DARTFORD BOROUGH COUNCIL

BYE LAWS

made under section 60
of the Food Act 1984
by the
Dartford Borough Council
with respect to their markets
in Dartford Kent
BYELAWS

Made by the Dartford Borough Council in exercise of their powers under
Section 60 of the Food Act 1954 with respect to their markets in
Dartford.

INTERPRETATION

1. In these byelaws
   "the Council" means the Dartford Borough Council;
   "goods" includes provisions, commodities and articles brought
   into the market place for the purpose of sale;
   "market" means the markets maintained by the Council; namely the
   Thursday market at Claves Court, Intonoe Road, Dartford and the
   Saturday market in High Street, Dartford and any market from time
to time replacing them;
   "market hours" means the hours appointed by the Council for the
   holding of a market;
   "market place" means the places in Dartford which are allocated
   for the holding of the markets maintained by the Council;
   "market officer" means the officer duly authorised for the time
   being by the Council to exercise general management, supervision
   and control of the markets, or his duly authorised
   representative;
   "sell" and "sale" include exposing and exposure for sale;
   "stall" includes any building, shop, office, compartment,
   standing, bench, table, place or space used or intended to be
   used for the sale of goods;
   "vehicle" includes any mechanically propelled vehicle (other than
   an invalid chair), and any cycle, tricycle, cart, wagon or
   trailer;
"Chief Executive" means the person appointed by the Council as its Chief Executive and any person employed by the Council and duly authorised by the Chief Executive to act as his representative.

REGULATION OF TRAFFIC AND PREVENTION OF OBSTRUCTION

2. No person in charge of a vehicle shall without having obtained the permission of the Market Officer to keep a vehicle in the Market for the purpose of trading therefrom, allow it to be halted in any avenue, passage or roadway in the market place, or in the immediate approaches thereto, for longer than is reasonably necessary for the loading or unloading of goods.

3. No person shall cause or permit any vehicle to be driven in the market place otherwise than in a direction indicated by signs or road surface markings erected or laid by or on behalf of the Council for the purpose of indicating the direction to be taken by vehicles in the market place.

4. No person driving or riding any vehicle in the market place or in the immediate approaches thereto shall proceed at a greater speed than five miles an hour.

5. No tenant or occupier of a stall shall cause or permit any goods or any receptacle for goods to be placed on any stall so as to project beyond the limits of such stall.

6. No person shall wilfully obstruct or hinder any person in the proper use of the market place or of any fittings or other apparatus provided for use therein.

7. No person shall bring any goods into the market place earlier than as specified in this byelaw nor allow them to remain there later than as so specified, namely:
   - Thursday Market - 2 hours before the market opens and 2 hours after the market closes.
   - Saturday Market - 1 hour before the market opens and 1 hour after the market closes.

AUTHORITY TO USE SPACE

8. No person shall occupy or take possession of any stall or deposit or cause to be deposited any goods on any stall unless and until such stall has been duly let or otherwise allocated by the market officer for the use of such person, and any person occupying taking possession or depositing goods as aforesaid shall at any time if required so to do produce to the market officer satisfactory evidence of due letting or allocation.

9. No person shall erect or fix or attempt to erect or fix any stall in the market place without the previous written consent of the market officer.

FOR MAINTAINING CLEANLINESS

10. Every tenant or occupier of a stall shall:

(a) cause the stall to be properly cleansed before and after market hours and as often as may be necessary during those hours;
(b) cause all refuse from the stall, and all refuse arising from
the loading or unloading of goods required in connection with the
stall, to be placed in a receptacle provided or approved by the
Council for the purpose.

FOR PRESERVATION OF ORDER

11. No person shall wilfully or negligently throw, drop or leave in
or upon any avenue, roadway or passage in the market place, or in
the immediate approaches thereto, any fruit or vegetable matter
or any other litter in a manner likely to cause injury or
nuisance to any person;

Provided that this bylaw shall not apply in respect of any place
in the open air to which the Litter Act 1983 applies.

12. No person shall light a fire in any part of the market place.

13. No person shall, to the annoyance of any person, ring any bell or
blow any horn or use any other noisy instrument or loudspeaker to
attract the attention or custom of any person to any sale or to
any goods intended for sale.

14. No person, other than an officer or servant of the Council acting
in the proper execution of his duty, shall without the permission
of the Chief Executive post or display any bill, placard or
poster, other than a description of goods, in or on any part of
the market place:

Provided that this bylaw shall not apply to any bill, placard or
poster being posted or displayed pursuant to Regulation 13(1) of
the Food Hygiene (Markets, Stalls and Delivery Vehicles)
Regulations 1966.

15. Unless the written consent of the Chief Executive be first
obtained no person in the market place shall, except by way of
sale, distribute or attempt to distribute to the public in the
market place any leaflets, handbills, cards, pamphlets, booklets
or other literature.

EXPLOSIVES

16. (a) No person shall, to the danger of any person, keep, store or
sell any gunpowder, fireworks or other explosive substance
or any naphtha, bottled gas, petroleum or paraffin oil or
other flammable substance in the market place.
(b) Where a portable generator is in use the same shall not be
refuelled in the market place.

USE OF WATER TAPS

17. Every person who uses a water tap in the market place shall cause
the same to be properly turned off immediately after he shall
have finished using such tap.

FIRE FIGHTING EQUIPMENT

18. No person shall without lawful authority remove or interfere with
any fire extinguisher or other fire fighting equipment situated
in the market place except in the case of an emergency.
19. No person shall bring into or allow to remain in the market place any dog or other animal belonging to him or in his charge unless it is attached to a lead and kept at all times under his control or is otherwise kept sufficiently secured and under his control.

20. No person other than a certificated pedlar shall during market hours sell or expose for sale in any place within half a mile of the market, except in his own dwelling place or shop or in, or at the door of, any premises to a person resident therein, any articles specified in the schedule hereeto, being articles commonly sold in the market.

PENALTIES

21. Any person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding £100.

REVOCATION

22. The byelaws relating to their markets which were made by the Dartford Borough Council on the 8th day of July 1976 and confirmed by the Secretary of State for the Environment on the 24th day of September 1976 are hereby revoked.
The foregoing byelaws are hereby confirmed by the Secretary of State for the Environment and shall come into operation on 1st December 1986.

Signed by authority of

the Secretary of State

30 September 1986.

P. C. R. E. L. E.

A Senior Principal in the Department of the Environment.