



Conduct a permitted business in a public place application – Commercial other



Postal address
PO Box 159
Caboolture QLD 4510

Customer Response Department
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Fees listed are applicable 1 July 2020 – 30 June 2021

ABN: 92 967 232 136

Applicant details:

- If applicant is an individual - complete Section A If applicant is a company - complete Section B
 If application is an Incorporated Association - complete Section B

Section A - Individual application

First name: Surname:
 Address (not a PO Box):
 ABN (if applicable):
 Postal address:
 Email address:
 Home number: Mobile phone: Work phone:

Section B - Company or Incorporated Association application

Legal name:
 ABN: ACN:
 Email address:
 Address (not a PO Box):
Companies - registered address
Incorporated associations - nominated address as registered with ASIC
 Postal address:
 Contact person name:
 Business number: Mobile phone: Work phone:
 Email address:

Location details for proposed permitted business:

Location of permitted business
(Refer to application guide for site name):

Operating details for proposed permitted business:

Type of business services proposed:

Type of equipment (e.g. canoe/bikes) to be kept on council controlled areas.

Are these items removed at the end of each day?

- Yes
 No

Demonstrate there is a local community need for the permitted business which is not being satisfied in the local area. (The proposed permitted business must contribute to the recreational use of the parkland and users)

Explain how the permitted business will not impact on existing local businesses and general community use of the council controlled area.

Proposed operating dates/days and times:

Dates/days	Times
<i>Example: Monday</i>	<i>Example: 6.30am – 7.30am</i>

Other requirements:

Please provide:

- Evidence of public liability insurance policy to the value of \$20,000,000 with Moreton Bay Regional Council listed as an interested party and the policy must indicate that it has "Australia-Wide" coverage.
- Copy of completed indemnity form (page 3 of the application form).
- A map of the Council controlled area, detailing the section to be used for the activity, including dimensions.
- Application fee: \$180.00 (Please note the application fee also includes the licence fee until 30/09/2021).
- Activity Vendor; A detailed diagram of the stall set up and plan/s identifying the area/s where the permitted business site is to be established
- Other relevant Local, State and Federal licence/registrations/approval requirements. (e.g. Blue Card, Marine Park Permit applicable to your proposed operation etc.)
- Risk management plans or relevant safety management plans associated with the proposed permitted business if applicable

Indemnity:

Name:

(hereafter called "the applicant") indemnifies the Moreton Bay Regional Council from and against any claim, demand, action, suit or proceedings that may be made or brought by any person, company or body corporate against MORETON BAY REGIONAL COUNCIL (hereafter called "the council"), the council's Chief Executive Officer or any servants or agents of the council in respect of personal injuries to or death of any person whomsoever or loss of or damage to any property whatsoever arising out of or as a consequence of access approval to the council park reserve land for any purpose and also from any costs and expenses that may be incurred in connection with any claim, demand, action, suit or proceeding and the applicant HEREBY RELEASES AND DISCHARGES the council, the council's Chief Executive Officer, and the servants and agents of council from any such claim, demand, action, suit or proceedings which, but for the provisions hereof, might be brought against or made upon the council, the council's Chief Executive Officer, and the servants and agents of council AND this indemnity may be pleaded in bar to any such claim, demand, action, suit or proceeding which may be brought against the council, the council's Chief Executive Officer, and the servants and agents of council.

Customer Summary:

I, the applicant, declare that the above information is correct in all respects at the time of lodgement of this application with council. Should any of the details given relating to this application be changed in the future, I shall notify council in writing prior to any such change being implemented.

I further acknowledge and agree that council at no time makes any claim statement or inference to the suitability or otherwise of the proposed facility or land for our use or intended use. At all times I will prior to use of the facility inspect and establish the suitability or otherwise of the park, facility, access points and vegetation on the lands or approaches to the facility to ensure our proposed activities can be carried out safely.

A licence fee applies to all commercial activity conducted on council owned land. The amount will be advised on assessment of your application.

Name:

Signature: Date:

Office use only

CSO: _____ License number (LC: PBPP): _____

Receipt number: _____ Amount: _____ Date: _____

Privacy statement

Moreton Bay Regional Council is collecting your personal information for the purpose of assessing your application to conduct a permitted business in a public place. Council will use your personal information to update council's customer information records and to contact you about other functions and services of council.

Payment options:

In person – Present this form at any of the Moreton Bay Regional Council Customer Service Centres:

Caboolture: 2 Hasking Street, Caboolture | **Strathpine:** 220 Gympie Road, Strathpine | **Redcliffe:** Irene Street, Redcliffe

By mail – **PO Box 159, CABOOLTURE QLD 4510.**

Please make all cheques/money orders payable to Moreton Bay Regional Council.

All approvals will be subject to the following conditions:

- (a) The approval holder must maintain a public liability insurance policy to the value of \$20,000,000 together with an indemnity in the local government's favour executed by the applicant; and
 - (i) Evidence of the currency of the public liability insurance policy must be submitted to the local government prior to carrying out the activity; and
- (b) The approval holder must indemnify and keep indemnified the local government against claims for personal injury (including death) and damage to property (including economic loss) arising by, through or in connection with the approval; and
- (c) If the approval holder or their employee or their agent damages the road, or any public infrastructure within the road or on a local government controlled area, it must –
 - (i) Take immediate steps to make the area safe and maintain the area in a safe condition until all necessary repairs are effected; and
 - (ii) Report all damage to the local government; and
 - (iii) Provide payment to the local government to have all damage rectified or with the local government's prior approval carry out repairs at its own expense to the satisfaction of the local government; and
- (d) If the approval holder abandons the temporary business site or the approval is cancelled, the approval holder must take immediate steps to reinstate the site to a condition which satisfies the local government; and
- (e) The approval holder must keep the temporary business site in a clean and tidy condition and must comply with notices from the local government to clean the site within the time specified within the notice; and
- (f) All goods, equipment, materials and rubbish must be removed from the temporary business site each day at the end of the approved time; and
- (g) Any noise associated with the operation of the operator's temporary business site that, in an Authorised Officer's opinion is a nuisance, is not permitted; and
- (h) Approved signage for the temporary business site must be contained wholly within the approved area, and the placement of signage must not obstruct pedestrians or other traffic. Signage is limited to one (1) A-frame sign or similar and the area of the sign must not exceed 1.2m²; and
- (i) The approval holder must comply with the operating days, hours and dates of operation, and location of the temporary business site specified on the approval; and
 - (i) Must not obstruct access to property; and
 - (ii) Must not interfere with movement or line of sight of vehicular and pedestrian traffic; and
- (j) Goods stored or transported within local government controlled areas in accordance with the approval must be done so with regard to public safety; and
- (k) Council reserves the right to prevent access to Local Government Controlled Areas and Roads without notice for any reasonable reason. Compensation is not payable to any permit holder that may suffer loss as a result of such action by Council; and
- (l) The approval holder must comply with any other conditions that the local government considers necessary.

End of Conditions