



Personal Training Sessions & for
Profit Fitness Activities in Council
Reserves Policy

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Policy Objective

To provide both residents and visitors to the Shire of Denmark with a variety of Fitness and Personal Training options that are safe and do not detract from the quiet enjoyment of Council's parks and reserves.

Policy

In accordance with its powers under Local Government Act 1995 and the Shire of Denmark Activities on Thoroughfares and Trading in Thoroughfares and Public Places and Property Local Laws 2001:

Given the many unique forms of personal training and for profit fitness activities and the many parks and reserves within the Shire of Denmark that could be proposed, all applications for a Trading Licence are to be lodged and will be assessed in conjunction with the Shire of Denmark Activities on Thoroughfares & Trading in Thoroughfares & Public Places Local Law. In addition to this, the application will be assessed on their individual merits and the information supplied in the application, in line with but not limited to the following:

1. Licences will be limited to a period of no more than one (1) year which, subject to performance may be renewed.
2. The Shire will assess applications for Licences for personal training in Council's parks and reserves with reference to the Local Law and the criteria set out in this Policy.
3. The Shire of Denmark will assess the suitability of proposed personal training activities utilising local government owned or management land. This assessment will consider the consistency of the proposed activity with the land use and vesting of the parcel of land or any management order that is attached to the parcel of land.
4. A trainer must not attempt to conduct a session within a distance of 50m of another personal trainer's class.
5. Personal training and for profit fitness sessions are not precedence over other park uses.
6. All personal training and for profit fitness sessions are to be conducted in such a manner that they do not create an annoyance or conflict with other park users or personal training classes.
7. Where a time restriction will be specified, the trainer and equipment must be removed from the prescribed locations within 15 minutes of closure.
8. At the conclusion of a session the surrounding area must be left in a clean and litter free condition.
9. Trainers must comply with any lawful direction given by a Shire of Denmark Authorised Officer.
10. All signage and banners are to be portable in nature and limited to maximum size of two 1800 x 600mm signs or banners that are displayed

no more than 30 minutes before a session and removed within 15 minutes afterwards.

11. All personal training and for profit fitness session Licence applications and renewals will be considered by the Shire of Denmark in accordance with, but not limited to, the following -
- The use of Shire of Denmark road reserves will not be permitted for trading unless it can be shown not to adversely impact on traffic movement.
 - The licensee will be responsible for any damage to Shire property from the training activity or customers of the training activity.
 - Personal training must not impede traffic flow or cause a traffic hazard or pose a danger to the safety of the general public.
 - Personal trainers and for profit fitness session operators must obtain their own public liability insurance to the minimum value of \$10,000,000 and indemnifying the Council.
 - The licensee must hold at least a certificate 4 in personal training or an equivalent level qualification and/or fitness industry experience so that they are far less likely to have injuries occur in their fitness classes.
 - The licensee must hold a current Senior First Aid Certificate.
 - Personal training and for profit fitness activities must not connect to or utilise any Shire of Denmark utilities without prior approval and an additional charge.

Should the application be considered unsuitable by the officers of the Shire of Denmark in accordance with legislation and the above conditions, or any other condition applicable to the application, the application will be referred to Council for their consideration as to the suitability of the activity in the community.

All applicants for Licences are to be advised of their right to object to a decision of Local Government in accordance with section 9.4 of the Local Government Act 1995, such a person may object to a decision of local government and lodge an appeal to the decision by lodging an objection within 28 days of the decision.”

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