

## APPLICATION FOR APPROVAL OF COMMERCIAL USE OF ROADS

### Outdoor Dining and Good for Sale on Footpath

APPLICANT DETAILS			
Business Trading Name			
Applicant Name			
Postal Address			
Contact Phone Number/s			
Email Address			
COMMERCIAL ACTIVITY			
For application fees, refer to the Schedule of Fees and Charges on Council's website.			
<b>Tick the item below that applies to this application:</b>			
<input type="radio"/> Application for Goods for Sale on Footpath (complete sections A, C, D & Applicant Indemnity)			
<input type="radio"/> Application for Outdoor Dining (complete sections A, C, D & Applicant Indemnity)			
<input type="radio"/> Application for Other (complete sections A, C, D & Applicant Indemnity)			
<input type="radio"/> Application for Amendment of Approval for Commercial Activity (complete sections B, C, D & Applicant Indemnity)			
SECTION A – LOCATION INFORMATION - where activity is to be carried out			
Property Address			
Description of Location			
Days and Times of Operation			
SECTION B – AMENDMENT DETAILS			
Current Application Number	CUR/		
Existing Property Address			
New Property Address			
Change of Shop Name			
SECTION C – PUBLIC LIABILITY INSURANCE			
Name of Insurance Company			
Policy Number		Date Policy Expires	
Sum insured			
SECTION D – SUPPORTING INFORMATION			
The following is required to be submitted with this application:			
<ul style="list-style-type: none"> <li>• Application / Amendment Fee</li> <li>• Plan of site layout – including location of existing structure (for new and amended applications).</li> <li>• Copy of current public liability insurance policy with the required amount of cover per activity as per guidelines (for new and amended applications).</li> </ul>			

## GUIDELINES FOR COMMERCIAL USE OF LOCAL GOVERNMENT CONTROLLED AREAS AND ROADS

Conditions that will ordinarily be imposed on an approval are that the approval holder must comply with any applicable terms and conditions for the approved activity outlined in the following guidelines published by the local government:

- *Guidelines for Outdoor Dining Approval;*
- *Guidelines for Goods for Sale on Footpath Approval;*
- *Guidelines for Commercial Use of Local Government Controlled Areas and Roads.*

Additional criteria for granting of approval:

- The physical suitability of the area or road for the proposed use; and
- The likelihood of the use causing nuisance, inconvenience or annoyance to the occupiers of the adjoining land, vehicular traffic or pedestrians; and
- The likely effect on the amenity of the surrounding areas; and
- The likely effect on the local environment and any risk of pollution or other environment damage; and
- The appropriateness, quality and condition of equipment to be used in the activity; and
- The likely impact on the ability of the general public to use the site concurrently with the proposed activity; and
- Whether the applicant's proposed waste management strategy makes provision for the satisfactory collection, storage and removal of all waste generated by the proposed activity; and
- Whether the application provides documented evidence that the applicant holds public liability insurance policy that complies with the local government's published standard requirements for public liability insurance for approval holders.

**Approvals are renewable 30 June each year.**

### APPLICANT INDEMNITY

I acknowledge that any approval issued pursuant to this application shall be subject to the following conditions:

- The approval holder shall, at all times, hold harmless and keep indemnified the Council, it's members, officers, employees and agents from all actions, suits, proceedings, claims, demands, losses, costs, charges and expenses which may be taken against, made on or suffered by it or any of them directly or indirectly on account of or in respect of or arising out of any act, matter or thing done or omitted to be done by the approval holder or his agents or employees or any of them in connection with any activity carried out or supporting to be carried out under the approval or in observance, fulfillment, non-observance or non-fulfillment of any condition of the approval;
- The approval holder shall ensure a Public Liability Insurance Policy is kept in force for the **whole of the period that the approval covers**, and includes the Council as a principal insured party;
- The commercial activities request will be in accordance with Council's Guidelines and all other relevant Local Laws.

Name			
Signature		Date	

**Privacy Notice:** Mareeba Shire Council is collecting your personal information in accordance with the Council's Local Law, for the purpose of processing your application. If you choose not to provide your personal information, the application may not be approved. Your personal information will only be accessed by authorised Council employees. Your personal information will not be used for any other purpose or disclosed to any other person or entity unless you have given us permission, or we are required by law. Please refer to Council's QPP Privacy Policy for further information on access or correction of personal information held by Council.