



STREET TRADING CONSENTS

GENERAL CONDITIONS

1. In this consent reference to the consent holder shall include servants and agents of the consent holder.
2. The consent holder shall provide a copy of this consent to all those in his/her employment.
3. These general conditions may be varied by any special conditions relating to a particular location as listed in the Consent Certificate.
4. At all times the consent holder and/or any assistant shall comply with all statutes, statutory instruments and byelaws currently in force in respect of themselves and their vehicles. Particular attention should be paid to the requirements of Health and Safety and food safety laws. Advice on these requirements can be obtained from the Consumer Protection (Environmental Health) Department.
NB. The Consent does not override any Regulations regarding parking, food hygiene, obstruction, etc.
5. The consent holder shall not cause any nuisance or annoyance to any other user of the highway.
6. The consent holder shall on all occasions when carrying on business, be strictly sober and conduct him/herself in a proper, civil and decorous manner pursuant to the consent.
7. The consent holder shall ensure that his/her vehicle/stall is positioned only in the allocated area of the Consent Street for which he/she holds a Street Trading Consent. Such stall or vehicle shall be removed from the site, immediately after the close of each trading day.
8. At the close of each trading period, the consent holder must clear the area immediately around the vehicle/stall of any advertisement, notice and/or rubbish associated with the trading unit
9. The consent holder shall display the consent conspicuously on his/her vehicle/stall and it must be produced for examination when requested by a Council Enforcement Officer, Police Officer or Police Community Support Officer.
10. If a Council Enforcement Officer, Police Officer or Police Community Support Officer requests that the consent holder vehicle/stall be moved, it shall be moved immediately in compliance with the request.
11. The consent holder shall ensure that disabled persons and wheelchair users can be adequately served. This may involve such customers being served from outside the vehicle/stall.

12. The type, colour and dimensions of any vehicle, trailer or stall or similar to be used under the Consent shall be subject to written approval by Reading Borough Council. No change of any such approved vehicle, trailer or stall or similar is permitted without prior consent, in writing, from Reading Borough Council.

13. The consent holder shall not park his/her vehicle on any part of a footway. (Unless it is approved by the council).

14. The consent holder shall have and maintain a proper insurance policy for third party risks. The minimum insurance cover shall be £5,000,000 per claim, and shall cover the consent holders vehicle, trailer or stall, product liability and any additional equipment under his/her control.

15. Adequate precautions shall be taken by the consent holder to prevent the risk of an outbreak of fire at his/her stall, trailer or vehicle. Where a power source or heating appliance is present, for example a generator or bottled gas container, a suitable fire extinguisher shall be provided. In addition, a fire blanket shall be provided in vehicles selling hot food.

16. The Consent is personal to the consent holder and is not transferable except in the case of the death of the consent holder, when the Consent may be transferred to a member of the consent holder's family with the written approval of the council.

17. The consent holder shall not place any signs or any object upon the pavement, or any other part of the highway or other public place, without prior approval from the council.

18. The consent holder shall not sell or offer or expose for sale any goods or articles other than those described within the Consent.

19. The consent holder is permitted to have the number of assistants necessary to undertake relevant duties associated with the operation of the street trading unit. The Consent Holder shall provide full details of all assistants, including name, address, date of birth and a passport style photograph to the Council. No assistant shall commence work on a street trading unit until such time as that person has been approved in writing by the Council. No person other than the Consent Holder or an approved assistant shall be permitted to work on the street trading unit.

20. The use of amplified music and/or amplified speech from any street trading unit is not permitted unless approved in advance, in writing, by the Head of Planning, Development & Regulatory Services. Where such approval is given, the amplified music and/or speech, shall only be permitted at background levels and only between 08:00 hours and 23:00 hours.

21. The consent holder's vehicle/stall shall be kept safe, clean and maintained in a roadworthy condition. Where required it must be taxed, insured and have a current MOT Certificate

22. No water or waste material shall be discharged on to the highway or any adjacent property.

23. Where the trading activity involves the sale of food which is provided in any form of container or wrapping, at least one refuse container shall be provided by the consent holder and placed near to his/her vehicle/stall and be available for use by his/her customers. A clear notice shall also be displayed on or near his/her vehicle/stall requesting customers to deposit litter in the refuse container.

24. The consent holder must arrange access to toilet facilities for the consent holder and any assistants during trading hours. This must include a written agreement with other businesses if there are no public toilets nearby. If no arrangements can be made then a suitable chemical toilet must be provided. The chemical toilet must be maintained in a hygienic condition and any waste disposed of in compliance with the law.

25. Planning permission shall be obtained for the use of a chemical toilet before trading commences pursuant to the consent if legally required.

CONDITIONS RELATING TO THE SALE OF FOOD

26. If food is prepared, served or sold, a written food safety management system (FSMS) based on HACCP principles must be agreed with the Consumer Protection (Environmental Health) Department of this council BEFORE trading for the first time. If there are any significant changes to the menu or equipment used then the FSMS must be reviewed and resubmitted to the council for agreement when renewing the licence.

27. All persons handling unwrapped food must have a food safety training certificate. The certificate must be accredited by the Qualifications and Curriculum Development Agency (QCDA) to the Level 2 Award. This certificate must also be produced for examination when requested by a Council Enforcement Officer, Police Officer or Police Community Support Officer. This training must be renewed at intervals of no more than three years.

28. The level 2 award food safety training certificate must be displayed conspicuously, adjacent to the Consent, in a position so that it is easily visible to customers.

29. Anybody suffering from food poisoning, diarrhoea or more than one bout of vomiting must not work in any food handling area until they have been completely well for at least 48 hours.

30. Any open cuts, spots or boils must be covered with a clean, waterproof dressing to avoid contaminating food. The dressing must be blue so that it shows up in food if it comes off.

31. All applications for the grant or renewal of a Consent, where waste is likely to be generated from the product being offered for sale for example, burgers, kebabs,

sandwiches and ice creams, shall be accompanied by a copy of a current waste transfer note, which must have been made with a licensed waste operator.

32. For all consents using gas as a source of power or heat, a current Gas Safety Certificate must be provided. This must be issued by a Gas Safe Registered Engineer who is registered for mobile catering Liquid petroleum Gas. The gas safety certificate must be renewed at least annually to ensure gas soundness of pipe work and correct operation of appliances, flues and ventilation. A list of qualified engineers is available at www.gassaferegister.co.uk

33. For food traders all packaging and utensils for use by customers shall be made of biodegradable or recyclable materials.

CONDITIONS RELATING TO THE SALE OF ALCOHOL AND OTHER AGE RESTRICTED GOODS

34. During the hours that alcohol sales are permitted, a holder of a Personal Licence within the meaning of section 3 Licensing Act 2003 must be present at the point of sale.

35. The premises shall at all times operate a Challenge 25 policy to prevent any customers who attempt to purchase alcohol and who appear to the staff member to be under the age of 25 years from making such a purchase without having first provided identification. Notices advertising the Challenge 25 policy shall be displayed in prominent positions on the premises;

36. In conjunction with the 'Challenge 25, proof of age scheme', the consent holder must have a written refusals log, detailing each occasion where a challenge occurs that results in a refusal to sell alcohol. The log should include the date and time of the challenge and a brief description of the person challenged. The person refusing the sale shall also sign against the record of the refusal. This log is to be made available to Council Enforcement Officers, Police Officers and Police Community Support Officers on request.

37. For all other age restricted products, all persons who appear under the age of 18 shall be required to provide proof of their age, before a sale is commenced. This proof of age shall include a passport, a photo card driving licence or PASS hologram Card. No other proof of age shall be accepted.

38. Where proof of age is requested for the purposes of condition 34, a record in the same format as outlined at condition 35 above must be made.

39. There shall be no sale of alcoholic drinks in glass containers.

40. Alcohol shall only be sold in its original and sealed pre-packed container.

41. There shall be no facilities or containers for customers to decant alcohol into other containers.

42. The consent holder shall not engage in inappropriate discounting of alcohol or irresponsible alcohol promotions for example, sale of alcohol below cost price, discounted sales in the last twenty four hours of trading, large price reductions during the life of the street trading consent.