

c2021-146E
OPP--OPPOSITION

LEGISLATIVE COUNCIL

Customer Service Legislation Amendment Bill 2021

Second print

Proposed amendments

- No. 1 **Extended hours for live music and performance venues**
Page 6, Schedule 1.8. Insert after line 39—
- [1A] Section 12A Extended hours for dedicated live music and performance venues**
 Omit section 12A(1). Insert instead—
 (1) This section applies to a dedicated live music and performance venue.
- [1B] Section 12A(2)**
 Omit “30”. Insert instead “60”.
- No. 2 **Secretary to publish email addresses for licensed premises**
Page 8, Schedule 1.8. Insert after line 29—
- [4A] Section 98A**
 Insert after section 98—
- 98A Secretary to publish email addresses for licensed premises**
 The Secretary must publish on an appropriate government website an email address for each licensed premises at which members of the public can contact the licences premises.
- No. 3 **Stopping in loading zones to unload equipment for live music performances**
Page 8, Schedule 1.8. Insert after line 29—
- [4B] Section 153**
 Insert before section 154—
- 153 Stopping in a loading zone for purposes of unloading equipment**
 (1) Despite any other Act or law, a driver may stop in a loading zone if the driver is driving a vehicle that is—
 (a) dropping off equipment for the purposes of a scheduled performance at a dedicated live music and performance venue, or

(b) picking up equipment used at a scheduled performance at a dedicated live music and performance venue after the performance.

(2) A driver who is permitted to stop in a loading zone under this section must not stay continuously in the zone for longer than the period during which the equipment is being dropped off or picked up.

(3) In this section—
driver has the same meaning as in the *Road Rules 2014*, rule 16.
loading zone has the same meaning as in the *Road Rules 2014*, rule 179.

No. 4 **Subject music festivals (to be moved with amendment No. 6)**

Page 11, Schedule 1.12. Insert after line 3—

[1AA] Long title

Omit “high-risk”. Insert instead “subject”.

No. 5 **Definition of ambulance forward commander**

Page 11, Schedule 1.12. Insert after line 3—

[1AB] Section 3 Definitions

Omit section 3, definition of *ambulance forward commander*.

Insert instead—

ambulance forward commander means the NSW Ambulance commander at an incident or emergency site or an event who is responsible for the command of all NSW Ambulance personnel at the site or event.

No. 6 **Subject festivals (to be moved with amendment No. 4)**

Page 11, Schedule 1.12. Insert after line 7—

[1A] Section 3, definition of “high-risk festival”

Omit the definition.

[1B] Section 3

Insert in alphabetical order—

subject festival means a music festival that, under section 5, ILGA decides would be more appropriately delivered with an approved safety management plan.

[1C] Sections 5, heading, (1), (2) and (2)(e), 6(1), (2) and (4)(a), 7, 8(1) and (1)(a), 9(1), 10(1), (2)(a) and (5), definition of *prescribed entity*, paragraph (f) and 11(1) and (2)

Omit “high-risk”, wherever occurring.

Insert instead “subject”, respectively.

No. 7 **Safety management plans to include estimated maximum number of attendees (to be moved with amendment No. 9 and 11)**

Page 11, Schedule 1.12. Insert after line 7—

[1D] Section 6 Contents of safety management plans

Insert after section 6(1)(a)—

(aa) an estimate of the maximum number of persons expected to attend the event as audience members,

No. 8 **Safety management plans to be given to Independent Liquor and Gaming Authority for approval at least 60 days before festival**

Page 11, Schedule 1.12. Insert after line 7—

[1E] Section 6(2)(a)

Omit “90”. Insert instead “60”.

No. 9 **Changes to approved safety plans to update estimated maximum number of attendees (to be moved with amendment No. 7 and 11)**

Page 11, Schedule 1.12. Insert after line 7—

[1F] Section 9 Change to approved safety management plan

Insert after section 9(1)—

- (1A) If the music festival organiser proposes to increase the maximum number of persons expected to attend the event as audience members, the music festival organiser must give ILGA written notice of the proposed change at least 21 days before the festival is to be held.

No. 10 **Health service provider briefings**

Page 11, Schedule 1.12. Insert after line 7—

[1G] Section 10 Requirement to hold briefings for health service providers

Omit “if representatives of a prescribed entity request the briefing” from section 10(1).

[1H] Section 10(1A)

Insert after subsection (1)—

- (1A) The music festival holder may hold briefings for representatives of prescribed entities in groups or separately.

[1I] Section 10(5)(g)

Insert after section 10(5)(f)—

- (g) Ambulance Service of NSW.

No. 11 **Limit on sales of tickets for high-risk festivals (to be moved with amendment No. 7 and 9)**

Page 11, Schedule 1.12. Insert after line 7—

[1J] Section 11A

Insert after section 11—

11A Tickets sales not to exceed attendance estimate

- (1) A music festival organiser for a high-risk festival must not sell, offer for sale or authorise the sale of a number of tickets to the high-risk festival that is more than the approved maximum number of attendees for the festival.
- (2) In this section—
approved maximum number of attendees, for a high-risk festival, means the estimated maximum number of persons expected to attend the event as audience members under the approved safety management plan for the high-risk festival.

No. 12 **Subject music festivals (only to be to be moved if amendments No. 4 and 6 are moved and are agreed to)**

Page 11, Schedule 1.12. Insert after line 7—

[1K] Section 11A Ticket sales not to exceed attendance estimate

Omit “high-risk”, wherever occurring in section 11A(1) and (2), definition of *approved maximum number of attendees* as inserted by Schedule 1.12[1J].

Insert instead “subject”, respectively.

No. 13 **Requirements relating to implementing recommendations arising from review of *Music Festivals Act 2019***

Page 11. Insert after line 29—

[3] Sections 20A and 20B

Insert after section 20—

20A Requirements relating to implementing outcomes of review of objectives of Act

- (1) The Minister must ensure all reasonable steps are taken, by 30 June 2022, to implement the following recommendations under the Review of the operation of the Music Festivals Act 2019—
 - (a) recommendation 5,
 - (b) recommendation 10,
 - (c) recommendation 12.
- (2) If a recommendation mentioned in subsection (1) has not been implemented by 30 June 2022, the Minister must, by 1 September 2022, prepare, and table in each House of Parliament, a report detailing the progress that has been made in implementing the recommendation.
- (3) In this section—

Review of the operation of the Music Festivals Act 2019 means the document of that title published by the NSW Government dated June 2020.

20B Report on consultation with stakeholders to streamline incident reporting requirements

The Minister must, within 6 months after the commencement of this section, prepare, and table in each House of Parliament, a report on the following matters—

- (a) details of the consultation undertaken with the NSW Police Force and other relevant stakeholders for the purposes of exploring opportunities to streamline reporting requirements relating to incidents under this Act and other relevant Acts,
- (b) the outcomes of the consultation undertaken.