



**COMHAIRLE CATHRACH NA GAILLIMHE  
GALWAY CITY COUNCIL**

**CASUAL TRADING BYE-LAWS 2022**

**Made under the  
Casual Trading Act, 1995 as amended and the European Union (Casual Trading  
Act) Regulations 2018**

**Made by Galway City Council**

**On the **xxxxxx** 2023**



Figure 1-St Nicholas Market

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## 1.0 Introduction

Galway City Council in exercise of its powers under Section 6 of the Casual Trading Act, 1995, the European Union (Casual Trading Act 1995) Regulations 2018 and all other enabling legislation, hereby makes the following Bye-laws for the control, regulation, supervision and administration of casual trading in its administrative area.

## 2.0 Preliminary and General

### 2.1 Title

These Bye-Laws shall be known as the Galway City Council Casual Trading Bye-laws 2022.

### 2.2 Commencement Date & Revocations

These Bye-laws shall come into effect on xxxxxx, on which date the Bye-laws made on 15<sup>th</sup> July, 2011 shall stand revoked.

### 2.3 Definitions

In these Bye-laws except where expressly stated to the contrary the following words have the meanings hereby respectively assigned to them, that is to say:

“**The Act**” means the Casual Trading Act, 1995 as amended.

“**The Council**” means Galway City Council

“**Casual Trading Area**” means areas designated for casual trading under section 6 of the Act.

“**Casual Trading**” has the same meaning as defined in Section 2 of the Act but does not include the class of trading outlined in Section 3 of these bye Laws:

**“Licence”** means a Casual Trading Licence granted by Galway City Council under Section 4 of the Act.

**"Casual Trader/Trader/License holder"** means any person licensed to carry out casual trading pursuant to "the Act" and these bye-laws and shall include his/her servants or agents, if authorized in writing in accordance with these bye-laws.

**“Authorised Officer”** means a person or persons appointed by Galway City Council under Section 10 of the Act to be an authorised officer.

**“Selling”** includes agreeing or offering to sell, or displaying for sale, or inviting an offer to buy, as defined in the Act.

**“Event Licence”** means a Casual Trading Licence granted by Galway City Council to carry out casual trading at an Event or Events specified in the Event Licence pursuant to Section 4(1) (a) (iii) of the Act.

**“Trading Bay”** means the space(s) or pitch(s) within a designated area, delineated by the Council with paint or other marking, or measurement, on which a stall may be placed.

### 3.0 Exemptions

Pursuant to Section 2 of the Act, casual trading does not include:-

- A. Selling by auction (other than by Dutch auction) by the holder of a licence or permit for the time being in force under the Auctioneers and House Agents Acts, 1947 to 1973,
- B. Selling to a person at the place where he resides or carries on business,
- C. The sale of Christmas trees from the public footpath (on the northern side) between Mill Street, and the junction of Bridge Street and Lombard Street, during the period from 8<sup>th</sup> December to 24<sup>th</sup> December inclusive.
- D. Selling in respect of which it is shown by the seller-
  - That any profits there from are for use for charitable purposes or for other purposes from which no private profit is derived, and
  - That no remuneration, emolument, gain or profit will accrue to the seller or his servants or agents there from.
- E. The selling of newspapers, periodicals, magazines or other printed matter or pious or religious objects at or in the vicinity of a church or place of worship on days on which service or other religious ceremonies take place therein.
- F. Selling of Ice cream from mobile units which must remain mobile (the maximum time that the mobile unit can be stationary at any one location is 20 minutes) unless expressly prohibited under byelaws made by Galway City Council for specific locations.

These exemptions does not relieve the seller of the responsibility of complying with all requirements specified in other legislation.

## **4.0 Designated Areas for Casual Trading**

- A. Galway City Council hereby designates the following areas for casual trading, more particularly delineated and outlined in red on Maps no's. 1-3 annexed hereto and incorporating a trading bay or bays.
1. Eyre Square – area outlined in red on Map 1
  2. Churchyard St., Lombard St. and Market St. – area outlined in red on Map 2 (Generally known as St. Nicholas Market)
  3. Woodquay – area outlined in red on Map 3
- B. Casual Trading shall only be carried on, at the locations designated in (A) above, or at areas specified in a Licence issued in respect of a specified event or events under Section 4(1)(a)(iii) of the Casual Trading Act 1995 as amended.
- C. In the designated areas referred to in A (2) and on Map 2 space reference shall be linear measurement from base points with ground markings, and/or in accordance with the layout of the map for these areas.
- D. Galway City Council reserves the right to change and alter the internal layout of the trading bays within the casual trading areas at any time, subject to consultation with the St. Nicholas Traders Committee where any such changes relate to the St. Nicholas Market, and subject to consultation with the Eyre Square Traders Committee where any such changes relate to the Eyre Square market.
- E. Galway City Council reserves the right to make alterations to designated casual trading areas that may be required as a result of new public realm developments in the City in consultation with Trader Committees.

## **5.0 Terms and Conditions of Licence**

### **5.1 Operational Arrangements**

- A. A person shall not engage in Casual Trading unless he/she holds a casual trading licence from Galway City Council that is for the time-being in force and the casual trading is in accordance with the licence.
- B. Casual Trading shall only take place at the locations specified, and on the days and within the times specified in the Casual Trading Licence.

- C. A license holder (other than the holder of a license for a special event) shall engage in Casual Trading only within the bay(s) allocated to him/her in a designated area which bays shall be described in his/her license and by reference to the maps of the designated areas and/or markings on the ground.
- D. A licence holder, or his/her agent, shall prominently display the number of the licence at his/her trading bay in such a position as to be clearly visible and easily legible to members of the public, and any authorised officer.
- E. A licence holder, or his/her agent shall only be permitted to sell the goods which are permitted by and listed on his/her licence.
- F. A licence holder shall only use a stall, or other like receptacle for carrying/displaying goods, which is approved by the Council. See the First Schedule of these byelaws, annexed hereto, for guideline specification.
- G. A license holder shall not place or cause to be placed any stall, goods, articles, signage or anything whatsoever that would be in or overhanging an area, other than the space allotted, or causing an obstruction, nor shall he/she use or cause to be used any stall, the dimensions of which exceed the defined space of the allotted bay(s)
- H. Trading shall not be conducted in a manner that is likely to cause offence to any fellow trader, authorised officer, or any member of the public.
- I. Each licence holder shall ensure that no obstruction is caused, or allowed to be caused, to the owners/proprietors of premises, and their invitees in an area where casual trading is permitted.

## **5.2 Parking**

- A. Subject to items B, C and D below, no motor vehicles, vans or trailers (other than those approved by the Council, and specially designed and constructed for the purpose) shall be permitted within designated casual trading areas during trading hours. In exceptional circumstances, the City Council may permit a licence holder to place a motor vehicle or trailer within the space allocated to him/her, where the licence holder is a traditional established trader and who has previously utilised a vehicle while engaging in casual trading.
- B. Before the commencement of trading, traders may park a vehicle in a casual trading area for a period not exceeding 60 minutes for the purpose of unloading stalls, goods, produce etc. there from the vehicle to the trading bay(s) specified in the casual trading licence.
- C. After trading hours, traders may park a vehicle in a casual trading area for a period not exceeding 60 minutes for the purpose of unloading stalls, goods, and produce etc. from the trading bay(s) specified in the casual trading licence to the vehicle.
- D. All stalls, goods produce etc. shall be removed from casual trading area not later than 60 minutes after the expiration of trading hours, at which time the Council may remove them and the trader shall be liable for the cost of removal.
- F. With the exception of items B, C and D above, a non-trader or trader who parks a vehicle in a casual trading area during casual trading hours shall be guilty of an offence under these Bye-laws.

- G. A licence holder, or any person engaged in casual trading shall not cause or do any act or thing which interferes with the free flow of traffic, including pedestrian traffic, or which would create a traffic or safety hazard.

### **5.3 Equipment**

- A. Licence holders shall not use a loudspeaker or other public address or amplification system or otherwise cause any nuisance or disturbance.
- B. Licence holders shall not be permitted to use loud generators, and any such use will be subject to prior approval by the Council. All generators used in conjunction with Casual Trading Stalls shall conform to acceptable noise levels (i.e. 55db (A) by day and 45db (a) by night, where db (A) means decibel level and a manufacturers certificate will be required to confirm specification.
- C. Gas supplies to units should be in compliance with IS 820 “Non Domestic Gas Installations” and should be in areas that are ventilated and fully secure against entry by members of the public. Ready access to these areas should be available only to designated staff to enable them to shut off the gas supply in the event of fire or emergency.

### **5.4 Waste Management**

- A. The removal of waste generated at each Casual Trading Area is the responsibility of the licence Holder.
- B. Licence holders shall ensure that all waste generated at the Casual Trading Area is disposed of appropriately and in accordance with the Waste Management Act 1996, as amended and any relevant Regulations and EU Directives.
- C. Licence holders shall provide a minimum of a 3 bin system for their waste. Food Waste, Dry Recyclable Waste and General Waste shall all be segregated, stored and disposed of separately by the License Holder to an appropriate waste facility. In the case where a Licence holder uses cooking oil, waste cooking oils shall be disposed of separately by the License Holder to an appropriate waste facility. Further information from [foodwaste@galwaycity.ie](mailto:foodwaste@galwaycity.ie) or [www.foodwaste.ie](http://www.foodwaste.ie)
- D. Licence Holders shall, on request by an Authorised Officer, produce evidence of method of disposal of waste generated at the Casual Trading Area.
- E. The provision or sale of any single use plastic product will be prohibited; this includes bottles, cutlery, containers, single use sachets, plates, straws, etc. Compostable or reusable alternatives must be used instead of single use plastic. The Food waste bin(s) should clearly state that the plates, cups, etc. are compostable and can be placed in this bin.
- F. Plastic bag levy must be applied to all leviable plastic bags supplied and returns made to Revenue as required. Further information from [package@galwaycity.ie](mailto:package@galwaycity.ie) or [www.revenue.ie](http://www.revenue.ie)
- G. Contravention of this provision of these byelaws shall result in enforcement action being taken against the Licence Holder under the Waste Management Act 1996, as amended.

### **5.5 Litter**

- A. A Licence Holder shall provide, at his/her own expense, adequate and suitable litter receptacles, that meet the requirements of the Council, for the disposal of litter and shall keep the Casual Trading Area and vicinity clean and tidy at all times, in accordance with Section 15 of the Litter Pollution Act 1997, as amended.
- B. Litter shall not be allowed to accumulate in the vicinity of the Casual Trading Area during authorised Casual Trading hours and at the end of each trading day, the Casual Trading Area shall be cleaned and all litter removed and shown to be properly disposed of by the Licence Holder.
- C. Contravention of this provision of these byelaws shall result in enforcement action being taken against the Licence Holder under the Litter Pollution Act 1997, as amended

### **5.6 General**

- A. A casual trading licence may not be rented or sold by the holder to any other person, and any trader found in breach of this condition, shall have his/her licence revoked.
- B. No trader or any other person shall interfere with or obstruct any officer, servant or agent of Galway City Council, or any other provider of public utilities engaged in the carrying out of any works of maintenance or improvement in any part of the Designated Areas, even when such work is carried out during trading hours. The City Council reserves the right to prohibit casual trading on any trading day, or part thereof, in the event that exceptional circumstances arise which necessitate such prohibition. The Council will notify any affected licence holders in advance of any such prohibition taking effect.
- C. While occupying a trading bay(s) a licence holder must obey all lawful requests of an Authorised Officer or a member of the Garda Síochána.
- D. Licence holders trading in foodstuffs must comply with the requirements of the Environmental Health Officer.

## **6.0 Casual Trading Applications**

### **6.1 Applying for a Casual Trading Licence**

- A. An application for a Casual Trading Licence shall be made in the prescribed application form online, together with the appropriate fee as set out in these Bye-laws, with the Environment Section of Galway City Council.
- B. An application may be made for more than one (1m) trading bay in the designated casual trading areas outlined in map no 2.
- C. In dealing with applications for new first licences, preference as far as possible will be given to traders who have no other trade, employment or business, who are directly involved in the production process, and whose intention it is to attend to the stall personally.

**Preferred applications will include:**

- (i) Locally or regionally produced food products that are grown, produced, caught, brewed, pickled, baked, smoked or processed by the licence holder, and are of exceptional quality; or
- (ii) Locally or regionally produced arts and craft goods, manufactured by the licence holder, and are of exceptional quality; and

**Considered applications will include:**

- (iii) Other products or goods, which by their nature/ novelty / uniqueness/ attractiveness / high quality, are considered to have the potential to add to the overall attractiveness and diversity of the market.
- D. Applications that will not be considered include goods, which contradict the existing character of the market or adversely affect the diversity and variety that exists within the market.
- E. Applications for the St. Nicholas Christmas market & St. Nicholas Summer market will be dealt with in accordance with the criteria outlined in the Second Schedule of these byelaws, annexed hereto.

**6.2 Allocation of vacant space in the Market Area**

- A. The allocation of vacant space in the St. Nicholas Market shall be made in accordance with the following procedure which is not arbitrary, in consultation with the St. Nicholas Market Committee, and in the following sequence:

**Traders seeking Additional Space**

- 1. A waiting list for existing licensed traders, who consistently trade, seeking additional space, where congestion is making working conditions particularly difficult or where their pitches are of an uneconomic size, if such space becomes available in their section;

**Traders Requesting a Move**

- 2. A waiting list for existing licensed traders, who consistently trade, requesting to move to new pitches if suitable pitches become available

**New Applicants**

- 3. A waiting list for new applicants to be established, based on the attractiveness and quality of the proposed product and as determined by the City Council, in consultation with the St. Nicholas Market Committee. It is desirable that there be a mix of good quality goods on offer, and an over-concentration of similar items shall be avoided.

- B. Due recognition will be given to traditional traders in the allocation of casual trading bays, and in particular to persons who can satisfactorily support their claim to be established traders.
- C. The maximum pitch size at the St. Nicholas Market shall be 7m in length.
- D. The allocation of a particular trading bay(s) to a Licence holder, shall not confer any tenancy or any other rights, other than the rights conferred by the licence.
- E. Licences will be issued annually and the final decision with regard to the granting of a licence, the allocation of additional space, or the movement within the casual trading area shall rest with the City Council. The allocation process shall not exclude allocation by lot when deemed necessary due to over subscription of qualifying applicants.

### **6.3 Insurances**

- A. A person carrying on Casual Trading in the Casual Trading Area shall indemnify Galway City Council against all action, claims or demands whatsoever by any person claiming damages for personal injuries, loss or damage caused by any act, neglect or default of such Casual Trader, his servants, or employees in and about the carrying on of such Casual Trading in the Casual Trading Area and every such Casual Trader shall be required by the City Council to have in force at all times an appropriate Public Liability insurance with an insurance Company to be approved by the City Council insuring against the aforesaid risks in a minimum sum of €6,500,000 for any one incident.
- B. The interest of Galway City Council is to be noted on the face of such policy of insurance and if at any time the said policy is allowed to lapse or is rendered void the City Council shall be at liberty to revoke the Casual Trading Licence of such person forthwith.

### **7.0 Authorised Officers**

- A. The Council shall appoint Authorised Officers for the purposes of managing and controlling its Casual Trading Areas.
- B. An Authorised Officer may:
  - (i) Enter, inspect and examine any place where he has reasonable cause to believe casual trading is being engaged in,
  - (ii) require any person whom he has reasonable cause to believe to be engaging in casual trading to produce, if it is not being displayed, a casual trading licence authorising such trading and to permit the officer or a member of the Garda Síochána to examine the licence, and if he fails, neglects or refuses to produce such a licence or, in a case in which it is not being displayed, to furnish to the officer his name and address and, if he is the servant or agent of another person, the name and address of the other person,
  - (iii) Make such examination and inquiry as may be necessary to ascertain whether the provisions of this Act or of bye-laws made hereunder are being complied with,

(iv) require any person whom he has reasonable cause to believe to be engaging in casual trading in contravention of this Act to give such information as is in his power to give as to the ownership of any goods being sold in the course of such trading,

(v) require any person whom he has reasonable cause to believe to be engaging in casual trading in contravention of these Bye-laws to produce to him any documents, books or records relating to such trading in his power, possession or control and give to him such information as he may request in relation to entries in those documents, books or records and examine, copy or take extracts from any such document, book or record.

- C. An authorised officer who proposes to perform a power or function conferred on him by paragraph b (i) may request a member of the Garda Síochána to accompany him if he has reasonable cause to apprehend any obstruction in the execution of his duty.
- D. A person shall not obstruct or interfere with, or give false information to, an authorised officer or a member of the Garda Síochána in the performance of his functions under these Bye-laws.
- E. A person shall not fail, refuse, or neglect to comply with a requirement of an Authorised Officer or a member of the Garda Síochána under these Bye-Laws.
- F. A person shall be deemed not to have failed or refused to comply with a requirement of an authorised officer under these Bye-laws to produce a casual trading licence if he gives to the officer his name and address and if he is the servant or agent of another person, the name and address of that other person

## **8.0 Event Trading**

- A. A casual trading licence may be issued to a person carrying on casual trading at an event, or events specified in the casual trading licence to which the public are admitted, whether subject to, or free of charge, or at or in the immediate vicinity of the place where and on the day in which the event takes place.
- B. Such licence will prescribe the location for trading and will be subject to the regulations and conditions as specified by the City Council. The City Council shall determine the extent of casual trading at any event or events.

- C. Where a special event is being operated by an event organiser, the event organiser may apply for one casual trading licence for all traders operating at the event. The event organiser must be satisfied that each trader meets the requirements of the Casual Trading Act 1995 as amended and Galway City Council Bye-Laws made there under. The event organiser shall be fully responsible for each casual trader at such an event and the public liability insurance must specifically indemnify Galway City Council to a minimum value of €6.5 million for each such trader.
- D. Galway City Council reserves the right to limit the number licences awarded for each event.
- E. Galway City Council reserves the right to allow trading for certain events to take place outside of the hours specified in the table below in section 8.
- F. The Council reserves the right to hold an event at any location, outside of the areas in maps in the attached Schedule of these Bye-Laws and designate casual trading areas for such an event should the occasion arise.

## 9.0 Licence Fees and Times of Trading

The fees for casual trading licences and times of trading shall be as follows:

Designated Area	Days/Dates	Times	Fee per annum
Eyre Square	Monday – Saturday	6.a.m. – 6.p.m.	€267.50 per bay*
Woodquay	Saturdays and 23 <sup>rd</sup> , 24 <sup>th</sup> December (other than a Sunday)	6.a.m. – 6.p.m.	€69.50 per linear metre measured from designated points on the map.*
Churchyard St. Lombard St. Market St.	Saturdays and 23 <sup>rd</sup> , 24 <sup>th</sup> December (other than a Sunday)	6.a.m. – 6.p.m.	€69.50 per linear metre measured from designated points on the map.*
Churchyard St. Lombard St. Market St.	Sundays, Public Holidays	12.p.m. – 6.p.m.	€69.50 per linear metre measured from designated points on the map.*

Churchyard St. Lombard St. Market St.	Christmas Period 14 <sup>th</sup> – 22 <sup>nd</sup> December (other than a Saturday or Sunday).	8.a.m. – 8.p.m.	€69.50 per linear metre measured from designated points on the map.*
Churchyard St. Lombard St. Market St.	Summer Market Period Wednesday – Friday only, during the months of July & August	12.p.m. – 8.p.m.	€69.50 per linear metre measured from designated points on the map.*
Event Licences	Dates and times to be specified in licence		€107 per day or part thereof.*

\*Fee amount to be reviewed annually

- A. Existing traders, who currently hold both a Saturday and a Sunday licence, or a Sunday licence only, at the St. Nicholas market, and who consistently trade, shall be exempt from the fee for the Christmas Period market, should they wish to apply for a licence and trade during this period.
- B. The Licence fees as set out in the above schedule may be updated annually by the Council in accordance with the Consumer Price Index and in line with Section 6(a) of the Casual Trading Act 1995 as amended by S.I. No. 308 of 2018 Statutory Instruments European Union Regulations 2018.

### 9.1 Use of Trading Space

- A. The Council may at its discretion decide that a licence holder has lost his/her claim to a trading bay(s) for the remainder of the year and/or their claim to a licence for future years, if he/she is absent from the relevant market in successive market days as outlined below. The licence holder will be given the opportunity to explain their absence prior to their space being reallocated

Casual Trading Area	Absence
Eyre Square Monday to Saturday Licence, Woodquay	20 successive market days
Churchyard St., Lombard St., Market St. Saturday Licence	10 successive Saturday Markets or Total of 15 Saturday Markets in any licence

	period
Churchyard St., Lombard St., Market St. Sunday Licence	10 successive Sunday Markets or Total of 15 Sunday Markets in any licence period

Note: The above does not apply to those traders with seasonal produce.

- B. The Council or Authorised Officer may, at its discretion, permit a trading bay(s) allocated by a licence, to be temporarily used, during the designated trading times, by another licensed trader when not in use by the trader to whom it was originally allocated.
- C. A licence holder may surrender his/her licence to the Council at any time prior to the expiry of the licence period. A person who surrenders a licence may obtain a refund of that portion of the licence fee equivalent to the unexpired term of the licence, subject to a maximum refund of 50% of the total fee. Where a licence has been surrendered, the Council may issue a new licence for the unexpired term of the surrendered licence.
- D. The Council or Authorised Officer may permit any trading bay(s), which has already been allocated by a licence, to be temporarily used by another licenced trader, when not in actual use by the casual trader to whom it was allocated, or where it has not been occupied by 9.30.a.m. In such case the original trader has lost his/her space for that day, unless the trader has notified in advance of his/her late arrival.
- E. A trader using a space temporarily must be either an existing licenced trader or have purchased a casual one-day licence in advance at the Council Offices during normal office hours, Monday – Friday. The fee for such licence shall be €10. This provision shall apply to the St. Nicholas Saturday market only. The commencement, and operation of the casual one-day licence system shall be as set out by the Council, following consultation with the St. Nicholas Market Committee.

## 10.0 Offences and Penalties

- A. Where a person is trading in an area not designated as a casual trading area and the product being sold does not fall under the exemption set out in the list of exemptions above in Section 3 of these Bye Laws, then they shall be guilty of an offence as set out in Section 3 of the Casual Trading Act 1995 as amended and be shall be liable to the penalties set out in Section 14 of the Casual Trading Act, 1995 as amended.
- B. Where a Bye-Law is contravened an Authorised Person may serve a Fixed Charge Notice in respect of the contravention. The Notice shall be in the specified form as

directed by the Council setting out the name, address, the general nature of the contravention alleged to have been committed, its location and the date of the offence. The Notice shall state that if the fixed payment of €75.00 is paid to the Council within 21 days, that no legal proceedings will be instituted against the person in respect of the alleged offence. The Notice shall contain a statement to the effect that the alleged offender is entitled to disregard the Notice and defend a prosecution of the alleged contravention in Court. For the purpose of these Bye-Laws the amount of the Fixed Charge Notice shall be €75.00 for a period of 21 days after the date of issue of the Fixed Charge Notice, failing payment within the said 21 days after the date of issue of the Fixed Charge Notice summary proceedings will be issued against the accused.

## **FIRST SCHEDULE**

### **SPECIFICATION OF CASUAL TRADING STALLS/STRUCTURES**

- (1) It is the objective of the Council that all stalls must be of the highest quality, properly maintained and presented.
- (2) The maximum height of a stall or any part thereof including signage shall not exceed 3.5 metres.
- (3) If stalls are covered, the material covering the stalls must be clean and not torn and tightly secured to the frame.
- (4) Wheels or tow-bars shall not be exposed.
- (5) All casual trading stalls/structures will be subject to prior approval by the Council.

## **SECOND SCHEDULE**

### **SELECTION CRITERIA FOR ST NICHOLAS CHRISTMAS MARKET & SUMMER MARKET LICENCES**

- (1) Licences will be awarded based on the current available space within the casual trading area, as defined on Map 2.
- (2) The maximum size of trading pitch at the Christmas Market, & Summer Markets shall be 5m.
- (3) Preference in the first instance will be given to existing Saturday/Sunday licence holders, in the determination of licence applications for the Christmas Market & Summer Market.
- (4) In the event that the Summer Market & Christmas Market is oversubscribed, i.e. where the number of applications exceeds the number of pitches available, preference will be given to traders who have a record of consistent trading. Any remaining allocations will be made on a lottery basis as follows:
- (5) Applications will be divided into the trading categories outlined in item (6) below.
- (6) Trading categories will include:
  - (a) Locally or regionally produced food products that are grown, produced, caught, brewed, pickled, baked, smoked or processed by the licence holder, and are of exceptional quality.
  - (b) Locally or regionally produced arts and craft goods, manufactured by the licence holder, and are of exceptional quality.
  - (c) Other products or goods, which by their nature, novelty/uniqueness/attractiveness/high quality are considered to add to the overall attractiveness and diversity of the market.
- (7) Applications will be drawn from the categories, proportional to the representation of the category in the market, to be determined based on the applications received.
- (8) Allocation of pitch location will be based in the first instance on the allocated pitch location under the Saturday or Sunday licences, with first priority given to Sunday licence holders.
- (9) Notwithstanding the above provisions, five (5) pitches, 2m in size, will be reserved for new entrants to the market, at the Church Lane end of the market. Pitches will be allocated annually at the discretion of the Council, in accordance with the requirements for new entrants and the provisions of these byelaws. In the event that no new applications or less than five (5) suitable applications are received, the balance of pitches will be allocated by the lottery system outlined above.

**Made and adopted under the Common Seal  
Of Galway City Council this**

**day of 2023**

**PRESENT when the Common Seal of  
Galway City Council was affixed hereto.**

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**NOMINATED SIGNATORY  
OF GALWAY CITY COUNCIL**