

	POLICY# 10.09 Street Stalls POLICY AREA Community Facilities & Services	Version No: 1
	Issued: Oct 2011	
	Next Review: 2018 After Next Election	

Aims & Objectives

- Pursuant to Section 222 of the Local Government Act 1999 ("the Act"), Council has the power to grant a permit for the use of a road (including walkways and footpaths).
- Council recognises the demand from community organisations for street stalls to allow fund raising and promotional activities at strategic locations within Tumby Bay and for private businesses to utilise footpaths for sidewalk sales.
- Council will agree to grant permission to community groups to utilise designated footpath areas subject to guidelines contained within this policy.
- Council will agree to grant permission to private businesses to utilise designated footpath areas subject to guidelines contained within this policy.

Policy Detail

Street Stalls for Community Organisations

Designated Area/s

Street Stalls will only be permitted from designated areas of:

1. Footpath area in Spencer Street, Tumby Bay.

Authorised Organisations

Organisations will be permitted to conduct street stalls on the condition that they are from within the Council area and:

- are a non-profit organisation; or
- a sporting or service club; or
- are fundraising on behalf of an official charity or event (ie Red Cross, Cancer Foundation, etc)

Conditions of Permit

- The footpath is not to be fully obstructed with appropriate pedestrian access to be maintained.
- Reasonable directions from the police or an authorised Council Officer will be adhered to.
- No damage be caused to plants, flower beds, structures or improvements located within the vicinity of the site.
- All rubbish and other material to be removed from the stall area, or its locality, at the conclusion of the activity.
- Organisations must have regard for all relevant laws and legislation and must comply with all such laws and legislation (ie Dry Area Legislation, Food Act, Lotteries Act, etc).
- Organisations will not be permitted to conduct fund raising activities on consecutive weekdays or weekends, unless authorised by Council (ie not two or three days in a row, and not two or more Saturday mornings in a row, etc).
- Organisations will be permitted to conduct promotional activities on consecutive weekdays or weekends provided that no fundraising or payment is applicable for those

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promotional services (ie Heart Week, Cholesterol Testing, Health Service Promotions, etc)

- Only one organisation will be permitted at each designated area on any one day unless otherwise agreed to by the relevant organisations and approved by Council.

Sidewalk Sales for Private Businesses

Designated Area/s

Sidewalk Sales will only be permitted on the designated area of Footpath adjacent to the Business that is applying for the permit.

Conditions of Permit

- The footpath is not to be fully obstructed with appropriate pedestrian access to be maintained.
- The designated area of footpath used does not go beyond the frontage of the shopfront/property.
- Reasonable directions from the police or an authorised Council Officer will be adhered to.
- No damage be caused to plants, flower beds, structures or improvements located within the vicinity of the site.
- All rubbish and other material to be removed from the stall area, or its locality, at the conclusion of the activity.
- Businesses must have regard for all relevant laws and legislation and must comply with all such laws and legislation (ie Dry Area Legislation, Food Act, Lotteries Act, etc).
- Businesses will not be permitted to conduct sidewalk sales for more than two days in a row.
- Businesses must provide proof of public liability insurance at time of application.

Permit

A permit will only be granted following written application from the organisation on the Street Stall/Sidewalk Sale Permit Application Form.

Permit Fee

No permit fee will apply.

Strategic Link:

Delegation:

Council delegates the Deputy Chief Executive Officer, Administration Staff (Front Office) to grant permits as per conditions of this policy.

Sub-Delegation:

- Delegation made to a specific position (including Chief Executive Officer) extends to any person appointed to act in the position..

Documentation:

Street Stall/Sidewalk Sale Permit Application Form

Authority: Adopted by Council: 10/10/2011 {Motion No 19c/102011}
Reviewed by Council: 10/11/2015 {Motion No 7c/112015}

SIGNED:
Responsible Officer

Date: ____/____/____

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DISTRICT COUNCIL of TUMBY BAY

**STREET STALL/SIDEWALK SALE
PERMIT APPLICATION FORM**

ORGANISATION:		
CONTACT PERSON:		
PERMIT TYPE:	Street Stall / Private Business Sidewalk Sale (Please Circle)	
CONTACT:	Phone:	Fax:
DATE OF STREET STALL/SIDEWALK SALE (multiple dates may be applied for on this permit)	Date 1:	Date 2:
ACTIVITY (food stall, raffle tickets, selling merchandise, Oysterfest Friday, Crazy Day etc)		

Street Stalls

Conditions of Permit

- The designated area for Street Stalls is on the footpath area adjacent to
- The footpath is not to be fully obstructed with appropriate pedestrian access to be maintained.
- Reasonable directions from the police or an authorised Council Officer will be adhered to.
- No damage be caused to plants, flower beds, structures or improvements located within the vicinity of the site.
- All rubbish and other material to be removed from the stall area, or its locality, at the conclusion of the activity.
- Organisations must have regard for all relevant laws and legislation and must comply with all such laws and legislation (ie Dry Area Legislation, Food Act, Lotteries Act, etc).
- Organisations will not be permitted to conduct fund raising activities on consecutive weekdays or weekends, unless authorised by Council (ie not two or three days in a row, and not two or more Saturday mornings in a row, etc).
- Organisations will be permitted to conduct promotional activities on consecutive weekdays or weekends provided that no fundraising or payment is applicable for those promotional services (ie Heart Week, Cholesterol Testing, Health Service Promotions, etc)
- Only one organisation will be permitted at each designated area on any one day unless otherwise agreed to by the relevant organisations and approved by Council.

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Sidewalk Sales

Conditions of Permit

- The footpath is not to be fully obstructed with appropriate pedestrian access to be maintained.
- The designated area of footpath used can not go beyond the frontage of the shop/property.
- Reasonable directions from the police or an authorised Council Officer will be adhered to.
- No damage be caused to plants, flower beds, structures or improvements located within the vicinity of the site.
- All rubbish and other material to be removed from the stall area, or its locality, at the conclusion of the activity.
- Businesses must have regard for all relevant laws and legislation and must comply with all such laws and legislation (ie Dry Area Legislation, Food Act, Lotteries Act, etc).
- Businesses will not be permitted to conduct sidewalk sales on consecutive weekdays or weekends, unless authorised by Council (ie not more than two days in a row, and not more than two Saturday mornings in a row, etc).
- Businesses must provide proof of public liability insurance at time of application.

Signed for and on behalf of the above organisation by:

.....

Name

.....

Signature

OFFICE USE ONLY

PERMIT GRANTED BY (Name):.....

PERMIT TYPE GRANTED: Street Stall / Sidewalk Sale (Please Circle)

SIGNATURE:

DATE:

COPY OF PERMIT GIVEN TO APPLICANT **YES/NO**

COPY OF PUBLIC LIABILITY INSURANCE (SIDEWALK SALES ONLY) **YES/NO**

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