

COMPETITIVE BIDDING LICENCE – guidance notes

GREATER LONDON COUNCIL (GENERAL POWERS) Act 1984

Information for the guidance of applicants for the registration of premises or stalls for sale of goods by way of competitive bidding under the provisions of Part VI of the G.L.C. (General Powers) Act 1984.

REGISTRATION AUTHORITY

Apart from certain exemptions (see below) no person can sell or permit the sale of goods by way of competitive bidding at any premises or stall in the London Borough of Haringey without first being registered.

DEFINITIONS

1. **'Premises'** include land;

'Prescribed articles' means any plate, plated articles, linen, china, glass, books, prints, furniture, jewellery, articles of household or personal use or ornament or any musical or scientific instrument or apparatus;

'Sale of Goods by way of Competitive Bidding' means any sale of prescribed articles at which the persons present, or some of them, are invited to buy articles by way of competitive bidding. References to selling goods by way of 'competitive bidding' shall be construed accordingly and 'competitive bidding' includes any mode of sale whereby prospective purchasers may be enabled to compete for the purchase of articles, whether by way of increasing bids or by the offer of articles to be bid for at successively decreasing prices or otherwise;

'Stall' includes any stand, marquee, tent, vehicle, (whether mobile or not), site or pitch from which prescribed articles are sold.

EXEMPTIONS

2. The following classes are exempt under the Act and do not have to be registered.
 - (a) *any sale of goods by way of competitive bidding so long as no substantial part of the prescribed articles was brought onto the premises or stall for the purposes of the sale;*
 - (b) *any sale for the purpose of assisting the funds of any voluntary organisation if the whole, or substantially the whole, of the proceeds of sale are devoted to the funds of the organisation;*
 - (c) *any sale of goods by way of competitive bidding conducted or managed by a person who has provided such relevant information and paid such fees as the London Borough of Haringey may reasonably require by virtue of subsection (2) of Section 26 (Application for Registration) of this Act and to whom the Council has granted a Certificate of Exemption from the registration requirements of this part of this Act; but the exemption provided by paragraph (a) above shall not be available where a sale by way of competitive bidding has taken place on those premises or from that stall within the preceding six months.*

OFFENCES

3. The Act makes it an offence (subject to certain exemptions) to sell or permit the sale of goods by way of competitive bidding;
 - (i) *on premises (which expression includes land) in the Borough which are not registered with the Council under this part of the Act;*
 - (ii) *on premises in the Borough which are so registered but in breach of a condition upon which they are so registered;*

- (iii) *from a stall (which expression includes any stand, marquee, tent vehicle (whether mobile or not, site or pitch) which is not registered;*
- (iv) *from a stall which is so registered but in breach of a condition upon which it is registered.*

TOWN PLANNING

4. Under the powers of the Council as a Town Planning Authority, the use to which a building is put is controlled. Before any commitments are undertaken in respect of premises and before applying for registration, an applicant, in his/her own interest, should accordingly ascertain from the Council whether any objection arises, from the Town Planning aspect, to the particular premises which may be under consideration for the purposes of the proposed use. Inquiries on this subject should be addressed to:

The Assistant Director
Planning, Environmental Policy and Performance
639 High Road
Tottenham
London
N17 8BD

APPLICATION FOR REGISTRATION

6. Applications for registration are available on the Haringey Website at www.haringey.gov.uk/licensing and from:

Licensing Team
Level 1 North - River Park House
225 High Road
Wood Green
N22 8HQ

Telephone: 020 8489 1000

REGISTRATION FEE

7. The prescribed registration fee is **£320.00** and must accompany the application.
8. These notes offer general guidance only, and should not be taken as an authoritative view of the law. Further information can be obtained from your professional advisers or the **Licensing Team**:

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Level 1 North - River Park House
225 High Road
Wood Green
N22 8HQ

Telephone: 020 8489 1000

licensing@haringey.gov.uk