



# KINGSBURY DRIVE COMMUNITY MARKET

DIAMOND VALLEY  
community support



Shop 378a – Level 3  
Greensborough Plaza  
Greensborough, Vic. 3088  
Tel: 03 9435 8282/03 9435 5440  
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## Buskers - POLICY AND PROCEDURES

### 1. Overview

The Kingsbury Drive Community Market is managed by Diamond Valley Community Support Inc. (DVCS) under the agreement with La Trobe University, and within other legislation, rules and regulations relating to the operation of community markets.

**Market address is:** Car Park 2  
La Trobe University - Bundoora Campus  
Kingsbury Drive  
Bundoora 3086

The Kingsbury Drive Community Market supports the activity of busking at the market under the guidelines supplied herein. The activity of busking should be able to be seen to enhance the market atmosphere and support local artists and performers.

Buskers pay no fee to the Kingsbury Drive Community Market, nor are there any payments made to Buskers. Given that Buskers do not pay to perform, the rights of the Stallholders take precedence over the rights of Buskers.

### 2. Bookings

Please read the following Policy & Procedures and Rules & Code of Conduct document. It is a condition of acceptance as a busker that a busker has read, is familiar with and agrees to, all the conditions of this document.

To register & apply for a "Busker Permit", please download the form "Busker Application Form", fill out, and email to: [market@dvsupport.org.au](mailto:market@dvsupport.org.au)

- Once issued with a Busker Permit, buskers must email the Market Manager in advance to book a space and time at the market.
- Buskers must provide a demonstration recording or a written performance outline with script, if requested to do so.
- There are limited dedicated Busking spots at the market. Available busking space and busker numbers are the decision of the Market Manager on the day.
- Groups of four or more or sophisticated set-ups, must ask the Market Manager for special permission to book at the Market due to space limitations and sound levels.

### 3. Market Operating Times

Set up time: 8:30am – 9:00am or as agreed with the Market Manager

Market Hours: 9:00am – 1:00pm

Pack Up time: 1:00pm – 1:30pm (all Buskers must be vacated by 1:30pm)

### 4. Busking Definition

Busking may be defined as but not limited to; playing a musical instrument and/or singing, conjuring, juggling, mime, mimicry, dance, puppetry, Magic, performance art, recitation and other appropriate theatrical forms.

Activities that are not considered busking include tarot/palm/fortune reading, artists selling their work, masseurs/masseuses, individuals or groups soliciting for monies or financial gains, and other like activities.

## **5. Buskers – (under age)**

- Buskers under 12 years of age must have parental guardian permission to be present by way of signature on the “Busker Application form”, and be constantly supervised by a parent guardian.
- If between 12 and 16 years of age, buskers must have parental guardian permission to be present by way of signature on the “Busker Application form”.

## **6. On Arrival**

- Buskers must park in the public parking facilities.
- All buskers must check in with the Market Management before setting up.
- Buskers who arrive on the day without having made a booking may not be permitted to perform within the market.

## **7. Busking Rules & Code of Conduct Overview**

1. Buskers must have submitted the “Busker Application Form” and been given prior approval before attending market.
2. Buskers must contact management by Wednesday 4pm prior to the Sunday they wish to perform. Any busker appearing onsite without prior approval may not be able to perform.
3. Buskers do not pay a fee to perform at the Kingsbury Drive Community Market.
4. Buskers may only perform between 09:00 and 1:00.
5. Buskers must perform at a good standard of playing /performing.
6. Buskers under 16ys of age must have the parental/guardian consent section of the Busker Application form completed.
7. Amplifiers volume must be kept to a minimum and as directed by a manager on the day.
8. Entertainment must be suitable for a Family Market. No swearing or profanity.
9. Buskers must perform only where specifically approved by management.
10. Buskers must respect commercial needs of nearby and affected stallholders.
11. Buskers must not encroach on any thoroughfare or cause disturbance to any patron, stallholder or passer-by. Buskers may not walk around and perform.
12. Buskers must abide by any instruction given by the market management on the day. Any busker not abiding by those instructions will be asked to leave and will not be granted re-entry.
13. Performers must keep a copy of their permit on their person when attending.
14. Buskers may only sell items related to their performance, such as CD’s,
15. All applicants & those performing with them must have read, understood, & agree to the full market Policy & Procedures as related to Busking at the Kingsbury Drive Community Market, and agree to comply with them.

## **8. Prohibitions**

- All material must be considered family-friendly. The following activities will not be permitted:
  - a) Use of any material/item containing fire, emitting heat, containing toxicity, hazardous material, or any item likely to cause harm or injury to any person
  - b) Use of any dangerous implements, including, but not limited to knives, spears, swords, sharp implements.
  - c) Acts that involve animals.
  - d) Selling or offering for sale any articles, commodity or services with the exception of the busker's own original CDs and DVDs, or performance aids.
  - e) Any activities that are illegal, discriminatory, sexually explicit or deemed to be offensive
  - f) excessively loud performances
  - g) activities causing a nuisance or obstructing pedestrian or vehicle traffic and access to stalls or buildings
- Buskers must be fit and proper, and must not be intoxicated or under the influence of any substance whilst performing.
- Buskers must not cause damage, litter or soil the Market surfaces at any time. Should damage occur, the busker will be held liable.

- Buskers must not leave any equipment in a position that may create a hazard or risk to the public, stallholders or market staff.
- Groups/Individuals representing religious, lobby or political organisations will not be permitted.
- Kingsbury Drive Community Market is a smoke free event. Buskers are not permitted to smoke.
- Buskers may not erect any tent, easy-up, or structure of any kind. No tables or other such set ups are permitted.

## **9. Scheduled Closures of the Market**

- The market is closed over the Christmas / New Year break and again in August when La Trobe University runs its University Open Day.
- Scheduled closures do not usually exceed three per year. However, unscheduled closures can occur.

## **10. Cancellation of the Market due to Weather**

- The market may be cancelled if, at the discretion of the Market Manager, the weather is considered to create a safety risk on the market site. This will include, but is not limited to extreme rain, extreme wind and extreme heat.
- If the market is closed, all busker performances will immediately cease. If performances have not commenced for that day buskers will not be permitted to set up.
- Failure to comply with directions from market staff regarding the closure will result in a ban on attending future markets.
- All buskers must follow all directives of the Market Staff and Security, and understand that your booking may be refused or revoked at any time without notice.

## **11. Regulations and Compliance**

- Buskers must comply with all relevant laws and any requirement of any authority including La Trobe University and DVCS in connection with the Market and the use of the designated sites. Failure to do so may result in exclusion.
- All buskers must comply with all conditions of DVCS Policies and Procedures, Australian Laws and Legislation.
- DVCS reserves the right to terminate a busker's booking to perform at the market if the Busker does not comply with DVCS Policies and Procedures.
- As the market is held on Crown Land there must be no actions that result in damage to the land, property or infrastructure.
- There is a quota on the number and type of performances permitted at the market each week. This is decided at DVCS's discretion. The Busker will be advised at the time of booking if this quota has been reached.
- Buskers cannot perform activities other than those agreed upon at the time the booking is accepted.
- If a Busker wishes to change the performance activities, a written application must be made to the Market Manager.
- Buskers must behave respectfully towards all others, including market staff. Abusive language or offensive behaviour will not be tolerated at any time.
- Buskers are not permitted to bring animals with them to the market.
- All decisions made by the Market Manager must be complied with on the day.
- DVCS reserves the right to refuse participation to any who do not comply with market rules, regulations or meet market standards which include, but are not limited to, adhering to all local, city, state, and federal laws.
- DVCS reserves the right to deny busking space to any busker at any time.

## **12. Receipt of Monies**

- Buskers may place a receptacle for the receipt of public donations within the immediate space of their performance, but the receptacle cannot be passed around.
- Buskers may not approach the public to ask for payment, nor charge a specific fee for their performance, and they must not ask or solicit a payment in return for services e.g. Hair plaiting,

face painting, shoe shine, bubble making, portrait sketching. A stall must be booked and paid for such business related activities.

- Buskers' CDs, DVDs or performance aids that relate directly to their performance may be displayed and sold at the place of performance.

### **13. Insurance and Liability**

- DVCS is not liable for any injury, theft, or damage to either the busker or their property arising out of or pertaining to preparation for or participation in the Kingsbury Drive Community Market; whether such injury, theft, or damage occurred prior, during, or after the Kingsbury Drive Community Market.
- The busker agrees to indemnify and hold DVCS harmless for and against any claims for such injury, theft, or damage. All personal property, including, but not limited to, instruments, must be kept with the busker at all times.
- It is the Buskers responsibility to take out appropriate insurances if they wish to be covered.

### **14. General Terms and Disputes/Complaints:**

- All buskers must cooperate with stallholders. Should the Market receive a complaint from any stallholder regarding a performance, the Market Manager will investigate and determine appropriate action. If the problem continues following Manager intervention, the busker may be asked to leave the Market.
- Buskers may be asked to stop by market staff if a number of complaints are received about loud or inappropriate music or content.
- Repeated complaints by stallholders will result in the busker being excluded from the Market.
- Any Busker who the Market staff determines is not complying with the Market rules may be asked to leave, especially if the performance interferes with market operations or any stallholder's ability to do business.
- The performance area should not block the flow of traffic and it is the buskers' responsibility to ensure this.
- These Policies and Procedures may be amended from time to time at the sole discretion of DVCS including the addition, deletion or variation of terms and conditions.
- Where DVCS amends the Policies and Procedures it will post them on its website within a reasonable time. Buskers will be deemed to have agreed to the amendments by continuing to perform at the Market.
- All complaints must be raised with the Market Manager for discussion and resolution in the first instance. If a resolution cannot be achieved on the day, the Busker may contact the Executive Officer (EO) - (DVCS) in writing as soon as possible.

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Greensborough 3088  
Email: eo@dvsupport.org.au

The EO will try to resolve the issue, and if necessary may refer it to the DVCS Committee of Management, for resolution.

### **15. Contact Information**

Please contact the Market Manager on [market@dvsupport.org.au](mailto:market@dvsupport.org.au) for any further information or to make a booking.

# KINGSBURY DRIVE COMMUNITY MARKET



An initiative of Diamond Valley Community Support  
 Shop 378a Level 3, Greensborough Plaza, Greensborough, Vic. 3088  
 P: 03 9435 8282 (Mon to Fri 9:30am to 4:00pm)  
 market@dvsupport.org.au www.dvsupport.org.au

## BUSKER APPLICATION FORM

|   |                                    |   |
|---|------------------------------------|---|
| Busker's Name/s:                        |                                    |   |
| Act / Business Name:                    |                                    |   |
| ABN (if applicable):                    |                                    |   |
| Contact information:                    | Mobile:                            |   |
|   | Address:                           |   |
|   |                                    |   |
| Email Address:                          |                                    |   |
| Description of Act:                     |                                    |   |
| Number of Performers:                   |                                    |   |
| How long have you been performing for?: |                                    |   |
| Describe your performance ability:      | Beginner: <input type="checkbox"/> | Intermediate: <input type="checkbox"/> Advanced: <input type="checkbox"/> |
| Where else do you perform?:             |                                    |   |
| Public Liability Insurance:             | Yes / No                           | Please provide evidence with this application form.                       |

### Rules and Code of Conduct for Buskers performing at the KINGSBURY DRIVE COMMUNITY MARKET

16. Buskers must have submitted the "Busker Application Form" and been given prior approval before attending the market.
17. Buskers must contact management by Wednesday 4pm prior to the Sunday they wish to perform. Any busker appearing onsite without prior approval may not be able to perform.
18. Buskers do not pay a fee to perform at the Kingsbury Drive Community Market.
19. Buskers may only perform between 09:00 and 1:00.
20. Buskers must perform at a good standard of playing / performing. If not, buskers may be asked to leave.
21. Buskers under 16yrs of age must have the parental/guardian consent section of the Busker Application form completed.
22. Amplifiers volume must be kept to a minimum and as directed by a manager on the day.
23. Entertainment must be suitable for a Family Market. No swearing or profanity.
24. Buskers must perform only where specifically approved by management.
25. Buskers must respect commercial needs of nearby and affected stallholders.
26. Buskers must not encroach on any thoroughfare or cause disturbance to any patron, stallholder or passer-by.

- 27. Buskers must abide by any instruction given by the market management on the day. Any busker not abiding by those instructions will be asked to leave and will not be granted re-entry.
- 28. Performers must keep a copy of their permit on their person when attending.
- 29. Buskers may only sell items related to their performance, such as CD's,
- 30. All applicants & those performing with them must have read, understood, & agree to the full market Policy & Procedures as related to Busking at the Kingsbury Drive Community Market, and agree to comply with them.

## Busker Declaration

**I declare that:**

- I have read & understood the Market Rules & Code of Conduct (above) & further read & understood the full market Policy & Procedures as related to Busking at the Kingsbury Drive Community Market, and will comply with them.
- I understand that should I, or anyone associated with me, fail to comply with the Market Rules and Code of Conduct above, that I and anyone associated with me, will not be able to perform at the Kingsbury Drive Community Market.

**Name of Busker/s making declaration:**

\_\_\_\_\_

**Signature/s:** \_\_\_\_\_

**Date:** \_\_\_\_\_

## Parent / Guardian consent for buskers under 16 years of age

Parent/guardians must give their consent for their child under 16 years of age to busk at the market and ensure the child has in their possession this signed authority.

**Parental/Legal Guardian Consent (if applicant is under 16 years of age)**

I (print name): \_\_\_\_\_

of (address): \_\_\_\_\_

hereby give my consent for my child/ward: \_\_\_\_\_

to busk at the **Kingsbury Drive Community Market**

I understand that:

- The Kingsbury Drive Community Market does not provide supervision of buskers under 16 years of age;
- If my child/ward is under the age of 12 years I must accompany my child/ward at all times while they are busking;
- If my child/ward is under the age of 16 years my child/ward must have in their possession this signed authority.

**Name:** \_\_\_\_\_ **Signed:** \_\_\_\_\_

**Date:** \_\_\_\_\_ **Mobile Number:** \_\_\_\_\_

### OFFICE USE ONLY:

Date Registered: \_\_\_\_\_

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_ Registration No.: \_\_\_\_\_