

**9.3.14 Market code**

**9.3.14.1 Application**

- (1) This code applies to assessing development for a Market.
- (2) When using this code, reference should be made to Part 5.

**9.3.14.2 Purpose**

- (1) The purpose of the code is to ensure that markets are operated to avoid adverse impacts on the amenity of surrounding areas and to minimise impacts on the road network.
- (2) The purpose of the code will be achieved through the following overall outcomes:
  - (a) markets are appropriately located;
  - (b) markets do not result in adverse impacts on the viability of centres, external traffic networks, safety and amenity;
  - (c) following cessation of use, land is returned to its original condition.

**9.3.14.3 Criteria for assessment**

Part A - Criteria for self-assessable and assessable development

**Table 9.3.14.3.a – Market code – self-assessable and assessable development**

Performance outcomes	Acceptable outcomes
<b>For self-assessable and assessable development</b>	
<b>Site requirements</b>	
<p><b>PO1</b> The site where the use is conducted is of sufficient size to:</p> <ul style="list-style-type: none"> <li>(a) accommodate the proposed activity;</li> <li>(b) cater for the expected number of users;</li> <li>(c) be capable of mitigating impacts of the proposed use on sensitive land uses.</li> </ul>	<p><b>AO1.1</b> Development is carried out on a site with a minimum area of 1000m<sup>2</sup>,</p> <p>or</p> <p><b>AO1.2</b> Development is contained within an existing building within the Principal centre, Major centre or District centre zone.</p>
<p><b>PO2</b> Access to the site does not interfere with the safe functioning of the road network.</p>	<p><b>AO2.1</b> Vehicular access is not via:</p> <ul style="list-style-type: none"> <li>(a) an access place;</li> <li>(b) an access street;</li> <li>(c) a State controlled road.</li> </ul>
<b>Operation</b>	
<p><b>PO3</b> The use is temporary.</p>	<p><b>AO3.1</b> The use does not:</p> <ul style="list-style-type: none"> <li>(a) exceed 52 days in any 12 month period;</li> <li>(b) exceed 3 days in any one duration;</li> <li>(c) require the construction of buildings or structures or require the installation of infrastructure or services.</li> </ul>