

BEARPIT MARKET

Terms and conditions

Please read ensure you have read through the terms and conditions before booking a stall at the Bearpit Market. Booking a stall will mean you have read and agree to all terms and conditions set out below.

Who can apply:

Our applications are open to all that are aged over 18 and have the correct insurance in place. There are minimal entry requirements:

1. The trader must not sell anything that may cause offense
2. The trader must not sell counterfeit items
3. The trader must not sell anything that are/have been or could be involved in illegal activity
4. The trader cannot drink or sell alcohol in the area as it is a no drinking zone
5. Complying with the Sales of Goods Act and any other related policies

Due to these rules, all stalls must be pre-approved before booking by applying through the website. Once you have been approved you will be given a password to book a pitch, or pitches, at the market.

If there is a low number of applicants for the stalls, carboot stalls may be considered. We cannot accept food traders at this time.

Examples of stalls we will accept are, but not limited to:

- Vintage clothing
- Self-care products
- Artwork
- Crafts
- Collections/collectables
- Small business promotions
- Plants
- Books
- Home wear

- Antiques

We have the right to refuse any applications on any grounds including oversubscribed categories, inappropriate applications and applications which could cause harm to the market.

Setting up/taking down

The market runs from 10am to 4pm on the selected dates. Traders should arrive no later than 9am and be set up no later than 9.30am.

All market traders must stay until the market closes at 4pm. Only after this time can the trader pack up and leave.

Pitch fees and information

Pitch fees are £30 per pitch for stall traders, these fees are in line with St Nicholas Market fees. These are to be paid at the time of pre booking, we cannot take payment on the day.

Pitch fees are non-refundable except on the rare occasion that there is either an amber or red weather warning or if the Government requests so, for example we go into a lockdown.

1 pitch = 2x2 metre space. There are up to 50 pitches available.

Some pitches will be in the tunnels.

All traders/vendors must be over 18 years old.

All applications are required to have been approved before booking. This is to ensure there are no inappropriate/offensive/counterfeit goods being sold at the market.

Once you have been approved you will be sent a password so you can book online.

The location of the pitches cannot be pre booked it is a first come first served system. The stall pitch spaces will be set out when you arrive you can pick the space you want.

We will be taking photos on site to post on social media. If you want to opt out of this, please inform us via email.

Traders will need to bring their own tables and umbrellas (if required).

Public Liability Insurance

You must provide us with a copy of your current third-party Public Liability Insurance (PLI) certificate within 14 days of trading (cover of at least £5 million). Please note that it is ultimately your responsibility to ensure adequate insurance cover is arranged and kept up to date. For further advice and guidance related to PLI please contact the National Market Trader Federation (NMTF) who can also assist on a broad-spectrum of market trading related matters.

Accident, incident, injury, near miss

First aid will be the responsibility of the individual vendor.

If you have an accident, incident, injury or near miss at the event please let a member of staff know and they will record it in the accident book.

The market owner is not liable for any accident/injury/theft or damage to you and your property.

In case of a fire, please evacuate the area immediately by any of the 4 tunnels or the stairs leading out to the surrounding areas.

If there is a lost child, please immediately alert the market owner and/or her staff.

It is encouraged that you provide hand gel for buyers on your stall.

Security

If you see anyone acting in a suspicious manner, please call 999 immediately and without hesitation. Avon and Somerset Police also have an Anti-Terrorist Hotline which you can reach at 0800 789 321, while low level anti-social behaviour can be reported on 101. Market Officers are not authorised to engage with anyone participating in dangerous, suspicious, or anti-social behaviour and it is best to contact the police right away. We recommend that you give some consideration on how to keep your stock, valuables and cash as secure as possible, it may also be a good idea to take some time to talk to other market traders to obtain useful hints & tips on how to remain as safe as you can.

Waste

The market owner will provide general waste bins to use only, please only use these bins – do not use the bins that are provided by Bristol City Council.

Please take any recycling away with you as we will not have recycling bins at the premises.

Conduct of Traders

Any permission to use a stall or trading space at the market, is personal to the individual and is not be assigned, transferred or sublet in part or in whole, and any trader found to do so will be deemed to have terminated their trading agreement.

All market traders and/or their staff are required to conduct themselves in a manner that will not cause annoyance or inconvenience to other users of the market. They should act in a responsible manner and not cause any act of neglect, wilful damage or disturbance to the market.

All market traders and/or their staff attending the market are expected to observe all relevant rules, regulations, by-laws and legislation, and comply with any reasonable request from any member of the Markets Team.

In any dispute between a trader and consumer, the trader should endeavour to remain courteous and polite. Where the matter cannot be resolved amicably, the market owner is prepared to arbitrate if requested. If, in the opinion of the market owner, the consumer has a justifiable complaint, the trader will be requested, without any liability on the part of the market owner, to rectify the matter as recommend. If the market owner is unable to offer a clear opinion or the trader

is unwilling to resolve the matter, then the consumer will be advised to take the matter to the local Consumer Advice Agency. The trader will be expected to comply with the written opinion of the Agency.

Traders should be aware that whilst they may feel a need to express their thoughts and frustrations about the market, they should be careful to avoid statements or comments that may be defamatory to fellow traders or otherwise damaging to the reputation of the market. Any bullying, harassment, victimisation or threats towards fellow traders or market staff members either face to face or via other means such as social networking sites, may be classed as gross misconduct and be dealt with accordingly.

The trader and/or their employees shall not:-

Attract persons by hand selling, pitching or by elevating himself/herself above the level of the market.

Call, shout, use any noise making instrument.

Use any radio, record player, cassette tape or compact disc or otherwise produce or reproduce music except with the permission of and at the sole discretion of a Markets Officer, with a suitable amplified music licence having been obtained by the licensee.

Hawk any goods in the market.

ENFORCEMENT OF MARKET CONDITIONS

The procedures below will normally be followed. However, depending on the severity and nature of the offence, it may be necessary to miss stages. The trader will be informed in writing before each stage why they are being interviewed (if required) and they may be accompanied by a Trade Association representative or a colleague at all stages of the procedure. The trader has the right of appeal against some actions taken, grounds of appeal will be based on either the facts of the case and/or the level of disciplinary action taken. All appeals must be made in writing, within ten trading days of the management's sanction, to the Facilities Management Service Manager.

Minor breach of conditions

Following a minor breach of the conditions, a Markets Team representative may conduct an informal investigation in whatever form deemed appropriate by the Officer to determine whether there has been a transgression. This may involve interviews with relevant persons (including the trader), consideration of documents etc. Markets Officers may issue an oral or written informal warning to the trader responsible (which is not recorded) or refer the matter to the next stage. There will be no right of appeal against this.

Standard breach of conditions

Following a standard breach of the conditions, a Markets Team representative may conduct an investigation in whatever form deemed appropriate by the Officer to determine whether there has been a transgression. This may involve interviews with relevant persons (including the trader), consideration of documents etc. Markets Officers may issue an oral or written formal warning to the

trader responsible (recorded) or refer the matter to the next stage. There will be no right of appeal against this.

Stage 1 - First Warning

Non-compliance with the trading conditions and or regulations may if necessary result in an interview of the trader by a Markets Team representative. If a satisfactory explanation is not forthcoming then a Markets Team representative will give a Stage 1 warning which will be confirmed in writing within ten trading days of the interview and or non-compliance.

Stage 2 – Final Warning

If a subsequent offence, not necessarily related to the previous one is committed within twelve months a further interview may if necessary be held. This interview will be conducted by the Markets Service Manager with a Markets Officer. If a satisfactory explanation is not forthcoming then a Stage 2 warning will be given which will also state that a further offence may result in notice to quit or suspend, and confirmed in writing within ten trading days of the interview and or non-compliance.

Stage 3 - Notice to quit or suspend

If a further offence, not necessarily related to the previous one is committed within twelve months, an interview may be conducted if necessary by the Markets Service Manager (or representative) and a Markets Officer. If a satisfactory explanation is not forthcoming then a notice to quit or be suspended from the market will be given and confirmed in writing within ten trading days of the interview and or non-compliance.

Note: In a case of gross misconduct the trader may be summarily dismissed on the appropriate notice.

Exceptions

In cases involving serious breaches that may have safety implications for staff, customers, other traders, or cases that in the view of a manager of directorate level would seriously threaten the proper functioning/management or reputation of the market, the Markets Service Manager (or representative) will have the option of suspending or terminating the trader's market attendance with immediate effect and to disallow trading during any possible appeal period. However, if this action is to be applied the Markets Service Manager (or representative) must clearly communicate this verbally and/or in writing to the Licensee and the reasons for the decision.

Appeals process

An appeal must be made in writing no later than 10 days following the issuing of any Markets Management notice to quit or suspend sanctions being applied. Appeals will be considered by the City Council's Facilities Management Manager (Appeal Officer) whose ultimate decision will be final.

Stall & Produce Presentation

Goods should be well displayed and presented.

Parking

We do not have designated parking or loading/offloading bays but there are several choices for parking immediately outside and surrounding the Bearpit – including the hotels immediately outside. The prices vary for the parking so it is best to check online. Some sites/carparks you can pre book:

<https://www.justpark.com/uk/parking/bristol/>

<https://en.parkopedia.co.uk/parking/bristol/?arriving=202205161800&leaving=202205162000>

<https://www.yourparkingspace.co.uk/bristol-parking-spaces-and-garages-to-rent>

Washrooms

There are no facilities on site but traders can use The Galleries or Cabot Circus which are a short walk away. The bus station also has facilities for a 20p charge.

Will other traders offer the same products or services as me?

Yes, it is possible that other market traders throughout the site may offer similar or identical products to those you've chosen to sell. Primarily, market traders are selected according to the authenticity and originality of their products or services, in addition to consideration being given to maintaining a good balance of trade. These selection factors are applied in order to provide visiting members of the public with the best experience possible, and are not intended to create trader exclusivity within what must remain an openly competitive market environment.

But above all else, we want this to be a fun, happy space for the community to get together and enjoy the space. We want this space to be used as an opportunity and a platform for people for many years to come.

If you have any questions, please email info@bearpitmarket.co.uk

We look forward to seeing you there,

Taniji Price

Market Owner