

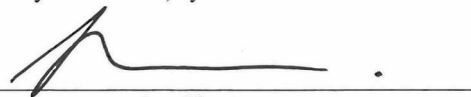


**Redland**  
CITY COUNCIL

Redland City Council

**Subordinate Local Law No. 1.12  
(Operation of Temporary  
Entertainment Events) 2015**

It is hereby certified that this a true and correct copy of *Subordinate Local Law No. 1.12 (Operation of Temporary Entertainment Events) 2015* made, in accordance with the *Local Government Act 2009*, by the Council of the City of Redland, by resolution dated 15 March 2023

A handwritten signature in black ink, appearing to read 'A. Chesterman', is written over a horizontal line.

A. Chesterman  
**Chief Executive Officer**



## Redland City Council

# Subordinate Local Law No. 1.12 (Operation of Temporary Entertainment Events) 2015

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## Part 1 Preliminary

### 1 Short title

This subordinate local law may be cited as *Subordinate Local Law No. 1.12 (Operation of Temporary Entertainment Events) 2015*.

### 2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement *Local Law No. 1 (Administration) 2015* which provides for a legal and procedural framework for the administration, implementation and enforcement of the local government's local laws, subordinate local laws and other regulatory powers, and for miscellaneous administrative matters.
- (2) The purpose is to be achieved by providing for—
  - (a) various matters regarding the granting of approvals for prescribed activities; and
  - (b) further specification of the definitions relevant to various prescribed activities.
- (3) In particular, the purpose of this subordinate local law is to supplement the legal and procedural framework for the prescribed activity named in schedule 1, section 1.

### 3 Authorising local law

The making of the provisions in this subordinate local law is authorised by *Local Law No. 1 (Administration) 2015* (the **authorising local law**).

### 4 Definitions

- (1) Particular words used in this subordinate local law have the same meaning as provided for in the authorising local law.
- (2) The dictionary in schedule 4 defines particular words used in this subordinate local law.

## Part 2 Approval for prescribed activity

### 5 Matters regarding the prescribed activity—Authorising local law, ss 6(3), (4), 8(2)(a), 9(1)(d), 10(3), 12, 13(a), 14(1)(a)

- (1) Schedule 1—
  - (a) names a prescribed activity in section 1; and
  - (b) prescribes the matters specified in this section for the prescribed activity.
- (2) For section 6(3) of the authorising local law, it is declared that section 6(2) of the authorising local law does not apply to the particular activities stated in section 2 of schedule 1.

- (3) For section 6(4) of the authorising local law, it is declared that the prescribed activity named in section 1 of schedule 1 is a category 2 activity.
- (4) For section 8(2)(a) of the authorising local law, the documents and materials that must accompany an application for approval for the prescribed activity are stated in section 3 of schedule 1.
- (5) For section 9(1)(d) of the authorising local law, the local government may only grant an approval for the prescribed activity if it is satisfied the proposed operation and management of the activity would be consistent with the additional criteria prescribed in section 4 of schedule 1.
- (6) For section 10(3) of the authorising local law, the conditions that must be imposed on an approval for the prescribed activity are stated in section 5 of schedule 1.
- (7) For section 10(3) of the authorising local law, the conditions that will ordinarily be imposed on an approval for the prescribed activity are stated in section 6 of schedule 1.
- (8) For section 13(a) of the authorising local law, the term of an approval for the prescribed activity is provided for in section 7 of schedule 1.
- (9) For section 14(1)(a) of the authorising local law, the further term for renewal or extension of an approval for the prescribed activity is provided for in section 8 of schedule 1.
- (10) For section 12 of the authorising local law, in Table 1 of schedule 1—
  - (a) column 1 lists the application requirements for which the local government may accept as evidence the certificate of a third party certifier; and
  - (b) column 2 lists the individuals or organisations that are declared to be third party certifiers for the corresponding application requirement in column 1; and
  - (c) column 3 lists the qualifications that are necessary for an individual or organisation to be a third party certifier for the corresponding application requirement in column 1.

## **6 Approvals that are non-transferable—Authorising local law, s 15(2)**

For section 15(2) of the authorising local law, it is declared that the categories of approval listed in schedule 2 are non-transferable.

## **Part 3 Application to State-controlled roads**

### **7 State-controlled roads to which the local law applies—Authorising local law, schedule 1**

For the purposes of the definition of *road* in schedule 1 of the authorising local law, the State-controlled roads listed in schedule 3 are roads to which the authorising local law applies unless otherwise provided in the local law.

## **Schedule 1      Operation of temporary entertainment events**

### **Section 5**

#### **1.      Prescribed activity**

Operation of temporary entertainment events.

#### **2.      Activities that do not require an approval under the authorising local law**

The opening to the public, or the preparation for opening to the public, of a temporary entertainment event if—

- (a)      the opening to the public constitutes development under the Planning Act, for example, the use of an indoor recreation facility under the planning scheme of the local government; or
- (b)      the entertainment event is undertaken on a local government controlled area or a road and is only open to a maximum of 500 persons for the duration of the entertainment event; or
- (c)      the entertainment event is undertaken on a place other than a local government controlled area or a road.

*Note*

*To protect public health and safety, temporary entertainment events that do not need an approval, should follow the Redland City Council Event Information Kit.*

#### **3.      Documents and materials that must accompany an application for an approval**

- (1)      A detailed statement of the nature of the entertainment to be provided at the temporary entertainment event.
- (2)      If the applicant is not the owner of the place of the temporary entertainment event—the written consent of the owner of the place.
- (3)      The dates and times during which the temporary entertainment event is to be undertaken.
- (4)      The expected attendance rate for the temporary entertainment event.
- (5)      The street address where the temporary entertainment event is to be undertaken.
- (6)      The name, street address, telephone number and email address of each person and business who will operate the temporary entertainment event.
- (7)      A copy of each policy of insurance of the applicant which is applicable to the undertaking of the prescribed activity including, without limitation, a public liability insurance policy which provides indemnity for each individual occurrence in an amount not less than \$20,000,000.00.
- (8)      An event management plan which details each of the following—
  - (a)      a plan showing the place of the temporary entertainment event, including

- the boundaries of the temporary event, details and location of buildings and other structures at the temporary event; and
- (b) consultation with key stakeholders; and
  - (c) notification of the event to the surrounding residents, including contact details for a nominated responsible person; and
  - (d) cleaning and sanitation; and
  - (e) noise management, including audio equipment; and
  - (f) waste and recycling; and
  - (g) food businesses operating at the event; and
  - (h) number and location of toilets; and
  - (i) drinking water supply; and
  - (j) security services; and
  - (k) an emergency management plan, including evacuation plans; and
  - (l) traffic management; and
  - (m) risk assessment; and
  - (n) first aid provisions; and
  - (o) copies of applicable approvals and certifications, for example—
    - (i) a permit under the *Liquor Act 1992* if the consumption of liquor is permitted ; and
    - (ii) a fireworks approval issued by the relevant State government department; and
    - (iii) a certificate for each amusement ride issued by Workplace Health and Safety Queensland; and
    - (iv) food business licences issued under the *Food Act 2006*; and
    - (v) a public open space booking; and
    - (vi) if applicable, traffic control permit.
- (9) An application for an approval for the prescribed activity, and all documents and materials that must accompany an application for an approval, must be made to the local government at least 6 weeks prior to the date of commencement of the proposed entertainment event identified in the application.

*Note*

*Redland City Council Temporary Entertainment Events Policy, Guideline and Information Kit provides guidance on application processes for temporary entertainment events and compliance with this subordinate local law.*

#### **4. Additional criteria for the granting of an approval**

- (1) The design and construction of the place of the temporary entertainment event must be safe and appropriate to the nature of the entertainment proposed and the number of people expected to attend the place.
- (2) The temporary entertainment event must not unreasonably detract from the amenity of the area in which the entertainment is, or is proposed to be, situated.

- (3) Entertainment provided at the place must not generate significant noise, dust or light pollution or other significantly adverse effects on the surrounding neighbourhood.
- (4) The proposed operation and management of the temporary entertainment event must be adequate to protect public health, safety and amenity and prevent environmental harm.
- (5) The operation of the temporary entertainment event must be lawfully conducted on the place identified in the application.

#### **5. Conditions that must be imposed on an approval**

- (1) The approval holder must produce the approval for inspection by an authorised person upon request.
- (2) The approval holder must allow an authorised person to enter and inspect the activities of the temporary event to ensure compliance.

#### **6. Conditions that will ordinarily be imposed on an approval**

The conditions of an approval may —

- (a) require the approval holder to provide specified equipment, and to take specified measures, for the safety of the public; and

*Example of equipment and measures that may be specified—*

*a requirement to have appropriate communication systems and equipment in place to manage an emergency situation such as a loss of power supply*

- (b) prescribe requirements for facilities and amenities, including—
  - (i) providing specified facilities and amenities; and
  - (ii) providing an adequate number of toilets and sanitary conveniences for use by members of the public who are attending the temporary entertainment event; and
  - (iii) supplying potable water at all times to all toilets, sanitary conveniences and drinking water facilities; and
  - (iv) maintaining facilities, amenities and sanitary conveniences in good working order and condition at all times; and
  - (v) placing facilities, amenities and sanitary conveniences in suitable locations throughout the premises where the event will be held; and
  - (vi) providing adequate hand washing facilities; and
- (c) regulate the hours of operation of the temporary entertainment event; and
- (d) require the approval holder to provide specified equipment, or take specified measures, to reduce adverse effects of activities at the temporary entertainment event on the surrounding neighbourhood to acceptable levels; and
- (e) require the approval holder and all sub-contractors, including amusement operators, to take out and maintain \$20,000,000.00 of public liability insurance and produce documentary evidence of the insurance to the local government before the event commences; and

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- (f) regulate noise emission from the temporary entertainment event, including—
    - (i) a requirement to comply with noise standards in the *Environmental Protection Act 1994* and not cause an environmental nuisance; and
    - (ii) a requirement for amplification equipment operated throughout the temporary entertainment event to be situated so as to minimise the noise impact on residential premises; and
  - (g) require the design and construction of the place of the temporary entertainment event to be safe and appropriate having regard to the nature of the entertainment proposed and the number of people expected to attend the place; and
  - (h) require the approval holder to ensure that the place of the temporary entertainment event and its operation do not unreasonably detract from the amenity of the area in which the place is located; and
  - (i) prescribe requirements for the collection, storage and disposal of waste generated by the temporary entertainment event, including—
    - (i) the supply of an adequate number of vermin proof, plastic lined, waste receptacles for general solid waste; and
    - (ii) the positioning of waste receptacles in suitable locations throughout the premises; and
    - (iii) the removal and appropriate disposal of all waste (including rubbish and litter) remaining on the premises after the temporary entertainment event; and
  - (j) prescribe requirements for people and (if applicable) vehicles to enter and leave the place of the temporary entertainment event, including—
    - (i) not restricting or diminishing existing access to parkland or buildings, including parking bays, for people with disabilities; and
    - (ii) providing and maintaining at all time access within, to and from the premises for emergency service vehicles; and
    - (iii) staffing and keeping free from obstruction gates for emergency vehicles at all times; and
    - (iv) keeping fire safety equipment free from obstruction at all times; and
  - (k) require that any premises, building, structure, vehicle, facility or equipment used in the operation of the temporary entertainment event be maintained at all times—
    - (i) in good working order; and
    - (ii) in a good state of repair; and
    - (iii) in a clean and sanitary condition; and
  - (l) prescribe requirements about—
    - (i) crowd, traffic and parking control; and
    - (ii) security measures to be implemented; and



- (iii) evacuation procedures to be implemented as part of the operation of the temporary entertainment event; and
- (iv) the public display of evacuation plans and procedures as part of the operation of the temporary entertainment event; and
- (v) the exhibition of signage as part of the operation of the temporary entertainment event; and
- (vi) the removal of structures erected, and equipment used, as part of the operation of the temporary entertainment event at the completion of the event; and
- (vii) first aid facilities including positioning in appropriate locations; and
- (m) the approval holder must implement and comply with the temporary entertainment event management plan and the emergency management plan submitted as part of the application; and
- (n) require the approval holder to have suitably qualified staff employed, in adequate numbers, to ensure the safety of the public and supervise the types of activities carried out during the temporary entertainment event; and
- (o) require all wastewater generated during the temporary entertainment event to be disposed of so as not to cause environmental harm or environmental nuisance; and
- (p) require all temporary buildings and structures to comply with relevant provisions of the Building Code of Australia, Australian Standards and manufacturer requirements; and
- (q) require a certified structural safety report for all temporary construction work to be made available to an authorised person for inspection upon request; and
- (r) require the approval holder and all operators at the event to comply with electrical and construction safety measures, including—
  - (i) AS/NZS 3760 - In-service safety inspection and testing of electrical equipment; and
  - (ii) AS/NZS 3001 - Transportable structures and vehicles including their sites; and
- (s) prescribe requirements for food safety, including—
  - (i) all food vendors at the event must comply with the *Food Act 2006* and the Food Safety Standards 3.2.2 and 3.2.3, including structural and operational requirements for mobile food and temporary food stalls; and
  - (ii) all food stall operators to be appropriately licensed under the *Food Act 2006*; and
- (t) require the approval holder to have copies of certificates confirming the safety of all registerable amusement plant and equipment and give a copy of the certificates to an authorised person upon request.

## 7. Term of an approval

- (1) The term of an approval must be determined by the local government having regard to the information submitted by the applicant.
- (2) The term of the approval must be specified in the approval.

**8. Term of renewal of an approval**

- (1) The term for which an approval may be renewed or extended must be determined by the local government having regard to the information submitted by the approval holder.
- (2) If the local government grants the application, the local government must specify in the written notice, the term of the renewal or extension.

**Schedule 2      Categories of approval that are non-transferable**

**Section 6**

Each approval for the prescribed activity named in schedule 1, section 1 is transferable.

**Schedule 3      State-controlled roads to which the local  
law applies**

**Section 7**

Subject to the chief executive's written agreement under the *Transport Operations (Road Use Management) Act 1995*, section 66(5)(b), every State-controlled road in the local government area of the local government.

## Schedule 4      Dictionary

### Section 4

**building** has the meaning given in the *Building Act 1975*.

**land** has the meaning given in the *Planning Act 2016*.

**premises** means any land, building or structure and includes any part thereof.

**sanitary convenience** has the meaning given in the *Environmental Protection Act 1994*.

**structure** has the meaning given in the Act.

**vehicle** has the meaning given in the *Transport Operations (Road Use Management) Act 1995*.

**waste** has the meaning given in the *Environmental Protection Act 1994*.