

Operating a Mobile Food Vehicle in Wollondilly Shire

A mobile food vendor is any vehicle designed to be movable from place to place and used to sell food. They include vehicles that prepare food on site (e.g. sausage sandwiches & hamburgers), one-step food preparation (e.g. coffee and juices) and food that is already pre-prepared and pre-packaged.

Do I Need Planning Permission?

In most cases formal planning approval is not required so long as:

- it does not restrict vehicular or pedestrian access
- it is not within the canopy of a tree
- it does not damage public property
- if it is in a residential area only operates between 7:00am and 7:00pm

Land Owner Permission

In all cases you will need approval from the landowner.

Selling Food on Council Land

Selling food on Council land needs Section 68 Approval from Council as the owner. Selling food on the road also requires Section 138 Approval, which includes ensuring traffic is managed safely (including pedestrians). Use of a public park or reserve also requires a booking, where fees and bonds will apply. All fees can be found in Councils 'Fees and

Charges' document available on Councils website.

RMS Approval

If you are planning to sell food on one of the state roads in the Shire, you are also required to obtain approval from the RMS before you apply to Council. State Roads include -

- The Hume Highway
- Picton Road
- Appin Road
- Menangle Street

Notification

All mobile food vendors must notify Council prior to operating within the Shire. To do this a Food Notification Form can be filled out and provided to Council. When this form is received by Council an Environmental Health Officer will contact you to arrange an inspection if Wollondilly is your 'home council'.

Home Jurisdiction

If you are selling food in other Council areas, Council will apply the home jurisdiction rule. If your vehicle is garaged and trades in Wollondilly Shire LGA, you are required to be registered with Council and have annual food safety inspections as this is your 'home council'. If you are trading in Wollondilly but registered and inspected by another Council, an up to date inspection report must be

FACT SHEET

provided prior to operating in the Shire.

Please Note – Always check the requirements with every Council you plan to work in prior to operation, as the approval process may vary.

Annual Inspections

If Wollondilly is your home Council, your vehicle will be inspected annually to check that good food safety practices are in place, such as temperature control, cleanliness, hand washing and labelling. There is an annual inspection fee for this, which can be found in Councils 'Fees and Charges' document.

Fit-Out

All food vans must comply with the NSW Food Authority 'Guidelines for Mobile Food Vending Vehicles' which can be found on the NSW Food Authority website
www.foodauthority.nsw.gov.au

Food Safety Supervisor

If you are processing or selling food that is:

- Ready-to-eat, and potentially hazardous (i.e. requires temperature control), and
- Unpackaged (i.e. not sold and served in supplier's original package)

A Food Safety Supervisor is required and a current copy of the certificate kept in the vehicle at all times. Details on the Food Safety Supervisor requirements can be found on the NSW Food Authority website. If you require any further information please

contact Council's Environmental Health section.

Certificate of Currency

The operator of the mobile food van must hold a current Certificate of Currency for public liability insurance for \$20,000,000 noting Council as an interested party in relation to personal injury and property damage.