



Mayo County Council Municipal District of Castlebar (Casual Trading) Bye-Laws 2020

BYE-LAWS IN RELATION TO CONTROL, REGULATION, SUPERVISION AND ADMINISTRATION OF CASUAL TRADING.

CASUAL TRADING ACT 1995

MAYO COUNTY COUNCIL Municipal District of Castlebar in exercise of its powers under Section 6 of the Casual Trading Act, 1995, and part 1 of Schedule 14A of the Local Government Act 2001, as inserted by Schedule 3 to the Local Government Reform Act 2014, HEREBY MAKES the following Bye-Laws- for the control, regulation, supervision and administration of Casual Trading in its functional area”

1. (a) These Bye-Laws may be cited as the MAYO COUNTY COUNCIL Municipal District of Castlebar Casual Trading Bye-Laws, 2020.
- (b) The Castlebar Town Council Casual Trading Bye-Laws 2008 are hereby revoked.

COMMENCEMENT DATE

2. These Bye-Laws shall come into operation on the 26th February 2020
3. In these Bye-Laws save where the context otherwise applies:

“**The Act**” means the Casual Trading Act, 1995.

“**Casual Trading**” has the meaning given to it in Section 2 of the Act.

“**Casual Trading Area**” means those areas designated for casual trading in Schedule No. 1 hereof.

“**Casual Trading Licence**” means a licence granted by the Council pursuant to Section 4 of the Act.

“**Event Casual Trading Licence**” means a Casual Trading Licence granted by Mayo County Council Municipal District of Castlebar to carry out Casual Trading

at an Event or Events specified in the Events Licence pursuant to Section 4(1)(a)(iii) of the Act”.

“**The Council**” means MAYO COUNTY COUNCIL

DESIGNATION OF CASUAL TRADING AREAS

4. MAYO COUNTY COUNCIL Municipal District of Castlebar hereby designate the following areas for casual trading as indicated in the Casual trading Bye-Laws' Maps.

A Hopkins Road Car Park

B Market Square Plaza

C Castle Lane

REGULATIONS FOR STALLS

- (a) In the designated areas the following regulations apply: "Stall" shall, in addition to its ordinary meaning, include any wheeled or moveable stall or box, barrow, cart, or booth or stand.
- (a) In the designated areas the use of any mechanically propelled vehicle is only permitted in the pitches designated for their use in the Bye-Law maps.
5. Casual Trading shall only be carried out at the locations designated for that purpose in the Schedule to these Bye-Laws or for a specified event or events at such other locations as may be approved by MAYO COUNTY COUNCIL Municipal District of Castlebar in a licence issued pursuant to Section 4(1) (A) (iii) of the Casual Trading Act, 1995.
6. A person shall not engage in casual trading unless he/she holds a Licence from Castlebar Municipal District that is for the time being in force and the trading is in accordance with the licence.
7. The type of stall used must be approved by the Council
8. (A) A Licence holder shall engage in trading only at the specified times and days shown on the Licence. Trading shall only take place between the hours of 8.00 a.m. in the forenoon and 6.00 p.m. in the afternoon on the specified days.
- (B) Notwithstanding the foregoing the Council may at its discretion permit casual trading in the casual trading area referred to at 4 above on additional days between the hours of 8.00am and 6.00 p.m. where such casual trading is restricted to the selling of agricultural/horticultural produce, fish, food and locally produced crafts.
9. Trading shall be confined to the allotted pitch at the designated casual area and no goods or articles shall overhang a stall or be deposited on the ground except in the allotted pitch.
10. Trading shall be restricted to the selling of agricultural/horticultural produce or fish or locally produced crafts on Sunday, Monday, Tuesday, Wednesday and Thursday prior to Christmas Day.

11. A suitable receptacle for refuse must be provided by the licence holder and must be kept at all times of trading within the allotted pitch.
12. Litter must not be allowed to accumulate in the vicinity of the allotted pitch during casual trading hours and at the end of trading the allotted pitch must be cleaned up and all refuse removed and properly disposed of by the licence holder.
13. No goods other than those specified in the licence shall be sold.
14. Stalls and all other articles must be removed after the hours of trading specified in the licence.
15. The Council reserves the right to remove stalls found on the designated trading area after trading hours and/or goods or other articles left outside the allotted pitch at any time.
16. Any food stuffs whether or not prepared at the Casual Trading Area shall be handled, prepared, stored, displayed, kept and sold in a manner which is in compliance with the requirements of the Food Hygiene Regulations for the time being in force or any further Regulations that may be made in that regard.
17. A person engaged in casual trading in a designated casual trading area shall display the casual licence number relating to the trading in such a position as to be clearly visible and easily legible to members of the public.
18. An applicant for a licence must complete the required application form and pay the appropriate licence fee as set out in the Schedule No. 2 hereto. The licence shall indicate what goods may be sold and only such goods as shown on the licence and for which the appropriate licence fee has been paid may be sold by the licence holder.
19. The Farmer's Market which shall be restricted to the selling of agricultural/horticultural produce, fish, food and locally produced crafts shall be held on a Friday save where it falls on the 17th March 25th December 26th December or 1st January in any year.
20. The Casual Traders market shall be held on a Saturday save where it falls on the 17th March 25th December 26th December or 1st January in any year.
21. A person engaged in casual trading in a designated area shall not be permitted to use a loudspeaker or public address system and shall refrain from causing any nuisance or disturbance.
22. A casual trading licence may be revoked at any time if any condition of the licence has been or is being contravened.

23. The Council shall appoint officers of the local authority or other persons to be authorised officers for the purpose of the act and licence holders will be required to co-operate in all respects with the authorised officers.
24. The maximum allocated pitch size shall be as indicated in the Bye-Law Maps
25. The Council is hereby authorised to remove stalls found to be trading outside the designated Trading Areas and the costs incurred by it in the removal of such stall(s) shall be recoverable by it from the stall operator as a Simple Contract Debt.
26. A person who contravenes any of the conditions of a licence shall be guilty of an offence in accordance with the Casual Trading Act 1995.

27. EVENT CASUAL TRADING LICENCE

- 27.1 An Event Casual Trading Licence may be issued to a person wishing to engage in Casual Trading during an event. Such Licences will prescribe the location for trading and will be subject to the Regulations and Conditions as specified by the Council. The Council shall determine the extent of Casual Trading in any Event or Events.
- 27.2 All applications for an Event Casual Trading Licence must be made not later than 30 days prior to the Event. Applications outside these timeframes may not be processed. An Event that requires a Road Closure, must be submitted at least six weeks prior to the start of the Event.
- 27.3 The Council may approve/refuse an application for an Event Casual Trading Licence.
- 27.4 Fees must be submitted with the Event Casual Trading Licence Application Form. If the Market does not proceed or the Event Casual Trading Licence is refused, the Council will refund the Event Licence fee paid. Persons that breach any conditions of trading or have outstanding fees from a previous Market Event, will be refused a Licence in the future.

SCHEDULES

1. Casual Trading shall be carried out in the following location(s): - **A - Hopkins Road Car Park**
B - Market Square Plaza
C - Castle Lane

Farmers Markets shall be carried out in the following location(s): - **A- Hopkins Road Car Park**
B - Market Square Plaza
C - Castle Lane

2. Fees - Casual Trading & Farmers Market Licence - Per Annum

Fees - Event Casual Trading Licence - Per Day

	A - Hopkins Road	B - Market Square	C - Castle Lane
Casual Trading	€1200	€1600	€950
Farmers Market	€500	€800	€500

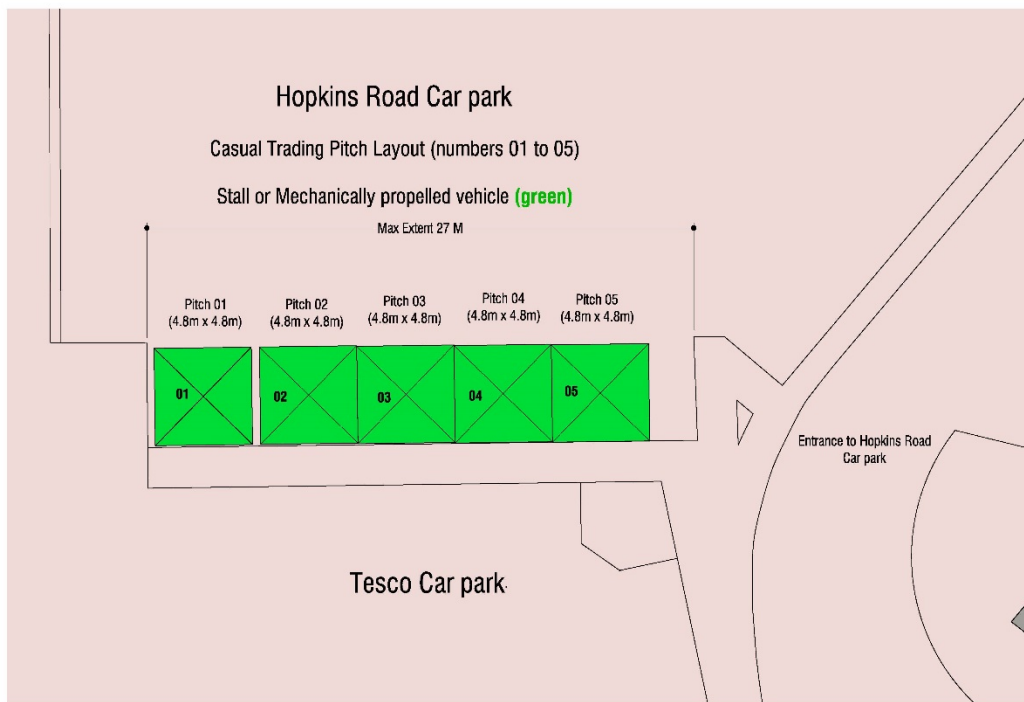
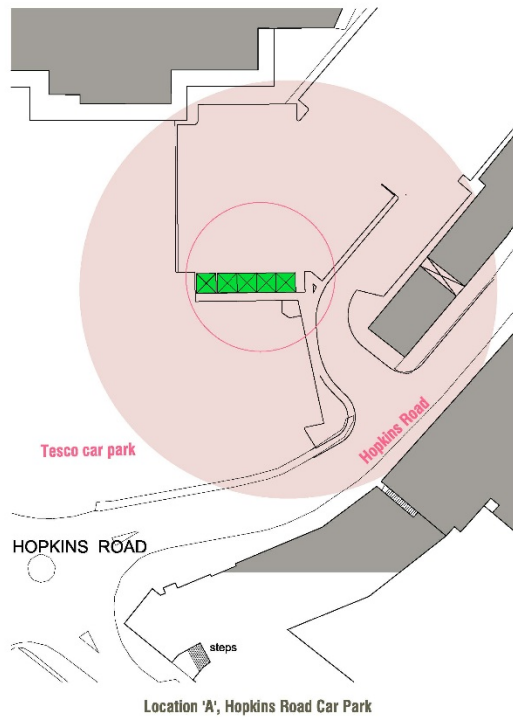
Event Casual Trading	€65.00	Per Day
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Made this _____ day of _____,

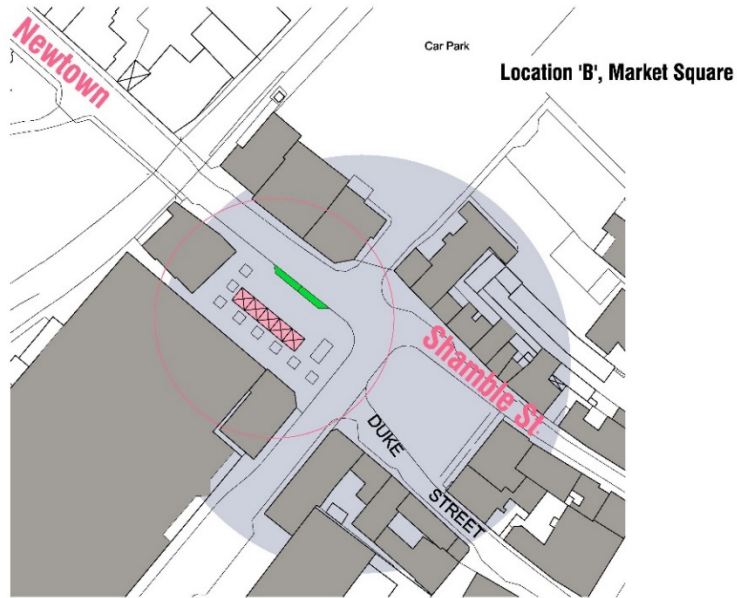
Signed and sealed in the presence of: -

Cathaoirleach of Castlebar Municipal District

Head of Castlebar Municipal District



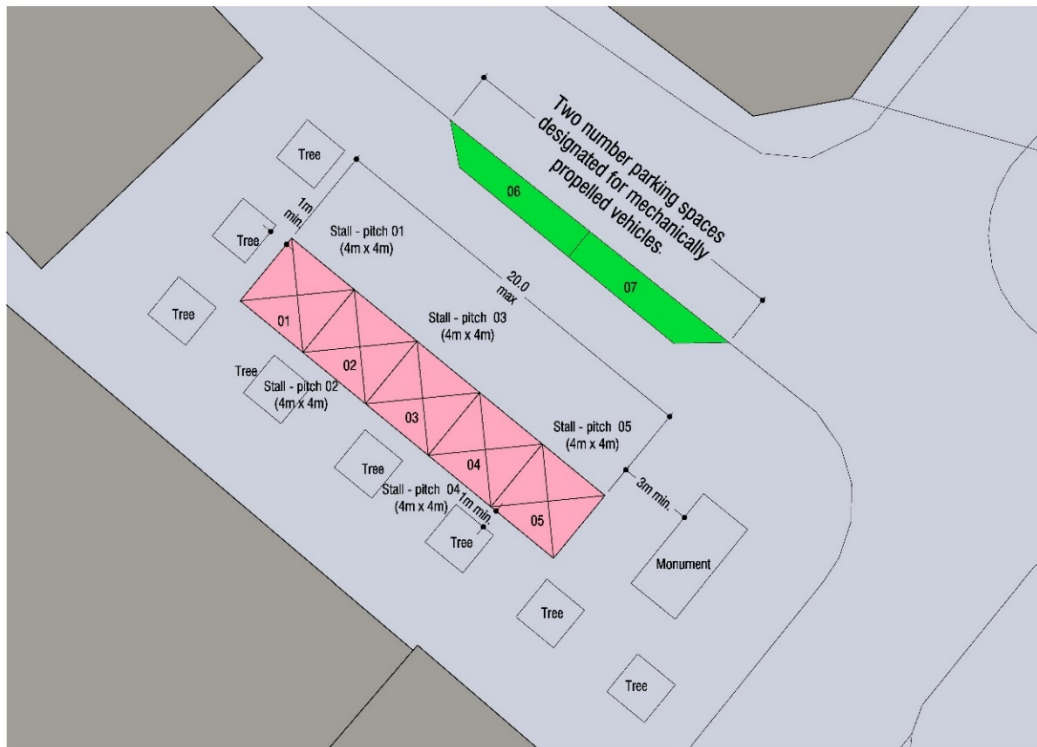
MAYO COUNTY COUNCIL - MUNICIPAL DISTRICT of CASTLEBAR - (CASUAL TRADING) BYE-LAWS 2020
 Designated Casual Trading Area 'A', Hopkins Road Car Park



Casual Trading Pitch Layout (numbers 01 to 07)

Stall - Pitch (01 to 05) - Pink

Mechanically Propelled Vehicle Pitch (06 and 07) - Green





Location 'C', Castle Lane

Casual Trading Pitch Layout (numbers 01 to 06)

Stall - Pitch (01 to 05) - **Pink**

Mechanically Propelled Vehicle Pitch (06) - **Green**

