

Littlehampton -Arcade Road
The Arcade
Arun Parade
Banjo Road
Bayford Road (New Road to Arcade Road)
Clifton Road (New Road to Arcade Road)
Coastguard Road
Duke Street
High Street
New Road
Pier Road
The Promenade (to Sea Road incl. pier)
St. Martins Lane
South Terrace (Pier Road to Beach Road)
Surrey Street
Windmill Road
The Green
Beach (River Arun to Sea Road)

Pagham -
Cardinals Drive
The Causeway
Church Way
Kings Drive
Link Way
Pagham Road (Church Lane to Hook Lane)
Sea Lane
Beach Road

Trading is permitted (without a Licence or Consent) in any other street NOT on the above lists.

Further information can be obtained from the:-
Services Department - Environmental Health
Telephone: (01903) 737500



CONTROLS

STREET TRADING CONTROLS

In 1986 the Council resolved that street trading controls, under the terms of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982, should come into effect in designated streets on 1st April 1987.

1. Background

Street trading controls are not entirely new in Arun. Parts of the district have been subject to controls adopted before Arun District Council came into being in 1974. The new Act gave the Council the opportunity to review and rationalise these.

The main purpose of the controls is to prevent excessive street trading, which could cause obstruction of roads and footways, increase traffic hazards and lead to the over-supply of commodities.

Individuals and bodies representing local interests were consulted and given the opportunity to make representations before the Council decided to introduce the new controls in certain areas.

2. Controls

There are three types of control.

Prohibited Street - no street trading is permitted at anytime.

Licence Street - trading is prohibited unless the trader holds a current licence issued by the Council. This form of control is intended for the relatively fixed trader, or the street market, rather than the genuine itinerant.

Consent Street - a trader must hold a current Consent issued by the Council. This is likely to be the most common form of control in Arun and applies to the genuine itinerant trader.

3. Definitions

A “street trader” is

anyone who sells, exposes or offers for sale, any article (including a living thing) in a “street”

2. Licence Streets - For which a Licence must be obtained.

Bognor Regis - The beach area bounded by:
the pier, low water mark, the Esplanade
and a line drawn directly south from
Norfolk Street.

3. Consent Streets - For which a Consent must be obtained.

Arundel - High Street
Maltravers Street
Mill Lane
Mill Road
Queen Street
River Road
Tarrant Street

Bognor Regis - The beach (except that part designated a
“licence street”)
The Arcade
Belmont Street
Clarence Road
Crescent Road
The Esplanade
Lennox Street
London Road (High Street to immediately
south of library)
Lyon Street (including Lyon Street West)
Place St. Maur
The Promenade
Queensway
Richmond Road
Spencer Street (within 100 yds of Lyon
Street West)
Sudley Road
Waterloo Square
York Road

N.B. Because Place St. Maur is a
designated street, market traders in this
area require a Street Trading Consent.

- (d) failure of the licence-holder to avail himself of the licence to a reasonable extent (i.e. under-use of trading site).

In such an event the licence-holder has the right of appeal to the Magistrates' Court.

CONSENTS may be varied or revoked at any time, without reason being given, although the Council would not normally take such action except in circumstances similar to those above relating to licences. It should be noted that aggrieved Consent-holders have **no** right of appeal against the Council's decision.

8. The following streets are subject to street trading controls.

1. Prohibited Streets - No Trading Permitted

Bognor Regis - Aldwick Road (West Street to Silverston Ave)
Charlwood Street
Nyewood Lane within 100 yds of
Park Road Aldwick Road
Victoria Drive
Bedford Street
Canada Grove
Chapel Street
High Street
John Street
Manor Place
Market Street
Norfolk Street
Sadler Street
Station Road
Steyne Street
The Steyne
Sussex Street
West Street

Littlehampton - Beach Road
East Street (between High Street & Avon Road)
South Terrace (between Beach Road & Norfolk Road)
Terminus Road (between Terminus Place & Arundel Road)

A "street" includes

any road, footway, beach or other area to which the public have access without payment (and also any part of what is normally defined as a street), together with highway service areas.

A "street trader" is NOT

- (1) a pedlar (holder of a Certificate under the Pedlars Act 1871);
- (2) a news vendor (unless goods other than newspapers and periodicals are sold, or any stall exceeds certain dimensions or stands on the carriageway of a street);
- (3) a roundsman;
- (4) a person trading at a petrol filling station;
- (5) a person trading adjacent to a shop as part of the business of the shop;
- (6) a person authorised to make a street collection by the Council for charitable or other purposes.

other trading not defined as "street trading" is

- (7) trading in markets or fairs established by grant enactment or order (trading at casual markets and fairs will still be street trading);
- (8) trading in trunk road picnic areas, and certain types of trading on highways under the terms of the Highways Act 1980.

Persons whose activities fall within (1) to (8) above are free to trade in consent, licence **and** prohibited streets.

Please note that trading on private land is not street trading. The permission of the landowner would be required and any planning consent constraints considered.

4. **Street Trading Licences**

Only one small area in the District has been designated a “licence street” by the Council. It is not envisaged that there will be any more such designations in the foreseeable future.

Conditions attached to the licence may specify the trading site, the days and hours of trading (although this is unlikely with the nature of trading which has traditionally been carried on at this site) and the type of article which may be offered for sale. Other conditions on size of stalls, prevention of obstruction and so on may be applied if appropriate.

5. **Street Trading Consents**

The nature of the trading anticipated in consent streets is such that rather more conditions will be attached to Consents than to licences. Itinerants are more likely to cause inadvertent obstructions than are fixed traders and the Council has taken this into account in framing its standard conditions.

Principal conditions are:-

- (i) trading to be confined to specified articles;
- (ii) display of name of trader;
- (iii) copy of Consent to be carried at all times;
- (iv) no trading close to road junctions, bus stops, pedestrian crossings etc.;
- (v) maximum size of any stall or container;
- (vi) removal of litter periodically;
- (vii) minimum public liability insurance of £2,000,000;
- (viii) requirement not to obstruct footpaths, access to buildings etc.

6. **Applications**

Applications for licences and consents should be made each year on a standard form. The annual fee (reviewed in April each year) should accompany the application, together with a copy of the public liability insurance certificate and 2 passport size photographs of the applicant.

7. **Issue of Consents**

The issue of street trading Consents will be strictly limited. Applicants will need to show that there is a reasonable need for their type of trade in the area they wish to trade. The Council has taken into consideration representations received expressing concern that a formal control system might lead to an increase in the incidence of street trading. When an application is made for the first time the Council consults the Police and the appropriate Town or Parish Council before agreeing to issue any consent.

Both Consents and licences will be issued to cover a period of no more than one year, although Consents might be requested and granted for much shorter periods. This is to allow for occasional events with which street trading has been traditionally associated, perhaps for a weekend or a few days only; these are circumstances where the Council would probably not be willing to grant a Consent for a longer period. Any person granted a Consent will be expected to trade reasonably often in the streets for which consent is given.

8. **Food Businesses**

Any street trader selling food is automatically registered as a food hawkker. Existing food hawkkers will however need a street trading consent to trade in a consent street. If not already registered under the Food Safety Act, contact this office for a Registration Form.

9. **Revocation of Licences and Consents**

LICENCES may be revoked or varied by the Council only for specified reasons:-

- (a) changes in circumstances which have resulted in insufficient space for continued trading without causing undue interference or inconvenience to persons using the street;
- (b) the licence-holder is unsuitable to hold the licence;
- (c) refusal or neglect to pay fees or charges due in relation to the issue of the licence or conditions attached to it;