

Commercial Use of Public Marine Facilities Application Form

Privacy Notice: Council is collecting the personal information you supply on this form for the purpose of processing your application. Council is authorised to do this under the *Rockhampton Regional Council Local Law No. 1 (Administration) 2011*, specifically *Subordinate Local Law No.1.2 (Commercial Use of Local Government Controlled Areas and Roads) 2011*. Your personal details will not be disclosed to any other person or agency external to Council without your consent unless required or authorised by law.



This form is to be completed when requesting approval to use a Council managed boat ramp or jetty facility for commercial purposes. Applications are subject to approval and activities are not permitted until a written notice of approval is granted and associated fees and charges paid.

P: 07 4932 9000 | E: enquiries@rrc.qld.gov.au | W: rockhamptonregion.qld.gov.au | PO Box 1860, Rockhampton 4700 | ABN: 59 923 523 766

Applicant Details <i>(applicant name must be the same as shown on the public liability insurance)</i>		
If applicant is an Individual – Complete Section A		
If applicant is a Company or Incorporated Association – Complete Section B		
Section A – Individual Application		
Applicant name:		
First	Middle	Last
Postal address:		
ABN <i>(if applicable)</i> :		
Contact number/s:		
Email:		
Section B – Company or Incorporated Association Application		
Legal name:		
ABN:	ACN:	
Contact person's name:		
Contact person's number/s:		
Email:		
Public Liability Insurance <i>(please note a copy of your Public Liability Insurance with a minimum cover of \$20 million must be provided)</i>		
Name of insurer:		
Expiry date:	Policy number:	
Is the policy limit for a minimum of \$20 million:		
<input type="checkbox"/> Yes		
<input type="checkbox"/> No – please arrange for policy limit to be increased before submitting to Council.		
Is Rockhampton Regional Council noted as an interested party:		
<input type="checkbox"/> Yes		
<input type="checkbox"/> No – please arrange for Council to be noted as an interested party before submitting to Council.		

OFFICE USE ONLY	Receipt date:	Receipt number:	CSO:	Amount:
	Application number:	Date approved:	Approving officer name:	

Site Details

Please identify the applicable public marine facility from the options below:

<u>Facility Location</u>	<u>Description</u>	<u>Street Address</u>
<input type="checkbox"/> North bank of Fitzroy River	Boat Ramp	Reaney Street, Berserker
<input type="checkbox"/> North bank of Fitzroy River	Boat Ramp	Reaney Street, The Common
<input type="checkbox"/> North bank of Fitzroy River	Boat Ramp	Larcombe Street, Rockhampton
<input type="checkbox"/> South bank of Fitzroy River	Boat Ramp	Rockhampton Ski Gardens via Huet Street, Wandal
<input type="checkbox"/> South bank of Fitzroy River	Jetty	Derby Street, Rockhampton
<input type="checkbox"/> South Side of Dee River Dam	Boat Ramp	Dee River, Mount Morgan
<input type="checkbox"/> South bank of Fitzroy River	Boat Ramp	Quay Street, Rockhampton
<input type="checkbox"/> South bank of Fitzroy River	Floating Walkway	Quay Street, Rockhampton
<input type="checkbox"/> Port Alma	Boat Ramp	Port Alma Road, Port Alma
<input type="checkbox"/> North bank of Fitzroy River	Boat Ramp	Reaney Street, Berserker

Commercial Activity Details

Trading name:

Type/s of activity proposed:

(For example, river cruise and dining, party boat, fishing charter, wildlife spotting, commercial fishing, transport of goods, etc)

Number of persons expected *(for example, participants/customers)*:

If applicable, details of site/vessel/s proposed to be used:

Will PA systems and/or amplified sound be a part of your activity? If yes, please provide details:

Details of how waste will be managed for your activity:

Other relevant information:

Operational Details

Nature of activity being undertaken (for example, river cruise and dining):

Days and times of operation:

Dates of operation if not year-round:

Marine Vessel Details

Registered number:

Hull Identification Number (HIN) or Serial Identification Number (SIN):

Make:

Model:

Registered Operator Details

Applicant name:

First

Middle

Last

Postal address:

Email address:

Contact number/s:

Standard Conditions of Approval

The conditions of an approval may require that the approval holder:

- (a) Limit the activities authorised by the approval to one or more of:
 - (i) A single specified location;
 - (ii) A number of specified locations;
 - (iii) A specified area; or
 - (iv) A number of specified areas; and
- (b) Limit the activities to specified days and times; and
- (c) Limit the activities to:
 - (i) A specified period of time; or
 - (ii) Specified periods of time; and
- (d) Display the approval in a specified position, and produce the approval for inspection on demand by an authorised person; and
- (e) Take specified measures to protect the safety of persons who may be involved in, or affected by, the activities authorised by the approval; and
- (f) Give specified indemnities and take out and maintain insurance against personal injury and property damage resulting from the activities authorised by the approval; and
- (g) Take specified measures to ensure that the activities authorised by the approval do not cause a nuisance; and
- (h) If the approval authorises the approval holder to use a specified part of a local government controlled area or road for the operation of the activity — pay a specified rental to the local government at specified intervals; and

- (i) Submit the operation of the activity, including any vehicle, vessel or premises used in the operation of the activity, for inspection by an authorised person; and
- (j) Prominently and permanently display at a specified location each of:
 - (i) The approval number granted by the local government in numbers not less than 50mm in height; and
 - (ii) The name and address of the approval holder in letters not less than 75mm in height; and
- (k) If the approval relates to an activity on a road or a state owned marine facility —give a written indemnity to the State; and
- (l) Limit the activities authorised by the approval such that the activities may be operated within a specified radius of:
 - (i) Fixed premises which sell or offer for sale, the same or similar goods or services; or
 - (ii) The site of operation of another prescribed activity:
 - a. The operation of which is authorised by an approval granted by the local government; and
 - b. At which the same or similar goods or services are sold or offered for sale; and
- (m) Limit the operation of the prescribed activity so that it does not:
 - (i) Create a traffic nuisance; or
 - (ii) Increase an existing traffic nuisance; or
 - (iii) Detrimentally affect the efficiency of the road network or facility in which the activity is undertaken; and
- (n) Limit the operation of the prescribed activity so that it does not detrimentally affect the amenity of the neighbourhood in which the prescribed activity is undertaken; and
- (o) Ensure that the operation of the prescribed activity does not create a road or facility safety risk; and
- (p) Ensure that all facilities and equipment used in the operation of the prescribed activity are, at all times, maintained:
 - (i) In good working order and condition; and
 - (ii) In a clean and sanitary condition; and
- (q) If the approval authorises the operation of a roadside vending activity on a local government controlled area or a road on specified days — remove the vehicle from the local government controlled area or road after the close of business each day unless otherwise specified by the local government.

Supporting Documentation *(failure to attach supporting documentation may cause delays)*

Please provide the relevant supporting documentation when submitting this form:

- Certificate of Cover for Public Liability Insurance to the minimum value of \$20 million and noting Rockhampton Regional Council as an interested party – ensure the name on the insurance policy is the same name as the applicants
- Copy of Not-for-Profit registration (where applicable)
- Relevant Licences/Qualifications/Permits including but not limited to:
 - Food Business Licence and associated documentation (for example, food safety program)
 - Commercial Marine Licence (for commercial activities) or Boat and Personal Watercraft Licence (for community activities)
 - Charter Fishing Licence
 - Liquor and Wine Licence and Permits.

Declaration and Indemnity

In consideration of Council granting the approval of this Application, the Applicant:

1. Shall, at all times, hold harmless and keep indemnified the Rockhampton Regional Council and its officers, employees, members, agents and contractors ("Indemnified parties") from and against all actions, suits, proceedings, claims, demands, losses, costs, charges and expenses ("Claim") arising out of or in any way connected to or resulting from Rockhampton Regional Council granting the approval of this Application and any activity carried out or purported to be carried out under any approval of this Application (in all circumstances whether directly or indirectly), including:
 - a. Any personal injury, illness, death to any person or damage to any property; and
 - b. Any breach, non-observance or non-fulfilment of any condition of the approval; and
 - c. Any act, matter, negligence or thing done or omitted to be done by the Applicant or its employees, agents or contractors.
2. Accepts that by proceeding with the activity, they will be taken to have agreed to the Standard Conditions of Approval outlined on this form.
3. Accepts that Council may impose additional non-standard conditions of approval after the application has been assessed which will be noted on the information notice issued at the time approval of the Application is granted.
4. Acknowledge that Council has not made any claim, statement or interference with regard to the suitability of the facility or land for the activity and I have satisfied myself in this regard.

I submit this form with the relevant supporting documentation as required. I declare that the details are correct to the best of my ability.

Name:

Signature:

Date:

Fees and Charges

For a full list of fees and charges please refer to Council's Fees and Charges Schedule.

Payment Information

In person | You can pay at Council's Customer Service Centres: 232 Bolsover Street, Rockhampton; 32 Hall Street, Mount Morgan; 1 Ranger Street, Gracemere.

By phone | Customer Service staff will contact you regarding payment via credit card or debit once this form is received.

By post | Make your cheques/money order payable to 'Rockhampton Regional Council' and send to PO Box 1860, Rockhampton, Queensland, 4700.