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Application for a Mobile Food Vendor Permit

Vehicle & Traffic Act 1999 - Section 56C

APPLICANT DETAILS

- Permanent resident of Dorset Municipality
- Non-resident
- Community Organisation or Charitable Event Applicant

Full name

Date of birth

Contact number

Residential address

Postal address (if different from residential address)

Email address

FOOD BUSINESS DETAILS

Trading name

ABN/ACN

Council where food business is registered

On-site contact (if different from applicant)

On-site contact mobile number

Mobile structure type (e.g. van, trailer, tent, stall, etc)

Road vehicle registration number (if applicable)

Foods intended to be sold (Attach menu if available)

INTENDED TRADING LOCATION/S:

- Derby Park
- Derby Trailhead
- Legerwood Memorial Park
- Northeast Park
- Old Pier Beach
- Sideling Lookout

DOCUMENTATION REQUIRED

- Current Tasmanian Mobile Food Business Registration Certificate
- Certificate of Currency for at least \$20 million Public Liability Insurance

TERMS AND CONDITIONS

By signing below you:

- Declare that all information provided in this application is true, accurate and complete;
- Agree to operate in accordance with Dorset Council's Mobile Food Vendor Policy (Policy 55);
- Agree that if your application is successful, you will comply with all the conditions of the permit, and assume all responsibility for any and all liabilities that arise as a direct result of your mobile food business trading in the Dorset Municipality;
- Acknowledge that a permit is not valid until any applicable application fees are paid in full; and
- Acknowledge and agree that if an email address is provided on this application, you consent pursuant to Section 6 of the *Electronic Transactions Act 2000* to the Dorset Council using that email address as a method of contact and for the provision of information by the Dorset Council

Applicant name

Applicant signature

Date

Personal Information Protection Statement

As required under the *Personal Information Protection Act 2004* Personal information is managed in accordance with the *Personal Information Protection Act 2004* and may be accessed by the individual to whom it relates, on request to Dorset Council. Information can be used for other purposes permitted by the *Local Government Act 1993* and regulations made by or under that Act, and, if necessary, may be disclosed to other public sector bodies, agents or contractors of Dorset Council. Failure to provide this information may result in your application not being able to be accepted or processed.

Policy 55 – Mobile Food Vendor



Ref: DOC/19/10092

Adopted: 21 October 2019
Minute No. 178/19

Version: 2

Reviewed Date: 14 April 2025

Council Minute No: 67/2025

Vehicle and Traffic Act 1999 – Part 7A;

Traffic Act 1925

Local Government Act 1993

Local Government (Highways) Act 1982

Statutory Authority:

OBJECTIVE

To support mobile food vendor opportunities in Dorset that will encourage food business diversity, local entrepreneurship and a high standard of customer service delivery in food services.

POLICY

This Policy applies to public streets maintainable by Council.

Definitions

Mobile food vendor: a take away food vendor operating from a mobile vehicle or trailer for the purpose of selling food and drinks for immediate consumption.

Public street: under the *Traffic Act 1925*, means any street, road, lane, thoroughfare, footpath, bridge, or place open to or used by the public, or to which the public have or are permitted to have access, whether on payment of a fee or otherwise.

Exemptions

A Mobile Food Vendor Permit will not be required for mobile food vendors that:

- a) Park for less than 15 minutes at a single location at a time (and not returning to a same location within 24 hours), subject to the General Manager being satisfied that the subject mobile food vendor does not pose a risk to public safety; or
- b) Operate from a public street specifically as part of a Council supported or endorsed event; or
- c) Operate from a public street and are an approved community organisation or charitable event.

Application Process

- a) A mobile food vendor must apply for a Mobile Food Vendor Permit and pay the applicable fee under Council's Fees and Charges Schedule.
- b) When all required information has been received, Council's Director Community and Development or Environmental Health Officer will decide within 14 days whether to grant or refuse a permit.

Operational Requirements

- a) Mobile food vendor permit holders must be in possession of a state-wide food business registration issued by a Tasmanian Council (unless registration is not required due to only serving non-potentially hazardous food).
- b) Mobile food vendor permit holders must hold a current public and products liability insurance cover (with minimum level of cover as required by Council) extending over the permitted location from which they trade and for the duration that the location is permitted by Council to be used for such purpose.
- c) Mobile food vendor permit holders must provide rubbish receptacles at the permitted location from which they trade and ensure all rubbish generated from their use at the location is removed and disposed of responsibly.
- d) Mobile food vendor permit holders must ensure that any wastewater and waste oil produced from their operations are sufficiently contained according to Environmental Health Standards and removed and disposed of appropriately.
- e) Public access to parking, loading, taxi and bus zones, footpaths, roads, driveways and wheelchair access points must not be hindered at any time by a mobile food vendor. Access to public infrastructure, including public seats, bike racks, rubbish bins, must not be restricted by a mobile food vendor.
- f) Mobile food vendor permit holders must, where possible, utilise power sources that generate low or inaudible noise emissions. The mobile food vendor must also ensure that noise related to trade, including from customers, does not become a nuisance, and that amplified music or public address systems are not used.
- g) Mobile food vendor permit holders are responsible to make good any damage caused to Council assets or infrastructure, in connection with their respective mobile vending activity. Any direct damage caused to Council infrastructure (such as bins, seats, trees, footpaths) by a respective mobile food vendor will result in the mobile food vendor being on-charged for payment of Council's costs for repairing or replacing the damaged infrastructure and may result in cancellation of the respective mobile food vendor permit.

Permitted Locations

Applications for a Mobile Food Vendor Permit will only be considered at the following locations, as illustrated in the images below. Within these locations, mobile food vendors will be permitted to trade during the following times:

During Daylight Saving (commencing first Sunday of October and ending first Sunday of April each year)	Outside Daylight Savings
<ul style="list-style-type: none">• Monday to Friday: 7 am and 8 pm• Saturday: 8 am and 8 pm• Sunday or public holiday: 10 am and 8 pm	<ul style="list-style-type: none">• Monday to Friday: 7 am and 6 pm• Saturday: 8 am and 6 pm• Sunday or public holiday: 10 am and 6 pm

Parking areas/spaces highlighted within red boxes denote preferred parking areas/spaces for mobile food vendors, subject to availability (note: these areas are not exclusively reserved for mobile food vendors). Where the preferred areas/spaces for permitted locations are unavailable for trade, an alternative area/space may be used at the permitted location subject to the vendor (i) providing sufficient consideration to pedestrian access and safety and (ii) ensuring that their activity does not impede or impinge upon the parking of other vehicles.

Despite the above, no alternative area/space for trade will be permitted at the Old Pier Beach car park.

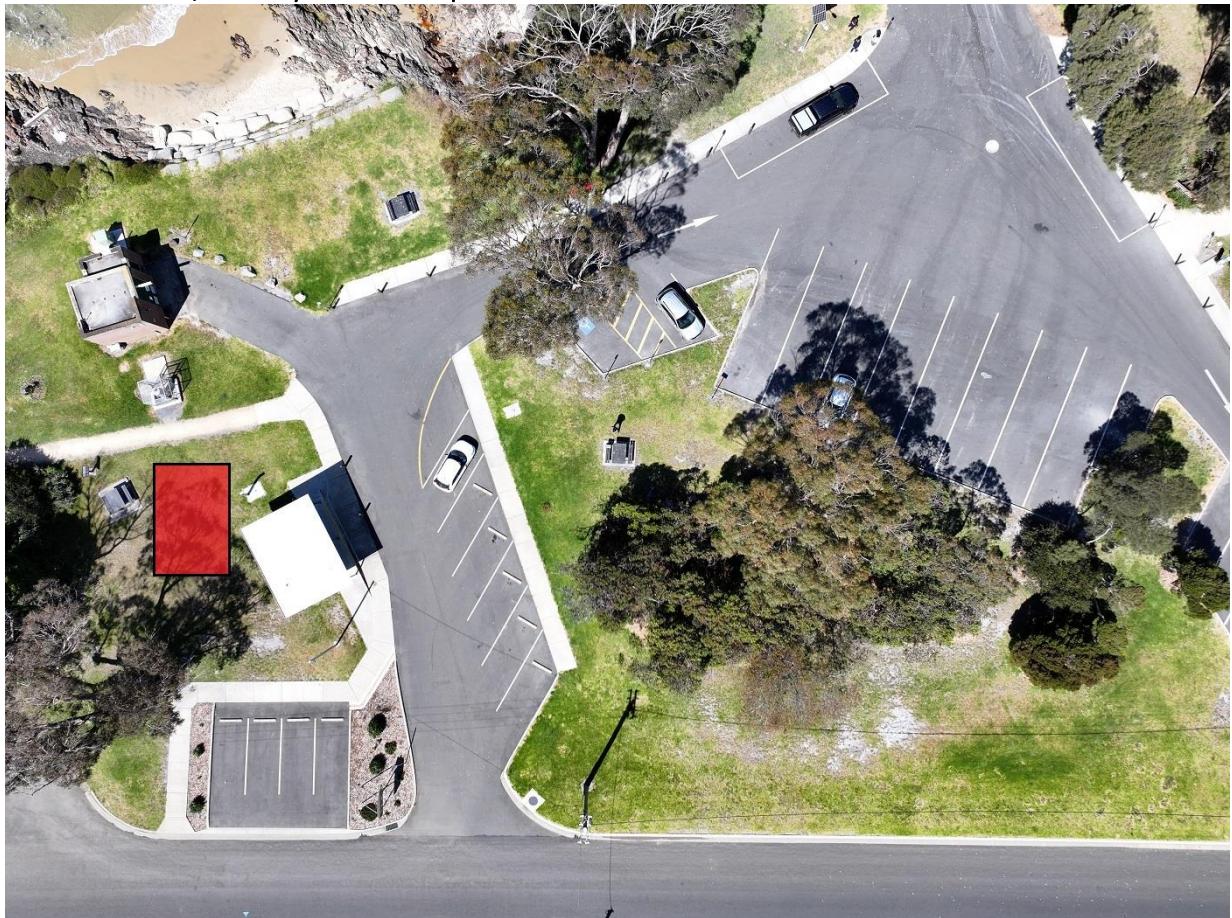
Derby Park, Main Street Derby



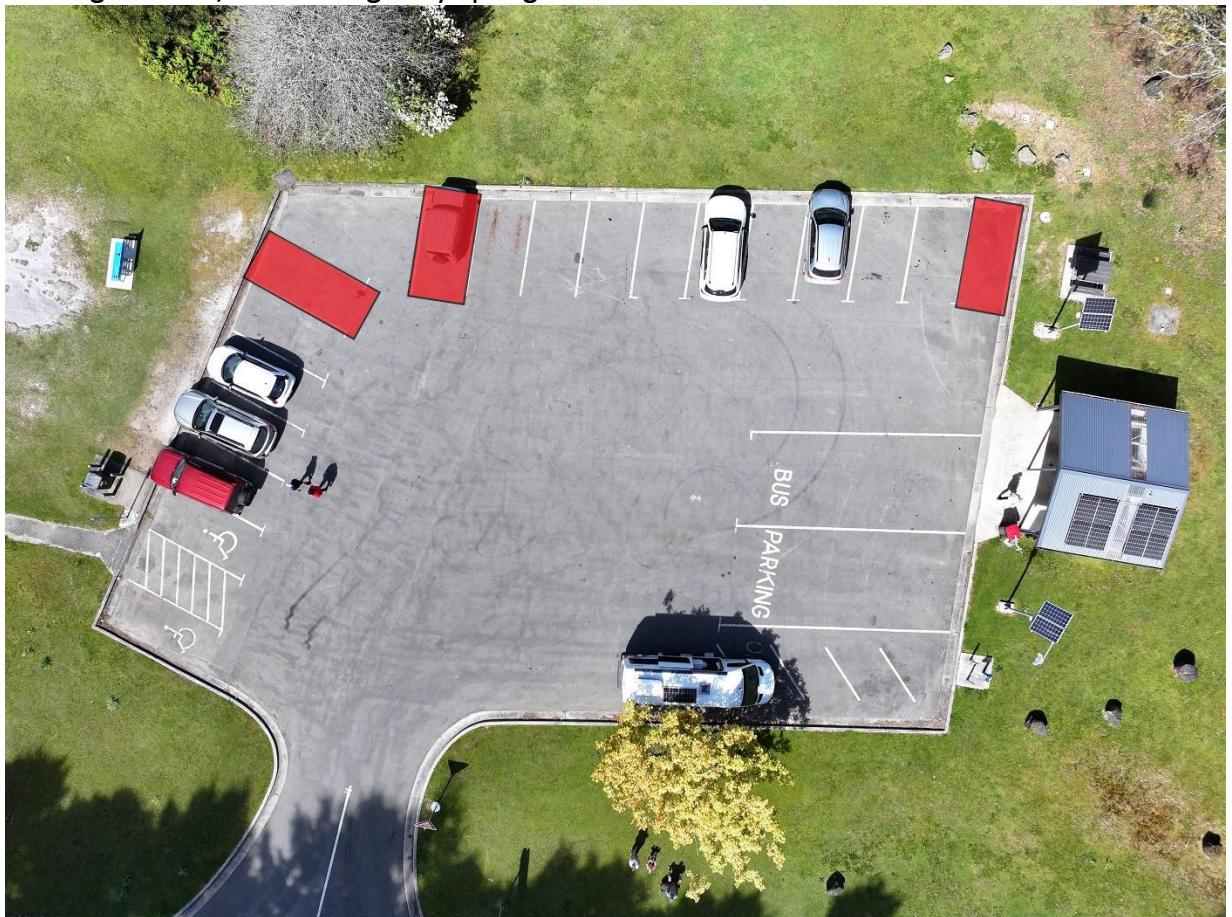
Derby Trailhead, Main Street Derby



Old Pier Beach, Bentley Street Bridport



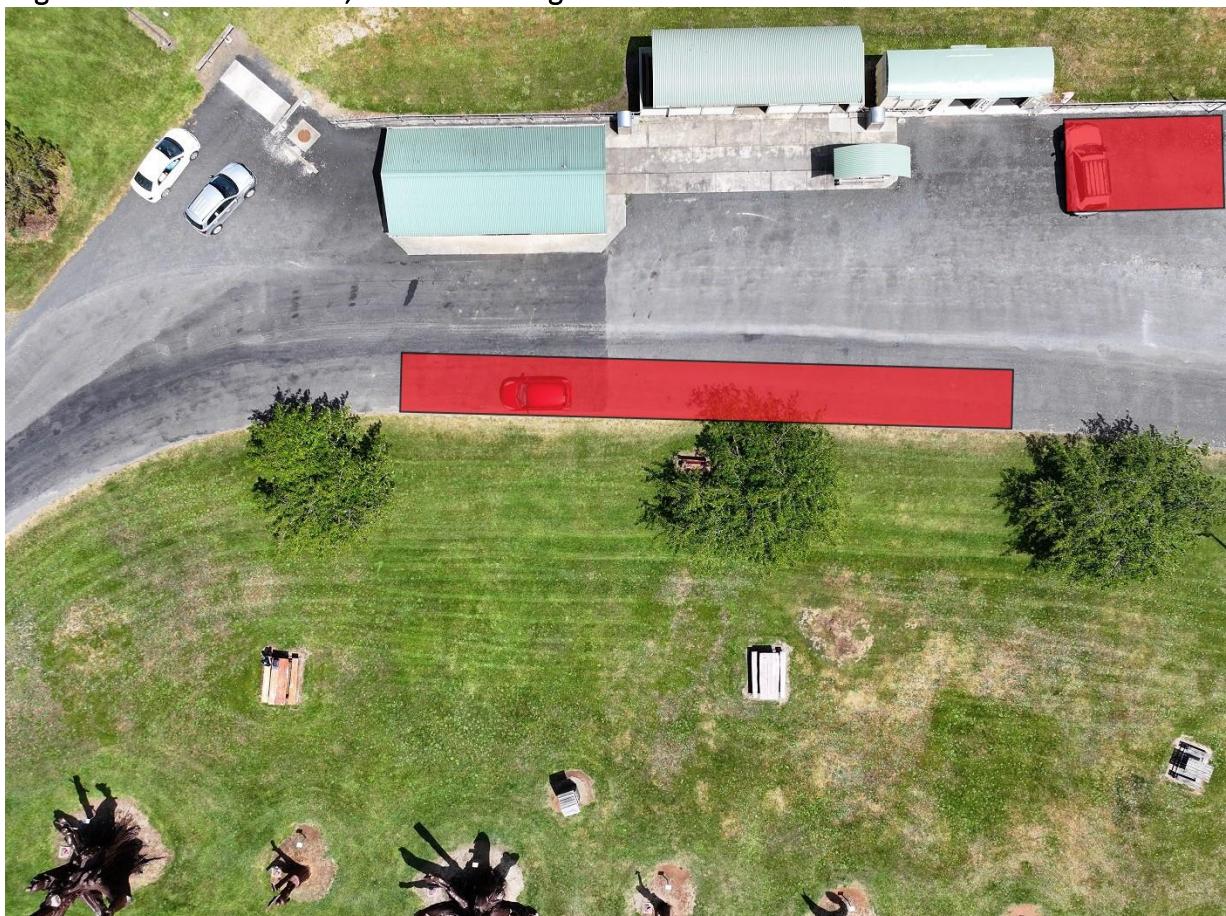
Sideling Lookout, Tasman Highway Springfield



Northeast Park, Ringarooma Road Scottsdale



Legerwood Memorial Park, Main Street Legerwood



Other Matters

- a) A Mobile Food Vendor Permit is valid for a period of 12 months. Permits must be displayed at all times when operating.
- b) A mobile food vendor seeking to operate from more than one vehicle must apply for a separate permit for each vehicle (a non-motorised van/trailer coupled with a vehicle solely used to tow will be considered as one vehicle).
- c) A Mobile Food Vendor Permit is not transferrable or refundable and applies specifically to the mobile food vendor identified in the permit.
- d) Mobile Food Vendor Permits are not automatically renewed. Mobile food vendors will need to apply for a new permit at least four (4) weeks in advance of their existing permit expiring.
- e) Proof of residence (current) will be required to be supplied by an applicant for any application for a Mobile Food Vendor Permit. The General Manager may cancel a mobile food vendor permit at any time if the mobile food vendor breaches any conditions of the permit, including failure to pay the permit fee.
- f) The General Manager reserves the right to alter, add to or remove any of the conditions of a Mobile Food Vendor Permit at any time, which will be communicated to the applicable mobile food vendor as soon as possible. Additionally, the General Manager may change or limit the time, duration of permit, frequency or location that a mobile food vendor may trade. External influences such as potentially dangerous weather events, the condition of roads, paths or reserves in the vicinity of the permitted location, as well as planned or unplanned events or works to infrastructure, may cause trading permission to be varied or cancelled. No compensation for loss of trade will be paid under such circumstances, or where a permit is cancelled due to a breach of the permit conditions or this policy.
- g) Where a Mobile Food Vendor trades from a permitted location which is land owned by the Crown (within the meaning of the *Crown Lands Act 1976*), a business licence pursuant to Part VA of the *Crown Lands Act 1976* may also be required (in addition to a Mobile Food Vendor Permit).