Street Trading Policy

Area of Application

1.   The policy will apply to all street trading carried out within the City boundary.

2.   Any street trading carried out within the City Boundary without a specific consent is illegal.

General Policy

3.   There will be a general presumption against street trading, particularly in the vicinity of schools. For the purposes of this policy, a location is 'in the vicinity' of a school if it is situated such that pupils may be encouraged to walk to it during a break from school, or immediately before or after school.

4.   There will be a general presumption in favour of granting consents for street trading by mobile ice cream vans, and by other operators who remain stationary at a particular location only long enough to serve customers at that location, provided that they conform to any code of practice issued by the City Council. Codes of practice may include requirements relating to goods to be sold, period of time sales take place at a particular location, times of the day during which sales may take place, and the sounding of chimes and calls.

5.   Applications from mobile operators other than ice cream traders will usually be referred to the Licensing Committee or the Head of Regulatory Services[1] for a decision.

Exceptions to General Policy in relation to static traders

5.   It is unlikely that exceptions will be granted for locations that are in the vicinity of a school, from an hour before the start of the school day until an hour after the end of the school day.

6.   Street trading consents may be granted in the immediate vicinity of the Leicester City Football ground and the Leicester Football Club ground for the purpose of the sale of favours and materials associated with the football clubs that are organised and controlled by those clubs. Any such consent would be restricted to particular times before, during and after an event at the ground.

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[1] Amended June 2015 following change to constitution

7. Street trading consents may be granted to operators selling food who wish to trade on industrial estates, where no other adequate fixed provision is provided.

8. Limited period consents may be granted in respect of particular types of operations in conjunction with specific events in the City. Applicants for limited period consents will need to liaise with the Council's Festivals Unit before applying for street trading consent, as the only limited period consents that will be granted are those that are organised in conjunction with a significant event in the city.

9. Other applications for consents will be considered and each case will decided on its own merits. The following matters will be taken into account:
   - Public nuisance
   - Crime and disorder
   - Road safety
   - Health and safety at schools and for their pupils
   - Likely demand for goods being sold
   - Availability of goods being sold in other fixed premises in the vicinity
   - Objections received from nearby residents, businesses and statutory agencies

   If a licence is granted, conditions may be added to ensure that these factors continue to be addressed by licence holders.

Code of Practice for Mobile Street Traders

This Code of Practice applies to ice cream vans and mobile traders granted a street trading consent. Failure to comply with the Code of Practice may result in prosecution and/or the consent being revoked. Any reference to an ice cream van means a vehicle adapted for the sale of ice cream and which only sells ice cream, cold soft drinks and frozen lollipops.

Mode of Operation

Ice cream vans must:
- Move from position to position remaining stationary for no more than 5 minutes to initially attract customers and thereafter only long enough to serve customers present.
- Ensure that any stopping position does not infringe any parking or traffic requirements or cause obstruction of the highway, and does not present any dangers to other road users or pedestrians.
- Not stop within 100 metres of school grounds during the school day unless allowed to do so by a specific consent.
- Ensure that all conditions on the street trading consent are adhered to.
- Not trade within the inner ring road unless allowed to do so by a specific consent.

Mobile operators other than ice cream vans must:
- Move from position to position remaining stationary for no more than 5 minutes to initially attract customers and thereafter only long enough to serve customers present.
- Ensure that any stopping position does not infringe any parking or traffic requirements or cause obstruction of the highway, and does not present any dangers to other road users or pedestrians.
- Not stop in any 400 metre section of any street more than once in every two hours.
- Not stop within 400 metres of school grounds from an hour before the start of the school day until an hour after the end of the school day.
- Ensure that all conditions on the street trading consent are adhered to.

Sounding of Chimes (Based on the National Code of Practice)

Chimes and other audible signals should not be sounded:
- For longer than 4 seconds at a time – an automatic cut out should be used.
- When the vehicle is stationary.
- Except on approach to a selling point.

- When in sight of another mobile trader.
- Louder than 80 dB(A) at 7.5m.
- Before 12:00 or after 19:00 hours.

Fees for street trading applications

Type of application	Fee £
12 month street trading consent	1,905
3 month street trading consent	698
12 month street trading consent associated with LCFC / Tigers	209
12 month street trading consent for static pitches for ice cream vendors	977
Limited period street trading consent (per day or part day)	47
5 year street trading consent for mobile operators who move from place to place (eg, ice cream vendors)	47
Transfer of an existing street trading consent	25

Payment for a street trading consent costing over £1,000 may currently be made in two half yearly payments. If a payment is not made when due, the consent may be revoked without further notice. This arrangement will cease from April 2015 and all payments must be made in full at the time of application.