



Development Guide No. 11 – Food premises

What are food premises?

Food premises are premises including, but not limited to land, vehicle, and other temporary structures, that are involved in the preparation or sale of food. All food premises in NSW are regulated under the provisions of the NSW Food Act 2003. Examples of a food premises include cafes, bakeries, mobile delivery vans, restaurants, fast food outlets, ice manufacturers, food distributors, wholesalers and the like.

Is development consent required?

Development consent is required from Council for the use of any premises as a food premises. This applies to both new and existing buildings.

Why is development consent required?

Development consent is required for Council to assess any potential impacts that the food premises may have on the surrounding locality and to ensure appropriate measures are put in place for the safe handling, preparation and storage of food.

What is required to be submitted with a DA for a food premises?

The following is required to be submitted for a DA for a food premises:

- Completed DA form
- Payment of fees
- Statement of Environmental Effects
- Site plan
- Elevation plan
- Floor plan

A detailed list of the information required can be seen in the checklist at the back of this guide.

What standards do I need to comply with?

You will be required to comply with the provisions of the NSW Food Act 2003 and the Food Standards Australia and New Zealand – Food Standards Code, in particular Standard 3.2.2 'Food Safety Practices and General Requirements' and Standard 3.2.3 'Food Premises and Equipment'.

You will also be required to comply with the provisions of the Griffith Local Environmental Plan 2014 and Council's Development Control Plan No. 20: Off-street Parking Policy.

What if building works are proposed?

If any building works are proposed you will need to comply with the provisions of the Building Code of Australia, submit a Construction Certificate application to Council for approval and pay a fee. Please refer to development guide no. 3 for further information on the plans and information required for a Construction Certificate.

What fees and charges apply?

Fees will be required to be paid to Council, the amount of which will depend on your proposal (if you are proposing building works the fee will be higher). Additional fees apply for the erection of advertising signage.

Food premises will generally be required to enter into a Trade Waste Agreement with Council for any discharge of waste to Council's sewer. You should speak to Council's Trade Waste Officer for a quote on these fees.

Water and sewer contributions may also apply to the development. Please speak to one of Council's Town Planners for more information in this regard.

When can the business start to operate?

The food premises cannot commence operations until development consent has been granted and all relevant conditions of consent have been complied with.