

Policy Name	Sale of Goods on Council Land
Policy Number	CA07
Responsible Section	Design, Construction and Transport
Responsible Department	City Assets
Date Last Adopted	November 2020
Date of Next Review	November 2023
Applicable Legislation	Disability Discrimination Act 1992 Local Government Act 1999 Development Act 1993 Retail & Commercial Leases Act 1995 Local Nuisance & Litter Control Act 2016
Related Governance Documents	Application for Sales of Goods on Council Land Authorisation and Permit for Sales of Goods on Council Land Australian Standards By-Law 4 Council Policy – Outdoor Dining Council Policy – Mobile Food Vendors Schedule of Fees and Charges
City Plan Theme	Leadership Economy

1. PURPOSE/OBJECTIVE

To ensure that the shared use of footways is well-planned and accessible without disruption to pedestrians and mobility impaired persons, while providing a vibrant, attractive and economic City through the establishment of conditions appropriate for Sale of Goods on Council Land.

2. SCOPE

This policy applies to the sale of goods on all land/reserves owned or managed by the City of Port Adelaide Enfield with the exception of mobile food vendors and outdoor dining.

3. POLICY

Council's footpaths and roads are at times used by businesses selling or offering products or services for commercial gain or may also be used for the placement of waste storage containers or the erection of hoarding, fencing or scaffolding on public footpaths and roads. These types of activities require Council approval.

The granting of an Authorisation and Permit for Sale of Goods on Council Land, in accordance with Sections 221 & 222 of the Local Government Act 1999, will be at the discretion of Council Administration after assessing the following criteria:

1. Proximity to other established commercial users;
2. Community benefit;
3. Public and road safety;
4. Impact on pedestrian and vehicular traffic;
5. Width of footpaths to accommodate the activity safely;
6. Impact on the amenity of the street and locality;
7. Availability of car parking;
8. Nuisance from noise and any potential impact on adjoining land uses;
9. Council will ensure that all Sale of Goods areas comply with the requirements of the Disability Discrimination Act and relevant Australian Standards; and
10. Character and Heritage (particularly where in a State Heritage area).

Applications can be lodged online at – [Online Services](#)

Application requirements:

- Certificate of Currency (Public Liability Insurance Minimum \$10 million)
- Detailed site plan showing all activities and dimensions
- Payment of the relevant application fee in accordance with our current 'Fees and Charges' Schedule'

Various conditions or limitations may be determined on a case by case basis.

4. ROLES AND RESPONSIBILITIES

4.1 Monitoring and Review

The Manager Design, Construction and Transport monitors the Policy.

5. DEFINITIONS

Nil

