

# Outdoor dining in the City of Subiaco

An outdoor dining area adjoins a cafe or restaurant and has tables, chairs and other structures to be used for dining purposes on a footpath or other public place.

## Approvals

City of Subiaco approval is required when providing an outdoor dining area on a footpath or in a public place. To apply for an outdoor dining permit, download a copy of the [outdoor dining application form](#) (PDF, 194kb) from the city's website and return by email to [the city's health services team](#).

Applications should include:

- an application form
- details of public liability insurance, noting the City of Subiaco as an interested party
- a copy of the proposed outdoor dining plan at a scale of 1:50. Freehand plans are acceptable
- colour photograph(s) of the proposed furniture and structures
- the application fee.

An outdoor dining permit is not required if the outdoor area is on private land. Please ensure you gain relevant planning approval from the city where required.

Approval from the city is required to vary an existing outdoor dining area.

## Permit information

Outdoor dining permits must be renewed and updated insurance information provided by July each year. The City of Subiaco will send out a reminder when permits are due for renewal. There are no fees to renew an outdoor dining permit.

A licence is required from the Department of Racing, Gaming and Liquor if liquor consumption is proposed in the outdoor dining area. Visit the Department of Racing, Gaming and Liquor's website [www.rgl.wa.gov.au](http://www.rgl.wa.gov.au) for more information.

Outdoor dining permits can be transferred when a food premises changes proprietors. An outdoor dining transfer form is required, along with payment of the outdoor dining transfer fee. The [outdoor dining transfer form](#) (PDF, 77KB) can be downloaded from the outdoor dining page on the city's website.



## Furniture

Furniture and umbrellas used in outdoor dining areas need to be sturdy enough to withstand strong winds and easily stacked, folded or packed away. Furniture should be strong enough for constant use and able to be wiped down after rain or clearing. Umbrellas must not obstruct footpaths or interfere with pedestrian traffic or vehicle sight lines.

## Responsibilities of an outdoor dining permit holder

**Legislative compliance** – ensure compliance with all relevant legislation, including the City of Subiaco's [Trading in Public Places Local Law 2014](#) (PDF, 423KB).

**Liability insurance** – maintain public liability insurance for a minimum of \$20 000 000, with the City of Subiaco noted as an interested party.

**Cleanliness** – as patrons leave, the immediate area should be cleaned and any food scraps and litter be removed.

**Safety** – furniture must be well constructed so it does not cause a hazard.

**Accessibility** – a minimum width of 1.5 metres must be kept clear for pedestrian movement on the footpath and in the public area.

**Lighting** – the area must be well lit when outdoor dining is conducted at night.

**Amenity** – the design of furniture should be in keeping with the style and character of the host building. Advertising on furniture and structures may only bear the name of the associated establishment and/or the name of a commercial product sold within the premises.

**Removal of furniture** – all tables, chairs and structures must be removed from the outdoor dining area at the close of business; unless otherwise approved by the City of Subiaco.

## Outdoor dining examples

