

**Title: USE OF YASS CENTRAL BUSINESS DISTRICT FOOTPATHS – NON BUSINESS**

**DA-POL-11**

*Keywords: Ticket Sales, Busking, Footpath Permit*

**Service: DEVELOPMENT AND ENVIRONMENTAL SERVICES**

**Responsible Officer: MANAGER - DEVELOPMENT & ENVIRONMENTAL SERVICES**

## Objective

To ensure that users of footpaths for the purposes of fundraising and promotional activities in the Yass central business district are covered by the appropriate insurances and operate in a manner that does not cause a safety risk to others.

## Policy

### 1. Approved Areas

- 1.1 Each business premise in Comur Street between Rossi and Lead Street has a 2m (wide) x 1.5m (deep) area of footpath approved for use by local not for profit organisations for the purposes of conducting fundraising and promotional activities.
- 1.2 Organisations must not exceed a 2m (wide) x 1.5m (deep) approved area and must ensure that there is a 2m wide path for pedestrians to negotiate.
- 1.3 Not for profit organisations can only use a table, chairs and a-frame signs.  
NOTE: The Apex boot is able to be used in approved areas.
- 1.4 All displays must be included in the 2m (wide) x 1.5m (deep) area and must not pose a possible trip hazard to pedestrians, business patrons, business operators and/or their employees.
- 1.5 The use of umbrellas and sunshades is prohibited.
- 1.6 No posters or signs are to be attached to the buildings or street fixtures.
- 1.7 **No vehicles and/or trailers are to be parked on any Council footpath.**

### 2. Permit Issue

- 2.1 Local charities and not for profit community organisations are able to apply to Council for the issue of an annual “Footpath Permit” as detailed in Council’s Management Plan.

- 2.2 Local charities and not for profit community organisations including church groups and political parties are those that are specific to the Yass Valley area or constitute a local branch of a recognised charity or not for profit organisation.
- 2.3 When applying for a permit, organisations must provide a current copy of their Certificate of Currency with Public Liability coverage of not less than \$10,000,000.
- 2.4 Footpath Permits will remain valid until the day prior to the expiry date of the Certificate of Currency.
- 2.5 Footpath Permits must be clearly displayed by the organisation at the table where the activity is taking place.
- 2.6 Lost or Misplaced Footpath Permits will be replaced upon application within 7 days.
- 2.7 At the expiry of the permits, organisations will be required to submit a copy of their new Certificate of Currency and a new permit will be issued within 7 days.

### **3. Business Operator Rights**

- 3.1. While each business premise in the designated area has approval for a 2m (wide) x 1.5m (deep) area to be used for the purposes of fundraising and promotional activities, the use of this space is at the sole discretion of the business owner.
- 3.2. A representative from the organisation must seek the permission of the business owner to conduct an activity outside of the premises and must provide a copy of this approval with their application for an annual permit.
- 3.3. Council will not play any role other than to issue Footpath permits.

### **4. Busking – Exemption from submitting a Section 68 Application**

- 4.1 From 01 December to 02 January, each year, a general exemption from the requirement to obtain a Section 68 approval to undertake busking in the Comur Street Yass will be enforced.
- 4.2 Those intending to busk need to gain the approval of the business operator of the premises outside of which they intend to occupy.
- 4.3 The area taken up for the purpose of busking must not exceed 2m (wide) x 1.5m (deep) and a 2m path must be left clear for pedestrians.

## Other Relevant Policies/Procedures

Nil

## History

<i>Minute No</i>	<i>Date of Issue</i>	<i>Action</i>	<i>Author</i>	<i>Checked By</i>
	<i>3 May 2007</i>	<i>Written</i>	<i>Paul De Szell</i>	<i>EMT</i>
<i>234</i>	<i>13 June 2007</i>	<i>Adopted</i>		<i>PP&amp;R Meeting</i>
<i>359</i>	<i>8 August 2007</i>	<i>Confirmed</i>		<i>PP&amp;R Meeting</i>