

BOROUGH OF DERBY

**BYELAWS**

RELATING TO MARKETS

## BYELAWS RELATING TO MARKETS

DERBY BOROUGH COUNCIL in exercise of their powers under Section 61 of the Food and Drugs Act 1955, hereby make the following byelaws:—

1. In these byelaws, except where the context otherwise requires:—
  - “the Council” means Derby Borough Council.
  - “market days” means the days appointed by the Council for the holding of a market.
  - “market hours” means the hours appointed by the Council for the holding of a market.
  - “Proper Officer” means Borough Estates and Valuation Officer.
  - “sell” and “sale” include exposing and exposure for sale.
  - “stall” includes a building, a shop and a standing.
  - “market place” includes any place or building at which the Council may at any time operate a market.
  - “goods” includes provisions, commodities and articles brought into the market for the purpose of sale.
  - “vehicles” includes any mechanically propelled vehicle (other than an invalid chair) and any cycle, tricycle, cart, wagon and trailer.
2. Where the Council—
  - (a) appropriate any part of the market place for the sale of animals or articles, or any class of animals or goods, or for sales by auction, and
  - (b) display in a conspicuous place a public notice to that effect, no person shall sell animals or goods, or hold sales by auction, except in accordance with the terms of that appropriation.
3. No person shall bring any animals or goods into the market place, for purposes of sale by retail, more than one hour before the market opens or allow them to remain there more than one hour after the market closes.

Provided that this byelaw shall not apply in the case of goods deposited in a lock-up stall or wholesale stand.

4. Every fire or light used in connection with a stall shall be extinguished immediately on the closing thereof.  
Every person who lights a fire in any part of the market place shall adopt all such precautions as may be reasonably necessary to prevent damage by fire. Such person shall also cause a suitable guard to be provided and used in such a manner as to prevent injury to any person or property by reason of such fire.
5. Every tenant or occupier of a stall shall —
  - (a) cause the stall to be properly cleansed before and after market hours, and as often as may be necessary during those hours;
  - (b) cause all refuse from the stall, and all refuse arising from the loading and unloading of goods required in connection with the stall, to be placed in a receptacle provided by the Council for the purpose.
6. The animals mentioned in this byelaw shall, when placed in any pen in the market place, be afforded a space not less than that set opposite their names:—
  - (i) a horse, ox or cow 8 ft. by 3 ft. 3 ins.
  - (ii) a calf, mule or ass 5 ft. by 2 ft.
  - (iii) a ram, ewe, wether, lamb, goat, kid or pig 4 ft. by 1 ft. 3 ins.
7. On any day appointed for the holding of a market —
  - (a) no vehicle shall be halted in any avenue or passage in the market place or in the immediate approaches thereto for longer than is reasonably required for the loading or unloading of animals or goods; provided that this byelaw shall not operate so as to prevent any vehicle from standing or waiting for the purpose of being washed or disinfected in a place set aside for this purpose by the Council and indicated by a notice or notices conspicuously displayed at or near such place;

(b) no private car shall, except for loading or unloading as permitted by the preceding provisions of this byelaw, be parked in the market place other than in the area set aside by the Council as a car park during the period from half an hour before to half an hour after market hours;

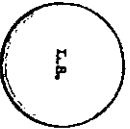
- (c) no person shall bring into the market place or the immediate approaches thereto, or allow to stand therein, any animals or goods in such a manner as to cause obstruction.
8. No person shall wilfully throw or drop any waste fruit or vegetable matter, or any other litter, in any avenue or passage in the market place in a manner likely to cause injury to any person.
9. A person shall not slaughter any animal in the market place: Provided that this byelaw shall not operate so as to prevent the slaughter in the market place of any animal injured therein with a view to prevent suffering.
10. Every person conveying goods to or from the market place shall, as often as is necessary, and without creating a nuisance or obstruction, remove or cause to be removed from every avenue or passage in the market place and from the footway or roadway of the immediate approaches thereto, all refuse arising from the loading or unloading or the conveyance of the goods by him upon or through the avenue, passage, footway or roadway.
11. No person other than an officer of the Council in the proper execution of his duty shall, without the permission of the Proper Officer, post or display any bill, placard or poster other than a description of the goods on sale in or on any stall in the markets — provided that this byelaw shall not apply to any stall to which Regulation 13 (1) of the Food Hygiene (Markets, Stalls and Delivery Vehicles) Regulations 1966 applies.

12. No person shall bring into the market or keep therein any dog; provided that this byelaw shall not apply to the bringing of any dog into the market for sale or the bringing into or keeping in that part of the market set aside for the sale of cattle, sheep or pigs a sheep dog so long as it be under proper control and also provided that nothing in this byelaw shall be deemed to prevent a blind person from bringing into or keeping in the market place any guide dog belonging to him or in his charge.

13. Every person who is guilty of any breach of any of these byelaws shall be liable for each such breach to a penalty of not exceeding £20 provided that the justices before whom any penalty imposed by any of these byelaws shall be sought to be recovered may order the whole or part only of such penalty to be paid.

14. The byelaws with respect to markets which were made by the County Borough Council of Derby on 17 February 1961 are hereby revoked.

*THE COMMON SEAL of  
Derby Borough Council was  
hereunto affixed this twenty-  
fourth day of September 1974  
in the presence of*



C. H. FAIRMANN  
Deputy Borough Secretary

DOE 19230  
*The foregoing byelaws are hereby  
confirmed by the Secretary of  
State for the Environment and shall  
come into operation on 20th December  
1974.*

Signed by authority of  
the Secretary of State  
3rd December 1974.

R. C. LAWRANCE  
An Assistant Secretary  
in the Department of  
the Environment.

## BOROUGH OF DERBY

### BYELAWS RELATING TO MARKETS

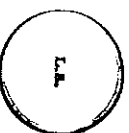
Derby Borough Council in exercise of their powers under Section 42 of the Markets and Fairs Clauses Act 1847 and Section 50 of the Derby Corporation Act 1877 hereby make the following byelaw:

Markets shall be held on every weekday with the exception of Christmas Day, Boxing Day, Easter Monday, Spring Bank Holiday Monday, and Late Summer Bank Holiday Monday between the following hours:

- (a) New Wholesale Market  
Monday 7 a.m. and 2 p.m.  
Tuesday, Wednesday,  
Thursday and Friday 6 a.m. and 2 p.m.  
Saturday 6 a.m. and noon
- (b) Any other market place including the Cattle Market, Morledge Market and Allenton Market 8 a.m. and 6 p.m.
- (c) Market Hall (including pet market, poultry market and fish market)  
Monday, Tuesday and Thursday 8 a.m. and 5.30 p.m.  
Wednesday 8 a.m. and 1 p.m.  
Friday and Saturday 8 a.m. and 6 p.m.

Any person who offends against the foregoing byelaw shall be liable on summary conviction to a fine not exceeding £5.

*THE COMMON SEAL of  
Derby Borough Council was  
hereunto affixed this twenty-  
fourth day of September 1974  
in the presence of*



C. H. FAIRMANN  
Deputy Borough Secretary

DOE 19369  
*The foregoing byelaws are hereby  
confirmed by the Secretary of  
State for the Environment and shall  
come into operation on 20th December  
1974.*

Signed by authority of  
the Secretary of State  
3rd December 1974.

R. C. LAWRANCE  
An Assistant Secretary  
in the Department of  
the Environment.