terms hereof, being given to any street trader that he has become unsuitable in respect of the unsatisfactory condition of his clothing or person, or that the vehicle or receptacle is unsuitable, such street trader shall immediately cease to act as a street trader until he remedies the cause of complaint to the satisfaction of the Head of Trading Standards and Environmental Health or until the said notice is withdrawn; and such notices shall be recorded in a Register kept for the purpose and available during normal office hours for public inspection, and shall be reported to the Council for information as soon as may be.
14. Notwithstanding the terms and conditions contained in his licence, every person engaged or employed in street trading within South Ayrshire Council Area shall comply with any order or instruction given by any Police Officer in uniform for the prevention of obstruction or annoyance to the Public or to the occupiers of any premises or in connection with any emergency or disturbance or on any occasion when such Officer in his discretion may consider it necessary in the public interest to give such order or instruction.
15. Except as otherwise directed by the Council as aforementioned, no street trader shall engage in street trading within 50 metres of any establishment or premises in which are sold or offered for sale any goods or articles or services of the same or similar class and description as those to be sold or offered for sale by the street trader. The Council may in their sole discretion and on application direct that the terms hereof shall not apply to a particular street trader in a particular street or locality or area and such a direction shall not be effective until it is endorsed by the Head of Legal and Administration on the licence.
16. A street trader who ceases to act as such for the unexpired period of his licence or whose licence shall have been suspended by the Council or shall have expired shall, within three days thereafter, deliver his licence and badge to the Head of Legal and Administration and shall be in contravention hereof if he shall fail to deliver both or either his licence and/or badge within said period of three days.
17. Where there is a material change of circumstances affecting the licence holder, or the activity to which the licence relates, the licence holder must notify South Ayrshire Council of the change as soon as reasonably practicable after it has taken place.
18. The licence holder shall deliver this licence document to South Ayrshire Council where the licence relates to an activity either which he/she has given up or has had suspended/revoked and that within seven days of the said surrender/suspension/revocation.

*(Plans showing the boundaries of Ayr, Girvan Prestwick and Troon seafronts and Ayr Town Centre are available for inspection at the Town Buildings, Licensing Section, 29 New Bridge Street, Ayr between the hours of 8.45 a.m. - 4.45 p.m. Monday to Thursday and 8.45 a.m. to 4.00 p.m. Friday).