

## 1.0 HOURS OF TRADE

### Mobile shops and hawkers:

The business shall only be operated during daylight hours. Daylight hours for the purpose of this condition shall be 30 minutes before official sunrise and 30 minutes after official sunset.

### Stands and stalls:

Hours of business as for mobile shops and hawkers. Stalls and stands operated for private pecuniary gain may not trade for more than six days in aggregate in a calendar year or continuously for more than two consecutive days at or within 100 metres of any location previously occupied by that stall or stand, except with the express approval of Council. (This shall not apply to the placing or maintaining of apparatus for weighing, knife grinding, automatic vending, slot entertainment or similar).

## 2.0 OBSTRUCTION/HAZARDS

The licensee shall cause as little obstruction as possible to the legitimate use of any property. No part of the business shall be permitted to cause a hazard to the public.

## 3.0 LICENCE TRANSFER/CHANGE OF BUSINESS

The licence is not transferable in respect of the licensee or the business. The licensee must have the prior written consent of the Council before it can transfer, assign or part with its rights under the licence, or change the business.

## 4.0 LIABILITY FOR AGENTS

The named licensee shall be liable for all actions of agents or representatives in the exercise of rights under this licence.

## 5.0 OTHER LEGISLATION/FOOD SAFETY

All relevant legislation shall be complied with prior to the commencement of the operation of the business.

## 6.0 DISPLAY OF LICENCE

### Mobile shops, and stands and stalls:

A copy of the licence shall be visible in or on the business during all operating hours.

### Hawkers:

A copy of the licence shall be carried and be produced on request during all operating hours.

7.0 **NUISANCES**

The licensee shall take all reasonable steps to prevent a nuisance from occurring as a result of operations. A nuisance for the purposes of these conditions is defined in Section 29 of the Health Act 1956.

8.0 **DISPLAY OF LICENSEE'S NAME**

The licensee's name must be displayed on vehicles used directly in association with the business in such a way that they can be readily identified.

9.0 **SIGNS**

The licensee shall comply with all requests made by the Council, or authorised Council Officers, relating to the size and positioning of signs related to the business.

10.0 **ONGOING COMPLIANCE**

For the licence to be valid, all conditions and requirements must be fully complied with. Any breach of conditions without the permission of the Council or its authorised Officers may be held to invalidate and terminate the licence from the date of such breach.

11.0 **TERMINATION OR ALTERATION OF LICENCE BY COUNCIL**

The Council may, at any time, terminate or alter or vary the terms of this licence, for whatever reason, by notice in writing to the licensee at the address stated on the licence. The licensee shall not be entitled to any compensation should the Council use its powers to terminate or alter or vary the licence.

**CONDITIONS FOR MOBILE SHOPS, AND STANDS AND STALLS ONLY:**

12.0 **RELOCATION ON REQUEST**

Mobile shops, and stands and stalls must, at all times, be capable of being relocated immediately at any time upon the request of the Council, or authorised Council Officers or other law enforcement officers.

13.0 **COMPLIANCE WITH REQUESTS**

Any request made by the Council, its authorised Officers or law enforcement officer to relocate shall be complied with immediately.

14.0 **TRADE ON STATE HIGHWAY**

Before operating on a State Highway, a current approval from Transit New Zealand shall be obtained. State Highways in the Southland District are 1, 6, 94, 95, 96 and 99.