

THE USE OF FIREWORKS & PYROTECHNICS IN HUME POLICY

Policy Reference No:	CP2011-11-09
File Reference No:	HCC04/355
Strategic Objective:	Appearance of the City
Date of Adoption:	28 November, 2011
Date for Review:	June 2013
Responsible Officer:	Manager Leisure and Youth Services
Department:	Leisure Services

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1. POLICY STATEMENT

- 1.1. Through the Fireworks and Pyrotechnics Policy, Council will:
- 1.1.1 Provide controls concerning the use of fireworks/pyrotechnics on Council controlled property.
 - 1.1.2 Address nuisance and amenity in regards to the use of fireworks/pyrotechnics within Hume.
 - 1.1.3 Ensure the general amenity of areas adjacent to locations where fireworks/pyrotechnics displays occur.

2. PURPOSE

- 2.1. This policy sets out the general standards required by Council for the use of fireworks/pyrotechnics on Council controlled property.

3. SCOPE

- 3.1 General conditions and guidelines for the use of Fireworks and Pyrotechnics:
- 3.1.1 All organisations or individuals intending to conduct a fireworks display on Council controlled land must first complete an 'Application to hold an event in the City of Hume'. This is obtainable from Council offices and the request must comply with all conditions required by Council.
 - 3.1.2 Not less than seven (7) days prior to any permitted fireworks/pyrotechnics display, written notification of the display must be delivered to all properties within five hundred (500) metres from the site of display.
 - 3.1.3 All written notification of proposed fireworks/pyrotechnics displays may only be placed in the letterbox, newspaper holder or under the front door of premises.
 - 3.1.4 Only Pyrotechnics licensed with WorkSafe are permitted to discharge firework/pyrotechnic displays within Hume. The person and/or organisation whose name appears on any fireworks/pyrotechnics permit shall be solely responsible for any damage, litter or nuisance as a consequence of the display.
 - 3.1.5 Operators proposing to conduct fireworks/pyrotechnics displays must hold (and continue to hold during any such display) public liability insurance cover of not less than ten million dollars (\$A10million). Evidence of cover must be produced with applications.

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- 3.1.6 Operators must supply to Leisure Services a copy of their Risk Management Assessment, including a plan detailing the proposed display and charges as given to the Work Safe Authority.
 - 3.1.7 All Work Safe Authority distance and safety requirements must be adhered to.
 - 3.1.8 No display shall occur on any day of total fire ban or EPA Smog Alert Day.
 - 3.1.9 No display shall occur on any day where the prevailing winds exceed 10 knots.
 - 3.1.10 Recommendations by either the CFA or MFB will be taken into consideration.
 - 3.1.11 No fireworks display shall be permitted to take place after 10.30pm.
 - 3.1.12 Aerial shells with a diameter exceeding 150mm are not permitted to be used.
 - 3.1.13 Aerial "Salutes" shall not be permitted.
 - 3.1.14 Should this policy be inconsistent with the Local Law or any other legislation, that Local Law or legislation will override any condition or requirement detailed in this policy.
- 3.2 Withdrawal of permission and disclaimer
- 3.2.1 Hume City Council reserves the right to withdraw permission for any fire works or pyrotechnic display at short notice. This is in consideration of extreme climatic conditions, which Council deems has the potential to adversely affect the amenity and safety of the area.
 - 3.2.2 Hume City Council will not be held responsible for any loss of monies in the event that Council withdraws permission for fire works and pyrotechnic displays.

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4. OBJECTIVE

- 4.1. To guide Council officers in their discretionary powers in regards to the use of fireworks/pyrotechnics and ensure Council standards and the general amenity of the municipality are maintained.

4. POLICY IMPLEMENTATION

- 5.1. The Leisure Services Department will implement this policy by ensuring that staff:
 - 5.1.1. Are trained and competent to use procedures that support the policy.
 - 5.1.2. Have access to this policy and supporting procedures and legislation.
- 5.2. The department will monitor and review the effectiveness of this policy every two years in consultation with the City Laws Department and Risk Management Unit.

6. DEFINITIONS AND ABBREVIATIONS

Nil.

7. RELATED DOCUMENTS

- 7.1. Local Government Act 1989
- 7.2. Summary Offences Act 1966
- 7.3. Dangerous Goods Act 1985.

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