

# NABMA

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## Market Licensing Forum

Getting A Market Licensing Policy That's Right For You

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- ✓ A policy that conforms with your requirements and resources.
- ✓ A policy that works for you.
- ✓ Your charging policy.
- ✓ Enforceability.

# Market Licensing Policy

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A policy that conforms with your requirements and resources

- ✓ Be clear on the nature of your powers.
- ✓ 6 2/3 miles from location of any Market operated or licensed by you.
- ✓ Understand the importance of same day/different day Markets.
- ✓ Market events are now more diverse and varied.

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A policy that conforms with your requirements and resources

- ✓ What is the focus of your policy e.g. protecting traditional Markets/ maintaining standards?
- ✓ Do you want to be concerned with charity/ community market events?
- ✓ Do you need the whole 6 2/3 miles?
- ✓ Better to have a limited policy that works effectively than a comprehensive policy that does not work well?

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- ✓ A Policy That Works For You.
- ✓ Your policy should be subject to review. What is it costing you to operate the policy?
- ✓ What results are you achieving?
- ✓ Are those being licensed happy with the arrangements?
- ✓ If some market events are not being licensed what are the reasons and what can you do?
- ✓ If there are overlapping areas of influence, what are you doing to work in partnership with others?
- ✓ Do you use S 37 of Local Government (Miscellaneous Provisions) Act 1982?

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## Your Charging Policy

- ✓ There is no prescribed formula.
- ✓ Only criteria reasonableness, justification and transparency.
- ✓ Three approaches: costs of licensing process, rate depending on number of trading units and negotiated.
- ✓ Is the charge a deterrent to agreeing to be licensed?
- ✓ Do you operate a licensing policy to raise funds for your markets budget?

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## Enforceability

- ✓ The most difficult part of the policy
- ✓ To justify resources the policy has to be seen as important.
- ✓ Are your legal colleagues aware of what needs to be done and are supportive?
- ✓ Often the threat is sufficient provided it is meaningful
- ✓ If you let some operators get away with not being licensed the whole policy is undermined.

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Thank You

Any Questions or Comments?

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