

Department of Environment  
and Resource Management

# Permit<sup>1</sup>

This permit is issued under the following legislation:

- s10 Nature Conservation (Administration) Regulation 2006  
 s34 Recreation Areas Management Act 2006  
 s56 Forestry Act 1959

## Commercial Activity Permit

Permit number: TVP503711611

Valid from: 01-APR-2012 to 31-MAR-2015

### Parties to the Permit

Role	Name	Address
Principal Holder	Mr Charles James Marais	298 Tablelands Rd COORAN QLD 4569

### Permitted Location Activity Details

Location (s)	Capacity	Activity (s)
Estate: Woondum National Park	10 people + 3 staff, max 2 times per day	Motor Vehicle Use (Quad/Trike riding)

## Conditions of Approval

### General Permit Conditions

Agency Interest: General

PG1 INDEMNITY

The Principal Holder -

- (a) indemnifies; and
- (b) releases and discharges

<sup>1</sup> Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation.

the State of Queensland ("the State") from and against all actions, proceedings, claims, demands, costs, losses, damages and expenses which may be brought against or made upon the State, or which the State may pay, sustain or be put to by reason of, or in consequence of, or in connection with the occupation and use of the Estate(s) identified in the table(s) below ("the Estate") by the Principal Holder except to the extent of any negligent act of the State, its servants or agents.

The Principal Holder must notify the Department of Environment and Resource Management (DERM) in writing of any death, injury, loss or damage immediately upon the Principal Holder becoming aware of such death, injury, loss or damage.

PG2 COMPLIANCE WITH LAWS AND NO WARRANTY

The Principal Holder shall at their expense during the term of this Permit comply with and observe all Acts of Parliament, local laws, regulations or rules for the time being in force which apply to the Estate and/or the Principal Holder's use of the Estate.

The State does not warrant that the Estate is free from defect or that it is safe or suitable for the use authorised under this permit. The Principal Holder uses the Estate entirely at its own risk and acknowledges that it has checked the area to ensure that it is suitable for the use authorised under this permit.

PG3 INSURANCE

For the term of this permit, the Principal Holder must take out and maintain the following insurances ("the insurances") requirements -

(a) a public liability insurance policy for no less than \$10 million arising from any one event in respect of the death of, or injury to persons, or loss or damage to property; and

(b) insurance under the Workers Compensation and Rehabilitation Act 2003 to cover workers, eligible persons, self employed contractors, directors, trustees and partners.

The Insurances must be effected with an insurer that is registered with the Australian Prudential Regulation Authority (APRA) and has an S & P rating of no less than A-

The Insurances must cover all invitees, employees, contractors, agents, members or clients of the Principal Holder and name the State of Queensland as an interested party.

Before undertaking any activities on the Estate, the Principal Holder must have in place all the Insurances. In any circumstance where the Insurances are cancelled, altered or expire before the expiry date of this permit, the Principal Holder must cease all activities on the Estate until such time as alternative insurance policies that comply with the requirements of this permit have been obtained.

The Principal Holder must provide the Department of Environment and Resource Management (DERM) copies of certificates of currency for the Insurances, and the insurance policy documents, when requested by the DERM for audit or compliance checks.

PG4 The Principal Holder must notify the permit issuing office, in writing within seven (7) days of:

- a) any changes to the nominee/permittee details; or
- b) the cessation of operation to which this permit relates.

**Agency Interest: Biodiversity**

- PB1 This permit is subject to an annual review from the date of issue and accordingly the Chief Executive may change the terms of this permit at the time of review with consultation with the Principal Holder.

**Conditions for: Motor Vehicle Use (Quad/Trike riding)**

**Agency Interest: Biodiversity**

- A1B1 This permit is restricted to conducting the approved activity of quad bike tours within Woondum National Park only.
- A1B2 Tours to be conducted during daylight hours only. Tours must not commence before 8:30am on any day.
- A1B3 Tours must not be conducted on the following Public Holidays - Christmas Day, Boxing Day, Australia Day, Good Friday or Easter Sunday.
- A1B4 Tours are not permitted on any other National Park roads or tracks other than the roads/tracks approved in this permit.
- A1B5 All quad bikes must be conditionally registered and riders must be authorised to operate the bike/s as per the 'Conditional registration scheme for off-road trail and quad bikes' specified by the Department of Transport and Main Roads.
- A1B6 Quad bikes must be mechanically governed by an authorised mechanic to a maximum speed of 30km/hr.
- A1B7 Quad bikes must be bright in colour and have a bright flag attached to an extended pole.
- A1B8 All clients must undertake a thorough briefing and a competency assessment prior to departing on the tour.
- A1B9 The Principal Holder must provide DERM (via email: [spt@derm.qld.gov.au](mailto:spt@derm.qld.gov.au)) with a hard copy of the information to be presented in the safety and conservation briefing.
- A1B10 All riders must wear helmets, footwear and safety gear.
- A1B11 Quads must be ridden in a safe manner. 'Pillion' or 'Doubling' of passengers is not permitted.
- A1B12 Tours must not be conducted on the National Park roads if 25mm or more of rainfall has fallen during the 24 hour period prior to the commencement of the activity.
- A1B13 In the event of an unforeseen incident of a serious nature, the Principal Holder must contact Emergency Services on Ph: 000.