

## **TITLE**

**E711 PRODUCE, SALE OF GOODS DISPLAYS, ADJACENT TO SHOPS**

## **DEPARTMENT**

Engineering & Planning Services

## **POLICY DIRECTIVE**

To ensure that where produce goods displays are permitted to be located on footpaths, that such displays do not cause inconvenience or danger to pedestrians.

## **HISTORY**

No prior policy.

Council Resolution No 554/98 adopted at the ordinary meeting of Council 19 November 1998.

Council Resolution No 176/00 – Ordinary Meeting 18 April 2000.

Council Resolution No 449/01 – Ordinary Meeting 16 October 2001.

## **POLICY**

It is Council's policy, that where an applicant seeks permission to mount a display on a footpath adjacent to their place of business, to only grant permission where it can be shown that the display position will not endanger nor cause inconvenience or distraction to pedestrian traffic.

- Permission will only be granted, following assessment by staff and for locations away from busy thoroughfares and where the footpath is of a reasonable width.
- The actual location is to be agreed between Council and the business proprietor.
- The displays are to be removed outside of normal business hours.
- The additional risk is to be noted on the business proprietor's public risk insurance policy.
- In the event of complaint, the matter is to be determined by Council's Planning Working Group/Committee.

The policy also refers to display sandwich boards and the like.

## **ADDITIONAL INFORMATION**

The Local Government (Highways) Act 1982 provides the power and places an obligation on Council, amongst other things, to control and regulate the use of streets and ensure that footpaths are free of obstructions.

While Street Trading can be controlled and regulated by the enactment of a specific By-law, Council has taken the decision to rely on the provisions of the Act, assisted by policy to deal with the matter.