



## General Conditions of Approval to Operate under Section 68 of the Local Government Act 1993

1. Section 68 approval permits are valid for a period of 12 months All mobile food vending vehicles are to undergo a food safety inspection as part of the approval/renewal process.
2. A fee will be charged for the inspection and Section 68 permit approval/renewal as per Council's fees and charges
3. The fitout and operation of the mobile food vending vehicle must comply with the Food Act 2003, Food Standard Codes and the [NSW Food Authority's Guidelines for Mobile Food Vending Vehicles](#).
4. Operation is not to be undertaken where it is considered that a conflict exists with road users, residential premises and/or established shops.
5. Mobile food vending vehicles must be legally parked and obey any signposted time restrictions. In areas with no time restrictions, vehicles are permitted to stand and/or sell from any one location for a maximum of 4 hours in a 24 hour period.
6. The operator of the food vending vehicle shall ensure compliance with the relevant road and motor traffic legislation and guidelines.
7. Operation of the mobile food van is restricted in sportsgrounds and ovals without the consent of Councils Parks Officers. Any parks exempted from this will be noted on the approval permit.
8. This approval does not give consent for the operation of the mobile food van at organised community and fundraising events within the Shire without the consent of the event organiser.
9. The vehicle must be constructed so that selling only takes place from the kerbside of the vehicle.
10. Vehicles must display a flashing amber light while stopped for the purpose of serving customers in accordance with [Vehicles standards information No 8, Revision 4.1, 24 November 2010](#)
11. No sales are to be within 200 metres of any entrance/exit of a school, Monday to Friday 8.00 am - 6.00 pm during school terms.
12. Waste water from the mobile food van is to be disposed of to the sewer. Drainage of waste water into the street gutter or stormwater drain constitutes an offence under the Protection of the Environment Operations Act 1997 where penalties apply.
13. Tobacco and alcohol products shall not be sold.

14. Operators are to clearly display their approval under Section 68 of the Local Government Act 1993 whenever vending activities are being conducted within the Hornsby Shire
15. Amplified music or noise devices associated with the use shall not be used on public roads while the vehicle is stationary or before 8.00am or after 8.00pm on any day.
16. The Applicant must effect and keep current during the applicant's operation a Public and Products Liability Policy in the name of the applicant. The policy shall have a limit of indemnity in respect of any single accident or event of not less than twenty million dollars. Such policy shall contain a clause or notation indemnifying Hornsby Shire Council against actions, suits, claims or demands of any kind arising from the applicant's use and/or occupancy of the allocated site. The policy shall be issued by an insurer licensed by the Australian Prudential Regulatory Authority to write liability insurance business in Australia.