

### **ITEM 6.2                      Mobile Food Vending Vehicles Policy**

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#### **PURPOSE AND BACKGROUND**

The Mobile Food Vending Vehicles Policy provides the framework for the operation of mobile food vending vehicles on Council-owned roads within the Canterbury-Bankstown Local Government Area (LGA).

It is designed to ensure safe operations in accordance with relevant legislation and regulations and provide mobile food vehicle vendors with clear information on operations, legislative compliance, sale of goods, as well as approval pathway.

The purpose of this report is to seek Council's in principle support of the Mobile Food Vending Vehicles Policy and it to be placed on public exhibition.

#### **ISSUE**

All mobile food vending vehicles require an approval prior to operating on Council-owned roads. As such, there is a need to provide a consistent approach to and guidance for the operation of mobile food vending vehicles in the Canterbury-Bankstown LGA.

#### **RECOMMENDATION    That -**

1. Council endorse the Mobile Food Vending Vehicles Policy, and the Policy to be placed on public exhibition.
2. A further report be brought back to Council, following public exhibition.

#### **ATTACHMENTS                      [Click here for attachment](#)**

- A. DRAFT Mobile Food Vending Vehicles Policy

## **POLICY IMPACT**

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The Mobile Food Vending Vehicles Policy is a local approvals policy that applies to certain activities listed under section 68 of the *Local Government Act 1993*.

The Policy aims to ensure that mobile food vending vehicles operate in accordance with relevant legislative instruments and best practice in all aspects of food safety. The Policy provides a consistent approach and guidance for the operation of mobile food vending vehicles, as per relevant legislation and in accordance with the NSW Food Authority's Guidelines for Mobile Food Vending Vehicles.

## **FINANCIAL IMPACT**

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Fees apply for the assessment and approval of mobile food vending vehicles in accordance with Council's Schedule of Fees and Charges.

## **COMMUNITY IMPACT**

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The Mobile Food Vending Vehicles Policy provides mobile food vendors with key information on operations, sales of goods and legislative compliance, an outline of the approval application process and fee information and Council approved trading locations.

The Policy reaffirms Council's position on mobile food vending vehicles across the Canterbury-Bankstown Local Government Area, and Council's commitment to managing its open space to provide for the community's cultural and social needs.

## DETAILED INFORMATION

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### Mobile Food Vending Vehicles Policy

The Mobile Food Vending Vehicles Policy provides the framework for the operation of mobile food vending vehicles on Council-owned roads within the Canterbury Bankstown Local Government Area (LGA). It provides a consistent approach and guidance for the operation of mobile food vending vehicles in accordance with the *Local Government Act 1993* (Act) and the accompanying NSW Food Authority's '*Guidelines for Mobile Food Vending Vehicles*'.

The Policy aims to ensure that mobile food vending vehicles operate in accordance with relevant legislative instruments and best practice in all aspects of food safety. It also attempts to minimise potential negative impacts on the community, including but not limited to waste, pollution, and on other local businesses.

The document provides guidance on:

- The approval application process
- Mobile food vending vehicles construction requirements
- Trading locations and restrictions
- Hours of operation, including stopping times

This Policy does not apply to mobile food vending vehicles:

- Trading in accordance with a development consent or the provisions of the *State Environmental Planning Policy (Exempt and Complying Development Codes)* 2008 on private land;
- Trading on public land in accordance with an approved temporary event; or
- Not operating as a food business.

Generally, mobile food vending vehicles will not be permitted to operate in other public places such as public car parks, reserves/parks and sporting fields, unless approved and licenced by Council.

### NEXT STEPS

Subject to endorsement of the Mobile Food Vending Vehicles Policy, the policy document will be placed on public exhibition.

Following the exhibition period, submissions will be considered and where relevant, incorporated into the document before a report is submitted to Council.