



## APPENDIX C – SECTION 8 IN DETAIL

Knox City Council - General Provisions Local Law 2010 Administrative Policy Guideline

### 8. Trading Activities

*Responsible Department: Local Laws*

The intent of this section is to deal with matters relating to the sale, promotion, offering for sale, display or advertising of any goods or services in any public place, including municipal buildings (unless exempted by Council).

**Comment [P1]:** Section 8 - Trading Activities has been largely reworded to provide better clarity or ease of reading of this part. Several parts include expanded instruction for improved understanding to the reader and the removal of repetitive statements.

**Comment [P2]:** Clarifies intent of section

**Comment [P3]:** Allows for Council's Advertising, Sponsorship and Promotional Signs on Council Land Policy (e.g. where there is a seasonal tenancy agreement in place) or other Council determined exemptions.

The aim is to:

- Clearly communicate with traders and the community good street trading practices.
- Balance access and safety needs of the general community and the economic needs of the business community.
- Meet Council's obligations under the Disability Discrimination Act 1992 to ensure that there is clear access along the building line in shopping centres to allow for unrestricted pedestrian movement.
- Encourage vibrant commercial centres.
- Regulate the placement of tables, seats, umbrellas, ashtrays, screens, planters, barriers, awnings, heaters, signs, display stands and goods, or any thing in a Public Place.

**Comment [P4]:** Additional items to better clarify the range of trading things.

A permit is required prior to the placement of any sign, other item or undertaking any trading activity in a Public place. Completion of the relevant application form including payment of the required fee (unless otherwise specified) and certificate of currency for \$10 million Public Liability Insurance providing principals indemnity cover is to be submitted for approval.

The following is an example of wording that Council would find acceptable:

"The interests of the Knox Council as a principal is hereby noted. The policy is extended to indemnify the Knox City Council in respect of any claim indemnifiable under the policy brought in respect of personal injury or damage to property caused by an occurrence arising directly and solely out of the negligent acts, errors or omissions of the insured. This extension does not extend to any negligent acts, errors or omissions of the Knox City Council, its staff or agents themselves."

**Comment [P5]:** Addition of Public Liability Wording for inclusion in the Permit Application to ensure consistency and better legal protection for Council.

Permits are non-transferable to any other person and/or business. If a business changes ownership then the permit will cease and a new application will be required.

**Comment [P6]:** Clarification that Permits are not transferable to new business owners.

The following applies to all items placed in a public place unless otherwise specified:

- Items are only placed directly out in front of the permitted business and are not to extend in front of adjacent properties unless approved by an authorised officer.
- Items are only to be placed out during normal trading hours for the business to which they relate.
- No hazardous items are to be placed out in a public place.
- No items are to be placed against the building/property line.

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- Items must not impede the vision of motorists or the movement of pedestrians.
- No items are to be fixed to any council infrastructure or tree without written approval from Council.
- The cost of repairing any damage caused by the placement of items in a Public Place will be borne by the permit holder.
- Items must be kept clean, free from graffiti and maintained in a professional manner.
- A diagram drawn to scale of the proposed trading area is to be included with the permit application.

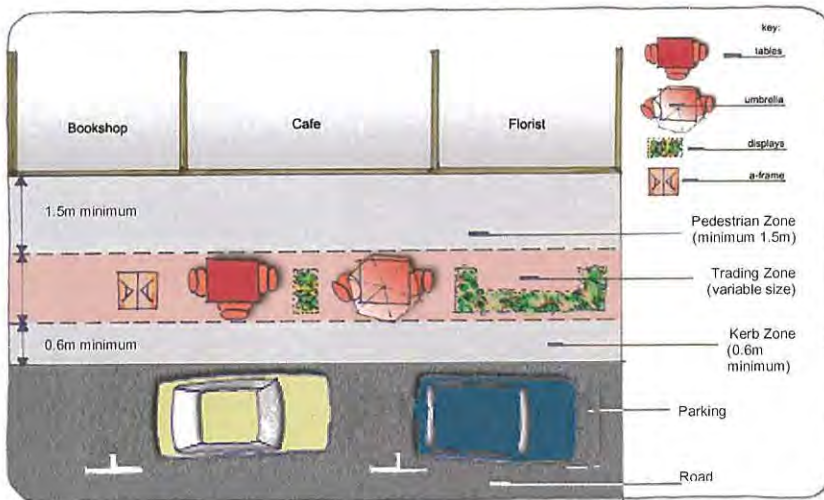
Failure to obtain a permit or items placed out in breach of permit conditions may result in any offending item/s being impounded and enforcement action being taken.

**Comment [P7]:** Makes public aware that Council may impound goods and take compliance action for non-compliance (as per current officer practices).

### Footpath Trading

There are specific requirements in shopping centres and strip shops where there is a footpath or public walkway immediately outside of businesses. In such areas the footpath is divided into three specific zones to provide a clear and consistently unobstructed footway for pedestrian access.

**Comment [P8]:** Better clarification of the Trading Zone and activities that can occur within it.



#### Pedestrian Zone:

This is the pedestrian walkway located immediately outside of businesses. This walkway must be a minimum of 1.5 metres wide (measured from the property boundary) to provide continuous and unobstructed movement for pedestrians. No items are permitted to be placed out in this area, including against the shop front/property line.

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The size of the pedestrian zone may increase depending on the width of footpath and the requirements of the area. The below table outlines the minimum pedestrian zone requirements (unless otherwise indicated by Council markings on the footpath):

Footpath Width	Minimum pedestrian Zone requirements
Less than 2.6m	Trading not permitted
2.6m - 3.0m	1.5m
3.0m - 4.0m	1.8m
4.0m - 5.0m	2.0m
5.0m and over	2.5m

**Comment [P9]:** Allows for Council markers on footpath to indicate Pedestrian/Trading Zones

A minimum footpath width of 2.6 metres must exist before a Local Laws permit will be considered, unless there are exceptional circumstances to warrant a further reduction in size of the pedestrian zone (to a minimum of 1.2 metres), however the amenity of the area, foot traffic and access (including meeting any requirements of the *Disability Discrimination Act 1992*) will need to be taken into account.

**Comment [P10]:** New table to allow for greater pedestrian zone/public space requirements.

### Trading Zone:

This is the area between the Pedestrian Zone and the Kerbside Zone and may vary in size according to the width of the footpath. This is the only area where items can be placed.

**Comment [P11]:** Insert criteria to assist officer decision making for reduced Pedestrian Zones and must be exceptional circumstances.

### Kerbside Zone:

The Kerbside Zone must be a minimum of 0.6 metres wide (unless otherwise indicated by Council markings on the footpath) to allow for access at the rear of the trading zone, including the overhang or access to and from a parked vehicle. If located next to a loading zone the width may be increased to 1.0 metre. The Kerbside zone may be increased to 1.5 metres when adjacent to a disabled parking bay. No items are to be placed out in this area.

Anyone wishing to obtain a permit in such areas must:

- Provide free passage for pedestrians (the Pedestrian Zone).
- Provide a safety setback from the kerbside to allow for the overhang of cars or opening of car doors (the Kerbside Zone).
- Ensure items are only placed within the trading zone.
- Ensure items are only placed directly out in front of the permitted business and do not encroach into the trading zone of adjacent properties.
- Comply with type of items or goods permitted to be placed out (refer to **Display of Sale of any Goods or Services**).

**Comment [P12]:** Below points better clarifies and expands on previous footpath trading provisions.

### **Display or Sale of any Good or Services**

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A permit is required prior to displaying or selling any goods or services in a public place and such activities can only occur directly out in front of the permitted business and whilst that business is open

Below are factors taken into account when assessing a permit:

- The location of the site on which any stand or fixture from which sales are proposed must maintain pedestrian and vehicle safety.
- Height of any outdoor display and product must not exceed 1.5 metres.
- All displays are to be professional, consistent in style, well maintained and not contain loose items and boxes.
- The total area occupied by any goods or display is not to exceed 4m<sup>2</sup>.
- Adequate room within the Trading Zone to accommodate pedestrians stopping to look at goods out on display without encroaching into the Pedestrian Zone.
- Where a trading zone extends greater than 10m in length then a 1.5m opening or gap may be required within the trading zone to allow for pedestrian traffic access.
- A 1m gap between adjoining trading zones (0.5m requirement from the two abutting traders) may be required to allow pedestrian access between the two trading zones. This mainly applies where trading areas abut a roadway. If there is no adjacent trading zone then the sole trader may trade up to their extended property line, however if a neighbouring trading zone was to be established at a later date then this gap may be required.
- The nature and type of goods to be sold.
- The capacity of the road and parking facilities to cater for the activity.
- The duration of the activity and time of day with consideration for the environment and safety to all footpath users.
- Where food is being sold, a permit has been obtained from Council's Health Services Department.
- Any interest or concern from other departments within Council.

**Comment [P13]:** Below items to ensure community safety and aesthetic appearance in trading areas.

**Comment [P14]:** New requirement for a 1.5m height limit for displaying of goods.

**Comment [P15]:** New requirement to ensure aesthetic appearance of stands and goods on display.

**Comment [P16]:** New requirement to ensure Pedestrian Zone access is not congested.

**Comment [P17]:** New clause to assist pedestrian access.

**Comment [P18]:** New requirement to ensure goods are not inappropriate.

Minimum clearance distances may be required around Council assets, public infrastructure, street furniture, pedestrian crossings and disabled parking bays.

**Comment [P19]:** Requirement to ensure access around public assets and infrastructure.

### Placement of Tables and/or Chairs and Other Items Associated with Trading Activities

Items such as tables, seats, umbrellas, ashtrays, screens, planters, barriers, awnings, heaters, signs, display stands and goods, or any other thing will require a permit if placed in a Public Place or on Council controlled land. These items are usually related to premises which utilise the area at the front of their business for outdoor dining and must be included in the permit application. The following conditions are in addition to those mentioned above:

- Temporary café screens and wind barriers are not to exceed 1.0m in height.

**Comment [P20]:** Below items to ensure community safety and aesthetic appearance in trading areas.

**Comment [P21]:** New requirement for maximum screen height.

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- Branding and advertising on café screens and umbrellas should not exceed 25%.
- Any umbrellas used must allow a minimum height clearance of 2.2 metres above the footpath.
- Umbrellas should not protrude out from the approved trading area where possible.
- Planter Boxes are not to exceed 1500mm in height and 1800mm in length (including plants).
- All items, including umbrellas and screens must be adequately secured to the satisfaction of Council.
- Items can only be placed out the front of the permitted business within the trading zone and are to be removed at close of business.
- Tables and chairs must be positioned to ensure seats are entirely within the approved Trading Zone at all times. Chairs must not back on to the Pedestrian or Kerbside Zone unless they can be completely contained within the Trading Zone.
- Businesses utilising tables and chairs within the Trading Zone need to ensure that they are adequately able to accommodate their patrons. This is generally one person per square metre.
- Heaters (including gas cylinders) are to be installed, operated and maintained according to manufacturer specifications, Energy Safe Victoria safety standards and all applicable Australian standards.
- The applicant's Public Liability Insurance will need to cover the use of outdoor heaters.

**Comment [P22]:** Umbrella height increased from 2 metres to 2.2 metres.

**Comment [P23]:** New requirement for planter boxes to ensure they are not excessive in height and length.  
Suggested height is greater than the average found when benchmarking other Municipalities.

**Comment [P24]:** New requirement to ensure that chairs are contained within the Trading Zone so they do not obstruct the Pedestrian or Kerbside Zones.

**Comment [P25]:** New requirement to ensure that dining areas adequately accommodate patrons.

**Comment [P26]:** New requirement to address community safety.

**Comment [P27]:** New clause to be included in insurance to protect Council liability.

The installation of permanent and semi-permanent structures (including but not limited to café screens, umbrellas, awnings, heaters, sockets and sleeves) that are attached or connected to the footpath or any other Council structure in a Public Place may be approved subject to approval from Council's Building Services, Planning, Assets and Local Laws Departments as well as complying with Council's existing streetscape master plans and design requirements for the area. Applicants should seek advice from the relevant Council department prior to lodging their application for a Local Laws Permit.

Items or devices such as in ground sockets and sleeves to secure furniture (umbrellas, awnings, café screens, planter boxes and similar) that require any permanent or semi-permanent alterations to footpaths or infrastructure will be subject to Council's specifications and approval. This may include the requirement for hinged covers that can close flush with the footpath level when the street furniture is not installed. A Local Laws permit must be approved prior to any works being undertaken. The applicant will be required to pay all costs associated with any installation works. Once approval is given to place the items in a Public Place the applicant must then inform Council's Asset Protection Department of their intention to carry out works on Council Land and complete a 'Road Opening Permit - Works Within Municipal Road Reserves' application. A Traffic Management Plan may also be required to be lodged with the application. Please note that additional permit fees and Public Liability Insurance may apply.

**Comment [P28]:** New clause to address permanent and semi-permanent structures on Council land.

### Occupying the area outside an adjacent premise.

A trader may seek to occupy the trading zone outside an adjacent premise if that zone is currently not being utilised by the adjacent trader. Council will require an application for the adjacent area to be completed and submitted with payment. Written consent from the owner,

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occupier and body corporate of the neighbouring premise will need to accompany the application. This consent will be valid for up to a period of 12 months, allowing the permit holder to trade until the expiry of the current permit. If the adjacent business or property is sold then it is the responsibility of the adjacent property owner to advise the new purchaser that they may not be able to use the Trading Zone in front of the business until the expiry of the consent period (up to 12 months). Letters of consent from the adjoining owner, occupier and body corporate will be required annually upon renewal of the permit and are to state that they permit usage of the Trading Zone for a period of 12 months. Council will determine on a case by case basis if the permit should be withdrawn prior to the expiry of the permit. In the event that consent has been withdrawn and the permit cancelled prior to the expiry date, no refund will be made in respect to the unused portion of the permit.

Accompanying the application should also be plans drawn to scale identifying both premises, the type and location of items to be placed out as well as a copy of Public Liability Insurance noting both premises. The trading zone is public space owned by Council. Business and/or owners cannot charge monies for the use of the area out the front of their premise.

**Comment [P29]:** New clause to enable traders to occupy space outside trading zones not directly in front of the applicant's premises.

### Footpath Trading Guidelines

Council may publish additional Trading Guidelines in addition to those in this section for the placement of items in a Public Place. Such Trading Guidelines may identify additional standards or approved items that will apply to trading activities occurring in a Public Place.

**Comment [P30]:** Introduces a clause that Council may publish trading guidelines to assist traders in complying with Local Law Practices.

### Signs

The following guidelines are intended to assist in applying common standards for the placement of Advertising, Sponsorship and Promotional Signs on Public Land throughout the municipality.

They also ensure the visual integrity of Council Land and Properties and minimise public risk and liability.

Any person, club or organisation wishing to install any Advertising, Sponsorship or Promotional Sign on Council land/or road (other than for land subject to a Seasonal Tenancy Agreement) must apply for and be granted a permit prior to such installation.

Variable Message Signs (VMS) are not permitted unless they are for road management or public advisory notices of significance or other Council purposes or Knox based not for profit community organisation events held within the Knox municipality for a maximum period of 4 weeks.

**Comment [P31]:** New clause to address the emerging use of these sign types and limiting their use.

An application to install an Advertising, Sponsorship or Promotional Sign would normally include:

- Details of the proposed sign – size, construction material and method to ensure public safety.
- Details of the proposed wording and any artwork.
- Information as to any existing signs relating to the club or user group.
- Information in relation to all other signs advertising and sponsoring on public land.

It is to be noted that usage for roadside advertising is contrary to the provisions of the Road Management Act 2004 Code of Practice and accordingly any applications from community groups seeking to use VMS particularly along main arterial roads will be subject to decision guidelines including referral to Vicroads for their assessment and comment under the Code of Practice.



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- The name and contact details of the applicant.
- Risk assessment relevant to the placement of the sign.
- Details of the period in which the sign is required.
- Proof of Public Liability Insurance to the minimum value of \$10 million providing principal's indemnity cover to Council.

### Movable advertising signs

With a permit, moveable signs such as A-frames, teardrop flags or similar are permitted to be displayed on Public Land out the front of the business they promote. Signs are not permitted on roundabouts, dividing strips or median strips.

The following conditions apply to movable signs:

- A clear distance of 2 metres is to be kept between any two signs.
- No movable sign is to be greater than 2000mm by 2000mm including any support structure.
- Permitted flags are to be teardrop type flags and are not to exceed 3.5 metres in height.
- No sign or flag should have any moving or rotating components. Illuminated or reflective components will be assessed from a safety perspective.
- Signs or Flags are only to be displayed when the business is open and engaged in regular trading.
- Only one sign or flag per business premises is permitted.
- Signs and/or flags must not cause an obstruction.
- The type and condition of the sign or flag is not to detract from the amenity of the area.
- Each sign or flag must be maintained in a professional manner and enhance the amenity of the area.
- Signs or displays are to be in front of the place of business they promote.
- All signs and flags are to be adequately secured to the satisfaction of Council.

In the case of shopping areas with footpaths, A-Frame signs or teardrop flags are the only type of signs permitted. These can only be placed in the 'Trading Zone' and are subject to local conditions. In such areas A-frame signs are not to exceed 900mm in height or 600mm in width and flags not to be higher than 2.5 metres. Signs outside residential properties are generally not permitted.

### Advertising and Sponsorship at Sporting Facilities and Events

Signage placed at a sporting facility and/or event will need to comply with Seasonal Tenancy Agreements and Council's Advertising, Sponsorship and Promotional Signs on Council Land Policy.

Items that are placed outside of the Seasonal Tenancy Agreement will be subject to the application for and the granting of a permit.

**Comment [P32]:** Clarification as to what is a Movable advertising sign and where they can/cannot be displayed. Introduces the use of teardrop flags.

**Comment [P33]:** Below items to ensure community safety and aesthetic appearance in trading areas. Many are existing conditions.

**Comment [P34]:** Distance allowed between signs decreased from 6 metres to 2 metres.

**Comment [P35]:** Introduces a maximum size for a sign.

**Comment [P36]:** Introduces a maximum size for a teardrop flag.

**Comment [P37]:** Restricts sign/flag sizes in shopping areas with footpaths. Restricts signage outside residential properties.

**Comment [P38]:** Minor clarification.

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### Citywide Advertising of Prominent Community Events

The following sites have structures provided for signs to advertise or promote city wide prominent community events:

- Tim Neville Arboretum
- Ferntree Gully Community Centre
- Rowville Community Centre
- Knox City Gateways
- Bayswater Community Centre

These facilities are normally used for advertising Council sponsored or approved events only and are not available for commercial sponsorship.

### Council and Community Event Signs

This relates to temporary signage placed in prominent locations to promote a Council or community event such as festivals, school fetes and Christmas carols.

A promotional sign for an event which is to occur at a specific time of the year (by way of example but not limited to, a specific date, a month or months, or a season) must not be displayed for more than six weeks before the event and must be removed within 48 hours after the date on which the event takes place.

When considering an application the following criteria are to be taken into account:

- The extent of any commercial sponsorship on the sign – generally limited to 20%.
- The size and type of sign, including quality, content, design and the aesthetics of the sign.
- Details of the sign including artwork is to be submitted with the permit application for Council approval.
- The sign must be non-reflective.
- The location of the sign.
- Signs must be professionally designed and constructed.
- The proposed construction – particular attention is to be paid to any sharp edges or protruding nails or screws that pose a danger to the public.
- Free-standing signs are not permitted.
- A standard sign should not exceed 1800mm by 1200mm in size.
- Standard banners should not to exceed 3000mm by 900mm in size.

### Open for Inspection / Auction Signs

A permit is required for 'open for inspection' and 'auction' signs placed in a Public Place.

When considering an application the following criteria are to be taken into account:

**Comment [P39]:** Below section reworded to provide additional clarity of requirements.

**Comment [P40]:** Clarifying that Local Law requirements that a permit is required for all trading activities including the display of Real Estate signage on Public Land.



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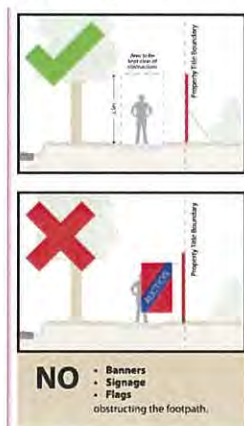
- Portable free standing (e.g. A-frame) signs only are permitted and are not to exceed 900mm in height or 600mm in width. No other forms of temporary open for inspections or auction signs are permitted on public land, including signage secured into public assets (i.e. staked into the ground).
- Signs must:
  - be of materials fit and proper for the purpose
  - be securely fixed
  - present a professional appearance
  - be easy to read
  - not be misleading, deceptive, false, in bad taste or derogatory
  - not present a hazard to the public
  - not be placed upon or affixed to roadways, roundabouts or traffic islands, public property, utility poles, street, traffic or other public signage, trees, or nature, road or sports reserves
- Signs can be displayed only on the day that the property is open for inspection or for auction and are to be removed within one hour of completion of the open for inspection time or completion of auction.
- The period of time of the open for inspection/auction must be displayed on the sign.
- Only three signs are permitted per property.
- Signs may be placed in the following positions:
  - One sign on a nature strip at each end of the roadway in which the property open for inspection is located; and
  - One sign between the front boundary of the property open for inspection and the adjacent kerb signs shall only be placed in positions that do not hinder or endanger the safety of the public.
- Any signs placed on the property (by way of example, but not limited to, a banner or flag) does not require a Local Law permit however they must not obstruct the footpath or hinder or endanger the safety of the public.

**Comment [P41]:** Type of signage permitted and size requirements.

**Comment [P42]:** Below points are in the current version of the administrative guidelines and are consistent with the Real Estate Institute of Victoria's (REIV) Rules of Practice. The REIV Rules of Practice is published by Victoria's peak professional association for the Victorian real estate industry. The purpose of the document is to promote and facilitate professional standards in real estate practice.

**Comment [P43]:** Amended clause in response to call up item. Time allowed for signage to be displayed is increased to any time before the Open for Inspection/Auction and removed within one hour. This is not consistent with the Real Estate Institute of Victoria (REIV) in their Rules of Practice which states 15 minutes before and 15 minutes after an Open for Inspection and 1 hour preceding an Auction until the agent leaves the property.

**Comment [P44]:** Diagram to illustrate footpath obstructions.



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### Real Estate Advertising Boards

Real estate advertising boards are the large advertising boards that are commonly placed on the boundary of a property advertising it for sale, auction or lease. Real estate advertising boards generally must be placed within or on the boundary of the subject property and is to comply with planning provisions. Advertising signage, including real estate boards are not permitted to be placed on Council Land or in a Public Place without a permit. Such a permit will only be considered if it is not possible for the board to be placed on the property boundary. The sign is to predominantly advertise the property and not the real estate agent or agency. Permits will be issued on a case by case basis and at Council's discretion.

**Comment [P45]:** New provision to allow for Real Estate Advertising Boards on Public Land in certain instances. Such advertising boards are not permitted under current Local Law Guidelines.

This provision is not supported by the REVI Rules of Practice which states that signs must not protrude beyond the boundary of a property.

**Comment [P46]:** New requirements to apply to Real Estate Advertising Boards.

When considering an application for a real estate advertising board on Council land or in a Public Place, the following criteria and conditions apply:

- One real estate board is permitted per property and is to be located directly out the front of the property being advertised.
- Proof of Public Liability Insurance to the minimum value of \$10 million providing principal's indemnity cover to Council.
- The advertising board is not to be illuminated, animated or contain any moving parts.
- Details of the board (including size) are to be provided to Council.
- A site diagram drawn to scale indicating the location of the proposed board, property boundaries, width of nature strip or road reserve, street signs, poles and any other relevant information is to accompany the application.
- Real estate advertising boards will only be valid for a maximum period of three months and signs are to be removed within 7 days of the property being sold or leased.
- The size permitted for a real estate advertising board is 1800mm by 1200mm. Variations to this may only be considered in industrial and business zoned areas.
- Signs are not to be attached to any Council or public infrastructure, including but not limited to trees, signs, light or power poles.

### **Roadside Trading**

A permit is required to carry out roadside trading activities. Roadside trading refers to vendors selling from a vehicle or stall on the side of the road and may include mobile food vans, ice cream vendors and flower sellers.

**Comment [P47]:** Provides definition of Roadside Trading.

A completed permit application form and fee is required as well as a copy of Public Liability Insurance indemnifying Council. A map of the intended site where the trading is to occur should also be included in the application.

**Comment [P48]:** Better clarifies permit requirements.

### Trading Locations

**Stud Road, Rowville** - Currently there are four approved areas allocated to roadside trading. These are located on Stud Road, Rowville near the Police Paddocks. Two of the sites are located on the Eastern side of the road and the other two on the Western side. One of the Eastern sites is a powered site. They are located at Melway Ref 81 H8.



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**High Street Road, Wantirna South** - Currently there is one trading area on High Street Road, Wantirna South (South Side) allocated for roadside trading. It is located at Nortons Park, Melway Ref 71 K1.

**Comment [P49]:** Better clarity of approved locations.

Any other location that is identified or requested as a trading site will be assessed on a case by case basis and must be approved by the Coordinator Local Laws. Factors taken into account when deciding whether to allow trading at other sites may include:

- Impact that the trading may introduce at the location.
- Visual amenity.
- Nature of the trading to take place.
- Frequency of the trading.
- Safety of road users and pedestrians.
- Proximity to the roadway.
- Traffic and roadway speed limits.
- Any other issues or concerns identified.

**Comment [P50]:** Expanded requirements for trading sites.

### Fee Exemptions

Special events such as for the sale of Christmas trees at Christmas by not for profit community groups must apply for a permit and supply proof of Public Liability Insurance, however they are exempt from paying a permit fee.

**Comment [P51]:** Addition of 'not for profit'.

### Conditions for the Issue of a Permit

**Comment [P52]:** Below points provide better clarity of permit requirements and conditions.

All permits issued will have permit conditions included appropriate to the activity and site. Applications will be required to include:

- The permit holder's name, business name and address.
- Trading Name.
- ABN/ACN (or statement of supplier if unavailable).
- Location of the trading site.
- The nature of the trading.
- Trading frequency.
- Map to scale of the intended trading site, including locations of any signage.
- Public Liability Insurance.

**Comment [P53]:** Requirement of Trading /Name and ABN/CAN to be provided.

Permit conditions include:

- The permit does not constitute approval from VicRoads or any other authority. The permit holder must make their own enquiries with other authorities.
- This permit is not transferable to any other person and/or business without consent of the Council.
- This permit must be produced to an authorised officer of the Council on demand.
- This permit must be displayed at all times that goods are being sold.

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- Times of selling may be restricted to daylight hours.
- All vehicles, signs and items relating to the roadside activity must be removed from the site daily.
- The requirements of any Planning Scheme or Permit for the site must be complied with.
- The vendor is responsible for clearing any rubbish as a result of their use of the site.
- Signs are only permitted on the side of the road that trading is occurring and only two (2) signs are permitted per site.

**Comment [P54]:** New clause to ensure items are removed daily (current practice).

**Comment [P55]:** New condition for placement of signage (current practice).

Other conditions may include:

- The vendor must not trade within 1km of an established permanent retail premise who's prime product is similar in nature.
- Conditions relating to access and egress of site.
- A requirement to provide rubbish bins.
- The requirement for a current Food Act certificate for all food vendors.

**Comment [P56]:** Increased from 400m to 1km.

**Comment [P57]:** New requirement to ensure rubbish bins are provided by the trader when required.