

Town of Gawler

Permit Application Form

Application to use a Public Road/Footpath/Council Land for Business Purposes Pursuant to Section 222 of the Local Government Act 1999



Town of Gawler – Environment and Regulatory Services

PO Box 130, Gawler SA 5118

Ph: 8522 9211

Email: council@gawler.sa.gov.au

Please complete this form online, or printed in block letters and return to the Town of Gawler at least 10 working days before the proposed activity. This application must be lodged with Public Liability Insurance Certificate of Currency (cover up to \$20,000,000).

APPLICANT DETAILS

Name of Applicant (PERMIT HOLDER)			
Alternative Contact Person			
Address			
Email Address		Phone	
Site where permit required (PLEASE SUPPLY PLAN)			
Describe Activities/equipment			
Names of people involved in activity			
Commencement Date/Time		Expiration Date/Time	

TYPE OF PERMIT

	Trading on Public Roads / Busking (\$72.00)	
	Mobile Food Vendor (Monthly \$207.00 Annually \$2070.00)	
	Outdoor Dining – New Application (\$72.00)	
	Outdoor Dining Permit – Annual Fee (\$11.00 per table; \$6.00 per chair)	
	Footpath Display Permit – Annual Fee (\$105.00)	

** Please note - application fee is an administration fee payable prior to assessment of the permit application. **

** Application fee is not refundable **

** Above Fees are for 2023/24 Financial Year **

DECLARATION – Please complete checklist and sign/date

I acknowledge that on behalf of the Permit Holder I have read and understood the Permit conditions and on behalf of the Permit Holder agree to abide by the General Conditions and the Special Conditions of the Permit as approved by Council. I acknowledge that approval of this permit application does not automatically grant approval of any other statutory or other policy requirement of the proposed activity.

Name		Receipt No	
Signature		Date	

CHECKLIST

<input type="checkbox"/> Declaration signed and dated	<input type="checkbox"/> Insurance Policy supplied to Council
<input type="checkbox"/> Site plan supplied to Council	<input type="checkbox"/> Application fee paid and receipt number supplied

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WHEN THIS PERMIT IS ISSUED:-

- A. The Permit Holder agrees to comply with the General Conditions as set out in this Permit.
- B. The Permit Holder agrees to comply with any Special Conditions which are set out in this Permit.
- C. The Permit Holder will provide a copy of all certificates which are required by either the General Conditions or Special Conditions of this Permit.

AND THE PERMIT HOLDER AGREES FURTHER:-

1. Indemnification and Release

- a) The Permit Holder agrees to indemnify the Council from and against all actions, costs, claims and damages, which may be brought or claimed against the Council arising out of or in relation to the granting of this permit.
- b) The Permit Holder agrees to release the Council from any liability or claim resulting from any accident, damage or injury occurring in the Area.
- c) The Permit Holder agrees that Council will have no responsibility or liability for any loss or damage to the Permit Holders fixtures or fittings or personal property.

2. Public Liability Insurance

- a) The Permit Holder must hold a current public liability insurance policy in the name of the Permit Holder. The policy must insure for the amount of \$20 million dollars (\$20,000,000) and must cover the injury, loss or damage to persons or property arising out of the activity carried out under this Permit or the granting of this Permit by the Council.

3. Disclosure and Evidence of Policy

- a) The Permit Holder must not commence to use the Area until a copy of the current and valid public liability insurance policy is provided to Council.

4. Standards

- a) During the period in which this Permit is current the Permit Holder must comply with any applicable industry or health standards in relation to the use of the Area. The Permit Holder must ensure that the activity permitted to be carried out by this Permit is conducted in a safe and responsible manner.

5. Permit Not Transferable

- a) This Permit is not transferable to any other party, person or organisation without the written permission of Council.

6. Compliance with Statutory Requirements

- a) The Permit Holder must comply with any Act of Parliament, Regulation or Bylaw relating to the use of the Area.
- b) Wherever there is any cost involved in complying with the preceding requirement, the Permit Holder will be responsible for the payment of those costs.

7. Authorised Use

- a) Not to use or allow the Area to be used for any other purpose or activity other than that authorised by this Permit.

8. Notification of Damage

- a) The Permit Holder must take all reasonable precautions to avoid damage to the Area and any improvements or structures located in the Area. The Permit Holder must immediately notify the Council of damage to the Area or any Council owned property located within or adjacent to the Area;
- b) The Permit Holder will be responsible to reimburse the Council for all its reasonable costs to repair or rectify any damage caused as a result of the Permit Holder's use or misuse of the Area.

9. Alterations

- a) The Permit Holder may not alter or remove any of the existing fixtures or fittings within the Area nor install any structures or items within or adjacent to the Area without Council's prior approval.

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10. Breach

- a) If the Permit Holder breaches a provision of this Permit, the Council may give the Permit Holder written notice to remedy the breach and the notice will identify that failure to remedy the breach will result in cancellation of the Permit.
- b) If the Permit Holder fails to remedy the breach within a time specified in the Council's notice then, the Council may cancel this Permit.

11. Execution of this Permit

- a) This Permit will not be effective until the Permit Holder has received a copy of the Permit approved and signed by an Authorised Officer of Council.

12. Contractual Rights Only

- a) This Permit does not confer on the Permit Holder any exclusive right, entitlement or interest in the Area.

13. Interpretation

- a) In the Permit reference to:
The “**Council**” includes its members, employees and agents;
The “**Permit Holder**” includes its members, employees and agents.

Completed application forms can be forwarded to the Town of Gawler via the following methods:

Email: council@gawler.sa.gov.au

In person: Gawler Administration Centre, 43 High Street, Gawler East SA 5118

Post: Town of Gawler, PO Box 130, GAWLER SA 5118