



All Communications to:

The Chief Executive Officer
Locked Bag 1
BUSSELTON WA 6280
T: (08) 9781 0444 E: city@busselton.wa.gov.au
www.busselton.wa.gov.au

BUSKING PERMIT CONDITIONS

By obtaining a busking permit (Permit), the Permit Holder agrees to act in accordance with the following conditions.

1. Permit Duration

- (a) Permits are valid for 12 months from the date of issue.
- (b) Permits are not automatically renewed and the renewal of permits is not guaranteed.
- (c) Permit Holders must not busk with an expired permit.

2. Designated Busk Stops

- (a) Busking is only permitted at Designated Busk Stops.
- (b) The City may restrict or prohibit busking for street improvements, maintenance work, special events or any other reason.
- (c) Permit Holders must comply with any request from the City to move from a Designated Busk Stop.

3. Performance Times

Unless otherwise specified:

- (a) Busking must only be undertaken between the hours of 9am and 9pm;
- (b) Permit Holders must only remain at a Designated Busk Stop for a maximum of two hours.

4. Age Restrictions

Minors are subject to the following conditions:

- (a) Permit Holders under the age of 14 must be supervised by a parent or guardian at all times;
- (b) Permit Holders under the age of 16 are not permitted to perform during school hours or between 6pm and 9am.

5. Monetary Appreciation

Permit Holders may receive monetary appreciation or voluntary donations from members of the public for their performance but must not solicit funds in any way.

6. Personal Appearance

The Permit Holder must be clean and presentable at all times.

7. Noise Levels

- (a) Permit Holders are required to comply with the decibel levels specified in the Environmental Protection Noise Regulations 1997 (WA).
- (b) If a Permit Holder uses an amplification unit, it must be battery powered and the Permit Holder must have a means of ensuring the decibel level generated is no greater than 65dBA.

8. Dealings with members of the public

- (a) Permit Holders must not create a nuisance or harass, annoy or disturb any person, trader or resident.
- (b) If a Permit Holder is in a potentially volatile or harassing situation the Permit Holder should remove themselves from the situation and where necessary contact the police for assistance.

9. Sale of Goods and Services

Permit Holders must not offer, display, demonstrate or advertise goods or services for sale.

10. Prohibited activities

The following activities are prohibited:

- (a) Pavement art (chalk art);
- (b) Use of dangerous objects and materials;
- (c) Performances that use abusive, offensive or indecent language or materials or behave in an indecent or abusive manner;
- (d) Performances that involve animals;
- (e) Tarot card reading, palmistry and fortune telling;
- (f) Massage, chiropractic treatment or any other physical manipulation;
- (g) Fundraising;
- (h) Advertising, spruiking or publicising;
- (i) Political rallying;
- (j) Religious or ideological spruiking;
- (k) Face or body painting of others, including temporary tattoo applications;
- (l) Artists selling pre-fabricated work, artists must be actively creating the work as part of the performance; and
- (m) Soliciting of money for any purpose.

11. Pedestrian traffic and accessibility

- (a) To ensure the continuing support of traders and the public Permit Holders must not obstruct the pedestrian flow, public amenities, traders or delivery vehicles including by encouraging audience formation that causes such obstruction.
- (b) Permit Holders must only use Designated Busk Stops and keep clear of shopping centre / shop doorways, dining areas and emergency exits.

12. Permit transfers

Permits are not transferrable and apply only to the nominated holder.

13. Risk and Liability

- (a) All risk in relation to performances remains with the Permit Holder.
- (b) Permit Holders are not insured under the City's public liability insurance policy and are therefore not covered for any injury or damage that they may cause to another person or property as a result of the actions of the busker or the buskers performance.
- (c) Where a performance involves equipment, instruments, props or actions that have the potential to injure a person or damage property, the busker will be required to supply to the City evidence of their public liability insurance. The policy must be for at least \$10 million and note the interests of the City of Busselton.
- (d) Performances that are considered low risk (i.e. performances or acts that have minimal potential to cause injury to the public or damage to property) will not be required to provide proof of public liability insurance. Despite this it is recommended that Permit Holders hold their own public liability insurance.

14. Media exposure

The Permit Holder consents to media exposure during performances including but not limited to the mediums of television, radio, photographic and internet.

15. Cancellation of Permit

The City may suspend, amend or cancel a Permit if the Permit Holder fails to comply with the requirements or conditions of approval.