



## Busking

Version:

Document No.:

### 1.1 Policy Author:

Health, Security and Regulatory Services Department

### 1.2 Objectives:

The objective of this policy is to provide a framework for the administration of the local laws regulating busking to:

- maximise the opportunities to increase the amenity of the Ipswich central city area and the enjoyment of the community in the use of public spaces in Ipswich
- ensure that busking is conducted in manner that does not cause inconvenience or annoyance to users of public spaces
- provide a system to regulate busking that is fair and reasonable for buskers.

### 1.3 Regulatory Authority:

*Local Law No.3 (Commercial Licensing) 2013*

*Subordinate Local Law No.3 (Commercial Licensing) 2013*

### 1.4 Policy Statement:

Busking is a commercial activity which takes place on local government controlled areas and as such is a *regulated activity* under the local law. Buskers must obtain a licence from the Council before undertaking this activity.

In line with this policy's objectives busking will be limited to the Ipswich City Mall d'Arcy Doyle Place, Union Place and such other areas as approved by the Chief Operating Officer (Health, Security and Regulatory Services) in consultation with the relevant divisional Councillor.

### 1.5 Scope:

The policy includes:

- how an application will be processed
- definition of locations where busking is permitted
- standard conditions for licences issued for busking
- methodology for the calculation of licence fees

### 1.6 Roles and responsibilities:

Council's Customer Service Centres:

- receiving and processing applications and fees

Health, Security and Regulatory Services:

- ensuring compliance with licences

- response to complaints

### **1.7 Definitions:**

*Busking* means as a performance undertaken by a person:

- a) to entertain the public; and
- b) seeking voluntary reward for the performance, on local government-controlled areas and roads.

*The Ipswich City Mall* means the section of Nicholas street that starts at River Road and ends at Brisbane Road and includes d'Arcy Doyle Place, Union Place (as set out in blue in Map 1) and such other areas as approved by the Chief Operating Officer (Health, Security and Regulatory Services) in consultation with the relevant divisional Councillor.

*Zones* mean those areas numbered 1 to 5 as set out in Map 1.

Map 1



## 1.8 Licensing Administration

The busking system will work on a first in first served basis and therefore will not require a booking system helping to keep costs for licences to a minimum.

### Licence Holder Responsibilities:

The following standard conditions will be included in any licence issued for busking:

- Performers will not be able to perform within thirty metres of another performer and will be restricted to zones having regard to the appropriateness for the area;
- Busking will only occur between the hours of 9.00am and 5.00pm Saturday to Wednesday and 9.00am to 9.00pm Thursday and Friday.
- Performances must not contain nudity or offensive, derogatory, sexual, racist, or generally discriminatory material or inference;
- Performers are prohibited from using animals, amplification, dangerous materials

or implements (unless otherwise approved by council);

- Group acts must not have more than four artists. Holders of a ‘group licence’ are not permitted to perform as individual acts;
- If a performer(s) fails to comply with terms of the licence or the local laws Council has the right to withdraw, amend or cancel a permit as determined by the Chief Operating Officer (Health, Security and Regulatory Services);
- In its absolute discretion Council has the right to withdraw, amend or cancel a permit without assigning a reason.
- A designated street performance location may be unavailable owing to, but not limited to:
  - Landscaping or other works in the areas,
  - A special event which is approved by Council taking place at or around the location,
  - Complaints that are being investigated,
  - Health and safety concerns or
  - Site has been withdrawn due to unsuitability;
- Licence must be displayed in a prominent, highly visible position so it can be seen at all times during performance;
- The performer(s) must perform in a safe manner so that the artist does not endanger themselves, the community, or any property in the area including vehicles, street furniture etc.;
- The performer(s) can accept voluntary donations from the audience, but may not harass or intimidate spectators and passers-by by overt solicitation or touting for contributions
- The performer(s) must reinstate the site to original conditions;
- Performers are not to sell or offer products and are not to advertise any product service or sponsorship;
- The performer(s) must not interfere with another approved entertainment or activity;
- The performer(s) must hold a valid certificate of Public Liability Insurance;

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**Date of Council resolution:** 3 December 2013

**Committee Reference and date:** Policy and Administration Board No. 2013(14) of 19 November 2013 - City Management and Finance Committee No. 2013(12) of 26 November 2013

**No of resolution:** 11

**Date to be reviewed:** 3 December 2015