



## Planning Department

### Information Notice

#### Sale of food, coffee, ice cream, etc. on private property

In response to the several recent queries received in relation to the sale of food, coffee, ice cream, etc. on private property the following information is intended to clarify the matter:

- The placing or use of any unit/structure on private property for the sale of any items including food, coffee/beverages, ice creams, etc. is considered to be a commercial development and requires planning permission. Please note this applies regardless if it's a permanent or mobile unit/structure.
- Please note it is the Council's intention to ensure that such units/structures operating on private property are compliant with planning, that their status is regularised and that the process of them operating is open and transparent and allows for comments and observations from third parties as provided for under the planning application process.
- To operate without the benefit of planning permission will result in planning enforcement action and/or legal proceedings against the operator and the property owner and in such circumstances the operator and property owner may be liable for the Council's costs and expenses.

Details of the planning process, how to apply for planning permission, etc. can be found at:

<http://kildare.ie/county council/AllServices/Planning/>

alternatively you can email our Planning Control Team  
[planningcontrol@kildarecoco.ie](mailto:planningcontrol@kildarecoco.ie)

While the above relates to private property, a separate process relates to public property (e.g. public footpath, roadside, street, public carpark, public park, etc.). To operate on public property a casual trading approval is required from Kildare County Council, (Corporate Services Section), the only exceptions to this requirement relates to The Athy Tuesday Market and The Kildare Town Thursday Market. Further details in relation to casual trading can be found at:

<http://kildare.ie/county council/YourCouncil/GovernanceandCompliance/CasualTrading/>