

Application for Busking & Fundraising

Permit to use a public road/footpath for business purposes

Pursuant to *Section 222 of the Local Government Act 1999*

This form must be provided to Council 5 working days prior to an event.

Any questions regarding this form please contact Customer Service on 08 8553 4500 or email kicouncil@kicouncil.sa.gov.au

Please return completed forms to:

In Person: Kangaroo Island Council, 43 Dauncey Street, Kingscote
Penneshaw Community Business Centre, 99 Middle Terrace, Penneshaw
By Post: PO Box 121, Kingscote SA 5223
Email: kicouncil@kicouncil.sa.gov.au

Applicants Name:

Postal Address:

Exact Location of
Proposed Business:

Has approval been given from business/store where
Busking / Fundraising is to be set up:

☐ YES

☐ NO

Dates and times:
(Maximum of 2 days per month
in any one location)

Contact Name:

Telephone:

Mobile:

Details of Proposed Activity, Plans, and Location:

(Other areas will be considered provided there is a 2 metre clearance of the footpath.)

Kingscote:

- ☐ Corner of Dauncey Street, Commercial Street
- ☐ Rogers News agency / Deli
- ☐ Island Style
- ☐ Century 21
- ☐ Corner of Esplanade, Commercial Street (foreshore)

Penneshaw:

- ☐ Penneshaw Skate Park
- ☐ Penneshaw Community Business Centre

☐ Lloyd Collins Reserve

☐ Corner of Thomas Willson Street and North Terrace

American River:

☐ Independence Boathouse (Wharf area)

☐ Other Area: _____

What type of Performance or Fundraising Event being held?

Will you use an amplifier for this performance?

☐ No

☐ Yes (battery powered amplifiers only)

The issuing of this permit is subject to:

- A. The applicant agreeing to the general conditions of permit as contained herein;
- B. The applicant agreeing to any/all special conditions that the Council may determine and attach to this permit;
- C. The applicant providing to the Council evidence of all appropriate insurances as required by the general conditions and/or the special conditions of the permit. Public liability insurances may be arranged with Local Government Risk Services [Tel: 08 8235 6444](tel:0882356444)

I / We hereby apply to Kangaroo Island Council for a Permit to use all / part of the road/footpath at the location mentioned above for business purposes pursuant to *Section 222 of the Local Government Act 1999*.

I have attached a copy of: ☐ Public Liability Insurance (up to the value of \$10million)

☐ Plan/diagram of proposed trading site

Current Fees: Commercial Business

☐ \$7 per day/stall or

☐ \$76 Annual permit (20 in one Financial year)

Signature:

Date:

Office Use Only

RESPONSE

PRIORITY 1

PRIORITY 2

PRIORITY 3

☐ Public Safety

☐ Traffic

☐ Administration

Risk Assessment:

☐ Public Health

☐ Council Operations

☐ Other

Assessors Name:

Assessors Position:

Assessors Signature:

Comments:

Terms and Conditions

General conditions required for Busking and Fundraising, The Applicant agrees;

1. For the term of the Permit, to comply with all applicable industry standards, health or safety standards, current standards of Standards Australia or any applicable Codes of Practice.
2. To ensure that all activities carried out are undertaken to the highest standard and are carried out promptly and with all due care, skill and diligence.
3. The activity must NOT restrict pedestrian traffic movement along the footpath.
4. The activity must be restricted to the location identified on the application.
5. To ensure that any alteration to the road/footpath does not interfere with or cause damage to or in any way affect the property of any other person.
6. To comply with any direction given by any authority, statutory authority or Council to remove, maintain or otherwise modify the alteration to the road/footpath subject to this Permit.
7. That all fixtures and equipment erected or installed in, on, across, under or over the road/footpath remain the property of the Applicant pursuant to Section 209 of the Local Government Act, 1999.
8. For the term of the Permit, to maintain all fixtures and equipment erected or installed, or vegetation planted, in good condition and to recognised standards.
9. To indemnify the Council, its servants and/or agents against all actions, costs, claims and demands for injury, loss or damage arising out of any negligent act or omission of the Applicant in relation to the alteration to the road/footpath, the granting of this Permit and the General Conditions and Special Conditions contained herein and such indemnity shall be in addition to any statutory immunity in favour of the Council.
10. For the term of the Permit, Council require a copy of Public Liability insurance to the value of \$10 million in respect of any negligent act or omission of the Applicant in relation to any alteration to the road/footpath or any activity arising out of or from any business use granted under this Permit.
11. To not assign or otherwise transfer this Permit without first obtaining the consent of the Council in writing.
12. In the event that the Applicant has failed to comply with any of the conditions of Permit or for any other justifiable circumstance, including reinstatement, maintenance, repair or removal, the Council may revoke the Permit.
13. At the expiration or earlier termination of this Permit to remove, if so directed by the Council, any structure or object erected or installed on the road/footpath and to reinstate the road/footpath to the satisfaction of the Council.
14. This Permit is subject to the Applicant obtaining appropriate Development Act approval for any structures, fixtures or equipment.
15. This Permit does not confer on the Applicant any exclusive right, entitlement or interest in the road/footpath (unless specifically provided pursuant to Section 223 of the Local Government Act, 1999) and does not derogate from the Council's powers arising under the Local Government Act, 1999.

Kangaroo Island Council Permit for:
Busking and Fundraising on a public road/footpath
for business purposes.

Organisation name:	
Organiser name:	
Contact details:	
Date/s of the Event	
Location:	
Date of Permit issue:	
Date of expiry:	

It is hereby certified that the above mentioned complies with the provisions of Council's Terms & Conditions and pursuant to Section 222 of the Local Government Act 1999.

This permit is not transferable and must be produced and shown to a Council Officer upon request. Failure to do so may result in the cancellation of this Permit.

Officer: _____ Signature: _____

Date: ____ / ____ / ____

Original to be kept by the applicant.

Copy to the Office file.

