



Ribble Valley  
Borough Council

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# **CLITHEROE MARKET REGULATIONS 2023**

# CLITHEROE MARKET REGULATIONS

1. These regulations shall apply equally to all persons who trade on Clitheroe market whether from a stall, pitch or cabin ("trader").
2. The trader shall only be the person licensed by the agreement with the Council and shall be required to attend the market personally to trade on each market day. In the event of illness or holidays, and provided the agreement of the Market Superintendent has been obtained, the trader may nominate a substitute. Absence of more than three weeks by the trader may result in termination of their Licence.
3. A trader shall not assign/transfer the licence for occupation of a stall, cabin or pitch without written consent from the Council. The Council may consent to such transfer/assignment in circumstances where:
  - (a) A trader has a minimum of two years continuous occupation of the stall, pitch or cabin.
  - (b) The person to whom it is proposed to transfer the licence to ("nominee") sells the same line of goods as the trader.
  - (c) The Council is included as a party to the transfer/assignment and shall receive a brokerage fee equivalent to £150 or 2½ per cent (whichever is the greater) of the sum paid by the nominee in the transfer/assignment; or received by the trader for any goodwill, stock or other monies paid following the transfer/assignment.
  - (d) The nominee pays the standard deposit for a stall, pitch or cabin.
4. No trader shall sub-licence their stall, pitch or cabin, or any part thereof, to any person, firm, company.
5. The market will be open for trading between the hours of 7.00am and 6.00pm on Tuesdays, Thursdays and Saturdays (General Market) or such other days as the Council may allow
6. The Market Superintendent must be notified by 8.00am if a stall is not required.
7. The Market Superintendent has the right to re-allocate any stall not occupied by 8.30am.
8. The Market Superintendent will use their best endeavours to ensure that a stall is not let to a trader selling the same line of goods as the regular trader.
9. Any stall not occupied for three consecutive weeks may be re-allocated by the Market Superintendent at his discretion.
10. Market traders' vehicles will only be permitted within the market area between the hours of 7.00 - 9.00am and between 4.00 - 6.00pm.
11. Every stall, pitch or cabin must be open as a minimum between the hours of 9.00am - 4.00pm.
12. The Market Superintendent shall have the discretion to refuse the allocation of a stall, pitch or cabin.

13. The Market Superintendent will endeavour to keep a balanced trade. No more than three traders shall be allowed to sell similar articles. This may be exceeded if there are any vacant stalls at 9.00am on market days.
14. No trader shall sell a different commodity from his/her normal trade without the prior approval of the Market Superintendent, who will maintain a list of the normal goods sold by each trader.
15. Wherever possible, there will be at least two stalls between traders selling similar goods.
16. Traders are responsible for providing, maintaining and storing their own trestles, duckboards and side sheets etc.
17. Footpaths and areas in front of stalls, pitches and cabins shall be kept clear to prevent obstruction. The display of goods on these areas shall be limited to an area measuring three feet from the front face of the stall, pitch or cabin. Displays may be extended, further to approval by the Market Superintendent. The Market Superintendent shall retain the right to prohibit displays where necessary.
18. The market site shall be left tidy at the close of trading by each trader. Each trader shall be responsible for depositing their rubbish in the containers or vehicle provided by the Council.
19. Traders may use the market kitchen with the consent of the Market Superintendent. It shall be the responsibility of each individual trader to clear and clean the kitchen after use; failure to do this will result in their exclusion from the market kitchen.
20. Traders shall not bring onto the market or keep on the market any animal.
21. Traders must comply with all current legislation relating to the employment of children and young persons.
22. Traders must comply with current legislation relating to food hygiene.
23. Traders shall comply with all fire regulations and follow any directions given to them by the Local Authority or Local Fire Authority relating to fire safety.
24. Traders must comply with relevant health and safety legislation and regulations, examples include: The Health and Safety at Work Act 1974, Provision and Use of Work Equipment Regulations 1998, the Electricity at Work Regulations 1989.
25. Traders shall indemnify the Council against any claims or demands (whenever made) and all costs and expenses incurred by the Council relating to, or arising out of, the use of the stall/cabin/pitch by the trader (whether under the Occupier's Liability Act 1957 or otherwise). This includes any claim made by any of the trader's employees arising wholly or in part from any act or omission of the trader.
26. Traders shall adequately insure their goods and their fixtures and fittings. Traders shall also take out public liability and third-party insurance in respect of the trader's use and possession of the cabin/stall/pitch and in both cases produce on demand evidence of such insurance to the Council.
27. Traders shall remove all their merchandise and fixtures and fittings of a temporary nature which may be put in or upon the cabin/stall/pitch by the trader during the continuance of the Licence. Upon termination of a Licence, however determined, the allocated cabin/stall/pitch must be left clean and in good repair.

28. Traders shall indemnify the Council for any damage to the Council's fixtures, fittings, structures or other property caused by the trader.
29. Traders shall not alter or add to the structure of the stall, pitch or cabin (including any modifications to the electrical or plumbing systems), without first obtaining written consent from the market superintendent.
30. Traders shall not damage or deface any part of the stalls, pitches or cabins.
31. Traders of the cabins shall display at the allocated space, a suitable sign stating the trader's name and trade details. The sign must be of a design and form previously approved by the Council. The Council's consent must be obtained where there is a design change or any repainting. All signwriting costs must be borne by the trader.
32. Traders of the cabins shall not attach fixtures or fittings to the timber fascia signs.
33. Traders of the cabins shall not attach or hang anything to the canopies (including products for sale and light fixtures).
34. Traders of the cabins must ensure that during periods of high wind, the canopies are not extended to their full extent to avoid damage.
35. No single trader shall possess more than 2 cabins.

*The Head of Environmental Health has the discretion to grant a single trader more than 2 cabins ONLY in a situation where there're no takers for a vacant cabin.*

36. Traders must supply to the Market Superintendent any information which he/she may require to enable the Council to fulfil its statutory obligations.

*The Council is under a duty to protect the public funds it administers and to this end may use this information for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes.*

37. Stallage will be charged in accordance with the scales determined by Ribble Valley Borough Council. Where charges are subject to change, the Council will notify traders in writing.
38. Nothing in these regulations should be construed to conflict with any separate agreements or licences granted by the Council in respect of individual stalls or cabins.
39. Ribble Valley Borough Council reserves the right to vary or extend these regulations at any time.