Mobile Food Vendor Policy

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Rev. No.	Date	Revision Details	Reviewer	Approver

1 PURPOSE

The purpose of this policy is to provide direction for the granting of permits for mobile food vehicles to operate from Council owned or managed property.

2 SCOPE

This policy only relates to Council owned or managed property as defined in the *Traffic Act 1925* as a public street.

Section 56C of the *Vehicle and Traffic Act 1999* (the Act) contains provisions for the General Manager of a Council to issue permits for vehicles to operate from a public street. In assessing whether to grant a permit, the Act requires the General Manger to take into account traffic and pedestrian safety, public convenience and any other relevant issues.

The permit will be known as the **Mobile Food Vendor Permit (Permit).**

Two types of Permits will be available:

- **Twelve (12) month permit**- for the period 1 October to 30 September.
- **Six (6) month permit**s- for the periods of 1 October to 31 March and 1 April to 30 September.

A Permit grants the vendor the use of one site only for trading. A further application and Permit will be required for operation at additional sites.

Permits granted are only for the business identified in the Permit and are not transferrable.

Permits granted are for one vehicle only: a business must obtain a separate permit to sell from additional vehicles. For the purposes of this Policy a non-motorised van/trailer coupled with a vehicle solely used to tow will be defined as one vehicle.

Permits are not automatically renewed and a new application will be required for each permit period and location.

Trading Times

Mobile food vehicles at Council permitted locations are limited to operate between the hours of **7:00AM - 9:00PM**. Specific trading times will be detailed in each issued Permit.

Permit Fees

Permit fees will be determined by Council and included in the annual fees and charges.

Payment of the fee must accompany the application for a permit, if no payment is received, the application will not be considered.

Permits issued through the year will be charged a fee equal in units of a quarter with the current quarter applying in full.

Exemptions

A Mobile Food Vendor Permit will not be required for mobile food vendors that:

a) Parks for less than 15 minutes at a single location at a time (and not returning to a same location within 24 hours); or
b) Operates from a public street specifically as part of a Council supported or endorsed event.
c) Operates from private property, however other permits may be required. (To obtain a permit for operation of mobile food vehicle on private property, contact Council's Planning team prior to operations commencing).

3 DEFINITIONS

- **A mobile food vehicle:** is a registered food business that operates from a mobile structure under the *Food Act 2003* that seeks to trade from Council owned or managed property. A mobile food vehicle includes a vehicle or trailer that is not permanently fixed to the whole, or part, of a building, structure or land, in, at or from which food is, or is intended to be, handled or sold.
- **A public street**: means any street, road, lane, thoroughfare, footpath, bridge or place open to the public, or to which the public have or are permitted to have access, whether on payment of a fee or otherwise as defined in the *Traffic Act 1925*.
- **Council owned or managed property**: includes (but is not limited to) Council managed parks, reserves, sports grounds, car parks and road reserves.

4 POLICY STATEMENT

This policy aims to support the operation of mobile food vendors in the West Tamar municipality and encourage diversity in food business, support local entrepreneurialism and ensure a high standard of food business service delivery. This policy will assist to:

- Diversify the local economy;

- Encourage mobile food vending while maintaining support for existing businesses;
- Enable cultural experiences that encourage social interaction; and
- Enhance the community's sense of safety and wellbeing.

Operational Requirements

Mobile food vendors:

a) must be in possession of a current state-wide mobile food business registration or notification, valid within Tasmania;
b) must hold current public and product liability insurance policies to operate;
c) must provide rubbish receptacles at the site and ensure all rubbish generated from their use at the site is removed and disposed of responsibly;
d) must maintain community access to parking, taxi, loading and bus zones as well as footpaths, roads, driveways and wheelchair access ramps at all times;
e) must ensure that all noise associated with trade, including customer activity, is kept to a minimum;
f) must comply with all permit conditions; and
g) must not, unless otherwise authorised by the Chief Executive Officer or delegate, leave the vehicle or trailer from which they conduct their food business unattended on a public street for a period longer than one hour (excluding a public street adjacent to the address at which the vehicle or trailer is registered, whilst not operating the business).

Permitted Locations

The Council has the discretion to consider new locations, and update this policy, as and when required.

In accordance with the requirements set out in the *Vehicle and Traffic Act 1999* and *Local Government Act 1993*, the Chief Executive Officer has the discretion to add or remove the permitted locations, amend the trading hours, duration of permit periods and fees and charges, and to cancel Permits.

Applications for a Mobile Food Vendor Permit will be considered for the following locations and trading hours.

It should be noted that:

parking spaces at permitted locations are not reserved exclusively for mobile food vendors and may not always be available.
- not all sites have an available electricity supply and vendors may be required to provide their own power source.
- more than one (1) permit may be issued for each site depending on site capacity and trading times required by individual operators.

Site No.	Permitted Location	Trading Hours	Days
1	Lions Park, Addison Street, Riverside	7:00AM- 9:00PM	7 days per week
2A, 2B	Windsor Community Precinct, Windsor Drive, Riverside	7:00AM- 9:00PM	7 days per week
3	Rosevears Recreation Ground, Hall Street, Rosevears	7:00AM- 9:00PM	7 days per week
4	Bradys Lookout, West Tamar Highway, Rosevears	7:00AM- 9:00PM	7 days per week
5	Exeter Community Hub, Murray Street, Exeter	7:00AM- 9:00PM	7 days per week
6	Beaconsfield Community Centre, Weld Street, Beaconsfield	7:00AM- 9:00PM	7 days per week
7B, 7C	Greens Beach Park, Greens Beach Road, Greens Beach	7:00AM- 9:00PM	7 days per week
8	Rose Bay Park, Gravelly Beach Road, Gravelly Beach	7:00AM- 9:00PM	7 days per week
9	Legana Memorial Hall, 43 Fulton Street, Legana	7:00AM- 9:00PM	7 days per week
10	Legana Oval, Old Dairy Way, Legana	7.00AM – 9.00PM	7 days per week
11A, 11B	Tailrace Park, Elouera Street, Trevallyn	7.00AM – 9.00PM	7 days per week
12A, 12B, 12C	Esplanade, Beauty Point	7.00AM – 9.00PM	7 days per week

PERMITTED LOCATIONS

Site 1- Lions Park, Addison Street, Riverside



Site 2A, 2B- Windsor Community Precinct, Windsor Drive, Riverside



Site 3- Rosevears Recreation Ground, Hall Street, Rosevears



Site 4- Bradys Lookout, West Tamar Highway, Rosevears



Site 5- Exeter Community Hub, Murray Street, Exeter



Site 6- Beaconsfield Community Centre, Weld Street, Beaconsfield



Site 7B & 7C - Greens Beach Park, Greens Beach Road, Greens Beach



Site 8 - Rose Bay Park, Gravelly Beach Road, Gravelly Beach



Site 9 – Legana Memorial Hall, 43 Fulton Street, Legana



Site 10 – Legana Oval, Old Dairy Way, Legana



Site 11A, 11B – Tailrace Park, Elouera Street, Trevallyn



Site 12A, 12B, 12C – Esplanade, Beauty Point



5 RESPONSIBILITIES

Responsibility for the authorisation of the Permit terms and conditions sits with the Chief Executive Officer or delegated officer.

Responsibility for the operation of the policy sits with the Directorate of Community Assets.

Responsibility for compliance and permit administration is a shared responsibility across relevant staff and teams within Council.

6 PROCEDURES

An application form must be completed and submitted to Council together with the Vendor Permit fee and copies of the following documents:

- Current state-wide mobile food business registration or notification;
- Current Public Liability and Product Liability Insurance with cover of $ 20 million (minimum); and
- Current road vehicle registration;

The particular days, times and location from which a mobile food vehicle proposes to operate must be specified on the application form along with a description of the food and/or drinks to be sold.

Council will assess the suitability of each nominated site taking into consideration activities in the surrounding area, proximity to sensitive uses and road safety. The Chief Executive Officer or delegate has the discretion to refuse a Permit based on these considerations.

7 LEGISLATION AND REFERENCES

- *Traffic Act 1925*
- *Vehicle & Traffic Act 1999*
- *Food Act 2003*
- *West Tamar Council Reserves, Parks and Gardens By-Law 2021*
- *West Tamar Council Roads (Local Highways) By-Law 2021*

8 APPROVAL

Approved by the Council on 20 October 2026 (26/180)

Signed: 

Chief Executive Officer