

## Consent Streets

### Dudley

Birmingham Street

Castle Hill

Fisher Street

High Street (Vicar Street to Union Street, Stone Street to a point 50 metres north-east of Stone Street,  
South-east side only New Street to a point 10 metres south-west of Churchill Precinct)

King Street (Birmingham Street to Union Street)

Oakeywell Street

Stone Street Square

Stone Street (from High Street to Priory Street)

### Stourbridge

Court Street

Coventry Street

Foster Street

High Street

Lower High Street

Ryemarket (High Street to a point 30 metres from High Street)

### Halesowen

Bull Ring

Great Cornbow (Birmingham Street to Hagley Street)

Hagley Road (Queensway to Summerhill)

Hagley Street

High Street (Queensway to Hagley Street)

Peckingham Street

Precinct (Queensway to a point 80 metres from Hagley Street)

Summerhill

## Consent Streets

### Brierley Hill

Cottage Street (from High Street to Little Cottage Street)

Little Cottage Street (from Cottage Street to Mill Street)

Bell Street (from Moor Street to end)

## **Prohibited Streets**

### **Dudley**

Birdcage Walk  
Broadway  
Castle Street  
Churchill Precinct  
High Street (except for that included in Schedule 2)  
King Street (Union Street to Vicar Street)  
Long Entry  
New Street  
Priory Street  
Stafford Street (High Street to Inhedge)  
Stone Street  
Tower Street (Stone Street to New Street)  
Trindle Road  
Union Street  
Vicar Street  
Wolverhampton Street (High Street to Parsons Street)

### **Stourbridge**

Bath Road (Ring Road)  
Bell Street  
Crown Centre  
Crown Lane  
Duke Street  
Foster Street East  
Greenfield Avenue (Ring Road)  
Market Street  
New Road (Ring Road)  
Ryemarket (except that included in Schedule 2)  
Smithfields (from Market Street to end)  
St John's Road (Ring Road)  
St Thomas's Street  
Talbot Street  
Victoria Passage  
Victoria Street

## Prohibited Streets

### **Halesowen**

Birmingham Street  
High Street (New Road to Queensway)  
Pool Road  
Precinct (except that included in Schedule 2)  
Service Road North of Precinct  
Service Road South of Precinct  
Queensway

### **Manor Way A456**

All lay-bys

### **Dudley Wood**

Bush Road  
Dalvine Road  
Dudley Wood Avenue  
Dudley Wood Road  
Lantern Road  
Lawnswood Road (Stoney Lane to Bush Road)  
New Town  
New Village  
Orchard Road  
Paint Cup Row  
Quarry Road  
Saltwells Road (Cradley Road to Bush Road)  
Springmeadow Road  
Stoney Lane (Saltwells Road to Heath Road)

## **Prohibited Streets**

### **Kingswinford**

High Street (Market Street to Penzer Street)  
Market Street (Summer Hill to Manor Park)  
Moss Grove (Summer Hill to Waterford Road)  
Summer Hill

### **Pensnett**

Tansey Green Road

### **Quarry Bank**

Stockwell Avenue

Principal Differences between street trading Consents and Street Trading Licences

| Street Trading Licence  | Street Trading Consent   |
|---|--|
| The council is obliged to grant a licence unless the application ought to be refused on one or more of the grounds specified in the Act.  | The council is under no duty to grant a street trading consent and need not specify statutory grounds for refusal.   |
| The council may only revoke or refuse to renew a licence on the statutory grounds   | No statutory limitation on the council's power to revoke or refuse to renew a street trading consent.  |
| Before the council may vary a principal term of street trading licence, or before it may refuse to grant or renew or revoke a street trading licence, it must first invite the applicant/licence- holder to make representations and then afford that persons a reasonable opportunity to make those representation | No notice requirements apply to a street trading consent.  |
| Statutory grounds of appeal against the refusal, revocation or variation of a principal term of a street trading licence are contained in this schedule.  | There is no right of appeal against the refusal or grant or renew a consent against the revocation or variation of a consent.  |
| A licence-holder may be prosecuted for a breach of the "principal terms" which relate to the street in which, the days and times upon which, and the articles in which the holder trades.   | A street trading consent holder may only be prosecuted for a breach of a condition where he trades from a stationery van, cart, barrow, vehicle or from a portable stall in a place or at a time not included in the consent, or for the breach of a condition relating to the type of article to be sold. |
| The council may recover from a licence – holder such reasonable charges as they may determine for the collection of refuse and the cleansing of streets etc.  | The council may not charge the holder of a street trading consent for the collection of refuse and cleansing of the streets.   |
| Where a licence is surrendered or revoke, the council has a discretion to remit or refund any fee paid for it   | Where a consent is surrendered or revoked, a council is under a duty to remit or refund the whole or part of any fee paid for the consent.   |
| The consent of the highway authority is necessary for the designation of a street as a licence street.  | Highway authority consent is not required before the designation of a street as a consent street.  |

NO:«L\_CONSENT»

**DUDLEY METROPOLITAN BOROUGH  
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982**

**CONSENT TO ENGAGE IN STREET TRADING**

WHEREAS the Borough Council of Dudley (hereinafter called "the Council"), in exercise of their powers under Section 3 and Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 have declared certain street and off-street parking places in the Borough of Dudley to be places where it is an offence for any person to hawk, sell, or offer or expose for sale any anything (which activities are hereinafter collectively called "street trading" without the consent of the Council:

NOW THEREFORE the Council HEREBY GRANT to «L\_ATITLE» «L\_AFORENAME» «L\_ANAME» of «L\_APAD1» «L\_APAD2» «L\_APAD3» «L\_APAD4» «L\_APCODE» (hereinafter called "the Holder") CONSENT under the Section 3 and Schedule 4 to engage in street trading on the conditions hereinafter mentioned, viz:-

- (1) This consent authorises the Holder to trade solely in the classes of thing specified in Schedule I hereunder, with the receptacles and/or vehicles specified herein, in the streets, off-street parking places, positions and places specified therein and on the dates and at the times specified therein, subject to his first paying to the Council the fee of £ «L\_APFEE»
- (2) This consent, unless sooner revoked, shall continue in force until the «L\_EXPDATE» and on expiry or revocation shall be surrendered to the Council.
- (3) This Consent is otherwise granted subject to the conditions specified in Schedule II hereunder.

SCHEDULE I

|   |  |   |
|---|--|---|
| A | Articles sold  | «L_GOODS»   |
| B | Number of receptacles or vehicles  | «L_STREGNO»   |
| C | Registration mark(s) and description of motor vehicle(s) referred to in B.                           | «L_GENTYPE»   |
| D | Generator type   | «L_STORAD1»<br>«L_STORAD2»<br>«L_STORAD3»<br>«L_STORAD4»<br>«L_STORPCODE»               |
| E | Stored at  | «L_STLOC»   |
| F | Position(s) of place(s) at which holder may trade  | «L_STALLDESC»   |
| G | Description(s) and dimension(s) of receptacle(s) or vehicle(s) (not being motor vehicle(s))          | «L_STMON»<br>«L_STTUE»<br>«L_STWED»<br>«L_STTHU»<br>«L_STFRI»<br>«L_STSAT»<br>«L_STSUN» |
| H | Day(s) and Time(s)<br><br>Monday<br>Tuesday<br>Wednesday<br>Thursday<br>Friday<br>Saturday<br>Sunday |   |



## SCHEDULE II

### Conditions subject to which Consent to engage in Street trading is granted

1. When engaging in street trading under the authority of this Consent, the Holder, and any person employed or engaged by him to assist him in the conduct of such activity, shall: -
  - (a) Comply with all requirements of any statute, and of any order, regulation or byelaw made there under, for the time being applicable to such activity; and
  - (b) Comply immediately and without demur with any instructions of any Constable or of any duly authorised officer of the Council given so as to secure compliance with such requirements or to secure free passage by the public at large along any highway or to prevent obstruction of any parking space in an off-street parking place to which this Consent applies or of the means of access to or egress from any such parking place or the means of traffic or pedestrian circulation within any such parking place.
2. The Council may suspend or revoke, or vary conditions of this Consent if: -
  - (a) On account of misconduct or for any other sufficient reason the Holder is in the opinion of the Council no longer a fit and proper person to hold this Consent; or
  - (b) For any reason any street or off-street parking place to which this consent applies is in the opinion of the Council no longer suitable or available for street trading; or
  - (c) Any street or off-street parking place to which this Consent applies ceases to be a street or off-street parking place (as the case may be) in which it is an offence for any person to engage in street trading; or
  - (d) The Holder has for a period of not less than four weeks not fully exercised his rights under this Consent.
3. The Holder may employ or engage any other person to assist him in the conduct of any activity permitted by this Consent without any further consent being required, subject to the Holder first supplying to the Council the name and address of each such person, without the previous agreement of the Council which agreement shall be at the entire discretion of the Council.
4. Without prejudice to the previous condition, the Holder shall, when requested by any Constable or by any duly authorised officer of the Council, supply to such Constable or officer (as the case may be) the name and address of any person employed or engaged to assist the Holder in the conduct of any activity permitted by this Consent.
5. If this Consent shall authorise the Holder to use a vehicle or receptacle for the purposes of street trading, such vehicle or receptacle (as the case may be) shall have prominently displayed upon it at all times when used under the authority of this Consent the name and address of the Holder and the number of this Consent and (except in the case of a motor vehicle) when used pursuant to this Consent in the carriageway of a street or in an off-street parking place shall be equipped with such lighting equipment and reflectors as to render the vehicle or receptacle visible during the hours of darkness (as defined in the Motor Vehicles (Construction and Use) Regulations 1978) or at any other time when visibility is impaired by weather conditions.
6. The Holder shall notify the Council (a) of the address or addresses at which he stores anything in respect of which he is permitted by this Consent to engage in street trading and (b) of any change in such address or addresses as soon as such change shall occur.

7. If this Consent shall authorise the Holder to use a motor vehicle for the purpose of street trading, the Holder shall not use for such purpose any motor vehicle other than one the registration mark of which is specified in Column C in Schedule I above.
8. The Holder shall not use any receptacle under the authority of this Consent unless it is so constructed as to be easily and immediately removable without the necessity of undressing or dismantling the receptacle, and no accessories shall be attached thereto which would be likely to cause damage to any street or off-street parking place to which this Consent applies or injury to any person.
9. No receptacle or vehicle used under the authority of this Consent shall be connected physically in any manner with any receptacle or vehicle or with any premises, unless the Council shall otherwise permit in the case of (a) a receptacle on the footway of a street; or (b) a receptacle or vehicle in an off-street parking place.
10. Any receptacle or vehicle (not being a motor vehicle) to which this Consent applies shall not exceed the following dimensions, viz: -  
  

|        |          |       |          |        |          |
|--------|----------|-------|----------|--------|----------|
| Height | mm ( ft) | width | mm ( ft) | length | mm ( ft) |
|--------|----------|-------|----------|--------|----------|
11. No part of any receptacle or vehicle authorised by this Consent to be used in the carriageway of a street shall be caused or permitted to project over the footway of the street.
12. Notwithstanding the provisions of conditions 9 and 10 above a receptacle or vehicle to which this Consent applies may have an awning or roof projecting not more than 0.6 metres (2 feet) over the footway of a street but not over the carriageway of a street or over an off-street parking place except to such extent, not exceeding 0.6 metres (2 feet), and in such streets and off-street parking places (if any) as may be prescribed by the Council by resolution for the purposes of this condition; such awning or roof, including its supports, if any, shall be in every part not less than 2.5 metres (8 feet) above the footway or carriageway or off-street parking place (as the case may be), and no goods or articles shall be suspended from such awning or roof so to reduce the headroom to less than 2.5 metres (8 feet).
13. No receptacle or vehicle to which this Consent applies shall be placed or allowed to stand in the carriageway of any street or in any off-street parking place within 2 metres (6 feet 6 inches) (measured along the length of any such street or in a straight line in the case of any such off-street parking place) of another receptacle or vehicle in respect of which there is in force a Consent to engage in street trading granted by the Council under the said Section 40, which space shall be kept at all times clear so as to enable persons to pass and re-pass on foot without obstruction between the footway and the carriageway or in the off-street parking place (as the case may be).
14. No receptacle or vehicle to which the Consent applies shall be placed or allowed to stand either wholly or in part: -
  - (a) In any part of a street which comprises a crossing for foot passengers established under Section 23 or Section 24 of the Road Traffic Regulations Act 1984 or in which the stopping of vehicles is prohibited (whether or not with exceptions) by regulations made under Section 25 of that Act.
  - (b) In any part of the carriageway of a street which is within 15 metres (50 feet) of a refuge for the protection of pedestrians crossing the carriageway but is not any part of a street to which paragraph (a) above applies.
  - (c) In any part of a street which is within 15 metres (50 feet) of a junction with another street or is within the same distance of any point of access to or egress from an off-street parking place.

- (d) In the carriageway of any street or part thereof in which the waiting of vehicles or the loading and unloading of vehicles is restricted or prohibited by order made under Section 1 or Section 9 of the said Act of 1984.
  - (e) Within 100 metres (330 feet) (measured along the length of a street or in a straight line in the case of an off-street parking place) of any point at which a place of public religious worship (as defined in Section 203(3) of the Highways Act 1980) or a cinema, theatre or any hall, other building or place (whether comprising or including a building of any kind) used as a place of public resort abuts a street or off-street parking place or within a similar distance of any point which forms a means of pedestrian or vehicular access to or egress from the Black Country Museum, Broadfield House Glass Museum at Wordsley, Dudley Zoo, Cradley Heath Stadium at Dudley Wood or the Chain shop at Mushroom Green, Dudley Wood PROVIDED THAT this paragraph does include any place used as a place of public resort which is a place falling within the scope of the next succeeding paragraph.
  - (f) Within 100 metres (330 feet) (measured along the length of a street or in a straight line in the case of an off-street parking place) of any point at which pedestrian or vehicular access may be gained to any school, college or to any part within the meaning of Section 44 of the General Rate Act 1967 or within the same distance (measured aforesaid) of any point at which pedestrian or vehicular egress may be obtained from any such premises.
  - (g) In such a position as to obstruct the movement of vehicles in an off-street parking place.
  - (h) In a bus stop indicated by road markings authorised under the Traffic Signs Regulations and General Directions 1981.
  - (i) In a stand for hackney carriages for the time being appointed by the Council under Section 63 of the Local Government (Miscellaneous Provisions) Act 1976.
15. The Holder, and any person employed or engaged by him to assist him in the conduct of street trading, shall, if required by any person having reasonable cause to make the request, immediately remove for such temporary period as may be necessary any receptacle or vehicle to which this Consent applies (any goods or articles to be deposited there under pursuant to condition 15 below) from the space in front of any premises where the presence of the receptacle or vehicle unduly obstructs or hinders the approach to or departure from such premises or persons or vehicles or the use of such space by any vehicle waiting for a reasonable period for the convenience of persons inhabiting or calling at the premises.
16. No goods or other articles whatsoever shall be caused or allowed to project beyond or be placed alongside or around any receptacle or vehicle to which this Consent applies, or above the height of 3 metres (10 feet) measured from ground level, but the space immediately beneath the receptacle or vehicle (as the case may be) may be used for the deposit of goods and other articles.
17. The Holder and any person employed or engaged by him to assist him in the conduct of street trading, shall remove with all reasonable dispatch after the expiry of the time for street trading specified in this Consent any receptacle or vehicle to which this Consent applies and all goods or articles deposited there under pursuant to condition 15 above.
18. The Holder shall produce this Consent for inspection when requested to do so by any Constable or any duly authorised officer of the Council.

19. If the Holder shall have placed any receptacle or vehicle to which this Consent applies in the charge or any other person he shall ensure that that person is given a copy of this Consent duly authenticated as such by the undersigned and any such person as aforesaid shall produce such copy for inspection when requested to do so by the Constable or any duly authorised officer of the Council.
20. The Holder and any person employed or engaged by him to assist him in the conduct of street trading, shall cause all refuse, scraps, waste material, litter or rubbish arising from the business carried on, to be placed in suitable covered containers which shall be supplied by the Holder and shall be kept exclusively for that purpose. The Holder and any such person as aforesaid shall cause all such containers to be kept in a reasonably clean state, regard being had to the purpose for which they are provided.
21. Where this Consent authorises the Holder to engage in street trading in one or more fixed places or positions the Holder and any person employed or engaged by him to assist him in the conduct of street trading shall remove with all reasonable dispatch after the expiry of the time for street trading specified in this Consent any container to which the preceding condition applies and all refuse, scraps, waste material, litter or rubbish lying about such places or positions whether or not arising from the business carried on.

DATED: 17 February, 2012

Director of Corporate Resources

It is an offence triable in the Magistrates Court to contravene any aspect of this Consent including conditions attaching thereto.

| Street Trading Consents - Venue  | Goods Sold   |
|--|--|
| <b><u>Dudley</u></b><br>Upper High Street<br>Market Place<br>Birmingham Street | Mr Sizzle – Hot Dogs, Burgers, Hot snacks, Candy Floss, Baked Potatoes   |
| Market Place in conjunction with Children's Ride                               | Mr Harry Jones – Faggots & Peas, Soft Drinks, Candy Floss, Hot Sandwiches, Bacon, Eggs, Sausage, Hot Dogs and Burgers. |
| Market Place Dudley  | Mr Edward North – Hot Potatoes, Hot and Cold Drinks, Soups and Hot Chestnuts.  |
| Market Place Dudley  | Mr. Calleia – Ice Cream and Confectionery  |
| Market Place Dudley  | Mr D Morrison – Doughnuts and Hot and Cold Drinks  |
| <b><u>Halesowen</u></b><br><b><u>Hagley Street</u></b>                         | Mr H. Jones - Hot Dogs, Burgers , Hot Snacks, Candy Flosss, Baked Potatoes   |
| Near to Cornbow  | Mr S,. Fitzpatrick – Flowers and Plants  |
| High Street, Peckingham Street, Great Cornbow, Hagley Street, Somers Square    | Fruit, Veg, Poultry, Meat Samosas, Speciality Sausage, Cheese Eggs, Bread, Jam, Plants & Crafts                        |
| <b><u>Stourbridge</u></b><br>Coventry Street                                   | Mr C Davis – Wet Fish and Eggs   |
| Town Square  | Mr S. Widdowson – Farmers & Craft Market   |
| Ryemarket  | Mr & Mrs Bridgewater – Hot Baked Potatoes, Hot and Cold Drinks   |
| Foster Street  | Mr C.M. Davis- Wet Fish and Eggs   |

APPENDIX 1

| LICENCE/PERMIT        | DUDLEY  | WOLVERHAMPTON                             | SANDWELL    | BIRMINGHAM  |
|-----------------------|---------|---|-------------|---|
| <b>STREET TRADERS</b> | £566.00 | As per site (between £395.00 - £3,075.00) | As per site | <p><u>City Centre – per month</u></p> <p>Decorative Carts - £606.00</p> <p>Pitch under 1.39sq.m - £245.00</p> <p>Pitch 1.39 to 2.78sq.m - £369.00</p> <p>Kiosk - £180.00</p> <p><u>Suburbs – per month</u></p> <p>Pitch under 1.39sq.m - £153.00</p> <p>Pitch 1.39 to 2.78 sq.m - £215.00</p> <p>All football sites - £743.00</p> |

| LICENCE/PERMIT        | SOLI HULL  | WALSALL   | WYRE FOREST   | COVENTRY   |
|-----------------------|--|---|---|--|
| <b>STREET TRADERS</b> | Town Centre Consent –<br>£2,600.00                         | A) Walsall Town Centre<br>Specific sites only -<br>£2820.00 | Single Unit up to 12 x 12<br>Food –<br>Initial - £1658.00<br>(max 5m length) –<br>Renewal - £1575.00  | 1 month street trading<br>consent <i>outside city centre</i><br>-£250.00*  |
|                       | Borough Wide Consent<br>(fixed location) -<br>£1300.00     | B) Licence Streets<br>(excluding Walsall Town<br>Centre)    | Single Unit up to 12 x 12<br>(max 5m length) Non-<br>Food<br>Initial - £1385.00<br>Renewal - £1245.00 | 3 month street trading<br>consent <i>outside city centre</i><br>-£700.00*  |
|                       | Mobile Trading Consent<br>- £900.00                        | First Site (initial<br>application) - £560.00               | For every additional 12<br>x 12 or part thereof or<br>length more than 5m -<br>£682.00                | 12 month street trading<br>consent <i>outside city centre</i><br>-£2000.00*  |
|                       | Park Consent - £770.00                                     | Each additional site -<br>£560.00                           | Mobile Traders -<br>£649.00   | 1 month street trading<br>consent <i>outside city centre</i><br>(with proof of lease/rent for<br>a pitch on private land) -<br>£125.00 |
|                       | Variation to Consent -<br>£115.00                          | Annual renewal -<br>£430.00                                 |   | 3 month street trading<br>consent <i>outside city centre</i><br>(with proof of lease/rent for<br>a pitch on private land) -<br>£350.00 |
|                       | Approval of Authorised<br>Assistant - £20.00               | C) Boroughwide<br>Consents                                  |   |  |
|                       | Renewal of Authorised<br>Assistant - £20.00                | 1 year - £560.00  |   |  |
|                       | Occasional Street<br>Trading Consent (per<br>day) - £25.00 | 9 months - £430.00<br>6 months - £360.00                    |   |  |
|                       | Replace lost/damaged<br>letter - £10.00                    |   |   |  |
|                       |  |   |   |  |

|  |  |  |  |
|--|--|--|--|
|  |  | <p>3 months - £275.00</p> <p>1 month - £215.00</p> <p>D) Area Consent</p> <p>1 year only - £430.00</p> | <p><i>(with proof of lease/rent for a pitch on private land) - £1000.00</i></p> <p>Limited period consent per day or part day - £50.00**</p> <p>Peripatetic traders who move from place to place (e.g. ice cream vans) 12 month consent - £50.00</p> <p>Transfer, variation - £50.00</p> <p>Replacement copy of consent certificate - £12.00</p> <p>* The fee for street traders already operating prior to 1 April 2012 will be discounted for the first year by 50%. Those wishing to have 12 month consent in the first year will be able to pay in four instalments of £250.00</p> <p>** This charge will be waived for registered charities</p> |
|--|--|--|--|



| Council                                 | Street Trading Fees            |
|---|--------------------------------|
| Cheshire East Council Unitary Authority | £364.00                        |
| Manchester City Council                 | £750.00                        |
| Wigan Borough Council                   | £470.00                        |
| St. Helens Council                      | £630.00                        |
| Maidstone Borough Council               | £351.00                        |
| Stockport Borough Council               | £376.00                        |
| Warrington Borough Council              | £700 (food)<br>£550 (non food) |