

Shire of Bruce Rock (Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2004) application.

APPLICATION FOR A STALLHOLDERS AND STREET TRADERS PERMIT (PART 7— PERMITS, Division 1, 7.1 Application for permit)

I, the undersigned hereby apply for a Permit under the *Shire of Bruce Rock Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2004* to be registered as a stallholder or street trader:

Applicant's Name in Full: _____

Contact Phone Number: _____ Mob: _____

Email Address: _____ Fax: _____

Applicant's Residential Address: _____

Applicant's Postal Address (*if different*): _____

I am applying for the following license: (*tick that which applies*)

Stallholders License Traders License Hawkers License

Location of Stall (where relevant): _____

Stall or Vehicle Name: _____

Description of Stall or Vehicle (size, colour): _____

Vehicle Make: _____ Vehicle Model: _____

Vehicle Registration Number: _____

Where there is more than one vehicle, details for all vehicles must be provided

Days of Operation: _____

Hours of Operation: _____

Goods to be sold: _____

When food is sold an approval under the Food Act 2008 is also required, please show evidence of a *Food Act 2008* Registration (from any local authority) or, in the event you do not possess one, complete the *Food Act 2008* Notification/Registration Form available at the Shire of Bruce Rock office as soon as possible.

Number of Attendants: _____; Are any of these attendants employees? **Y / N**

NOTE: Exemption from requirement to pay required fee - The local government may waive any fee required to be paid by an applicant for a stallholder's permit or a trader's permit on making an application for a permit for **charitable organisations** being an institution, association, club, society or body whether incorporated or not, the objectives of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature and from which any member does not receive any pecuniary profit except where the member is an employee or the profit is an honorarium and that does not sublet space to, or involve commercial participants in the conduct of a stall or trading, and any assistants that may be specified in the permit are members of that charitable organisation. (PART 6—TRADING IN THOROUGHFARES AND PUBLIC PLACES)

Division 1—Stallholders and traders Subdivision 1—Preliminary, 6.7 Exemptions from requirement to pay fee or to obtain a permit)

For the sale of food the following information is required (in addition to a Food Act 2008 Registration form or an acknowledgement of a Food Act 2008 Notification to the relevant local government) inclusive of charitable organisations -

List of all food and drink products to be sold: _____

(Food includes ice-creams, drinks, confectionary, fruit and vegetables) complete at back of form if need more space.

A. The food is obtained from an approved food business, in a prepared form ready to eat.

Name of food business:

AND/OR:

B. The food is prepared in my residential kitchen and I do not have an existing approval to do so under the *Food Act 2008* (exemptions apply for charitable/fundraising groups based on risk of food & preparation, please enquire with the EHO as a Notification under the *Food Act 2008* will be required)

Those persons who live outside the Shire of Bruce Rock a copy of the local authority Food Business Registration form (or evidence of Notification for charitable/fundraising groups) must be attached.

Applications **will not be accepted** without an existing *Food Act 2008* Registration or exemption evidence of Notification for charitable/fundraising activities.

Declaration:

I, the person making this application declare that:

- This form is accompanied (if so required by the local government of Bruce Rock) by a Certificate of Currency of Public Liability Insurance (*Public liability* insurance protects you and your business against the financial risk of being found *liable* to a third party for death or injury, loss or damage of property or 'pure economic' loss resulting from your negligence) to the value of \$10,000,000 and Products Liability Insurance (*Product liability* insurance protects against claims of personal injury or property damage caused by *products* sold or supplied through your business. It is designed to help protect your business by ensuring that if this happens, you don't have to pay any legal or court costs) to the value of \$10,000,000 for the license period (*note, this can be waived in the event the overall risk is covered by a another insurance holder and/or risk assessment, please submit application to the Chief Executive Officer for consideration to the above address*);
- If using a vehicle required to be licensed - evidence of current 3rd party vehicle insurance coverage for the period of the license, (additional to the compulsory personal 3rd party insurance associated with licensing your vehicle);
- In the case of a renewal, there have been no changes made to the stall/vehicle since the last assessment by the Shire;
- That the information contained in this application is true and correct in every particular way and is accompanied by payment of the prescribed fee unless otherwise exempted.

Signature of applicant: _____

Date: _____

In the case of a company, the signing officer must state position in the company

Fees may apply, please consult the Bruce Rock Shire fee schedule for the current financial year.

PLEASE NOTE: SUBMITTING THIS APPLICATION DOES NOT AUTOMATICALLY RESULT IN AN APPROVAL.

Further information on this application pursuant to the *Shire of Bruce Rock Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2004* Permit:

Conditions which may be imposed on a Permit:

The Shire of Bruce Rock may assign for a permit the following conditions relating to—

- (a)** the payment of the Stallholders/Traders/Hawkers fee which is presently **\$55.00** inclusive of GST for the 2020-2021 adopted budget, valid for twelve months;
- (b)** the duration and commencement of the permit;
- (c)** the commencement of the permit being contingent on the happening of an event;
- (d)** the rectification, remedying or restoration of a situation or circumstance reasonably related to the application;
- (e)** the approval of another application for a permit which may be required by the local government under any written law;
- (f)** the area of the district to which the permit applies;
- (g)** where a permit is issued for an activity which will or may cause damage to a public place, the payment of a deposit or bond against such damage;
- (h)** the obtaining of public risk insurance in an amount and on terms reasonably required by the local government; and
- (i)** the provision of an indemnity from the permit holder indemnifying the local government in respect of any injury to any person or any damage to any property which may occur in connection with the use of the public place by the permit holder.

End of application