

Application for a Roadside Vendor/Stall/Busking Permit on a public street

INFORMATION SHEET

Council deals with all applications for permits to sell goods etc. in accordance with the requirements of *Section 56C of the Vehicle and Traffic Act 1999*.

- Applications must be submitted on the attached Application for a Roadside Vendor/Stall/Busking Permit on a Public Street Form. Where it is intended to sell/serve food, a Temporary Food Premises Application Form must be submitted **in addition to** the attached application form. Compliance with the Food Act 2003 and the Food Safety Standards are a requirement. Conditions may be placed on this permit.

For further information in relation to Temporary Food Premises Applications please contact Council's Environmental Health Officer on telephone: 6443 8342.

- If the Temporary Food Premises application is approved, the Executive Manager Development Services will issue a certificate to that effect which will enable the Application for a Roadside Vendor/Stall/Busking Permit on a Public Street Form to be processed.
- Written consent is required from the adjacent property owner. It is the applicant's responsibility to ensure the property owner completes **Section 4** (*Adjacent Property Owner*) of the application form. No stall is to be set up on any State Highway.
- Applicants must refer all permit applications to the Police Officer in charge of the local district for completion of **Section 5** (*Tasmanian Police*).
- In determining whether or not to grant an application for a permit the General Manager **MUST** have regard to relevant traffic conditions and the safety and convenience of the public, and **MAY** have regard to such other considerations as appear relevant in the circumstances.

PLEASE ALLOW FIVE (5) WORKING DAYS FOR PROCESSING OF THIS APPLICATION

Application for a Roadside Vendor/Stall/Busking Permit on a public street

SECTION 1. Applicants Details

Applicant's Full Name:.....

Organisation Name (If applicable):.....

Applicants Residential Address:.....

.....Postcode:.....

Telephone Number:..... Mobile Number:.....

Non-Profit Organisation or Incorporated Body: Yes No

If you answered NO the scheduled fee needs to be submitted with application

SECTION 2. Stall Details:

Stall/Stand Vehicle Trailer Other (tick appropriate box)

Location of Stall:.....

Goods Applicant Proposes to Sell/Details of Stall:.....

.....

.....

Date/s of Proposed Stall:.....

Time of operation for Proposed Stall:.....

SECTION 3. Temporary Food Premises:

Do you intend to Prepare/Sell or provide food: Yes No

If YES a separate **Temporary Food Premises application form** must be completed, see attached Information Sheet (Page 4)

If yes, please provide details of type/s of food to be prepared/sold or provided:.....

.....

SECTION 4. Adjacent Property Owner Authorisation:

<u>Adjacent Property Owner</u>	
Comments:-.....	
Date:...../...../.....	
Company Name:	
<i>I do not object to the proposed goods as detailed in Section 2 of this application from being vended by the applicant in Section 1.</i>	
Name:.....	Signature:

SECTION 5. Tasmanian Police Authorisation:

<u>Tasmania Police</u>	
Conditions:-.....	
Date:...../...../.....	
<i>I hereby consent that the details provided in Section 1,2 and 3 of this application can be considered by the Waratah-Wynyard Council.</i>	
Name:-.....	Signature:.....

SECTION 6. Undertaking:

I of
(Full Name) (Address)

Hereby make application for a roadside vendor/stall permit on a public street for the dates and times specified and have received appropriate authorisation as per Section 3. I undertake to be bound by and comply with the Permit Terms and Conditions in every respect.

Dated this day of, 20.....

Signature of Applicant

PLEASE ALLOW FIVE (5) WORKING DAYS FOR PROCESSING OF THIS APPLICATION

Environmental Health Officer
Office Use Only

Comments -

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Temporary Food Premises Application: PROGRESSED

(Comments): APPROVED

Signature:-.....

Date:-...../...../.....



VIEW SUMMARY

The legislation that is being viewed is valid for 15 Sep 2010.

Vehicle and Traffic Act 1999 (No. 70 of 1999)

Requested:15 Sep 2010

Consolidated:15 Sep 2010

56C. Certain activities prohibited on public streets

(1) A person who does not have a permit to do so must not set up or use a stall, stand or vehicle on a public street for the purposes of –

- (a) selling any goods; or
- (b) a business, calling or employment.

Penalty:

In the case of –

- (a) a first offence – a fine not exceeding 20 penalty units; or
- (b) a second or subsequent offence – a fine not exceeding 40 penalty units.

(2) Permits for this section may be issued by the general manager of the council in which the public street is located (the "relevant council") and any person may apply in writing for such a permit.

(3) In determining whether or not to grant an application for a permit, the general manager of the relevant council –

- (a) must consult the police officer in charge of the police district in which the public street is located; and
- (b) must have regard to relevant traffic conditions and the safety and convenience of the public; and
- (c) may have regard to such other considerations as appear relevant in the circumstances.

(4) A permit –

- (a)** is to be in such form as the general manager issuing it determines; and
- (b)** must be issued only for a specific date or dates, or for a specific period not exceeding 12 months; and
- (c)** may be made subject to such conditions as the general manager issuing it considers necessary or expedient in the interests of public safety and convenience; and
- (d)** must specify the name of the permit holder and the date or period, and the public street, for which it is issued.

(5) A permit –

- (a)** may be surrendered but is not capable of being amended, renewed or transferred; and
- (b)** may, by written notice to the permit holder, be cancelled by the general manager of the relevant council if he or she is satisfied on reasonable grounds that the permit holder has committed serious or repeated breaches of the permit conditions; and
- (c)** is not a defence to an action or indictment for nuisance.

(6) The holder of a permit must –

- (a)** comply with its conditions; and
- (b)** immediately produce it to any police officer who demands to see it.

Penalty:

Fine not exceeding 10 penalty units.