

## APPLICATION FOR APPROVAL OF COMMERCIAL USE OF ROADS

### Busking

APPLICANT DETAILS			
Business Trading Name			
Applicant Name			
Postal Address			
Contact Phone Number/s			
Email Address			
COMMERCIAL ACTIVITY			
For application fees, refer to the Schedule of Fees and Charges on Council's website.			
Tick the item below that applies to this application:			
<input type="radio"/> 12 months (annual) Busking Approval <input type="radio"/> 3 months (quarterly) Busking Approval <input type="radio"/> Public Liability Fee option (per busker)			
ACTIVITY			
Description of Activity (please include details of any props to be used e.g. instruments)			
Number of persons involved			
Days and Times of performances			
Name of Responsible Person			
Names of Performers Involved			
Have you held a Busking Licence in the Mareeba Shire Council previously?			<input type="radio"/> Yes <input type="radio"/> No
If yes, please provide details			
LOCATION			
Proposed Site (select one)	<u>Kuranda</u> <input type="radio"/> In front of 38 Coondoo Street (property owned by Telstra), Lot 715 NR7409 <input type="radio"/> In front of the Heritage Market, Rob Veivers Drive, Lot 2 RP736332 <input type="radio"/> Outside St Saviours Church, 7 Coondoo Street, Lot 406 NR7409 <input type="radio"/> Outside Djurri Dadagal, 9 Coondoo Street, Lot 405 NR7409 <input type="radio"/> Outside the Information Centre, Therwine Street, Lot 13 SP248423		
	<u>Other towns in the Shire</u> (please specify) _____		

## PUBLIC LIABILITY INSURANCE

A copy of \$1,000,000 Public Liability Certificate of Currency must accompany all applications. The policy must note Mareeba Shire Council as an interested party and must be kept in force for the whole period that the approval covers.

Name of Insurance Company			
Policy Number		Date Policy Expires	
Sum Insured			

Please attach the Public Liability cover form available from Council to this application for each person busking if **Public Liability cover is purchased from Council**.

## SUPPORTING INFORMATION

The following is required to be submitted with this application:

- Application Fee
- Copy of current public liability insurance policy to the value of \$1,000,000 together with the attached indemnity in Council's favour executed by the applicant or Mareeba Shire Council Public Liability application forms for each busker.
- Plan of site layout – including location of existing structures.
- Written consent of adjacent business operator (where not a proposed site).

## GUIDELINES FOR COMMERCIAL USE OF LOCAL GOVERNMENT CONTROLLED AREAS AND ROADS

Conditions that will ordinarily be imposed on an approval are that the approval holder must comply with any applicable terms and conditions for the approved activity outlined in the following guidelines published by the local government:

- *Guidelines for Commercial Use of Local Government Controlled Areas and Roads Approval.*

Additional criteria for granting of approval:

- The physical suitability of the area or road for the proposed use; and
- The likelihood of the use causing nuisance, inconvenience or annoyance to the occupiers of the adjoining land, vehicular traffic or pedestrians; and
- The likely effect on the amenity of the surrounding areas; and
- The likely effect on the local environment and any risk of pollution or other environment damage; and
- The appropriateness, quality and condition of equipment to be used in the activity; and
- The likely impact on the ability of the general public to use the site concurrently with the proposed activity; and
- Whether the applicant's proposed waste management strategy makes provision for the satisfactory collection, storage and removal of all waste generated by the proposed activity; and
- Whether the application provides documented evidence that the applicant holds public liability insurance policy that complies with the local government's published standard requirements for public liability insurance for approval holders.

## APPLICANT INDEMNITY

I acknowledge that any approval issued pursuant to this application shall be subject to the following conditions:

- The approval holder shall, at all times, hold harmless and keep indemnified the Council, its members, officers, employees and agents from all actions, suits, proceedings, claims, demands, losses, costs, charges and expenses which may be taken against, made on or suffered by it or any of them directly or indirectly on account of or in respect of or arising out of any act, matter or thing done or omitted to be done by the approval holder or his agents or employees or any of them in connection with any activity carried out or supporting to be carried out under the approval or in observance, fulfillment, non-observance or non-fulfillment of any condition of the approval;
- The approval holder shall ensure a Public Liability Insurance Policy is kept in force for the **whole of the period that the approval covers**, and includes the Council as a principal insured party;
- The commercial activities request will be in accordance with Council's Guidelines and all other relevant Local Laws.

Name			
Signature		Date	

**Privacy Notice:** Mareeba Shire Council is collecting applicant details in accordance with Council's Local Law in order to assess your application for approval. This information will only be accessed by Council employees and other persons authorised under the *Local Government Act 2009*. Your information will not be given to any other person or agency unless you have given us permission, or we are required by law.