

# Gold Coast City Council



## **Subordinate Local Law No. 7.4 (Gold Coast Arts Centre) 2008**

It is hereby certified that this is a true and correct copy of  
*Subordinate Local Law No. 7.4 (Gold Coast Arts Centre) 2008* made, in accordance with the  
*Local Government Act 1993*, by the Council of the City of Gold Coast  
Joe McCabe  
Acting Chief Executive Officer

# Gold Coast City Council Subordinate Local Law No. 7.4 (Gold Coast Arts Centre) 2008

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# Gold Coast City Council Subordinate Local Law No. 7.4 (Gold Coast Arts Centre) 2008

## Part 1 Preliminary

### 1 Short title

This subordinate local law may be cited as *Subordinate Local Law No. 7.4 (Gold Coast Arts Centre) 2008*.

### 2 Authorising local law

This subordinate local law is made pursuant to *Local Law No. 7 (Council Property and Other Public Places) 2008*.

### 3 Object

The object of this subordinate local law is to assist in the implementation of *Local Law No. 7 (Council Property and Other Public Places) 2008* by—

- (a) creating a management authority for the centre; and
- (b) specifying restrictions on the use of the centre.

### 4 Definitions—the dictionary

The dictionary in the Schedule (Dictionary) of this subordinate local law defines particular words used in this subordinate local law.

## Part 2 Centre management

### 5 Management of the centre

- (1) For the purposes of section 5(1) (Management authority) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, the company is a management authority with the power to manage the centre.
- (2) The local government is to be the sole shareholder of the company.
- (3) The company has the powers of the local government under Part 4 (Permits) of *Local Law No. 7 (Council Property and Other Public Places) 2008*.
- (4) The company has the powers and responsibilities detailed in the agreement.
- (5) Whilst the agreement is in effect the company is deemed to have an approval under *Local Law No. 7 (Council Property and Other Public Places) 2008* for carrying out activities in accordance with the terms of the agreement.

- (6) For the purposes of section 5(1) (Management authority) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, the company may appoint certain of its employees to be authorised persons.

### **Part 3                   Visitors to the centre**

#### **6           Admission to ticketed performances or events**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person must not enter a public area of the centre that is open for a ticketed performance or event unless—

- (a) the person is a holder of a ticket, invitation or registration in respect of that performance or event; or
- (b) authorised by the prior written approval of the local government; or
- (c) authorised by a direction of an authorised person.

#### **7           Admission to restricted area**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person must not enter a restricted area of the centre unless authorised by—

- (a) the prior written approval of the local government; or
- (b) a direction of an authorised person.

#### **8           Prohibited conduct**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person must not, unless part of a performance, activity or event approved by an authorised person—

- (a) use indecent, obscene, insulting or threatening language in the centre; or
- (b) behave in an offensive, threatening or indecent manner in the centre; or
- (c) by disorderly conduct cause serious alarm or affront to a person in the centre; or
- (d) obstruct a council officer in the performance of that council officer's work or duties in the centre; or
- (e) cause annoyance or inconvenience to any other person in the centre; or
- (f) stand or loiter to the inconvenience, annoyance or obstruction of any person in the centre; or

- (g) carry or convey any article or substance of an offensive or indecent character or any article of any length or dimension as to be an inconvenience, obstruction, hazard or danger to any person in the centre; or
- (h) place, or cause or permit to be placed, in the centre anything whatsoever so as to be an inconvenience, obstruction, hazard or danger to any person in the centre; or
- (i) push into or get out of any line of persons in the centre that has been fixed by an authorised person; or
- (j) obstruct, hinder or prevent the free passage of any person or vehicle in the centre; or
- (k) do or say anything to hinder or interfere with the proper progress or conduct of an authorised activity in the centre; or
- (l) contravene any restriction to which the person's entry to the centre was subject; or
- (m) enter any part of the centre when excluded or banned; or
- (n) enter the centre unless wearing appropriate footwear and attire.

## **9 Recreational activities**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person, other than a council officer acting in the course of the council officer's employment, must not unless authorised by the written approval of the local government or a direction of an authorised person—

- (a) make an address or conduct or hold a meeting, match, musical performance or any other recreational activity in the centre; or
- (b) have or operate in the centre—
  - (i) television, cinematographic or photographic equipment; or
  - (ii) a radio, cassette or other audio equipment or amplifier device; or
  - (iii) an audio or video recorder; or
  - (iv) any other audio or visual recording equipment; or
- (c) have or consume food or drink in the centre; or

- (d) operate any radio, cassette or other audio player, or play any musical instrument at a volume likely to cause annoyance or inconvenience to any person in the centre; or
- (e) drive, stand, wheel or park any regulated vehicle in a manner likely to cause annoyance or inconvenience to any person in the centre; or
- (f) allow any animal, other than a guide dog, of which the person is a keeper to be in the centre.

## **10 Liquor not to be brought into the centre**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person must not bring liquor into any public area of the centre unless authorised by—

- (a) the prior written approval of the local government; or
- (b) a direction of an authorised person.

## **11 Smoking**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person must not smoke in any public area of the centre, other than a designated smoking area, unless authorised by—

- (a) the prior written approval of the local government; or
- (b) a direction of an authorised person.

*Example—*

A person who is part of a performance and smokes as part of a performance approved by an authorised person.

## **12 Littering**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person must not deposit or discard any rubbish, litter or waste of any kind—

- (a) in the centre, other than in a waste container; or
- (b) which is generated on premises, other than the centre, in a waste container in the centre.

## **13 Interference with signs**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person, other than a

council officer acting in the course of the council officer's employment, must not interfere with any sign exhibited in the centre.

#### **14 Directions**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person must comply with a direction of an authorised person made or given for the purpose of securing the good order, management or enjoyment of the centre.

#### **15 Interference with the centre**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person, other than a council officer acting in the course of the council officer's employment, must not unless authorised by the prior written approval of the local government interfere with—

- (a) goods in the centre; or
- (b) any rock, soil, sand, stone, plant or similar substance in the centre; or
- (c) a council asset in the centre; or
- (d) any part of the centre.

#### **16 Erection of structures**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person, other than a council officer acting in the course of the council officer's employment, must not erect any building, structure, stall, booth, tent or bar in the centre, unless authorised by the prior written approval of the local government.

### **Part 4 Vehicles in the centre**

#### **17 Access by vehicles**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person must not, unless authorised by the prior written approval of the local government or a direction of an authorised person, drive, lead, stand, wheel or park a vehicle in the centre other than in—

- (a) a designated vehicle area; or
- (b) an area which is intended to be used for public access by a vehicle.

**18 Compliance with signs**

For the purposes of section 9(1) (Regulation of council property) of *Local Law No. 7 (Council Property and Other Public Places) 2008*, a person must not, unless authorised by the prior written approval of the local government or a direction of an authorised person, cause a vehicle to be driven, lead, stood, wheeled or parked contrary to a sign in the centre.

## Schedule      Dictionary

### section 4

**agreement** means the agreement concerning management and funding of the Gold Coast Arts Centre dated 25 March 2004 between the Council of the City of Gold Coast and Gold Coast Arts Centre Pty Ltd.

**amplifier device** means—

- (a) a loud hailer; or
- (b) a megaphone; or
- (c) a public address system; or
- (d) a remote telephone bell; or
- (e) a telephone repeater bell.

**authorised activity** means an activity authorised by the local government or an authorised person to occur in the centre.

**centre** means the Keith Hunt Community Entertainment and Arts Centre known as Gold Coast Arts Centre situated on part of the land described as Lot 4 on RP841216, Bundall Road, Surfers Paradise and comprising two auditoriums, three art galleries, club rooms, bars, foyers, wedding chapels, ancillary buildings, a sculpture court, open space areas and parking areas.

**company** means Gold Coast Arts Centre Pty Ltd ACN 060 787 466.

**designated vehicle area** means the area in the centre which may be used for the purpose of driving, leading, standing, wheeling or parking a vehicle in the centre that is specified by a sign.

**guide dog** has the meaning given in *Subordinate Local Law No. 12 (Keeping and Control of Animals) 2007*.

**hazard** has the meaning given in *Local Law No. 3 (Administration) 2008*.

**keeper of an animal** has the meaning given in *Local Law No. 12 (Keeping and Control of Animals) Law*.

**liquor** has the meaning given in the *Liquor Act 1992*.

**public area** means any part of the centre which—

- (a) comprises open space; or
- (b) is used for the purpose of a foyer, walkway or other facility of a public nature.

***restricted area*** means—

- (a) any part of the centre that is not a public area; and
- (b) any part of the centre, including a public area, that is specified as a restricted area by a sign or an authorised person.

***ticketed performance or event*** means a performance or event for which a ticket, invitation or registration must be held for entry to a public area.

***waste*** has the meaning in *Local Law No. 8 (Public Health, Safety and Amenity) 2008*.

***waste container*** means a weatherproof container for the storage of waste that—

- (a) is vermin proof; and
- (b) can be readily cleaned; and
- (c) is constructed of durable material; and
- (d) is non-reactive with the intended contents; and
- (e) is leakproof; and
- (f) minimises the loss of material into the environment.