



1. Intention

To support high-quality mobile food traders that contribute to the vibrancy, amenity, and economic activity of the Shire of Waroona, while ensuring their operation does not adversely impact existing brick-and-mortar businesses, public safety, or the amenity of public spaces.

2. Scope

This policy applies to all “Applications for Trading in a Public Place”, permits sought by mobile food vendors wishing to operate on land under the care, control and management of the Shire, and on other public places. For the purposes of this policy, “public place” includes, *“any thoroughfare or place which the public are allowed to use whether or not the thoroughfare or place is on private property”*.

3. Statement

For the purposes of this policy, a mobile food vendor is defined as a person or business selling food to the public from a self-contained, registered vehicle under the Food Act 2008.

The policy does not apply to food vendors operating at a Shire approved event.

3.1 Principles for Mobile Food Vendor Activity

The Council of the Shire of Waroona supports mobile food vendors that:

- Contribute positively to the vibrancy and character of public spaces;
- Offer additional food service options to the community;
- Complement rather than compete unfairly with existing local business;
- Ensure public safety, amenity, and pedestrian accessibility are maintained.

3.2 Operational Guidelines for Mobile Food Vendors

The Chief Executive Officer (or delegate) will develop and administer operational guidelines to assess, regulate, and ensure mobile food vendors:

- Are suitably located in areas that provide a clear community benefit;
- Do not operate within a minimum 300 metres from an open, permanent brick-and-mortar food business;
- Operate in a manner that is safe, accessible, and does not impede traffic or pedestrian flow;
- Are managed to avoid oversupply in a single area, ensuring fair distribution and minimal disruption.

4. Legislative and Strategic Context

The *Local Government Act 1995*, the *Local Government (Administration) Regulations 1996*, and the *Shire of Waroona Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2001*

provide the broad framework within which this policy operates.

Applicants will need to clearly demonstrate that their proposed mobile food vendor business meets the objectives and requirements of this policy. Applications must also meet any other requirement of the Shire's planning framework that may be applicable for a particular site under any relevant Local Planning Scheme, Structure Plan, Local Planning Policy or Local Development Plan.

The self-contained vehicle that the mobile food vendor operates from must be registered, in accordance with the *Food Act 2008*.

5. Review

This policy is to be reviewed biennially.

6. Associated Documents

Other documents that have an association to this policy and that may be useful reference material are:

- The Shire of Waroona "*Application for Trading in a Public Place*".
- The Shire of Waroona guidelines for "*Mobile Food Vendors Trading in a Public Place*".

7. Document Control

Division	Building & Health		
Policy Number	LHP001		
Contact Officer	Chief Executive Officer		
Related Legislation	Local Government Act 1995 Local Government (Administration) Regulations 1996		
Related Shire Documents	LHF027 - Application for Trading in a Public Place Guidelines for "Mobile Food Vendors Trading in a Public Place". Shire of Waroona Activities on Thoroughfares and trading in Thoroughfares and Public Places Local Law 2001. Shire of Waroona's annual Fees & Charges.		
File Number	PH.3		
Risk Rating	Low	Review Frequency	Biennially
Next Review	June 28	Date Adopted	24/05/2022
OCM Number	OCM 22/05/048		

8. Previous Policy No's.

Policy No.	Title
Nil	

9. Amendments

Date	Details of Amendment	Reference	Record Number
23/06/2026	Reviewed with minor amendments to, and rewording of text	OCM26/06/077	PH.3