SWADLINCOTE MARKET RULES AND REGULATIONS 2025

1. All Traders and their representatives must have the Right to Work in the United Kingdom.

2. All traders must have a minimum of £10 million Public Liability Insurance and Employee liability where applicable. This is a legal requirement.

3. All traders must provide a copy of their Risk Assessment if requested. Advice can be found at www.hse.gov.uk/simple-health-safety/risk

4. Rents are set by the market operator.

5. All pitches must be occupied by 8:00am. Any trader who arrives after this time without prior consent or notification by phone that morning, may lose their pitch on the day and any due rent will still be levied.

6. Trading hours are from 8:00am to 2:00pm. No trader is to leave the market before 2:00pm without prior consent of the Market Manager.

7. All vehicles to be off site by 8:00am. Vehicles may return onsite from 2:00pm and stall fronts are not to be packed away until market closes at 2:00pm.

8. All vehicles must use hazard warnings lights at all times when entering and leaving the High Street and adhere to a 10mph speed limit.

9. Traders are expected to leave their pitch clean and tidy and, in the manner in which they were found on arrival (see Market Standards document for further information). All waste must be put into the Trade Waste skip facility provided.

10. Rents will be collected daily and are to be provided when requested by the Market Manager or their representative.

11. Traders must inform the Market Manager by midday the day before a market if they are unable to attend.

12. Traders are to comply with current Consumer Rights Act 2015 (and any future amendments in Law)

13. Anti-social or abusive behaviour will not be tolerated at any time.

14. Traders shall not display or offer for sale any illegal, counterfeit or copyright infringing goods that do not comply with Consumer Rights Act 2015.

15. Traders must not change their product line without the expressed permission of the Market Manager.

16. Pitches are not available to religious or political organisations.

17. Allocation of stalls is managed at the sole discretion of the Market Manager or their representative and must be adhered to.

18. All displays beyond the footprint of the stalls must be agreed with the Market Manager and may be subject to change at any time.

19. There is to be no sub-letting of stalls.

20. Trader parking is free, but at your own risk.

21. The market may be cancelled on the day or ahead of trading on the grounds of public safety including severe weather, acts of God, terrorism etc

22. All traders are to comply with current legislation regarding Food Hygiene and Safety. This includes the use of all Gas Cylinders and appliances. Traders should be able to demonstrate a Gas Safety Procedure and annual inspection certificate, Risk Assessment and have the relevant fire extinguisher. Please refer to the Food Standards Agency guidance on food safety: https://www.food.gov.uk/business-guidance/safer-food-better-business-sfbb

23. Electricity points are from 240v to 3-phase. Electricity is free but subject to availability. Traders must supply their own step-up boxes and cables.

24. All electrical items must comply with annual PAT tests and certificates demonstrating conformity must be shown on request.

25. If traders require an electrical connection, they must provide rubber cable covers. Ideally cables should be at height wherever possible but must be covered if they are on the ground. All cables must be referred to in the stallholder's risk assessment.

26. The use of small portable low noise generators and their location must be approved by the Market Manager or their representative prior to their use.

27. Small portable low noise generators will need to be barriered off from public access and positioned so as to ensure that:
    - they do not present a danger to the passing public;
    - they do not present a fire or similar hazard risk to the stall or goods displayed;
    - they do not produce fumes or any airborne solids, or noise, including vibration, beyond that reasonably expected in normal use, having regard to the proper functioning of any equipment;
    - any inflammable fuel not being used shall be stored away from the stall in a location and container conforming to The Petroleum (Consolidation) regulations 2014.

- Any generator shall be turned off at the discretion of the Market Manager or their representative if it is felt that a nuisance is being caused.

28. Appropriate licensing and rules overseeing sales of certain products (alcohol, tobacco, knives etc.) must be maintained and updated as per law amendments.

- No trader shall sell or permit to be sold any item that contravene: Copyright Design & Patents Act 1988; Trade Descriptions Act 1968; Trademarks Act 1994; Video Recordings Act 1984;The Consumer Protection from Unfair Trading Regulation 2008; Product Safety Regulations, including General Product Safety Regulations 2005, Toys (safety) Regulations 1995, Cosmetics Products (Safety) Regulations, Nightwear (Safety) Regulations 1985, The Furniture and Furnishings (Fire) (Safety) Regulations 1988 similar associated legislation. The sale of such illegal or unauthorised goods is strictly prohibited at all times and the breaching of these regulations could result in termination of regular occupancy and substantial fines and/or imprisonment.
- Traders must also comply with the minimum age requirements as determined from time to time by Trading Standards on Age Restricted Sales.
- Traders shall not offer for sale any goods, which by reason of size, smell, noise, condition, or nature are, in the opinion of the Market Operator, objectionable for any reason. Any goods identified as objectionable shall be removed forthwith from the market by the trader.
- Details of Persons undertaking to trade in such items will be recorded and their information will be supplied to the relevant enforcement agencies. Persistent known offenders will be suspended.

Dangerous/Prohibited Items

- A Trader must not, without the consent of the Markets Operator, bring onto The Market or display for sale any of the following:
- Any product that is not the possession of the seller and that has been obtained by illegal means. If you handle stolen goods, the buyer may legitimately claim recompense from the seller even if the seller was not aware the product was stolen.
- Replica guns (whether these be deemed as children's toys or not).
- Ornamental weapons, including guns, swords and knives.
- Combat knives, machetes and sharp bladed instruments.
- Martial Art Weapons and other offensive weapons e.g. tonfa, nunchaku, sai daggers, throwing stars etc.
- Air Guns.
- Catapults.
- Cross Bows.
- Tobacco.
- Items of a pornographic nature, including pornographic publications and recorded material.
- Medicines or any type of drugs and ancillary equipment, which could be construed as having use in the taking of drugs or an illegal high.
- Alcoholic drinks, unless licence details are provided to the Market Operator.
- The sale of hot food, unless agreed with South Derbyshire District Council.

- Pet animals, or live fish or livestock in contravention of the Pet Animals Act 1951 as amended by the Pet Animals Act 1983 or any statutory modification or re-enactment thereof from time to time in force.
- Animal fur and skin, or goods made from them, such as jewellery, shoes, bags and belts.
- Fireworks, inflammable substances, explosive or other substances or article likely to cause fire, explosion, damage. Excluding the contents of the fuel tank of any vehicle permitted to park in the Market

- *This list is not exhaustive and other items may be prohibited by the Market Operator.*

PLEASE NOTE The Local Authority / Market Manager may make recommendations as to the look and feel of your stall and may request reasonable changes to be made – this is to be done within two weeks from being asked.

All Rules and Regulations are subject to South Derbyshire District Council's discretion, through the Market Manager or their representative.

If you have any questions or queries regarding this, please do not hesitate to contact to the Market Manager.

These rules will be enforced and are to the benefit of ALL.

SW MARKETS & EVENTS

If you have any questions in relation to the above Rules and Regulations, please contact the Market Manager, Simon Wardle: Tel: 07784 033414
Email: simonwardle1@gmail.com
Facebook: https://www.facebook.com/SwadlincoteMarkets

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