

Cooktown Discovery Festival Busking Competition – Terms and Conditions

What is busking?

Busking contributes to a sense of place, provides entertainment, thought provoking experiences, enriches the cultural life of the community, and encourages activities that contribute to the vibrancy and life of public areas.

Busking involves a person or group of people, actively performing in a public space, for the purpose of entertainment, with the intention of receiving gratuities. While buskers may accept donations from the audience, they must not directly solicit funds. Buskers are solely responsible for any claims made against them for personal injury or property damage arising from their performance.

Types of busking performances may include:

- Performing with a musical instrument or multiple musical instruments; or
- Performing a song, dance routine, mime, clowning, juggling, puppetry, comedy, magic or living statue act; or
- Actively working in an artistic medium (this excludes pre-built displays and artworks)
- Drawing pictures on paper or canvas

Busking excludes the following;

- Begging;
- The sale of any goods;
- Vendors of any kind soliciting money for any purpose;
- Touting or spruiking;
- Political rallying;
- Religious spruiking;
- Face or body painting;
- Tarot card reading, palmistry and fortune telling;
- Massage, chiropractic treatment or any other physical manipulation;
- Artists displaying pre-fabricated artworks or goods or displaying pre-fabricated display;
- Acts that include or involve sexually explicit performances, this includes by simulation of sexual acts;
- Acts of defamatory content or lewd, crude or rude material.

Terms and Conditions

1. Registered Buskers **must** perform in the designated Buskers Area only, located on Charlotte & Furneaux St.
2. Buskers **must** perform during an allocated time and must present to facilitator **20 mins** prior to performance. Times will be allocated after close of registrations.
3. Buskers **must not** perform within the Cooktown Discovery Festival Village and market site in Lions Park or in any venues as part of the Busking Competition.
4. Buskers **must** provide instruments and specialist equipment required for performance.
5. Buskers must not behave in a manner, which is offensive or inappropriate in the opinion of an authorised person.

6. Buskers must comply with all reasonable directions of authorised persons.
7. It is an offence under the *Environmental Protection Act 1994* to cause an environmental nuisance and penalties can apply.
8. Buskers must keep the busking site clean while they are working and ensure that their use of the site does not pose a threat to public safety. The busking site must be left in the condition that it was found in.
9. Buskers must not interfere with pedestrian flow.
10. Buskers must maintain socially acceptable standards of appearance.
11. Buskers must not engage in unacceptable behaviour, which includes but is not limited to aggressive, abusive, offensive, threatening, bullying or hostile behaviour.

Acceptance of Terms and Conditions

- Registrations apply only to the Cooktown Discovery Festival 2026.
- By accepting, the busker agrees to fully comply with all of the terms and conditions.
- These Terms and Conditions are to be read in conjunction with Cook Shire Council's Local Laws and the *Environmental Protection Act 1994*, Division 3, 440X Open-air events and 440Y Amplifier devices other than at indoor venue or open-air event.
- Failure to comply with the above Terms and Conditions may result in disqualification from the competition.
- You are providing personal information which will only be used for Council business activity specific to your enquiry, request, or application. Your personal information is managed in accordance with the *Information Privacy Act 2009*, will only be handled by persons authorised to do so and will not be disseminated unless you have given Council permission to do so, or the disclosure is required by law.