

	Function: DEVELOPMENT SERVICES	Adopted: 2 nd April 2014 Resolution No.: C65:14
	Policy Number: ENV010	Last Review: 4th March 2026 Resolution No.: C44:0326
	Version Number: 5	Next Review: November 2029
MOBILE VENDING POLICY		

1. POLICY OBJECTIVES

Copper Coast Council (Council) is committed to:

- Enhancing and complementing existing businesses;
- Improving lifestyle and tourism experiences;
- Facilitating fair and equal trade;
- Ensuring Mobile Vending Businesses do not interfere/conflict with permanent businesses;
- Ensuring the appropriate use of Council Property.

This policy sets out the Permit requirements for Mobile Vending Businesses in the Council Area.

The Approved Locations and Site-Specific Location Rules for Mobile Vending Businesses in the Council Area, are detailed in Council's Information Sheet No 1, available via Council's website www.coppercoast.sa.gov.au (Website).

2. SCOPE

This policy applies to all activities relating to:

- Mobile Vendors;
 - Mobile Vending Businesses;
- in the Council Area.

3. DEFINITIONS

Definitions are provided in Attachment 1.

4. POLICY STATEMENT

This policy aims to ensure that Mobile Vending Businesses:

- Enhance the vibrancy of the Council Area;
- Provide Vending activities that support and are of benefit to residents and visitors;
- Encourage tourism;
- Are appropriate for the Council Area.

4.1 Permission (Permits)

A Mobile Vendor must obtain a Permit before Trading in the Council Area, with the exception of a Mobile Vendor who is catering (by invitation) for an event where another Council permit/lease/licence has already been issued to the event organiser.

To assist in the preparation of an application to obtain a Permit, a Mobile Vendor Checklist, available via Council's [Website](#), must also be completed and submitted to Council to ensure that all the relevant documents and information are included.

An application for a Permit can be made by submitting the following:

- A. [Mobile and Temporary Vendor Application Form](#);
- B. [Food Business Notification Form](#) (if selling food);
- C. Payment of a Permit fee and any other fee/charge that may apply in accordance with Council's [Register of Fees and Charges](#);
- D. Public Liability insurance of \$20million;

at least 21 business days prior to the intended commencement date (Items A – C above are all available via Council's [Website](#).

Mobile Food Vending Businesses will be subject to inspection, by an appropriately authorised Council officer, before a Permit can be considered for approval. An additional fee may apply in accordance with Council's [Register of Fees and Charges](#), available via Council's [Website](#).

Permits:

- Do not provide any exclusive right, entitlement or proprietary interest in the Approved Location;
- Are not transferrable if a Mobile Vending Business changes ownership;
- Are issued on either a weekly, monthly or annual basis;
- May be renewed in accordance with the Permit Conditions. Renewal is the responsibility of the Permit Holder.

Following an application for a Permit, Council will consider the application and provide Mobile Vendors with written notification of the outcome.

All Mobile Vending Businesses may be subject to further inspection by an appropriately authorised Council officer, as required by legislation and/or as deemed necessary by Council. An additional fee may apply in accordance with Council's [Register of Fees and Charges](#), available via Council's [Website](#).

Using Council Property for business purposes without a Permit, is a breach of the Local Government Act 1999 and an offence. Continued breaches are likely to result in additional penalties.

4.2 Approved Locations and Location Rules

In determining the Approved Locations and the associated Location Rules (as set out in Information Sheet No 1, available via Council's [Website](#)) Council considered the effect/benefit of Mobile Vending Businesses upon:

- The site location;
- Permanent businesses;
- Adjacent residents;
- The community;
- Tourism;
- Ambience;
- Vehicle and pedestrian traffic, footpaths, driveways, access points to buildings;
- Parking availability;
- Parking areas for people with disabilities;
- The potential number of Mobile Vending Businesses likely to Trade at any one time.

The Approved Locations and/or the associated Location Rules may be amended from time to time due to changing circumstances.

4.3 Operating a Mobile Vending Business

In operating a Mobile Vending Business, Permit Holders must:

- Comply with:
 - this policy;
 - the Permit Conditions;
 - all relevant legal requirements (including, but not limited to, the legislation listed in this policy);
 - all relevant health and food safety requirements (including, but not limited to, the Hazard Analysis Critical Control Points Standards);
- Not adversely affect:
 - any existing businesses;
 - the amenity of the area;
 - public safety (including, but not limited to, the safety of pedestrians, road users and other Permit Holders);
 - Council property.
- Be able to produce a current:
 - Permit, when requested to do so by Council or another enforcement agency;
 - public liability insurance certificate, when requested to do so by Council.

Council may modify or revoke a Permit in response to a breach of Permit Condition(s) and/or this policy.

5. COMPLAINTS

Complaints relating to this policy must be made in writing to Council and lodged in accordance with Council's Complaints Policy GOV012, available via Council's [Website](#).

If Council is unable to resolve a complaint about an existing, permanent business/Mobile Vending Business that claims to be directly/adversely affected due an Approved Location, then the complainant may apply to the Small Business Commissioner for a review.

6. DELEGATION

Any applicable delegations are set out in Council's Delegations register, available via Council's [Website](#).

7. REVIEW

This Policy will be reviewed by the Elected Body every four years, or more frequently as deemed necessary in consideration of any changes to legislation, relevant standards, codes and guidelines, audit findings and/or any corrective actions/controls. The current Policy will remain operational until it is officially reviewed and endorsed by the Elected Body.

8. RECORDS MANAGEMENT

Records will be managed in accordance with Council's Records Management Policy RM001, available via Council's [Website](#).

9. POLICY AVAILABILITY

Policies will be available for inspection without charge at Council's Principal Office and on Council's [Website](#). A copy may be obtained on payment of a fee in accordance with Council's Register of Fees and Charges (also available via Council's [Website](#)).

10. REFERENCES AND LEGISLATION

Electricity Act 1996

Environment Protection Act 1993

Food Act 2001

Gas Act 1997

Local Government Act 1999

Local Nuisance and Litter Control Act 2016

Motor Vehicle Act 1959

Planning Development and Infrastructure Act 2016

Public Health Act 2011

Road Traffic Act 1961

Single-use and Other Plastic Products (Waste Avoidance) Act 2020

Work Health and Safety Act 2012

Australian Road Rules

Council By-Laws

Department of Planning, Transport and Infrastructure Mobile Food Vending Operational Instruction

11. RELATED COUNCIL OBJECTIVES, POLICIES AND DOCUMENTS

Strategic Plan 2025 – 2035

- Theme 1 – Cohesive
Strategy 1.1 Support the health, wellbeing, and safety of the community
- Theme 3 – Prosperous
Strategy 3.1 Promote the Copper Coast as a great place to live, work, and do business
- Good Governance – Policies and Procedures
– Risk Management

Advertising on Vehicles Parked on A Public Road ENV013

Body Worn Cameras, CCTV Systems and GPS Technology Policy TC004

Complaints Policy GOV012

Council Enforcement Policy GOV007

Records Management Policy RM001

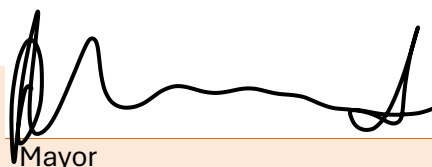
Risk Management Framework Policy GOV029

Mobile and Temporary Vendor Application Form

Food Business Notification Form

Register of Fees and Charges

Signed



Mayor



Chief Executive Officer

Date

26/03/2026

Attachment 1 – Definitions

Approved Location(s)	The locations set out in Information Sheet No 1, available via Council's Website .
Council Area	Copper Coast Council area.
Council Land	(a) As defined in the Local Government Act 1999, " <i>land as a physical entity, including:</i> <i>i. any building or structure on, or improvement to, land; or</i> <i>ii. land covered by water and, in such a case, the overlying water; or</i> <i>iii. a strata lot under the Community Titles Act 1996 or a unit under the Strata Titles Act 1988; or</i> (b) <i>a legal estate or interest in, or right in respect of, land</i> "; which Council owns and/or has care/control over.
Council Road	As defined in the Local Government Act 1999 and includes " <i>a public or private street, road or thoroughfare to which public access is available on a continuous or substantially continuous basis to vehicles or pedestrians or both and includes—</i> <i>(a) a bridge, viaduct or subway; or</i> <i>(b) an alley, laneway or walkway</i> " which Council owns and/or has care/control over.
Handling of Food/Beverages	Includes the making, manufacturing, producing, collecting, extracting, processing, storing, transporting, delivering, preparing, treating, preserving, packing, cooking, thawing, serving, displaying or sale of food/beverages.
Location Rules	The rules associated with the Approved Locations as set out in Information Sheet No 1, available via Council's Website .
Mobile Food Vendor	A Mobile Vending Business involving the Handling of Food/Beverages from a Vending Vehicle.
Mobile Ice Cream Vendor	A Mobile Food Vendor that is primarily engaged in the sale of ice cream. These vendors can trade in the Approved Locations with a Permit, or be stopped as hailed by customers, and primarily service residential areas.
Mobile Vending Business	Includes a Vending Vehicle or a structure, stall or moveable module, tent or gazebo and any structure that is built or designed to enable it to be dismantled and removed from the site when required for Vending purposes.
Mobile Vendor	A person(s) undertaking a Mobile Vending Business operation(s).
Permit	Written permission from Council to operate a Mobile Vending Business.
Permit Conditions	The conditions attaching to and forming part of a Permit. The standard conditions attaching to and forming part of a Permit are available via Council's Website .
Permit Holder	A Mobile Vendor who has received a Permit to operate a Mobile Vending Business.
Property	Including, but not limited to a Council Road and Council Land.
Sell	An offer/attempt to give/hand over something in exchange for money.
Trade	Sell, buy, offer or display anything for sale.
Vending	Trading from a Mobile Vending Business.
Vending Vehicle	Vending Vehicle means a motor vehicle, a tow along, self-propelled or otherwise designed to be movable, including but not limited to a van, truck, trailer or caravan; whether mobile or stationary for Vending purposes.