

NOTIFICATION OF FOOD TRUCK SELLING FOOD ON PRIVATE LAND

REGISTRATION UNDER SECTION 100 PART 8 OF THE FOOD ACT
A REFERENCE TO "COUNCIL" IN THIS CONTRACT MEANS PENRITH CITY COUNCIL.

Use this form to notify Penrith City Council of your intention to operate one food truck on private land within the Penrith Local Government Area. Refer to provisions under the [State Environmental Planning Policy \(Exempt and Complying Development Codes\) 2008](#).

How to complete this form

All fields on this form must be completed before submitting your application.

- Penrith Council will contact you if we require further information, or if the nominated
- premises does not fall under exempt and complying development codes of the State Environmental Planning Policy (SEPP) 2008.

Notifier's details

First Name

Surname

Position held in business

Business details

Business trading name

ABN/ACN/BN (if applicable)

Business company name

Postal Address

Street Number

Street Name

Suburb

Postcode

Phone Number

Mobile Number

Email Address

Vehicle details

Vehicle description

Vehicle registration number Registration expiry date

Address where vehicle is garaged

CONTACT US

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Insurance details

Penrith City Council must be indemnified on the Public Liability Insurance.

Public liability insurance to the value of \$20,000,000

Amount

Expiry date

Fees

An inspection fee applies for an annual inspection of the vehicle. Please refer to the section on Inspections on page three of this form.

Food Safety Supervisor

Please note: You must have one food safety supervisor per food truck. If you have more than one truck, please attach additional information to this application form.

Name of supervisor

Suburb

Postcode

Food Preparation

Is all food prepared in the vehicle? Yes No

Is food prepared in a commercial kitchen? Yes No

Address where foods is prepared – if not in the vehicle (see clause 11c of policy)*

*If food is prepared at home or another premises, evidence (such as Council home business approval/occupation certificate and a recent food premises inspection report) that the food is prepared in an approved premises must be attached to this application.

Suburb

Postcode

Do the premises have development consent for this use? Yes No

Trading Location

Proposed location for trading

Current use of proposed location for trading

Proposed trading hours

Frequency of trading (Mon–Sun) Trading period (annual)

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Inspection of Food Truck

Penrith Council operates under the Home Jurisdiction Rule – this means that the Local Government Area (LGA) in which your vehicle is ordinarily garaged is your 'home council'.

If your vehicle is garaged within the Penrith Local Government Area (LGA) when not in use, Council will contact you to arrange a time for you to present the vehicle for an inspection. Your vehicle must be inspected once a year.

If your vehicle does not comply with the Mobile Food Vending Guidelines, Council may request that you complete works to fix any issues before you can trade at the nominated location.

If your vehicle is garaged outside the Penrith LGA, Council will accept an inspection report (less than 12 months old) from your home council. You will also need to notify your home council of your intention to trade in the Penrith LGA.

More information is available in the [Mobile Food Vending Guidelines](#).

Plan of Management

You must submit a plan of management with this application. The plan should describe how the food business will be set up and operated, and should include (but not be limited to) the following;

- Food process and/or preparation.
- Noise sources and measures taken to reduce noise from equipment (e.g. generators).
- Details on how to manage complaints regarding noise.
- Controls to manage litter around the site.
- Details for disposal of waste (both liquid and solid).
- Details of waste contractor.
- Details of the ventilation system including certification details (AS1668.1 & 2).
- Details on how odours are to be managed.
- Location of potable water source.
- Capacity of potable water storage tanks and waste water tanks.
- How potable water storage tanks will be cleaned and how frequently.
- Cleaning schedules.
- Pest control schedules.
- Method of temperature control for potentially hazardous foods.
- Nominated commercial kitchen support facility.

Required Documentation for this Application

- Proof of vehicle registration.
- Certificate of currency for public liability insurance.
- Operational plan of management.
- Food safety supervisor certificate.
- Health inspection report by a Council Environmental Health Officer, of the commercial kitchen or home business.
- Health inspection report by a Council Environmental Health Officer of the home business and an Occupation Certificate for approval by Council (for a home business).

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Requirements for Operating on Private Land

Operating on private land is only permissible if the following criteria are met. This criteria comes from the Exempt and Complying Development section of the SEPP 2008.

- I have the consent of the owner of the land on which the development is carried out or, if a council or public authority has the control and management
- The activity will not restrict any vehicular or pedestrian access to or from the land or entry to any building on the land, and
- The activity will not obstruct the operation of, or access to, any utility services on the land or on adjacent land, and
- The food truck will not be located within the canopy of, or result in damage to, any tree growing on the land or on adjacent land, and
- The activity will not result in any damage to public property on the land or on adjacent land, and
- If the activity is carried out on land within or immediately adjacent to a residential zone-only be carried out between 7am - 7pm on any day, and
- The activity is limited to one development on that land and not contravene any conditions of a development consent for any other use carried out on the land.

Note: A registrable vehicle within the meaning of the [Road Transport \(Vehicle Registration\) Regulation 2007](#), or a cart, bicycle cart or the like must operate in accordance with the [Guidelines for Mobile Food Vending Vehicles \(NSW/FA/F1055/1302\)](#) published by the NSW Food Authority in February 2013, and any requirements of the [NSW Food Act 2003](#).

Declaration and Notifier's Signature

I have read, and agree that I must comply with the NSW Food Act 2003, the Food Standards Code and State Environmental Planning Policy (Exempt and Complying Development) 2008.

I have completed the checklist above and will comply with these requirements.

I understand that my vehicle may be inspected by Council officers and that a fee may apply.

Notifier's First Name

Notifier's Surname

Signed

Date

CONTACT US

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