

<b>Responsible Directorate</b>	<b>Community Development Planning and Development</b>
<b>Responsible Business Unit/s</b>	<b>Community Safety (general permits) Development Services (food related permits)</b>
<b>Responsible Officer</b>	<b>Manager Community Safety Manager Development Services</b>
<b>Affected Business Unit/s</b>	<b>Engineering Operations</b>

## Objective

The *City of Stirling Thoroughfares and Public Places Local Law 2009* sets out the requirements, conditions and other matters for persons wishing to set up a stall or display, or trade on a thoroughfare that is under the City's care, control and management.

This policy sets out the information required for a person to apply for a permit, standard conditions, and how fees are calculated.

## Scope

This policy sets out standard arrangements that apply to anyone who wishes to set up a display or offer to hire or sell and goods from or on a thoroughfare.

Anyone wishing to sell food or drink on or from a thoroughfare should obtain an outdoor eating area permit.

## Policy

### Applications

The City will not generally consider applications for stallholders or trading permits in thoroughfares unless the application is made by the owner/occupier of the adjoining premises.

An application for a permit to establish a stall or trade in a thoroughfare shall must:

- (a) state the full name and address of the applicant;
- (b) specify the proposed number of assistants, if any, to be engaged by the applicant in conducting the stall or trading, as well as their names and addresses if already engaged;
- (c) specify the location or locations in which the applicant proposes to conduct the stall or trade;
- (d) specify the period of time for which the permit is sought, together with the proposed days and hours of conducting the stall or trading;
- (e) specify the proposed goods or services which will be displayed, offered for sale or traded; and
- (f) be accompanied by an accurate plan and description of any proposed structure or vehicle which may be used by the applicant in conducting the stall or trading.

## Matters to be Considered in Determining Application

In determining an application for a stall holders or trading permit, the City may consider in addition to any other matter it considers relevant under clause 6.3 of the *City of Stirling Thoroughfares and Public Places Local Law 2009*, whether in granting the permit there would be:

- (a) Any obstruction to the visibility or clear sight lines of any person at an intersection of thoroughfares; or
- (b) Any impediment to pedestrian access; and
- (c) If the vehicle, display, tables, chairs and other equipment to be used may obstruct or impede the use of the public place for the purpose for which it was designed.

## License Fee

The license fee is as set by Council in its annual Budget.

## Standard Conditions for a Permit

Conditions relating to the conduct of stallholders and traders are as set out in Clause 5.6 of the *City of Stirling Thoroughfares and Public Places Local Law 2009*.

In addition, the conditions subject to which the City may approve an application for a trader's permit include that the permit holder is permitted to remain at a particular location for as long as there is a customer making a purchase, but if there is no customer making a purchase the permit holder must move on from that location within a reasonable time of the last purchase having been made.

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## Definitions

Definitions are in the *City of Stirling Thoroughfares and Public Places Local Law 2009*.

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## Relevant management practices/documents

Nil

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## Legislation/local law requirements

The *City of Stirling Thoroughfares and Public Places Local Law 2009* applies.

Office use only			
Relevant delegations	Not applicable		
Initial Council adoption	Date	1 November 1983	Resolution #
Last reviewed	Date	26 May 2020	Resolution # 0520/027
Next review due	Date	2021	