

RYEDALE DISTRICT COUNCIL

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

Section 3 and Schedule 4 – Street Trading

NOTICE IS HEREBY GIVEN that Ryedale District Council being a district council for the purposes of Section 3 of the Local Government (Miscellaneous Provisions) Act 1982 ('the Act') have resolved in accordance with Paragraph 2 of Schedule 4 of the Act that the streets described in the schedule below shall be **PROHIBITED STREETS** that is streets where street trading is prohibited. These provisions shall take effect on 24th June 1985.

SCHEDULE

All parts comprising the highway of the following streets and including verges, lay-bys, bus stops and road cut-offs situated within the District of Ryedale as follows:

- I. The A64 (Leeds to Scarborough) road from the boundary between the District of Ryedale and the District of Selby at Murton to the boundary between the District of Ryedale and the District of Scarborough Borough near Staxton Carr, Willerby.
- II. The A170 (Thirsk to Scarborough) road from the boundary between the District of Ryedale and the District of Hambleton at Sutton Bank, Cold Kirby to the boundary between the District of Ryedale and the District of Hambleton at a point 245 yards west of Hambleton Inn, Cold Kirby and between the boundary between the District of Ryedale and the District of Hambleton at a point 98 yards east of Hambleton Inn, Oldstead to the boundary between the District of Ryedale and the District of Scarborough near Welldale House, Eberston.
- III. The A169 (Malton to Whitby) road from roundabout at Old Malton to the boundary between the District of Ryedale and the District of Scarborough Borough at Ellerbeck, Lockton.
- IV. The A19 (Doncaster to Sunderland) road from the boundary between the District of Ryedale and the City of York at Clifton Without to the boundary between the District of Ryedale and the District of Hambleton at Hurns Bridge, Skelton.
- V. The A166 (York to Bridlington) road from the boundary between the District of Ryedale and the District of Selby near Vengeance Lane, Holtby and the boundary between the counties of North Yorkshire and Humberside near Three Cups Inn, Gate Helmsley, including that piece of superseded unclassified road on the south side of the A166 known as Noddle Hill.
- VI. The B1257 (Malton to Stokesley) road from roundabout at Old Malton to the boundary between the District of Ryedale and the District of Hambleton near Laverock Hall, Laskill Pasture.

- VII. The B1363 (York to Oswaldkirk) road from the boundary between the District of Ryedale and the City of York at Clifton Without to the boundary between the District of Ryedale and the District of Hambleton at Broad Oak, Wigginton and from the boundary between the District of Ryedale and the District of Hambleton near Grimston Grange, Grimston to its junction with B1257 road at Oswaldkirk Bank Top.
- VIII. The B1248 (Malton to Beverley) road from its commencement at junction with A64 road at Musley Bank to the boundary between the counties of North Yorkshire and Humberside near Towthorpe Plantations, Wharram.
- IX. The A1036 (York to Hopgrove) road from the boundary between the District of Ryedale and the City of York at Heworth Without to its junction with the A64 road at Hopgrove roundabout.
- X. The C172 (Malton to Brandsby) road from its junction with B1248 York Road, Malton to the boundary between the District of Ryedale and the District of Hambleton near Dalby Bank, Terrington.

A person who engages in street trading in a prohibited street shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale.

The following are NOT street trading for the purpose of the Act:

- a) trading by a person acting as a pedlar under the authority of a pedlar's certificate granted under the Pedlars Act 1871;
- b) anything done in a market or fair the right to hold which was acquired by virtue of a grant (including presumed grant) or acquired or established by virtue of an enactment or order;
- c) trading in a trunk road picnic area provided by the Secretary of State under Section 112 of the Highways Act 1980;
- d) trading as a news vendor;
- e) trading which:
 - i) is carried on at premises used as a petrol filling station, or;
 - ii) is carried on at premises used as a shop or in a street adjoining premises so used and as part of the business of the shop;
- f) selling things, or offering or exposing them for sale, as a roundsman;
- g) the use for trading under Part VIIA of the Highways Act 1980 of an object or structure placed on, in or over a highway;

- h) the operation of facilities for recreation or refreshment under Part VIIA of the Highways Act 1980;
- i) the doing of anything authorised by regulations made under Section 5 of the Police, Factories, etc (Miscellaneous Provisions) Act 1916.

DATED THIS 17th DAY OF MAY 1985

KW/CC/L.ST.
12.02.85

Christopher G. West
District Secretary & Solicitor