

# Application for Street Trading Consent

Applications must be accompanied by £2,000,000 public liability insurance and fee.

Please complete and return with the proof of public liability insurance to: Licensing, Ashford Borough Council.



**ASHFORD**  
BOROUGH COUNCIL

Civic Centre  
Tannery Lane  
Ashford, Kent  
TN23 1PL  
(01233) 331111  
Typetalk (01233)  
330744  
www.ashford.gov.uk  
DX 151140 Ashford  
(Kent) 7

## Your Details

Title: ..... First Name: ..... Surname: .....

Address: .....

.....

.....Postcode: .....

Telephone Number: .....

Date of Birth: .....

## Street Trading Details

What type of consent do you require? Annual Licence  Casual Licence

If you have a vehicle you wish to use in connection with your proposed street trading please give details below:

Make and Model of Vehicle: .....

Colour of Vehicle: .....

Registration Number: .....

Please tick which of the following is to be used in connection with your proposed street trading:

Barrow/Cart

Portable Stall

Trailer

Give details of the size of the vehicle/stall: .....

1. In which articles do you wish to trade? .....

2. Proposed place(s) of trading .....

3. Proposed day(s) of trading .....

4. Between the times of .....

5. Please state where your articles will be stored when not being offered for sale.....

6. Have you ever been refused a Street Trading Licence or Consent, or had a Licence or Consent revoked or suspended? Yes  No

If yes, which licensing authority refused/ revoked/suspended the licence or consent and when? .....

If any Licence or Consent had been refused or revoked give details of the local authority and a brief outline of the circumstances: .....

7. Have you ever been convicted for any offence, including but not limited to:

- a) Violence Yes  No
- b) Dishonesty/theft/handling/burglary Yes  No
- c) Consumer protection or fair trading Yes  No
- d) Public Health of food hygiene contraventions Yes  No
- e) Prohibited from running a food business Yes  No

If yes, please give details including date and place of offence, nature of the offence and the penalty imposed: .....

Include details of unspent convictions only, see the next page.

8. Have you sought the advice of the Environmental Health Service in respect of food hygiene and health and safety matters? Yes  No

If yes, give details .....

9. Are you registered with an Environmental Health Service as a food business? Yes  No

If yes, give details .....

10. Please state where trade refuse will be deposited. (Note – Under the 1990 Environment Protection Act you are under a duty to care to dispose of any refuse in a correct manner for which a charge can be levied).

I enclose the application fee for an Annual or Casual Consent which I understand is non refundable in the event that my application is refused, withdrawn or abandoned.

I hereby apply for consent to trade within the Borough of Ashford. If a consent is granted I undertake to comply with the terms and conditions of the consent and acts and regulations relating to street trading, and I understand that failure to do so by me or any assistant employed (with or without payment) by me will render both me and such assistant liable to prosecution and may also result in the revocation of the licence. I hereby declare that the information given in this application is correct to the best of my knowledge and belief.

Applicants Signature: ..... Date: .....

Print Name: .....

## **Street Trading Licence Application – Note Regarding Offences**

All unspent convictions must be disclosed. Spent convictions are defined in the Rehabilitation of Offenders Act 1974, a note of which follows. If you are in any doubt as to whether a conviction is spent, you should either consult a solicitor or declare it on the application form.

### **Explanatory Notes on the Rehabilitation of Offenders Act 1974**

This Act provides that after a certain lapse of time convictions for criminal offences are to be regarded as “spent”.

An applicant need not disclose spent convictions and the Council may not take them into account when deciding upon an applicant. Sentences of imprisonment exceeding 30 months duration can never be treated as spent and must be disclosed however long ago they were imposed. Certain periods of time that must elapse in other cases before the conviction becomes spent are set out below.

#### **Sentence**

1. Over 6 months imprisonment but under 30 months - Rehabilitation Period = 10 years
2. Under 6 months imprisonment - Rehabilitation Period = 7 years
3. A Fine - Rehabilitation Period = 5 years
4. Conditional discharge, bound over, probation - Rehabilitation Period = 1 year period of discharge, bind over or probation whichever is the longer.
5. Absolute discharge - Rehabilitation Period = 6 months
6. Cashiering, discharge with ignominy or dismissal with disgrace from HM Service - Rehabilitation Period = 10 years
7. Dismissal from HM Service - Rehabilitation Period = 7 years
8. Disqualification, disability or prohibition - Rehabilitation Period = Period of disqualification, disability or prohibition unless a longer period as set out in 1-7 above applies

The periods of time which must elapse in other cases before the conviction becomes spent vary considerably according to the nature of the offence and other circumstances. The commission of a further offence during the rehabilitation period may, for example, extend the rehabilitation period.

Please note that some sentences may be reduced by half if the offender, at the time of sentencing was under 18 years of age.

Further guidance on this subject may be obtained from the Home Office publication “A Guide to the Rehabilitation of Offenders Act 1974”.