

# CITY OF HOLDFAST BAY

## LEISURE ACTIVITY CONDITIONS

### 2004 - 2005



#### SELECTION CRITERIA

- The contribution of the activity to maintaining Glenelg's position as South Australia's premier seaside tourist destination.
- The extent to which the activity promotes the participation of families, healthy lifestyles, and the public amenity of the City of Holdfast Bay Foreshore Area.
- Public Safety
- Environmental Impact
- Equipment Suitability

#### GROUND CONTROL BOOKINGS

Applications to operate a Leisure Activity will only be considered where the Conditions of Use have been read and agreed to, and only where the necessary Application Form has been submitted with all details completed.

#### GENERAL CONDITIONS

Approved leisure activities will commence from November 2004, with a review of activities in March 2005. Operators will then have the opportunity to discuss extending their operation throughout the year.

The operation of leisure activities is only permitted between the hours of 8am and 8pm.

Foreshore leisure activity operators shall operate for at least 80% of their licensed period unless weather makes the operation impossible.

The control and administration of Council reserves and properties is vested in the Council, who shall have free access to any areas at any time.

#### SECURITY

The operator is responsible to provide security patrols if considered necessary. No hirer of a public area shall cause nuisance or allow nuisance to be caused to any person.

Where determined necessary by Council, a responsible adult will have to be present at all times to supervise the total operation.

#### DAMAGE

The operator will be responsible for any damage caused to Council property which is attributable to the users during the use period. A certificate signed by the Chief Executive Officer or his/her Officers as to the amount of any incurred damage shall be evidence of the amount or the extent thereof.

#### CLEANING

All areas are to be left in a clean and tidy condition and all debris, empty bottles, food scraps, animal waste etc. must be removed by the user immediately after the day of operation. Failure to do so will entitle any Council Officer to employ the necessary labour, the cost of which will be recovered from the hirer of the area. For large events litter bins must be provided and emptied by the hirer or an organisation such as Kesab must be employed to control all litter.

#### NOISE CONTROL

The hirer of any public reserve or foreshore area is responsible for the control of noise. All reasonable measures must be taken to ensure minimal disturbance of residents. The Environment Protection Act provisions applicable to noise must be complied with, and where necessary appropriate exemptions sought. No application for exemption is to be made without Council consent.

Any direction given by a Council Member or Officer must be complied with should they consider that nuisance is being caused.

Non compliance will result in withdrawal of power supply and loss of bond.

No public address system announcements are to be made prior to 8am, and only essential announcements are to be made between 8 - 9am.

Users of reserves and foreshore areas are hereby notified that they face loss of their bond, prosecution and a possible reluctance from Council to consider future hiring of the reserve or foreshore area to organisations or individuals who do not fully acquaint PA sub contractors of their obligations regarding noise control.

## PUBLIC LIABILITY INSURANCE

Associated with the hire of any reserve, beach or foreshore area, the rights and interests of Holdfast Bay Council must be insured by the hirer to a minimum figure of \$10 million.



**Please attach copy of current insurance policy to your application.**

## COMMERCIAL USAGE

The Council reserves are not to be used for any commercial purposes without the specific approval being granted by Council following full disclosure of all financial particulars.

## LETTING WITHHELD

Tenderers who have been successful in obtaining a licence to provide a service/activity on the City of Holdfast Bay Foreshore area are not entitled to transfer that licence.

## FOOD AND DRINK STALLS

The sale of food or drink is not permitted without Council approval.

A food permit application form must be completed and approved by the Environmental Health Section of Council.

All food and drink stalls and vehicles must comply with the provisions of the Food Act 1985, and the Public and Environmental Health Act. The hirer of the reserve or foreshore area is responsible to fully acquaint his/her sub contractors with the regulations.

To obtain a Food Permit Application Form contact Council's Tourism & Business Development Unit on ☎ 8179 9500.

## SETTING UP

A detailed map of your activity must be provided as an attachment to this application. These plans must be approved by Council prior to driving pegs or similar into the ground. ie. erecting marquees or signs.

All equipment used on the beach or foreshore area must be removed at the conclusion of each days operation unless approved by Council.

Leisure activities must operate within the designated area and must be in accordance with a plan approved by Council.

Buoys or other temporary markers shall be removed at the completion of operation each day and before sunset.

## ELECTRICAL SUPPLY

Permanent electrical installations are not to be interfered with. Leisure activity operators are to ensure that all electrical equipment and leads are fitted with an approved and tested "Safety Switch". Electrical supply is to be arranged with the knowledge of the Council. All electrical fittings and equipment are to comply with ETSA

requirements. Please ensure that all power requirements are included in the application form.

## SUPPORT OR PROMOTIONAL VEHICLES

Support or promotional vehicles are not to be driven or left on any foreshore reserve, Council reserve, public area or beach unless a permit is issued by Council.

## ALCOHOL BAN

The consumption of alcohol is prohibited on many foreshore reserves, car parks, beach, jetty and Moseley Square throughout the year due to the area being declared a "Dry Area".

## ADVERTISING

No advertising is permitted on Council property without the written permission.

Council does not accept responsibility for the content of any advertising conducted by the operator.

## NOTIFICATION OF EVENT

Council reserves the right to temporarily suspend or relocate any leisure activity when those activities may interfere with the successful running of a major event in the area which has Council approval.

## SAFETY

All activities are to be conducted in accordance with all relevant legislation, Australian standards and other such relevant requirements including Workplace Services and Engineers Certification.



**Please attach copies of the relevant certificates to your application.**

The operation of any hire craft has to be in accordance with all directions given by Council.

All hire craft shall be inspected at least annually by a recognised marine inspector to ensure that the craft are in a sound and seaworthy condition. Proof of this inspection should be supplied to Council annually.

## HIRE & BOND FEES

Council will charge operators a monthly fee that must be paid prior to each month for trading to occur.

Monthly fees are calculated as follows:

\$0 - \$5 per ride/product =	\$300/month
\$6 - \$12 per ride/product =	\$750/month
\$13 - \$20 per ride/product =	\$1,000/month

A \$200 bond deposit is required from the operator to be paid prior to commencement. The bond will be put towards the recovery of any additional costs due to the misuse, damage, excessive untidiness, the employment of Council staff if required or through requirements due to non observance of these conditions.

**SEPTEMBER 2004**