

# Terms and Conditions (Busker & Community Group sites)

Coffs Harbour City Council has five designated sites on public footpaths that can be booked by Buskers and Community Groups (Local & Not-for-Profit) free of charge. In order to book a site you must agree to and follow these rules:

- 1 The Hirer will keep current a public liability insurance policy of not less than \$5 million (AUD), the insurance must cover the hire use, legal liability to the public in respect of personal injury and note Coffs Harbour City Council as an interested party. The insurance policy cannot be cancelled, or allowed to lapse, without the agreement of the Coffs Harbour City Council. A copy of the Certificate of Currency must accompany the Hire Application.
- 2 The Hirer agrees the Hire Use is at the risk of the Hirer and releases the Council to the full extent permitted by law from all actions, claims and demands of every kind and from all liability which may arise in respect of any accident or damage to property or injury to or death of any person in or in the vicinity of the hired area except in the case of the Council's negligence, default act or omission.
- 3 The Hirer indemnifies the Council against all actions, costs, suits, claims and demands which may at any time be taken or made against the Council with respect to any matter or thing arising directly or indirectly out of the Hire Use except in the case of the Council's negligence, default act or omission.
- 4 Busking and Community Group stalls can only be located at the designated sites listed below (refer to the attached maps):
  - a) CBD – City Square (Under the Sails towards St George Bank for buskers and further east for community groups)
  - b) Sawtell - 38 First Avenue (Outside Sawtell RSL (excluding RSL exit)
  - c) Woolgoolga – Cnr Beach & Nightingale Streets (1. Outside National Australia Bank or 2. Outside Pharmacy, Nightingale Street side)
- 5 Buskers - Site bookings are for a maximum of 3 hours per session, with a maximum of 3 bookings per week
- 6 Community Group stalls – Site bookings are for a maximum of 6 hours, with a maximum of 3 bookings per annum.
- 7 Buskers may place a receptacle on the ground for offerings, but must not ask for money
- 8 A community group may place a small trestle table at the designated site but must not ask for money.
- 9 Buskers and Community Groups must not affix any items, mark and/or draw on any footway or paved area unless approved by Coffs Harbour City Council.
- 10 When using the booked space you need to ensure that you have allowed enough room for people (including those with prams, wheelchairs or vision impaired etc.) so they can easily walk along the path unimpeded (minimum 1.8m space).
- 11 Buskers are limited to two persons busking together as a group at any one time.
- 12 Buskers and Community Groups must not, at the discretion of Council:
  - a) Perform Dangerous acts that place the public in danger
  - b) Create a public nuisance (offensive activities or behaviour will not be tolerated)

c) Use loud speakers or any other form of electric sound amplification

- 13 Buskers under the age of 18 years must have parental/legal guardian consent and must be older than 12 years of age
- 14 Registration will not be accepted from paid collection agencies as they are NOT considered as 'activation' of a space.
- 15 Buskers and Community Groups must respect the rights of others to enjoy these public spaces and not unduly disrupt the activities of nearby retailers, workers and residents in the surrounding areas.
- 16 If Council determines you are not meeting these ground rules, we reserve the right to refuse and/or withdraw a registration at any time and Council's decision is final.