

## APPENDIX 1

### London Borough of Southwark

#### BYELAWS FOR MARKETS

Byelaws for markets made by Southwark Council under section 60 of the Food Act 1984 with respect to all Markets listed in the Schedule attached to these byelaws.

#### INTERPRETATION

1. In these byelaws:

“the council” means Southwark Council

“goods” means anything brought into the market place for the purpose of sale;

“market” means any market maintained by the council and listed in the Schedule to these byelaws;

“market hours” means the hours on a market day appointed by the council for the holding of a market;

“market day” means a day appointed by the council for the holding of a market;

“market officer” means the person or persons appointed by the council to exercise general management, supervision and control of a market;

“sell” and “sale” include exposing and exposure for sale;

“pitch” includes any place or space used or intended to be used for the sale of goods;

“vehicle” means a mechanically propelled vehicle [whether or not] intended or adapted for use on roads but does not include an invalid carriage.

“standard licence conditions” means the regulations to be followed whilst occupying a pitch on Southwark’s markets governed by Food Act 1984

#### MARKET DAYS AND HOURS

2. No person shall sell in a market place any goods other than during market hours.
3. The market shall operate between the hours set down for that particular market location. There shall be no trading in the event of Christmas Day, Boxing Day or New Years Day falling on a market day unless a prior agreement has been reached with the market officer.
4. All traders must vacate the market area by the end of the market hours, including the packing up time. No trader shall vacate their pitch before 2:00pm other than Bermondsey Antiques Market which will be 1:00pm.

5. The markets officer shall have the right to close the market at his/her absolute discretion on the grounds of public safety. Refunds of pitch fees will only be made if the market is closed prior to 10.00am on the day of trading.

## **PREVENTION OF OBSTRUCTION**

6. No person shall bring a vehicle or a cycle into the market place during market hours without reasonable excuse.
7. No person in charge of a vehicle shall, during market hours allow it be halted in the market place, or in its immediate approaches, for longer than is reasonably necessary for the loading or unloading of goods.
8. No person shall bring any goods into the market place more than one hour before the market hours begin or allow them to remain there more than one hour after the market hours end.
9. Any person loading or unloading their vehicles, shall not wilfully obstruct, disturb, hinder or annoy any person using the market. In particular traders must comply with such requirements to ensure emergency access as the market officer deems necessary.
10. No person shall allow or cause any goods to be placed on any pitch or space such that they encroach beyond the allotted limits of the pitch.
11. No person shall do or permit anything to be done which may be or become a nuisance to any person using the market and pitches must be used in a diligent and business like manner.
12. Pitches must be erected in accordance with the pitch layout held by the market officer and the terms of any arrangement to let or allocate the pitch.
13. Pitches are not to be moved from their respective markers or allocated space.
14. Any person carrying out construction, unloading, dismantling or loading operations must ensure that they carry out the operations in such a manner as to safeguard themselves and any person using the market.

## **AUTHORITY TO USE SPACE**

15. No person shall occupy or take possession of any pitch or cause to be deposited any goods, equipment or utensils on any pitch unless and until such pitch has been duly let or otherwise allocated by the market officer for the use of such person.
16. No person shall set up or attempt to set up on a pitch in the market place without the permission of the market officer.
17. All persons occupying pitches shall abide by the Council's standard licencing conditions.

18. Where the council:

- a) designates any part of the market place for the sale of particular goods or any class of goods, or for sales by auction, and
- b) display in a conspicuous place a public notice to that effect,
- c) no person shall sell goods, or hold sales by auction, except in accordance with the terms of that designation.

#### **FOR PREVENTION OF SPREAD OF FIRE**

19. No person shall smoke within the pitch area during market hours.

20. No person shall keep or sell any explosive or highly flammable substance in the market place

#### **FOR PRESERVATION OF ORDER**

21. No person shall ring any bell or blow any horn or use any other noisy instrument to attract the attention or custom of any person.

22. No persons shall post or display any bill, placard or poster, other than a description of goods advertised for sale, in any part of the market place except with the permission of the market officer.

23. No person in the market place or in its immediate approaches shall, except by way of sale, distribute or attempt to distribute to the public any printed matter except with the permission of the market officer.

#### **ANIMALS**

24. No person shall bring into or allow to remain in the market any dog or other animal belonging to him or in his charge unless it is attached to a lead, or otherwise kept sufficiently secured, and kept at all times under his control .

25. (a) No tenant or occupier of a pitch shall keep any dog or other animal at his pitch.

#### **PENALTIES**

26. Any person offending against any of these byelaws shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.

27. Other breaches of terms and conditions will be dealt with under penalty points system.