

	A240 ASSEMBLIES AND EVENTS ON STREETS AND OTHER COUNCIL LAND	Version No:	7
		Issued:	August 2019
		Next Review:	August 2023

1. INTRODUCTION

This document sets out the policy of the City of Mount Gambier (“Council”) for when assemblies and events are held on Council land, including roadways, under the *Public Assemblies Act 1972*.

2. NOTICE OF ASSEMBLY

- (a) Where an organised assembly or event is planned to be held on a street or other Council land, and consent of Council has not or cannot be given under other legislative powers, the organisers be requested to lodge with Council a *Notice of Assembly* pursuant to the provisions of the *Public Assemblies Act, 1972*.
- (b) Such Notice is to be assessed by the General Manager City Infrastructure or General Manager City Growth using the attached pro-forma.
- (c) The purpose of a *Notice of Assembly* is not to seek Council ‘consent’ to a proposal, but to enable the proposal to be assessed as to whether or not any objection is to be made by Council in accordance with the *Public Assemblies Act 1972*.

NOTE: Council’s controls over organised assemblies and events on Council land are primarily contained in the provisions of the Local Government Act, Road Traffic Act and Council By-Laws.

3. FOR COUNCIL USE ONLY

APPLICATION RECEIVED FROM :.....(*Insert Applicant’s name*).....

SECTION A

- 1. Mount Gambier Police notified.
- 2. Date: / / Time.....Method.....

Actioned by.....

SECTION B

ASSESSMENT BY GENERAL MANAGER CITY INFRASTRUCTURE OR GENERAL MANAGER CITY GROWTH

PART 1 - Public Assemblies Act 1972

- (a) If affected, would the proposed assembly unduly prejudice any public interest? YES/NO
- (b) If Yes - use delegated power to lodge objection pursuant to Section 4 (6) and (7) of the Act.
- (c) Section 4 (8)
 - 1. Objection - served on Applicant :.....(*Insert Applicant’s name*).....

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Date: / / TimeMethod.....

2. Objection - published in *The Advertiser* – Date: / /

3. Objection - published in *The Border Watch* – Date: / /

PART 2 - *Summary Offences Act 1953*

(a) Should recommendation be made to Mayor to give directions pursuant to the provisions of Section 59 of the Act? YES/NO

(b) If YES, what directions are recommended (use separate sheet).

(c) Section 59 (6)

1. Direction - published in *The Advertiser* – Date: / /

2. Direction - published in *The Border Watch* – Date: / /

PART 3 - *Local Government Act 1999*

(a) Should vehicles, etc. be excluded from public places affected by assembly pursuant to the provisions of the Act,

NOTE: Council decision required to implement as absolute majority required.

YES (but insufficient time) /NO

(b) If YES:

1. Date of Council Decision: / /

2. Notice - published in *The Government Gazette* – Date: / /

3. Notice - published in *The Border Watch* – Date: / /

If insufficient time:

Applicant Notified -

Date: / / Time: AM/PM Method:.....

PART 4 - *Road Traffic Act 1961*

(a) Should applicant make application to Council or the relevant Minister, pursuant to the provisions of the Act (Road Closing and exemptions for road events)?

YES (but insufficient time)/NO

(b) If yes with or without (insufficient time), advise applicant.

Date: / / Time: AM/PM Method:.....

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PART 5 - Traffic Control Devices

(a) Are any temporary traffic control devices required to be erected for the purpose of the proposed assembly.

YES/NO

(b) If YES, issue authorisation pursuant to Section 17 (Council delegation R.T.A.I. and delegation from Minister) and arrange for their erection.

PART 6 - Consultation

(a) Was this assessment made in consultation with SAPOL?

YES/NO

(b) If so:

Name:.....Date: / / Time: AM/PM

PART 7 - Council By - Laws

(a) Any approvals required pursuant to Council By – Laws?

YES/NO

(b) If so:

Details:

DATED this day of 20

.....
GENERAL MANAGER CITY INFRASTRUCTURE

OR

.....
GENERAL MANAGER CITY GROWTH

OR

.....
CHIEF EXECUTIVE OFFICER

NOTE: Part 5 (Ministerial delegation) must be actioned by General Manager City Infrastructure.

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4. AVAILABILITY OF POLICY

This Policy will be available for inspection at Council's principal office during ordinary business hours and on the Council's website www.mountgambier.sa.gov.au. Copies will also be provided to interested members of the community upon request, and upon payment of a fee in accordance with Council's Schedule of Fees and Charges.

File Reference:	AF11/1747
Applicable Legislation:	Public Assemblies Act 1972 Summary Offences Act 1953 Local Government Act 1999 Road Traffic Act 1961
Reference: Strategic Plan – Beyond 2015	
Related Policies:	
Related Procedures:	
Related Documents:	

DOCUMENT DETAILS

Responsibility:	General Manager City Infrastructure or General Manager City Growth
Version:	7.0
Last revised date:	20 August 2019
Effective date:	20 August 2019
Minute reference:	Council Meeting 20 August 2019 - Minute Ref. 15.3
Next review date:	August 2023
<u>Document History</u> First Adopted By Council: Reviewed/Amended:	18 th February 1999 15 th April 2003; 19 th September 2006; 16 th July 2013; 17 th February, 2015, 16 th May, 2017, 20 th August, 2019