



Street Traders Policy

Reference Number:	4.26
Type:	Council Policy
Category:	Safety and Community
Relevant Community Plan Outcome:	<ul style="list-style-type: none">• In our City no one gets left behind; everyone has access to quality resources, services, programs, information and social infrastructure to fully participate in their community• Charles Sturt is made up of strong and vibrant communities; we celebrate our identity, heritage and cultural diversity. People feel a sense of belonging, inclusion and social connectedness• Local businesses and entrepreneurial activities flourish through the support, engagement and relationships that are developed and maintained• Businesses and industry sectors continue to grow and diversify• Our values, leadership and collaborative approach are bold and courageous and enables us to deliver value for our Community and create a leading liveable City
Responsible Officer(s):	Manager Public Health and Safety
First Issued/Approved:	June 1998
Minutes Reference:	CoS 5/06/2023, Item 4.28
Last Reviewed:	June 2023
Next Review Due:	June 2025
Applicable Legislation:	Local Government Act 1999 Local Government (General) Regulations 2013 Planning, Development and Infrastructure Act 2016 Local Nuisance and Litter Control Act 2016 Council By-laws
Related Policies:	Fees and Charges Register Enforcement Policy Community Land Management Plans
Related Procedures:	Street Traders Assessment Procedure Street Trader Guidelines (Location Rules)

1. Purpose

The City of Charles Sturt recognises the legitimate practice and community benefit associated with the temporary vending of certain products and services from public areas within the City. However, it also acknowledges the need to regulate (via a permit) the types and quantity of vending that will occur to balance the interests of street traders with other members of the community who may be affected by them and to ensure consideration is given to the impact of trading on safety, access and amenity.

This policy aims to ensure an appropriate balance is reached between the interests of the Council, local business operators, vending permit holders and the residents of the City of Charles Sturt.

It is recognised that the approval process for issuing permits will consider the opportunity to enhance, add interest and enhance the vibrancy of the Council area. Permits may not be issued where a conflict of commercial interest will occur to a permanent business in the immediate vicinity of the proposed activity.

2. Scope

Street trading is defined as the temporary use of a public road, approved community land or other local government land location, for the purpose of undertaking commercial activities including stationery or mobile vending.

3. Policy Statement

The City of Charles Sturt provides five (5) types of Street Trading or Mobile Food Vending permits that may be issued to accommodate the various vendors that may wish to operate within the City as identified below:

- (a) Mobile Food Vending Permits (Food Trucks)
Mobile Food Vending Permit holders may trade at any of the pre-approved food truck locations. Exclusive use of an area is not permitted and areas are not to be reserved. Permits are issued on a monthly or annual basis.
- (b) Ice-Cream Food Van Vending
Mobile Ice cream vendors are for the primary purpose of selling ice-cream or iced-confection foods. It is to be recognised that these vans are permitted to only stop to trade as hailed by customers and they primarily service residential homes.
- (c) Hand-Cart Foreshore Food Vending (e.g.: Ice-Cream/Ice-Confection/Fruit)
Foreshore permit holders are only permitted to stop to serve customers and cannot remain stationary in one location. They are to be primarily engaged in the sale of iced confectionary or cut fruits and motor vehicles are not permitted to be utilised as part of the activity.
- (d) Event Vending
Event vending for approved events, private functions, or as part of fundraising activities and pop ups are considered on a case by case basis in line with the relevant Community Land Management Plan for the area. Event vending requires the consent of the event organiser and is permitted only at the site, date and time of the event. A separate approval may not be required for a mobile food vender for catering purposes at a private event (by invitation only, such as a small birthday party gathering on a reserve) where the Council has already issued a relevant Permit or Licence for the activity to occur and the goods are not for sale to the general public.

(e) Commercial Activities (see definitions section 4)

There is no specific limit on the number of commercial activity permits to be issued within the City of Charles Sturt. Consideration will be given to the applicant's ability to align with the purpose of this Policy and in particular the proposed activities enhancement to the vibrancy of the Council area and ensuring it does not conflict with the commercial interest of any permanent business in the immediate vicinity. Commercial Activities, including Pop-Ups, are generally short term in nature, with no fixed infrastructure, and may be approved as part of an event.

Period of Validity

Mobile Food Vending (Food Truck) Permits may be issued on either a monthly or annual basis.

Ice-Cream Food Van Vending Permits may be issued on either a monthly or annual basis.

Hand-Cart Foreshore Vending Permits may be issued on a monthly or annual basis.

Event Food Vending may be issued on a daily or annual basis.

Commercial Activities may be issued on a daily, monthly or annual basis.

Fee

A minimum annual fee for the issue of Street Trading and Vending Permits are set and reviewed each year by Council - refer to Fees and Charges Register.

4. Definitions

Key Term – Acronym	Definition
Commercial Activity	An activity conducted in the public realm that provides either goods or a service for a fee or financial gain. i.e. Sun safe spray tans, selling of items such as a newspaper, flowers or other goods.
Mobile Food Vending	The sale of food or beverages from a vehicle (within the meaning of the Road Traffic Act 1961). Items may include food, ice cream, drink products etc.
Foreshore	The land extending from the low water mark on the seashore to the nearest road (includes the footpath) or section boundary, or to a distance of 50 metres from high water mark (whichever is the lesser distance).
Pop Up	A business that occurs as a one off or temporary occasion at an approved location and is removable by nature.
Short Term	Up to 3 days to a maximum of once a quarter throughout the year, or up to 1 week during the school holidays and 2 weeks during the summer school holidays.