

COUNCIL POLICY – MOBILE FOOD VENDING

DOCUMENT REFERENCE NUMBER	1749273
RESPONSIBLE BUSINESS UNIT	City Operations & Procurement
RESPONSIBLE OFFICER	General Manager Infrastructure & Environment
LEGISLATION	Australian Road Rules Environmental Protection Act 1993 Food Act 2001 Local Government Act 1999 – Section 200, 222 and 225A Local Nuisance and Litter Control Act 2016 Motor Vehicle Act 1959 and Road Traffic Act 1961 Public Health Act 2011
RELEVANT DELEGATIONS	Section 200, 201, 222 and 225A
RELATED POLICIES MANAGEMENT GUIDELINES FRAMEWORKS	Mobile Food Vending Guidelines
COUNCIL RESOLUTION	902.1
DATE ADOPTED	9 June 2026
REVIEW DATE	June 2030
PREVIOUS REVISIONS	898065 (Rescinded 9 December 2024)

1. PURPOSE

- 1.1 The Rural City of Murray Bridge (RCMB) offers excellent opportunities for mobile food vending that can take advantage of the strengths of the region, expand business opportunities, support increased visitation, promote the local economy and provide a variety of experiences for our visitors and residents.
- 1.2 This Policy sets the high-level requirements for operating a mobile food vending business within the Rural City of Murray Bridge in a manner that is safe, complements the existing food and beverage businesses and does not compromise the amenity of the region.

2. SCOPE

- 2.1 The Policy applies to the use of public land (under Section 200 & 201) and public roadways (under Section 222) of the Local Government Act 1999.
- 2.2 Permits are required to operate a business on public land and public roadway within the Council area.
- 2.3 Permits will only be granted by Council after a permit holder satisfies this Policy and supporting

Page 1	The electronic version of this form is the controlled version. Printed copies are considered uncontrolled. Before using a printed copy, verify that it is the current version.	Version:	
		Date Adopted:	09/06/26
		Review Date:	30/06/2030

Guidelines.

3. DEFINITIONS

- 3.1 **Mobile food vending** is defined as the selling of any food and/or drink from a vehicle, whether mobile or stationary. This definition includes vehicles used for on-site food preparation (e.g. hamburgers or kebabs), one-step food preparation (e.g. coffee or juices) or pre-made or pre-packaged food sales.
- 3.2 **Vehicle** has the same meaning as defined in the Road Traffic Act 1961:
- 3.2.1 a motor vehicle, trailer and a tram
 - 3.2.2 a bicycle
 - 3.2.3 an animal-drawn vehicle, and an animal that is being ridden or drawing a vehicle
 - 3.2.4 a combination, or
 - 3.2.5 a motorised wheelchair that can travel at over 10 kilometres per hour (on level ground), but does not include another kind of wheelchair, a train, or a wheeled recreational device or wheeled toy.

4. PRINCIPLES

Mobile food vending businesses within the Rural City of Murray Bridge should:

- 4.1 Operate in locations that support activation of public spaces
- 4.2 Positively contribute to the experience of public places
- 4.3 Complement existing food and beverage businesses.
- 4.4 Not unreasonably compromise the amenity of the surrounding area.
- 4.5 Practice safe food handling in accordance with the Food Act 2001.

5. PERMIT REQUIREMENTS

- 5.1 Section 200 of the Local Government Act 1999 specifies that a person must not use community land for a business purpose unless the use is approved by the Council.
- 5.2 Section 201 of the Local Government Act 1999 specifies that Council may grant a lease, licence, authorisation or permit under this act over Local Government Land.
- 5.3 Section 222 of the Local Government Act 1999 specifies that a person must not use a public road, including any part of the road reserve such as the footpath area, for business purposes unless authorised by Council.
- 5.4 Accordingly, all mobile food vendors operating in the Rural City of Murray Bridge must hold a valid mobile food vending permit.
- 5.5 Council may impose conditions on its permits generally related to matters referred to the supporting Guidelines and may include works or actions required by the applicant to satisfy public safety and liability considerations.

Page 2	The electronic version of this form is the controlled version. Printed copies are considered uncontrolled. Before using a printed copy, verify that it is the current version.	Version:	
		Date Adopted:	09/06/26
		Review Date:	30/06/2030

- 5.6 If the permit is to be used in or occupy any street, road or other public place, the Permit Holder must have all other licences, registrations or permits and pay any site fees which may be required under the provisions of any relevant Act, Regulation or By-law.
- 5.7 A mobile food vending permit is typically not required when part of catering for an event on public land where a permit or licence has already been issued to the Event Holder.
- 5.8 A mobile food vending permit is also not required for trading on privately owned land, but a vendor may require development approval in circumstances where the development reflects a change in land use, or exceeds a total floor area of 30 square metres and has a significant detrimental effect on the amenity of the locality.

6. IMPLEMENTATION

- 6.1 The Chief Executive Officer is the delegated authority to implement this Policy and may subdelegate matters related to this Policy to Council staff or other persons employed or engaged by Council.
- 6.2 The official copy will be held within Council's electronic records system. An electronic PDF version will be kept on the Rural City of Murray Bridge Website.

7. REVIEW

This policy will be reviewed every Council term, or more frequently if legislation, relevant standards or organisational needs change.

Page 3	The electronic version of this form is the controlled version. Printed copies are considered uncontrolled. Before using a printed copy, verify that it is the current version.	Version:	
		Date Adopted:	09/06/26
		Review Date:	30/06/2030