

**Application for Approval of Commercial Use of Roads  
Outdoor Dining & Goods for Sale on Footpath  
Application for Approval under Local Government Controlled Areas and Roads**

*See Schedule of Fees and Charges - Environmental Health & Local Laws - ABN: 39 114 383 87*

**Approvals are Renewable 30 June each year**

**Applicant details:**

Business Trading Name :	
Applicant Name:	
Postal address:	
Contact number:	

**Commercial Activity:**

- |  |                                  |
|--|----------------------------------|
| <input type="checkbox"/> Application for Goods for Sale on footpath (sections A, C & D)                    | See Schedule of Fees and Charges |
| <input type="checkbox"/> Application for Outdoor Dining (sections A, C & D)                                | See Schedule of Fees and Charges |
| <input type="checkbox"/> Application for Other (sections A, C & D)   | See Schedule of Fees and Charges |
| <input type="checkbox"/> Application for amendment of Approval for Commercial Activity (sections B, C & D) | See Schedule of Fees and Charges |

**A. Location information (Where activity is to be carried out):**

Property Address:	
Description of Location:	
Days and Times of operation:	

**B. Amendment Details**

Current Application Number:	CUR/
Existing Property Address:	
New Property Address:	
Change of Shop Name:	

**C. Public liability insurance:**

Name of insurance company:	
Policy number:	Date policy expires:     /     /
Sum insured:	

**D. Supporting information required to be submitted with this application:**

- Application/Amendment Fee
- Plan of site layout – including location of existing structures. (for new and amended applications)
- Copy of a current public liability insurance policy with the required amount of cover per activity as per guidelines (for new and amended applications).

**Indemnity:**

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

- a) 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;
- b) 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;
- c) The commercial activities request will be in accordance with Council's Guidelines and all other relevant Local Laws.

Signature:

Date:

**Privacy Notice:** Mareeba Shire Council is collecting applicant details in accordance with Council's Local Law in order to assess your application for approval. This information will only be accessed by Council employees and other persons authorised under the Local Government Act. Your information will not be given to any other person or agency unless you have given us permission or we are required by law.

*Guidelines for Commercial Use of Local Government Controlled Areas and Roads.*

**Conditions that will ordinarily be imposed on approvals**

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 the granting of approval**

- (a) the physical suitability of the area or road for the proposed use; and
- (b) the likelihood of the use causing nuisance, inconvenience or annoyance to the occupiers of the adjoining land, vehicular traffic or pedestrians; and
- (c) the likely effect on the amenity of the surrounding area; and
- (d) the likely effect on the local environment and any risk of pollution or other environmental damage; and
- (e) the appropriateness, quality and condition of equipment to be used in the activity; and
- (f) the likely impact on the ability of the general public to use the site concurrently with the proposed activity; and
- (g) 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
- (h) whether the application provides documented evidence that the applicant holds a public liability insurance policy that complies with the local government's published standard requirements for public liability insurance for approval holders.

**Office use only**

CSO initials: \_\_\_\_\_ Receipt number: \_\_\_\_\_ Date: \_\_\_\_\_

Outdoor Dining Approval number: \_\_\_\_\_

Goods for Sale Approval number: \_\_\_\_\_

Other: \_\_\_\_\_