

Crown Land Licence Trading Conditions

Victoria Harbour South (VH02, VH03 & VH04) and
Central Pier & Central Pier Pontoon (VH09, VH10, VH14)



PURPOSE

The purpose of these conditions is to outline minimum standards of behavior that must be observed by Licensees who operate commercially in Victoria Harbour.

The Licensee must at the commencement date comply with these Council Trading Conditions at all times during the term of their Berthing Licence.

Any breach by the Licensee of their obligations including but not limited to those mentioned herein will be considered a breach of the Crown Land Licence.

OBLIGATIONS TO VESSEL TRADING

In relation to the commercial use of the vessel, the Licensee must comply with all state federal and local regulations, acts and permits including but not limited to:

- *Crown Land (Reserves) Act 1978*
- *Marine Act 1988 (Marine Safety Act 2010)*
- *Water Industry Act 1994*
- *Liquor Licensing Reform Act 1998*
- *Melbourne City Council Activities Local Law 2009*
- *Occupational Health and Safety Act 2004*

The Licensee must hold, comply with and provide Council with copies of relevant consents, permits and approvals in relation to the commercial use of the vessel, including but not limited to:

- Trading Vessel Permit;
- Liquor Licensing Permit(s);
- Food Health and Safety Permit;
- Safety Management Plan as approved by Transport Safety Victoria (formerly Marine Safety Victoria) which meets commercial regulations, including but not limited to EPA requirements and USL/NSCV 2008 regulations; and
- Occupational Health and Safety Regulations and Australian Standard AS/NZ 4804-2001 (or other similar substitute standard).

The Licensee must take all reasonable steps to ensure that patrons accessing the wharf area (public place) comply with their obligations under *Melbourne City Council Activities Local Law 2009*, including but not limited to:

- 1) Patrons must not in, on or within the hearing or sight of a public place:
 - a) cause or commit any nuisance;
 - b) adversely affect the amenity of that public place;
 - c) interfere with the use or enjoyment of that public place or the personal comfort of another person in or on that public place;
 - d) annoy, molest or obstruct any other person in or on that public place;
 - e) defecate or urinate except in a toilet or urinal in a public convenience; or
 - f) commit an indecent or offensive act; or
 - g) use any threatening, abusive or insulting words.
- 2) The Licensee will take all reasonable steps to:
 - a) maintain satisfactory queue arrangements at the entrance of the vessel to reduce crowding on the wharf area;
 - b) maintain a running count of the number of patrons within the premises at any one time to ensure patron numbers do not exceed requirements (this information shall be made available within a period of seven days to any authorised officer of Council if requested); and
 - c) ensure patrons leaving the premises act in an orderly and proper fashion and discourage any loitering in the vicinity of the entry to the Vessel or along the wharf area.