

09.02.2011 Pedlars.info

PNLD database & ASKTHE.POLICE.uk Q&A

Pedlars.info raise issues with misleading and inaccurate information about pedlary and suggest the documents be revised to reflect accurate legislation instead of opinion.

Q239: What is a pedlars certificate and how do I get one?

A pedlars certificate is a certificate that allows a person to sell goods (usually trinkets, household goods and other hand made objects **WRONG – there are no legislative restrictions on what a pedlar may trade**), whilst on foot. Pedlars can travel **MISLEADING – legislation does not limit a pedlar to only travel but entitles a pedlar to travel and trade** from:

- * door to door **MISLEADING – legislation does not limit the places where a pedlar may trade – legislation states any place**. Door to door selling is unregulated for goods below £35. eg members of Direct Selling Association do not require certificates.

- * place to place **from somewhere to somewhere else**, or

- * town to town **not only**.

It is the **means** by which a pedlar trades that distinguishes a pedlar from a licensed street trader. The **means** of a pedlar are **mobile** whereas the **means** of a licenced trader are **static**, the issue being whether or not an obstruction of the highway is caused and whether or not the trader can move.

A pedlars certificate once issued can be used anywhere in the United Kingdom. The "pedlar" cannot remain in one place and sell items **MISLEADING – a pedlar may remain in one place whilst trading, does not mean perpetual motion**, a pedlar goes to their customers to sell items rather than allow customers to come to them **MISLEADING PARTIAL EXTRACT FROM CASE LAW – extract provides no contextual understanding**. If you do want to remain in one place (or in that vicinity **MISLEADING OPINION – vicinity is not legislated, nor locality, nor area, nor street. Legislation makes provision for “any place”**), for example, on a street **WRONG**, such as a market place **WRONG – statute provides that a pedlar may trade in a public market or fair**, then you would require a street trader's licence **WRONG**, which you obtain from your local council.

London variation: In London, in those areas where a Street Traders Licence is required, there has been an amendment to this general definition of a pedlar in that he/she can only sell door to door **WRONG** and cannot sell direct to customers in the street **WRONG**. It does not effect the rest of England and Wales.

A pedlars certificate is obtained from the chief of police from the area where you live. You need to attend at your local police station with two forms of identification **WRONG**, one with a photograph **WRONG** and the other showing an address where you have lived at for at least 28 days within the district you are applying for the licence. You must be aged over 17 to apply for a certificate.

The police need this information to check your identity **they may ask but it is not a legislated criteria for application, nor questions about ethnicity, nor questions about what, where, when, how, why a pedlar may trade** and that you are of good character before issuing a certificate. The cost of the licence is currently £12.50 **WRONG legislation provides £12.25.**

Please note that having a pedlars certificate is in no way an indication that the goods for sale are of merchantable quality.

Q238: Do I need a permit from the police to sell door to door? NO

If you are going to sell door to door only then you need a pedlars certificate **WRONG – please provide the legislation** which is issued by the police.

A pedlars certificate is a certificate that allows a person to sell goods **WRONG – a certificate allows a pedlar to trade, including carrying to sell or exposing for sale any goods** (usually trinkets, household goods and other hand made objects) door to door going from place to place. The "pedlar " cannot remain in one place and sell items **WRONG**; a pedlar goes to their customers to sell items rather than allow customers to come to them. If you do want to remain in one place, on a street for example then you would require a street trader's licence **WRONG** , which you obtain from your local council (details below).

A pedlars certificate is obtained from the chief of police from the area where you live. You need to attend at your local police station with two forms of identification, one with a photograph **see above** and the other showing an address where you have lived at for at least 28 days within the district you are applying for the licence. You must be aged over 17 to apply for a certificate.

The police need this information to check your identity and that you are of good character before issuing a certificate. The cost of the licence is currently £12.25.

Please note that having a pedlars certificate is in no way an indication that the goods for sale are of merchantable quality.