



Circular No: 96/46

Department of Local Government
Circular to Councils

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Contact: Robert Irvine

Phone No: (02) 9793 0672

GUIDELINES FOR STREET VENDING CONTROL

The document Guidelines for the control and operation of street vending, issued jointly by the Department of Local Government and the Roads and Traffic Authority (RTA) in January 1993 has been reviewed and updated following:

the introduction of the Local Government Act 1993 and the Roads Act 1993, and the introduction of the Roads Amendment (Street Vending) Act 1996.

Street vending activity is controlled by council approval under section 68 of the Local Government Act 1993. The installation of structures and the operation of footpath restaurants is controlled by approvals under the Roads Act 1993. The Roads Amendment (Street Vending) Act 1996 was gazetted on 30 August 1996 and allows rent to be charged when structures in roads are used for street vending.

The updated Street Vending guidelines have been jointly prepared by the Roads and Traffic Authority and the Department of Local Government in consultation with the Police Service and the Local Government and Shires Associations. The document:

outlines responsibilities of Councils, government authorities and street vendors
discusses the administration of street vending approval in detail, and
clarifies the RTA's position with respect to street vending on classified roads.

Councils are advised to consider the Street Vending guidelines when determining street vending approvals under the Local Government Act and the Roads Act and when preparing local approval policies for street vending. The guidelines will be formally referenced in local government regulations in due course.

The text of Street Vending is included with electronic copies of this Circular. Two bound copies will be posted to councils. Further copies are available on request to:

Traffic Technology Branch
Roads and Traffic Authority NSW
PO Box K198
HAYMARKET NSW 2000

Telephone (02) 9662 5554
Fax (02) 9662 5169

Garry Payne
Director General