

APPENDIX C

Stockport Town Centre Managed Sites

Terms & Conditions



STOCKPORT
METROPOLITAN BOROUGH COUNCIL

Services to Place : Growth

INTRODUCTION AND OVERVIEW

Stockport Council places considerable importance on the appearance, vitality and viability of the town centre and as part of this it ensures that within its stewardship it aims to ensure that the public streets, squares and open spaces within the centre are maintained and managed appropriately. To support these objectives, help control, manage and co-ordinate the quality and activity that takes place in the centre, ensure that what takes place in these areas supports and does not inconvenience local businesses and that these activities help attract visitors and shoppers, the council has established a number of 'Consent Streets' within the Town Centre Street Trading Restriction Area. These 'Consent Streets' are referred to as Stockport Town Centre Managed Sites.

Stockport Metropolitan Borough Council Street Trading Policy

In drawing up the Stockport Metropolitan Borough Council Street Trading Policy the Council adopted Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982. This came into effect from 1st April 2001. The policy has been designed to create a street trading environment which complements the area of trading, is sensitive to the needs of residents and nearby businesses and which promotes consumer choice whilst ensuring the safety of the public and prevents nuisance being caused.

Town Centre Street Trading Restriction Area

Included as part of the Council's Street Trading policy the majority of Stockport Town Centre is covered by the 'Town Centre Street Trading Restriction Area'. Under this measure no on-street trading is permissible within the designated area. The policy also states that a trader must be at least 50 metres from any other street trader and at least 50 metres from any other business selling similar products. (** Specific protections are in place for Stockport Market Place; the Market Charter covers trading in the market and all streets in the vicinity are within the area of prohibition.*)

A copy of the Town Centre Street Trading Restriction Area can be found in appendix A.

For further details regarding the Council's Street Trading policy, please visit: <https://www.stockport.gov.uk/street-trading-including-food-hawkers-and-mobile-snack-bars>

Stockport Town Centre Consent Streets

Using the provisions of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 the Council has established a number of 'Consent Streets' within the Town Centre Street Trading Restriction Area. These are referred to as the Stockport Town Centre Managed Sites. Through the creation of these Consent Streets it entitles the Council to manage street trading within these formally designated sites. In practice this allows the Council to host and facilitate activities and events that include elements of on-street sales. In terms of street trading it also

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enables the Council to use and/or allow the sites to be used for commercial promotions and a range of other activities including public campaigns and community promotions & events.

Stockport Town Centre Managed Sites

| Town Centre Managed Sites controlled by the Council | EXISTING/ PROPOSED |
|--|-------------------------------|
| Lancashire Bridge | existing |
| Mersey Square | existing |
| St Peters Square | existing |
| Prince's Street/Redrock | proposed |
| Stockport Exchange | proposed |

| Site controlled by the management team at Merseyway Shopping Centre | EXISTING/ PROPOSED |
|--|-------------------------------|
| Town Square Merseyway | existing |
| Merseyway | proposed |

A plan showing the location of the Stockport Town Centre Managed Sites can be found in appendix B. Details on each of these sites can also be found on the Town Centre Managed Sites web page. <https://www.stockport.gov.uk/managed-sites-in-the-town-centre>

APPLICATION TO USE THE TOWN CENTRE MANAGED SITES

Town Centre Managed Sites controlled by the Council's Growth Section

To book a promotional space in Stockport Town Centre please contact **Pin Pointer** on 0161 850 1406 or email Sarah Conlan Sarah@pinpointer.uk. More information can also be found at www.pinpointer.uk.

Sites controlled by the management team at Merseyway Shopping Centre

Bookings must be made through the management team at Merseyway Shopping Centre www.merseyway.com

Sites controlled by the management team at Stockport Exchange

Bookings must be made through the management team at Stockport Exchange Susan Obrien Susan.obrien@cbrems.com

STOCKPORT TOWN CENTRE MANAGED SITES TERMS & CONDITIONS

Policy & Strategy Context

Whilst there are a number of specific terms & conditions that apply to use of the Stockport Town Centre Managed Sites, these sites are also subject to compliance with the following:

- Stockport Council Street Trading Policy (updated 27th April 2016)
<https://www.stockport.gov.uk/topic/business-and-street-trading>
- Stockport Council Guide to Events
<https://www.stockport.gov.uk/managed-sites-in-the-town-centre>
- The Greater Manchester Road Activities Permit Scheme (GMRAPS)
<http://gmrap.org/contact.html>

These Policies, Schemes and Guidance Notes provide the strategic and policy framework under which the Stockport Town Centre Managed Sites are operated and managed.

Terms & conditions applying to all of the Stockport Town Centre Managed Sites

Obscene or undesirable publications or articles

Consent will not be given to the sale or handing out of any obscene or undesirable publication or article.

Access to shops, stores & businesses

At least 3 (three) metres clearance must be provided in front of shop, store & business entrances and windows.

Charity collections

Unless agreed as part of an event, charity collections, in particular Charity Direct Debit Collections, will not be permitted.

Environmental Health or Trading Standards legislation

Consent will not be given for any sales of goods or articles deemed not to comply with appropriate Environmental Health or Trading Standards legislation

Insurance

The applicant/operator is responsible for all safety aspects of the pitch during the letting and must accept liability for any loss, damage, injury or death due to their activity. The applicant/operator must take out Public Liability Insurance Cover or Third Party Risks (Including products liability where appropriate) for a minimum value of £5 million per claim. Evidence of this insurance must be provided before occupying the site.

Representatives on site

The applicant/operator must have a responsible representative on site at all times and will be responsible for every person involved in the activity.

Public Access

The public have right of access at all times to pass through the site.

Vehicles

The town centre managed sites within the control of the Council have been designed so that slow moving vehicles up to certain weight limits can be placed on the areas. However, all applications that involve vehicles entering the areas require a pre visit and inspection. This should be stated when making an application.

General principles

Size: No greater than 12m long
Weight: No greater total gross weight of 7.5ton
Speed: No speeds greater than 4mph
Movement/turning: All movements of this type must be kept to a minimum and at very slow speed (2mph max).

Once set up has been completed, all vehicles must leave the site. The only exception to this is if a vehicle is part of the display or promotion. In these instances only one (single) vehicle is permitted and this vehicle must be clearly and extensively branded. Unbranded vehicles must leave the site.

Vehicle access to & exit from the sites

Access onto and egress from the sites must only be via the designated locations. Unless specified elsewhere in these conditions, access must take place before 8.30am and occupants must not leave the site until after 5.30pm.

Cleanliness

The applicant/operator must keep the pitch clean and tidy during the letting period and ensure that the pitch is left clean and tidy upon leaving.

Site damage

The applicant/operator is responsible for any damage to the site or any part of the property. The applicant/operator must ensure that features and fittings on the site – including surfacing, features and furnishings, drainage features etc - are protected from any damage.

Materials

The use of any hazardous materials or substances is not permitted

Licensing conditions

Depending on the nature of your planned activity it may require various consents from the Council's Licensing section. In particular you may need to apply for a Temporary Events Notice (TENs). This licence covers temporary alcohol sales, public entertainment and late night refreshment activities within premises not authorised by a premises licence or a club premises certificate.

For advice on Licensing conditions, visit: www.stockport.gov.uk/topic/licensing

Sound amplification

The applicant/operator must ensure that there is no noise nuisance caused to occupiers of properties surrounding the pitch or users of the surrounding area. The use of any sound amplification and/or public address system is not permitted without the agreement of the controlling managing agents and must be operated so as not to cause a noise nuisance under the Control of Pollution Act 1974, Section 62.

BREACH OF CONDITIONS

If the occupant of the site - including those associated with the activity – are found to be in breach of any of these conditions they can be instructed by a Council employee to remove themselves and any structures from the site immediately without any reimbursement of any fees.

Terms & conditions applying to specific Stockport Town Centre Managed Sites

St Peter's Square

Each year a very limited number of funerals take place at St Peter's Church. These are generally arranged for Mondays although this is not always the case. The hearse and cortege stop at the east end of the Church (near the bus lane). This is followed by a procession into church - along the side of the Church facing the Square - and then in through the tower door. Normally the entire duration is well under one hour.

The Father at St Peter's Church is on site before the start of the Funeral Service and will liaise with any event holders about what is happening. The Council places considerable importance on the reverence that should be shown to the funerals that take place at the church and hope that anyone using the square at the same time that a funeral is being held will comply with the Fathers requests.

In order to ensure this happens, the following policy and arrangements apply: Public Address systems and loudspeakers must be either switched off or turned down to a level acceptable to the representatives from St Peters Church. These conditions apply for the duration of the Service and whilst the Coffin is processed in and out of Church.

Mersey Square

A line of trees stands in front of Merseyway Shopping Centre. Stalls, displays and promotions must not be located on the shopping centre side of the line of trees.

Stalls, displays and promotions must not be located directly in front of the shopping centre entrance. This includes a rectangular zone which in width is the same as the shopping centre main entrance and extends to the road kerb at the front of the square.

Merseyway (including Town Square)

Once a promotion has been set up, any vehicle must be off the site by 0830hrs at the latest and will not be allowed back on until after 1730hr during normal shopping hours or after shops have closed during a period of late nights. Late arrivals will not be allowed on site.

Weight limit: There is a 2 ton point loading weight limit.

No begging and no leafletting is permitted

Prince's Street/Bridgefield Street/Redrock (public areas)

Once a promotion has been set up, any vehicle must be off the site by 10.30hrs at the latest. Access by vehicles back onto the site cannot take place until after midnight. Egress by vehicles before midnight will be possible but will not be able to regain access to the site before midnight.

The areas where features, stalls etc can be erected will be limited to the wider bits of the street, not on the single lane sections (to avoid blocking emergency access).

THESE TERMS & CONDITIONS MAY BE MODIFIED AT ANY TIME WITHOUT PRIOR NOTIFICATION