

STALLS & SIMILAR STREET TRADING

Notes for Applicants for Temporary Street Trading Licences

The law about street trading is contained in Part III of Schedule 3 of the London Local Authorities Act 2007(as amended), and these notes are purely for information purposes.

The terms 'stall' includes :

1. Any receptacle, vehicle or stall and any structure, box, table, stand, basket, bag, vessel, stand, easel, board, tray or thing which is used (whether or not constructed or adapted for such use):
 - As a container for or the display of any article, thing or equipment for sale or offer, or
 - For the display of any article, thing or equipment in connection with the provision of a service, or
 - To protect the goods and/or persons attending the Stall.
2. The placing of articles for sale on the ground (e.g. the placing of refrigerators or other large goods for sale on a pavement).

The Council may grant temporary licences for up to 6 months for stalls that are proposed to be placed on:

- A. A public highway such as a pavement, footpath, road, street or right of way, and
- B. Any other area, not being within permanently enclosed premises within 7 metres of any public highway (see above), to which the public can obtain access without payment.

A stall does not need a licence if it is on private land adjacent to a shop and the selling or exposure or offer of articles for sale and the provision of any services on the stall:-

- forms part of the business of the owner of the shop or a person assessed for uniform business rates in respect of the shop, and
- the selling or exposure or offer of articles for sale and the provision of any services takes place during the opening hours of the shop.

The application form must be completed and accompanied by the correct fee, plans and any other required document. Upon receipt of the application, further information may be required, and you shall be written to or contacted if this is the case.

The Council will carry out such consultation as it thinks fit, having regard to matters such as the size, nature and position/location of the proposed stall. Such consultation may include the public advertising of the application and give persons 21 days to make representations to the Council. All opposed applications, and all applications (opposed and unopposed) in the Councils Licensing Act 2003 Cumulative Impact Zones will be referred to the Council's Licensing Committee for decision. If you wish to check whether an area is in a Cumulative Impact Zone, please contact the Licensing Team (email: Licensing@newham.gov.uk telephone 0203 373 1925).