

MODEL BYELAWS SET NUMBER TEN

Insert name of Council

BYELAWS FOR MARKETS

Byelaws for markets made by *name of Council* under section 60 of the Food Act 1984 with respect to *name, location and description of markets to which the byelaws are to apply*

INTERPRETATION

1. In these byelaws:

“the council” means *name of Council*;

“goods” means anything brought into the market place for the purpose of sale;

“market” means the market maintained by the council and known as _____/ any market maintained by the council and listed in the Schedule to these byelaws;

“market hours” means the hours on a market day appointed by the council for the holding of a market;

“market day” means a day appointed by the council for the holding of a market;

“market officer” means the person or persons appointed by the council to exercise general management, supervision and control of a market;

“sell” and “sale” include exposing and exposure for sale;

“stall” includes any place or space used or intended to be used for the sale of goods;

“vehicle” means a mechanically propelled vehicle [whether or not] intended or adapted for use on roads but does not include an invalid carriage.

MARKET DAYS AND HOURS

2. No person shall sell in a market place any goods other than during market hours.

PREVENTION OF OBSTRUCTION

3. No person shall bring a vehicle [*insert if required* or a cycle] into the market place during market hours without reasonable excuse.

4. No person in charge of a vehicle shall, during market hours allow it be halted in the market place, or in its immediate approaches, for longer than is reasonably necessary for the loading or unloading of goods.

5. No person shall bring any goods into the market place more than one hour before the market

hours begin or allow them to remain there more than one hour after the market hours end.

AUTHORITY TO USE SPACE

6. No person shall occupy any stall or deposit any goods on any stall without the permission of the market officer.
7. No person shall set up or attempt to set up a stall in the market place without the permission of the market officer.
8. Where the council:
 - a. designate any part of the market place for the sale of particular goods or any class of goods, or for sales by auction, and
 - b. display in a conspicuous place a public notice to that effect,

no person shall sell goods, or hold sales by auction, except in accordance with the terms of that designation.

FOR MAINTAINING CLEANLINESS

9. Every tenant or occupier of a stall shall:
 - a. ensure that the stall is properly cleansed before and after market hours and as often as may be necessary during those hours;
 - b. ensure that all refuse accumulated in connection with the stall is placed in a receptacle provided or approved by the council for that purpose;
 - c. as often as is necessary, ensure that the contents of the receptacle are removed to an area designated by the council for that purpose.

FOR PREVENTION OF SPREAD OF FIRE

10. No person shall smoke in [*describe enclosed area*].
11. No person shall light a fire in any part of the market place.
12. No person shall keep or sell any explosive or highly flammable substance in the market place

FOR PRESERVATION OF ORDER

13. No person shall ring any bell or blow any horn or use any other noisy instrument or loudspeaker to attract the attention or custom of any person.
14. No persons shall post or display any bill, placard or poster, other than a description of goods

advertised for sale, in any part of the market place except with the permission of the market officer.

15. No person in the market place or in its immediate approaches shall, except by way of sale, distribute or attempt to distribute to the public any printed matter except with the permission of the market officer.

USE OF WATER TAPS

16. Any person who uses a water tap in the market place shall ensure that it is turned off immediately after use.

ANIMALS

17. No person shall bring into or allow to remain in the market any dog or other animal belonging to him or in his charge unless it is attached to a lead, or otherwise kept sufficiently secured, and kept at all times under his control .
18. (a) No tenant or occupier of a stall shall keep any dog or other animal at his stall.
(b) Nothing in paragraph (a) above shall prevent a blind, partially sighted or deaf person from keeping with him any guide dog or hearing dog belonging to him or in his charge.

LIVESTOCK MARKETS

19. Any person who brings into the market place any of the animals listed in the first column below and places them in a pen shall ensure that the pen gives each animal a space measuring not less than the product of the corresponding measurements in the second column below:

➤ a horse, ox or cow	2.5 metres by 1 metre
➤ a calf, mule or ass	1.5 metres by 60 cm
➤ a ram, ewe, wether lamb, goat, kid or pig	1.2 metres by 40 cm

20. No person shall enter or remain in any sale ring during the time that it is being used for the sale of any animal otherwise than for the purpose of controlling the animal
21. Every person who brings any animal into any pen in the market place shall ensure that the pen is properly cleansed no more than one hour after the end of the market hours.
22. No person shall without lawful excuse slaughter any animal in the market place or in its immediate approaches.

PENALTIES

23. Any person offending against any of these byelaws shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.

REVOCATION

24. The byelaws for markets made by insert name of Council that made previous byelaws on insert day, month and year and confirmed on insert day, month and year are hereby revoked.