

# FIREWORKS ON COUNCIL OPEN SPACE POLICY

---

<b>Policy Reference No.</b>	POL/203
<b>File No.</b>	HCC04/355
<b>Strategic Objective</b>	2.2 Strengthen community safety and respectful behaviour
<b>Adopted by Council</b>	28 November 2011
<b>Re-Adopted</b>	25 June 2018
<b>Date for Review</b>	April 2023
<b>Responsible Officer</b>	Manager City Design
<b>Department</b>	City Design

# FIREWORKS ON COUNCIL OPEN SPACE POLICY

## 1 POLICY STATEMENT

Through the Fireworks on Council Open Space Policy, Council will:

- 1.1 Ensure that all fireworks displays held on Council owned or managed open space are safe, accessible, well planned and that any potential impact considered and managed.
- 1.2 Ensure the general amenity of areas adjacent to locations where fireworks/pyrotechnics displays occur.

## 2 PURPOSE

Provide a clear application process and guidelines to articulate Council's requirements which event organisers/pyrotechnicians must meet when applying for fireworks approval.

## 3 SCOPE

- 3.1 Permission must be obtained from Council if fireworks or pyrotechnic displays are to be discharged on Council owned or managed open space.
- 3.2 General conditions and guidelines to be considered for fireworks to be discharged in public open space:
  - 3.2.1 All organisations or individuals intending to conduct a fireworks display on Council open space must first complete an 'Application to Use Fireworks on Public Open Space'. Application forms must be received by Council a minimum of 28 days prior to the proposed fireworks display date.
  - 3.2.2 The applicant is in receipt of a "Notification of Intention to Display Fireworks" form issued by WorkSafe Victoria.
  - 3.2.3 Only pyrotechnicians licenced with WorkSafe are permitted to discharge fireworks/pyrotechnic displays within Hume. The person and/or organisation whose name appears on any fireworks/pyrotechnics approval form shall be solely responsible for any damage, litter or nuisance as a consequence of the fireworks display.
  - 3.2.4 A letterbox drop to all affected residents and businesses within 500 metres from the firing site must be undertaken at least 14 days prior to the fireworks display. The applicant must show proof of the notices to residents prior to the fireworks display being conducted.
  - 3.2.5 Operators proposing to conduct fireworks/pyrotechnics displays must hold (and continue to hold during any display) public liability insurance cover of not less than twenty million dollars (\$20 million). Evidence of cover must be produced with the application.
  - 3.2.6 Operators must supply Council a copy of their Risk Management Assessment, including a plan detailing the proposed fireworks display and charges as given to the Work Safe Authority.
  - 3.2.7 All Work Safe Authority distance and safety requirements must be adhered to at all times.
  - 3.2.8 No fireworks display will be permitted to take place after 10.30pm.
  - 3.2.9 No fireworks display shall occur on any day of total fire ban or EPA Smog Alert Day.

<b>Policy Reference No:</b>	POL/203	<b>Responsible Officer:</b>	Manager City Design
<b>Date of Re/Adoption:</b>	25 June 2018	<b>Department:</b>	City Design
<b>Review Date:</b>	April 2023		

# FIREWORKS ON COUNCIL OPEN SPACE POLICY

---

- 3.2.10 Fireworks display is to be associated with a significant event.
- 3.2.11 Recommendations from Worksafe Victoria, the relevant fire authorities and Victoria Police will be taken into consideration.
- 3.2.12 Council reserves the right to approve or decline an application taking into consideration the relevance and or type of event proposed.
- 3.3 Should the 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.
- 3.4 Withdrawal of permission and disclaimer
  - 3.4.1 Hume City Council reserves the right to withdraw permission for any fireworks 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.
  - 3.4.2 Hume City Council will not be held responsible for any loss of monies in the event that Council withdraws permission for the fireworks and pyrotechnic displays.

## 4 OBJECTIVE

To guide Council Officers in their discretionary powers in regards to the use of fireworks/pyrotechnic displays and ensure Council standards, the general amenity and safety of the municipality are maintained.

## 5 POLICY IMPLEMENTATION

The Communications and Events Department will implement this policy by ensuring that staff:

- 5.1 Consult with where required:
  - a) The Victorian Work Safe Authority; and /or
  - b) The relevant fire authority (i.e. CFA or MFB); and/or
  - c) Any other authority/body that Council considers relevant (i.ee Victoria Police)
- 5.2 Are trained and competent to use procedures that support the policy.
- 5.3 Have access to the policy and supporting procedures and legislation.

## 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

<b>Date Adopted</b>	28 November 2011
<b>Date Re-Adopted</b>	25 June 2018
<b>Review Date</b>	April 2023

<b>Policy Reference No:</b>	POL/203	<b>Responsible Officer:</b>	Manager City Design
<b>Date of Re/Adoption:</b>	25 June 2018	<b>Department:</b>	City Design
<b>Review Date:</b>	April 2023		