

Gladstone Regional Council

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Gladstone QLD 4680

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Website: www.gladstone.qld.gov.au



Local Government Act
2009

Local Law 1 -
(Administration) 2011
Subordinate Local Law 1.2
- (Commercial Use of
Local Government
Controlled Areas & Roads)
2011

Commercial Beach Activities Application for Commercial Beach Activities

The Gladstone Regional Council is collecting your personal information in accordance with Council's Local Law 1 - Administration to process your Application for approval to undertake commercial activities on beaches and foreshores. The information will only be accessed by authorised council employees. Some of this information may be given to other Government Departments in case of an emergency. Your information will not be given to any other person or agency unless you have given us permission or we are required by law.

Applicable Fees

Application Fee: \$ _____ Annual Fee: \$ _____

Applicant/s details

If applicant is a
corporation,
insert corporation name
and ACN / ARBN

Corporation name

ACN / ARBN

Title Mr Mrs Ms Miss Other (specify)

Family name

Given names

Position

Title Mr Mrs Ms Miss Other (specify)

Family name

Given names

Position

I/we acknowledge that any permit issued pursuant to this application shall be subject to the following conditions:

- The approval holder shall, at all times, hold harmless and keep indemnified the Council, its members, employees and agents from and against all actions, suits, proceedings, claims, demands, losses, costs, charges and expenses which may be taken against, made on or suffered by it or any of them directly or indirectly on account of or in respect of or arising out of any act, matter or thing done or omitted to be done by the approval holder or agents or employees or any of them in connection with any activity carried out or purporting to be carried out under the permit or in the observance, fulfillment, non-observance or non-fulfillment of any condition of the approval.
- The approval holder shall ensure a Public Liability Insurance Policy taken out by him / her to the minimum value of twenty million dollars is kept in force for the whole of the period that the approval covers, and includes the Council as an interested party.

I/we agree to abide by the conditions of the approval set by Council.

Signature _____ Date

Signature _____ Date

Postal address

Locality / Suburb _____ State Postcode

Contact ph. Mobile

Contact fax

Email: _____

Indemnity

This must be the REGISTERED name of the business.	Business Site details	
	Trading name:	
	Storage address:	
	Locality / Suburb:	State <input type="text"/> <input type="text"/> <input type="text"/> Postcode <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>
Real property description – refer to Rates Notice.	Lot no.	Reg. plan no. Parish
Details of Proposed Business Activity:	Description of Activities:	
	Number of personnel for business:.....	
	Estimated maximum numbers of customers at any one time:	
	Estimated maximum numbers of customers in a year:	
	Exact Location for Activities:	
	Entry / Exit points used for Activity:	
	Hours of Operation (days & time):	
	Details of waste products / disposal:	
	Type of vehicles to be used:	
	Vehicle Registration Details:	
	Is signage intended to be displayed? <input type="checkbox"/> Yes - Provide details of signage and how will be secured. <input type="checkbox"/> No	
	A copy of a \$20,000,000 Public Liability Insurance Policy must accompany all applications.	Public Liability Insurance
Name of insured company		
Name of insured		
Policy No.		Amount of cover
Policy Expiry Date		
	Lodgement	
	The following must be attached to your application:	
	<ol style="list-style-type: none"> 1. A sketch of the proposed location and layout of the activity including details of: <ul style="list-style-type: none"> • the boundaries of the site including details of buildings and any other structures; • the area (including dimensions) intended to be used for beach activity and the location of all proposed equipment and facilities; and • any other commercial operators that are currently operating near or around the proposed site. 2. An environmental management plan (details provided on last page of application form). 3. A risk management plan (details provided on last page of application form). 4. A copy of your Public Liability Insurance Policy to the sum of not less than \$20,000,000.00 (20 million dollars). The public liability must indemnify Council, in the prescribed form and manner, against all public liability claims arising from operating the business. 5. A copy of a current registration certificate must be provided for each vehicle proposed to be used in the operation of the activity. 	
Please note: This application and fee MUST be lodged with your Council and will not be processed if all required information is not attached.		

Office use only

Fee	Date / /
Scheduled category	File no.
Receipt no.	Access no.

Environmental Management Plan

Part of the application to carry out a proposed Commercial Activity on Beaches and Foreshores is to submit an Environmental Management Plan. Your Environmental Management Plan may contain some of the following components:

- Description of the proposed activity;
- Description of the proposed site and location for the activity;
- Approximate size of area needed and what routes used to access the activity;
- Plans or efforts to protect any plant or animal life on land or water in the proposed area of the activities. In particular any rare or threatened species, also any general wildlife in the surrounding area(s) that may be affected by the activities on land or in water (e.g. dolphins, pelicans, turtles, coral etc).
- Plans or efforts to prevent disruption of the above mentioned for example,
 - disruption of traffic or displacing wildlife feeding areas,
 - frightening wildlife,
 - removing vegetation, coral or any plant life,
 - contaminating wildlife and plant life with the introduction of weeds and pest species
- Plans to minimize any erosion that your proposed commercial activity might cause. Erosion can be caused from the introduction of walking tracks and channels or removing vegetation from the area.
- Efforts to protect any items of historical and cultural significance
- Plans to minimise any pollution that the proposed commercial activity might cause for example, litter, fuel spills, toilet stops, soaps and chemicals
- Plans to minimise any visual impact the proposed commercial activity might make for example, display of aged equipment, faded signage or inappropriate structures.
- Plans to minimise any excess noise that your proposed commercial activity might cause for example, whistles, horns, engine/motor noise or rowdy behaviour

Risk Management Plan

Part of your proposal to carry out Commercial Activities on Beaches and Foreshores is to submit a Risk Management Plan along with the application form. Your Risk Management Plan may contain some of the following components:

1. Duty of care to workers and contractors
 - The operator for the proposed commercial activities will be required to demonstrate that strategies can be immediately implemented for the safety and welfare of its employees, contractors and subcontractors using the area for the proposed activity. These strategies may include:
 - Workplace Health and Safety Manual, including standards for things such as sun protection, lifting procedures and operation and maintenance of equipment etc.
 - Hazard Inspection Forms
 - Incident Report Forms
 - Training Itineraries
 - Code of Conduct standards for employees
2. Duty of care to participants, customers and bystanders
 - The operator for the proposed commercial activities will be required to demonstrate that strategies can be immediately implemented for the safety and welfare of participants, customers and bystanders using the area for the proposed activity. These strategies may include:
 - A map of "no go" zones
 - List of qualifications of supervisors and emergency contacts
 - Contingency measures in case of staff being unable to lead group through injury, attending to an emergency, illness etc
 - Educational Handout identifying risks for the proposed area for example dehydration, sunburn, stingers etc
 - Training checklists for participants that use equipment for example, snorkels, diving equipment etc
 - List of safety equipment and quantities for example, lifejackets, 1st aid kits etc
 - Indemnity Forms