



## **PERMIT APPLICATION FORM**

### **Commercial image capture and use in Norfolk Island National Park and Botanic Garden** (includes filming, photography, sound recordings and artwork)

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The Norfolk Island National Park and Botanic Garden is a Commonwealth reserve established under the *Environment Protection and Biodiversity Conservation Act 1999* (the EPBC Act) to manage the environment of the region for the benefit of all people, present and future. The Director of National Parks, also established under the EPBC Act, uses a permit system to help regulate some activities. Permits may be issued subject to conditions that help to identify, protect, conserve and manage biodiversity, heritage and other values of Commonwealth reserves. This is a system through which industry and the public can share in the responsibilities of managing and protecting the reserve.

#### **When a permit is required**

You will need to apply for this permit if you wish to conduct filming, videoing, photography or art in or of the Norfolk Island National Park and Botanic Garden for commercial purposes. Commercial purposes means carrying out an activity with intent of a reward, i.e. money, merchandise or services, or the possibility of future reward (if done for financial reward or commercial gain, under contract or consignment for another person, and/or with a view to being sold or hired out, or for promotion/advertising of a product or service).

Please make sure you and your staff (if any) are familiar with, and adhere to, the permit conditions of any permits you are issued with. Breaching permit conditions may lead to the permit being suspended or cancelled.

#### **Using an existing image of Norfolk**

If you want to use an existing image of Norfolk you do not need to fill out this application, but will need to contact park staff on 0011 6723 22695 regarding permissions and acknowledgement that might be required.

#### **Overseas applicants**

Visas requirements for Norfolk Island are governed by the *Norfolk Island Immigration Act (1980)* and they are different to visa requirements for Australia. Please contact the [Norfolk Island Government](http://www.norfolkisland.gov.nf) for further information by phone 0011 6723 22003 or email [clerk@assembly.gov.nf](mailto:clerk@assembly.gov.nf).

#### **Public liability insurance**

You will need to provide a certificate of public liability insurance showing that you, your staff and contractors are covered for the proposed image capture and use. Your public liability insurance needs to be with an insurer that is approved by the [Australian Prudential Regulation Authority](http://www.australianprudentialregulationauthority.gov.au), and for at least \$20 million for each and every event. Please contact the Park Manager if you are unable to meet this requirement.

#### **Apply well in advance**

Please allow a minimum of 28 days for the permit application to be processed. If you require a permit in less than 28 days' time, please contact the park on 0011 6723 22695 or email [NorfolkIslandNationalPark@environment.gov.au](mailto:NorfolkIslandNationalPark@environment.gov.au).

#### **How to apply**

This application package can be posted, faxed or emailed to you, or you can download it from [www.environment.gov.au/resource/media-and-artists-1](http://www.environment.gov.au/resource/media-and-artists-1). Please read through the permit conditions and complete the application form attached.

To apply for a permit, please:

- ensure you understand and are prepared to comply with the permit conditions
- answer all the questions in the application form – if you need more space than is available on the form, please attach a separate sheet

- complete the application checklist
- ask all proposed permit holders to sign, and an adult to witness and sign, the agreement near the end of the application package
- sign, and ask an adult to witness and sign, the declaration at the end of the application package – a permit cannot be issued unless these pages have been received
- email or send the application to the address at the end of the application package.

Ensure you answer all the questions to the best of your knowledge; there are severe penalties for giving false or misleading information. By sending or faxing this application form to the permits administrator, all proposed permit holders agree that if a permit is issued, they and their staff and agents will act in accordance with all of its permit conditions.

## Need more information

The permits officer can help with any queries regarding this permit – please call 0011 6723 22695 or email [NorfolkIslandNationalPark@environment.gov.au](mailto:NorfolkIslandNationalPark@environment.gov.au).

Our website is at [www.parksaustralia.gov.au/norfolk/index.html](http://www.parksaustralia.gov.au/norfolk/index.html), and the EPBC Act and Regulations can be viewed at [www.environment.gov.au/epbc/index.html](http://www.environment.gov.au/epbc/index.html) or purchased from CANPRINT, telephone 1300 656 863.

## Privacy

The Director of National Parks ('the Director') is authorised to request personal information from permit applicants under Part 17 of the *Environment Protection and Biodiversity Conservation Regulations 2000* (EPBC Regulations). The personal information that you provide will be used by the Director to assess your permit application and manage activities within the park, including compliance with the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) and EPBC Regulations. If you do not provide the requested information, your permit application cannot be assessed.

### *Disclosure*

Your personal information may be disclosed to other Commonwealth (and in some circumstances, state and territory) government departments and agencies where it is required or authorised by or under law or where it is reasonably necessary for law enforcement.

### *Privacy Policy*

The collection, storage, use and disclosure of personal information by the Director is governed by the *Privacy Act 1988* (Cth) and, in particular, by the Australian Privacy Principles. The Director's Privacy Policy is available at [www.environment.gov.au/node/35979](http://www.environment.gov.au/node/35979). The Privacy Policy details how you can access and correct your personal information held by the Director and who to contact if you have a concern about your personal information.

# CONDITIONS FOR A PERMIT FOR COMMERCIAL IMAGE CAPTURE AND USE IN NORFOLK ISLAND NATIONAL PARK AND BOTANIC GARDEN

## Interpretation

*In these conditions, unless the contrary intention appears:*

**Act** means the *Environment Protection and Biodiversity Conservation Act 1999* and Regulations, management plans and instruments made under it, and includes any Act which amends or replaces it.

**agreement** means the agreement at the end of these conditions.

**authorised participants** means all persons, other than the permittee or the permittee's staff, who take part in the permitted activity.

**capture** for an image, means recorded or reproduced by artistic representation, or on film, videotape or electronic medium, and includes recorded sound.

**Director** means the Director of National Parks and includes any statutory successor to the Director and the Director's delegates.

**management plan** means the management plan in operation from time to time for the park under the Act.

**park** means the named Commonwealth reserve(s) for which this permit is issued.

**park staff** means persons employed by the Director and performing duties in relation to the park.

**permitted activity** means the specified activity for which this permit is issued.

**permittee** means each person (individual, company or other legal entity) to whom this permit is issued and includes, where the context permits, the permittee's staff.

**permittee's staff** means the permittee's employees, contractors and other agents who take part in the permitted activity.

**public area** means an area that is not behind or beyond a barrier or fence and to which entry is not prohibited or restricted by or under the Regulations. Public areas in the park are generally listed in the Park Visitors Guide.

**ranger** means a person appointed as a ranger under s392 of the Act.

**Regulations** means the *Environment Protection and Biodiversity Conservation Regulations 2000* and includes any Regulations that amend or replace them.

**warden** means a person appointed as a warden under s392 of the Act

*In these conditions, unless the contrary intention appears:*

*The singular includes the plural and vice versa.*

*If a word or phrase is defined, other grammatical forms of that word or phrase have corresponding meanings*

*Where one of the words 'include', 'including' or 'includes' is used, the words 'without limitation' are taken to immediately follow.*

*Where the word "must" imposes an obligation on a person to do or not do something, the obligation is taken to be that the person take all reasonable steps to do or not do the thing (i.e. steps that ought to be reasonable to a person who possesses the faculty of a reason and engages in conduct in accordance with community standards).*

*A reference to the permittee includes, where the context permits, the permittee's staff involved in the permitted activity.*

*Note: The Director may vary or revoke these permit conditions, or impose new conditions, in accordance with r17.09 of the Regulations, and must do so where it is necessary to ensure that the matters or circumstances about which the Director is required to be satisfied when issuing the permit continue to apply.*

## General Permit Conditions (all activities)

1. The permittee must not conduct the permitted activity before the commencement date or after the expiry date shown on the permit.
2. The permittee must not conduct the permitted activity unless the permittee has signed and submitted the agreement with the park.
3. This permit cannot be transferred to another person,

<sup>1</sup> A person is taken to have been convicted of an offence if, within five years, the person has been charged with, and found guilty of, the offence but discharged without conviction or has not been found guilty of the offence, but a court has taken the offence into account in passing sentence on the person for another offence. Part VIIIC of the *Crimes Act 1914* includes provisions that, in certain circumstances, relieve persons from the requirement to disclose spent convictions and require persons aware of such convictions to disregard them

except in accordance with regulation 17.11 of the Regulations.

*Note: If the permittee sells the business to which the permit relates, the permittee may apply to transfer the permit to the purchaser, in accordance with r17.11 of the Regulations, or the purchaser may apply for a new permit.*

4. The permittee must comply with the Act, Regulations, Management Plan, these permit conditions, and any other signs, notices, information, guidelines, codes of conduct, protocols or directions issued by, or under the authority of, the Director relating to the Park.
5. The permittee must comply with all Commonwealth, State or Territory laws relating to the permitted activity.
6. The permittee must hold all permits, licences and other authorities required by law for the conduct of the permitted activity.
7. The permittee must maintain relevant training, qualifications and experience to competently conduct the permitted activity.
8. The permittee must carry a copy of this permit and these conditions, or keep a copy in the permittee's transport (vehicle, vessel or aircraft) while carrying out the permitted activity and must produce it for inspection when requested by a ranger or warden.
9. The permittee must not walk, and must take all reasonable steps to ensure that the permittee's staff and authorised participants do not, off track or use any road, track or area that is permanently, temporarily or seasonally closed or restricted by fences, gates or signs, unless specifically authorised by this or another permit.
10. The permittee must not, and must take all reasonable steps to ensure that the permittee's staff and authorised participants do not:
  - a) behave contrary to the Regulations or any warning or regulatory signs; or
  - b) pick fruits or flowers or branches, or otherwise damage any native plants;
  - c) interfere with, feed, handle or disturb any native animals, or damage or disturb a nest or dwelling place of a native animal;
  - d) touch or interfere with any rock art, sacred site or cultural artefact;
  - e) impede public access to any part of the park.

*Notes: This permit does not give the permittee any rights to the exclusive use, enjoyment or occupancy of any area of the park unless specifically authorised by this permit.*

11. The permittee must notify the Director, in writing, within 7 days if:
  - a) the permittee sells any business to which the permit relates to another person or group, or for any other reason ceases to conduct the permitted activity; or
  - b) the permittee is a company and there is a change in the owner(s) of the majority of issued shares in the company.
12. If the permittee is a company or other incorporated body the permittee must not, without the approval of the Director, have as a director or office holder a person who has been convicted<sup>1</sup> of an offence<sup>2</sup> against the Act or the Regulations within the previous 10 years.
13. The permittee must not, without the approval of the

<sup>2</sup> Such an offence includes, for an offence under such a law, section 6 of the *Crimes Act 1914* or sections 11.1, 11.4 or 11.5 of the Criminal Code (which deal with being an accessory after the fact, attempting to commit offences, inciting to or urging the commission of offences by other people and conspiring to commit offences) or an equivalent provision of a law of a State or Territory

Director, use directly in the conduct of the permitted activity (eg driver or tour guide), the services of any person who has within the previous 10 years been convicted of an offence against the Act or the Regulations prior to the grant of the permit.

*Note: The Director may keep a register of persons who have been convicted of such an offence or who have been the subject of a request by the Director for a permittee to cease using their services within the park.*

14. If any of the permittee's staff contravene these permit conditions, the Director may:
- notify the permittee of the contravention; and
  - direct the permittee to cease using the services of that person within the park for a specified time, and the permittee must forthwith comply with that request.

*Note: In this situation and in accordance with r14.16, the Director must give written notice to the member of the permittee's staff of the decision, including a statement that the member of the permittee's staff may apply to the Director to reconsider the decision and that, subject to the Administrative Appeals Tribunal Act 1975, the member of the permittee's staff may subsequently apply to the Administrative Appeals Tribunal for review of the reconsideration.*

15. The permittee must ensure that all of the permittee's staff are fully informed of and understand these permit conditions before they commence taking part in the permitted activity.
16. The permittee must ensure that the permittee's staff are appropriately trained and/or accredited for any activity they conduct in the park.
17. The permittee must ensure that appropriate risk management systems, strategies and procedures are in place to minimise foreseeable risks to the permittee's staff, authorised participants, members of the public, and the environment and heritage values of the park, and must produce evidence of such systems, strategies and procedures as requested by the Director.

*Note: Suitable templates for risk management systems are available from Parks Australia. They represent the minimum acceptable standard for a risk management system. Permittees are encouraged to develop more detailed risk management systems.*

18. The permittee is responsible for the safety, well being and behaviour of the permittee's staff and authorised participants, and must take all reasonably practicable steps to ensure that no person is exposed to risks to their health or safety whilst in the park.
19. If the permittee or any of the permittee's staff or authorised participants are killed, injured, becomes ill, goes missing, or is involved in a dangerous incident while in the park, a member of park staff must be notified as soon as possible and the permittee and the authorised participant must comply with any requests or directions from a member of park staff in relation to the safety of that person or any other person.

*Note: In this condition "dangerous incident" means an incident that exposes a person to a serious risk to their health or safety.*

20. The permittee must ensure that its supervision of authorised participants is reasonable in the circumstances of the authorised participants' differing levels of fitness, experience and abilities.
21. The permittee must carry, and must ensure that each of the authorised participants carries, sufficient potable water for the conduct of the permitted activity.

*Note: The Director recommends that, in hot weather, people carry and drink one litre of water for every hour they will be active.*

22. The permittee will make good any damage to the park, to the extent that the damage was caused or contributed to by the conduct of the permitted activity or a breach of the permit conditions by the permittee.

## Commercial Activity Permit Conditions

23. The permittee must not conduct the permitted activity unless the permittee holds a policy of public liability insurance sufficient to cover any liability the permittee may have to third parties or to the Director under the agreement, and in any case for an amount of not less than \$20 million in respect of any single event, with an insurer that is licensed by the Australian Prudential Regulation Authority or otherwise approved by the Director.
24. The permittee must provide to the Director a certificate of currency for the policy of public liability insurance, evidencing that the policy covers all activities in the park of the permittee and the permittee's staff, contractors and other agents:
- before the permittee commences to conduct the permitted activity; and
  - on each occasion when the policy is renewed or when a new policy is taken out; and
  - at any other time as requested by the Director.
25. The permittee's staff must not include a contractor or agent unless:
- the activities of that person are covered by the insurance required under condition 23; or
  - the person holds a permit to conduct commercial activities in the park that authorises them to provide services to the permittee in connection with the permitted activity, and holds a policy of public liability insurance that satisfies the requirement of condition 23.

## Norfolk Island National Park Conditions

26. On each visit to the park and at least 5 business days prior to conducting the permitted activity, the permittee must provide the park with details of all vehicles and persons participating in the permitted activity during that visit and any further details the Director may reasonably request.
27. The permittee must not enter areas to which entry is prohibited or restricted under the EPBC Regulations, unless specifically authorised by this permit or another permit to do so.
28. The permittee must have either a radio or telephone as a means of communications at all times when in the park.
29. The permittee may drive, ride or tow a vehicle only on designated road or parking area.

*Note: Maximum size of vehicle on:*

<u>Mount Pitt Road</u>	<u>Park (except Mt Pitt Road)</u>
Length: 6.5 meters	Length: 7.0 meters
Width: 2.2 meters	Width: 2.3 meters
Wheelbase: 3.7 meters	Height: 2.8 meters

30. The permittee must endeavour to minimise damage to tracks, and in particular not to cause the tracks to become deeply rutted.
31. The permittee must comply with directions from park staff and officers of the Norfolk Parks and Forestry Service regarding access conditions in the Forestry Area.
32. The permittee must not interfere with any seabirds or nests on Phillip Island.
33. The permittee must be accompanied by a guide approved by the Park Manager when undertaking the permitted activity on Phillip Island.

## Image Capture and Use Conditions

34. The permittee must not carry on the permitted activity in areas that are not public areas without the prior approval of the Director.
35. The permittee must comply with directions given by or on behalf of the Director regarding the conduct of the permitted activity in public areas.

36. Before commencing the permitted activity, the permittee must attend a briefing given by park staff.
37. If any images captured under this permit are used or reproduced in a film or television broadcast, the permittee must ensure that the park is identified, and that assistance provided by park staff is acknowledged, in the film.
38. If any images captured under this permit are used or reproduced in a film or television broadcast, the permittee must ensure that the film or broadcast provides accurate information in relation to the park.
39. The permittee must not use any image captured under this permit for advertising purposes, other than advertising a film or television broadcast in which the image is used or reproduced, without the prior approval from the Director.
40. The permittee must provide a copy of any film or television broadcasts produced as a result of the permitted activity to the park within three months of the first public screening.
41. The permittee must submit all images of the park that will be used for advertising a film/television broadcast or promotional purposes to the park for consideration before their publication and use.
42. The permittee will only use the captured images for the permitted purpose stated on the permit and not for any other purposes.
43. The permittee will not allow the image to be used by another person for a commercial purpose different from what is authorised by this permit.
44. **FURTHER CONDITIONS MAY BE ADDED.**



# PERMIT APPLICATION FORM COMMERCIAL IMAGE CAPTURE AND USE

Norfolk Island National Park  
and Botanic Garden

☎ 0011 6723 22695 Fax: 0011 6723 23397

Please allow a minimum of 28 days for your permit to be processed. 📧 [NorfolkIslandNationalPark@environment.gov.au](mailto:NorfolkIslandNationalPark@environment.gov.au)

✉ PO Box 310, Norfolk Island 2899

Please ensure the information is legible.

Details of Proposed Permit Holder																																			
<p>The Director of National Parks is authorised to collect the personal information requested in this form under the <i>Environment Protection and Biodiversity Conservation Regulations 2000</i>. This information is used to assess permit applications and manage activities within Commonwealth reserves. A full Privacy Notice, the Director's Privacy Policy and details on who to contact if you have a concern about your personal information are available at <a href="http://www.environment.gov.au/node/35979">www.environment.gov.au/node/35979</a>.</p>																																			
<p><b>1. Has the proposed permit holder previous held a permit for the activity?</b></p> <p><input type="checkbox"/> No   <input type="checkbox"/> Yes      If yes, what is the permit number</p>																																			
<p><b>2. Name of proposed permit holder (If more than 1, attach their details on separate sheet)</b></p> <p>Full Name</p>																																			
<p><b>3. Contact details of proposed permit holder</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Contact person</td> <td colspan="2"></td> <td style="width: 20%;">Title/Position</td> <td colspan="2"></td> </tr> <tr> <td>Postal Address</td> <td colspan="5"></td> </tr> <tr> <td>Physical Address</td> <td colspan="5"></td> </tr> <tr> <td>Mobile</td> <td></td> <td>Telephone</td> <td></td> <td>Fax</td> <td></td> </tr> <tr> <td>Email</td> <td colspan="2"></td> <td>Website</td> <td colspan="2"></td> </tr> </table>						Contact person			Title/Position			Postal Address						Physical Address						Mobile		Telephone		Fax		Email			Website		
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<p><b>5. Proposed permit holder is:</b>   <input type="checkbox"/> Individual – go to Question 7      <input type="checkbox"/> Company</p> <p><input type="checkbox"/> Other – please specify</p>																																			
<p><b>6. Please provide details of directors, partners or committee members of the proposed permit holder (If more space is required, attach a separate list.)</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 30%;">Office Holder's Full Name</th> <th style="width: 40%;">Address</th> <th style="width: 30%;">Title or Position</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table>						Office Holder's Full Name	Address	Title or Position																											
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<b>8. Details of person completing this application</b> If same as Question 3, go to Question 9.				
Full Name		Title/Position		
Relationship to proposed permit holder				
Postal Address				
Physical Address				
Mobile		Telephone		Fax
Email		Website		
<b>9. Telephone and/or radio contact details of the proposed permit holder while in the park</b>				
The permit holder must be contactable via telephone or radio (or both) whilst in the park.				
Telephone		Radio		
<b>Details of Image Capture and Use</b>				
<b>10. Proposed image capture activities</b>				
<input type="checkbox"/> Film (includes video)	<input type="checkbox"/> Still photography	<input type="checkbox"/> Artwork	<input type="checkbox"/> Sound recording	
<input type="checkbox"/> Other – please specify:				
<b>11. Proposed dates to capture images in the park and/or Botanic Garden</b>				
From:		To:		
If further visits will be required at a later date, please provide tentative dates:				
From:		To:		
From:		To:		
<b>12. Preferred date and time for pre-activity briefing</b>				
Date:		Time:		
<b>13. Describe proposed use of images</b>				
<b>14. Is a tourism authority supporting the proposed image capture and use?</b>				
<input type="checkbox"/> No <input type="checkbox"/> Yes – please specify: <i>Eg: Tourism Australia</i>				
<b>15. Describe equipment that will be used</b> Eg: digital SLR camera, hand held video camera, props.				
<b>16. If film or television broadcast, when will the production go to air?</b>				
A copy of any film or television broadcasts produced for this project must be provided to Norfolk Island National Park within 3 months of the first public screening.				
When will Norfolk National Park receive a copy of the final?				

<b>17. Proposed image subjects</b>		
<input type="checkbox"/> Landscapes	<input type="checkbox"/> Flora (plants)	<input type="checkbox"/> Fauna (birds, reptiles etc)
<input type="checkbox"/> Other – please specify		
<b>18. Proposed location(s) within Norfolk Island National Park and/or Botanic Garden</b>		
Please attach itinerary if possible.		
<b>19. Any proposed aerial image capture over Norfolk Island National Park and/or Botanic Garden?</b>		
<input type="checkbox"/> No <input type="checkbox"/> Yes – please specify:		
<b>20. Will the proposed image capture and use be co-ordinated through a tour company?</b>		
<input type="checkbox"/> No <input type="checkbox"/> Yes – please provide details:		
<b>21. Is assistance required from park staff?</b>		
<input type="checkbox"/> No <input type="checkbox"/> Yes – please specify:		
<b>22. Impacts on the environment</b>		
Will the activity result in the death or injury of native plants or animals?		<input type="checkbox"/> yes <input type="checkbox"/> no
Will the activity involve taking, trading, keeping or moving a native plant or animal?		<input type="checkbox"/> yes <input type="checkbox"/> no
Will the activity cause any damage to or destruction of nests or dwelling places?		<input type="checkbox"/> yes <input type="checkbox"/> no
Is any off-track walking, off-road driving or roadside stopping proposed?		<input type="checkbox"/> yes <input type="checkbox"/> no
<b>23. Relevant qualification and experience of the proposed participants</b>		
Please provide details of each person who will be participating in the proposed activity in the park.		
Full Name	Position	Experience/Qualification
<b>24. Transportation to be used in Norfolk Island National Park and/or Botanic Garden</b>		
Type of transport	Own/Operated by	Details
<i>E.g. Hired car</i>	<i>Car Hires R Us</i>	<i>Mitsubishi, Canter, Registration MO 1234, Maximum capacity 16 persons, White colour, Weighs 6000kg</i>



## Agreement

THIS DEED made the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

WITNESS as follows:

In consideration of the permit issued to the permittee, the permittee agrees to:

- a) release the Director of National Parks, the Commonwealth of Australia, and their servants and agents ('the released parties') from all and any claims which the permittee might at any time hereafter have or have had against the released parties in respect of any injury, loss or damage which may be suffered by the permittee in the course of the permitted activity, except to the extent that any act or omission involving fault on the part of the released parties contributed to the relevant injury, loss or damage; and
- b) indemnify and keep indemnified the Director of National Parks, the Commonwealth of Australia, and their servants and agents ('the indemnified parties') against all actions, proceedings, claims or demands brought against the indemnified parties in respect of any injury, loss or damage arising out of:
  - (i) a breach of the permit conditions by the permittee or the permittee's staff; or
  - (ii) an act or omission involving fault on the part of the permittee or the permittee's staff in carrying on the permitted activity,except to the extent that any act or omission involving fault on the part of the indemnified parties contributed to the relevant liability, loss or damage; and
- c) take all reasonable steps to ensure that the permittee, the permittee's staff and authorised participants comply with the conditions subject to which the permit is issued; and
- d) provide information about the permitted activity as reasonably requested by the Director of National Parks.

Note: The Director of National Parks will only request such information for park management and planning purposes, and agrees not disclose to any other person any information so provided without the express permission of the permittee unless legally required to do so.

- e) ensure that, if the permitted activity includes the capture and/or use of images of people, the permittee(s) will not capture or use those images without the written consent of the individuals concerned;
- f) ensure that, if any images captured under the permit are used or reproduced in a film or television broadcast,
  - (i) Norfolk Island National Park and/or Botanic Garden is identified, and that assistance provided by park staff is acknowledged in the film or broadcast, and
  - (ii) the film or broadcast provides accurate information in relation to the park and park staff; and
  - (iii) a final edited copy of the film or broadcast if provided to the Director of National Parks within 3 months of the first screening or broadcast.
- g) not use any image captured under the permit for advertising purposes, other than advertising a film or television broadcast in which the image is used or reproduced, without the prior written approval of the Director of National Parks;

Proposed permit holder's name \_\_\_\_\_

*A copy of this agreement is to be signed by each proposed permit holder, or if the proposed permit holder is a company or other commercial entity, by its duly authorised officer.*

Signed \_\_\_\_\_

Date \_\_\_\_\_

Name (please print) \_\_\_\_\_

Position \_\_\_\_\_

*This agreement is signed in the presence of a witness aged 18 years or older:*

In the presence of (witness' name) \_\_\_\_\_

Signed \_\_\_\_\_

Date \_\_\_\_\_

## Declaration

I, , the applicant for this permit, DECLARE as follows-

1. that the information in this application is correct to the best of my knowledge AND I am authorised to complete this application on behalf of all proposed permit holders AND that none of the proposed permit holders have been convicted<sup>1</sup> of, or is presently subject to proceedings for, an offence under:

- a) the EPBC Act or Regulations; or
- b) another law of the Commonwealth or a State or Territory about the protection, conservation or management of native species or ecological communities; or
- c) section 6<sup>2</sup> of the *Crimes Act 1914* or sections 11.1, 11.4 or 11.5<sup>3</sup> of the *Criminal Code* in relation to an offence under a law mentioned in a) or b) above; or
- d) a provision of a law of a State or Territory that is equivalent to a provision mentioned in c) above.

2. that the media briefing has been or will be attended by the permit holder(s) prior to commencing any activity in the park;

3. that I and all of the proposed permit holders have read and understand all of the standard permit conditions enclosed.

If you can not make this declaration because a proposed permit holder has been convicted of, or is subject to proceedings for a relevant type of offence please contact the Norfolk Island National Park, for further advice. These matters do not exclude a permit being issued but can be taken into account.

Signed  Date

Name (please print)  Position

This declaration is made before a witness aged 18 years or older:

In the presence of (witness' name)

Signed  Date

<sup>1</sup> Part VIIC of the *Crimes Act 1914* includes provisions that, in certain circumstances, relieve persons from the requirement to disclose spent convictions and require persons aware of such convictions to disregard them.

The applicant is taken to have been convicted of an offence if, within five years before the application is made, the applicant:

- a) has been charged with, and found guilty of, the offence but discharged without conviction; or
- b) has not been found guilty of the offence, but a court has taken the offence into account in passing sentence on the applicant for another offence.

<sup>2</sup> Section 6 of the *Crimes Act 1914* deals with being an accessory after the fact.

<sup>3</sup> Sections 11.1, 11.4 and 11.5 of the *Criminal Code* deal with attempts to commit offences, inciting to or urging the commission of offences by other people and conspiracy to commit offences.

If this application is approved, please indicate whether you prefer to receive:

Mail       Email       Fax

Submit applications to:

**Norfolk Island National Park and Botanic Garden**  
Permits Administrator  
PO Box 310 Norfolk Island 2899  
**Phone:** +61 8 8938 1176  
**Fax:** 0011 6723 23397  
**E-mail:** [NorfolkIslandNationalPark@environment.gov.au](mailto:NorfolkIslandNationalPark@environment.gov.au)

*Please allow a minimum of 28 days for permits to be processed.*

To assist us in developing more efficient permit administration, please provide an estimate of the time taken to complete this form, including the time spent by the applicant and any other persons in reading the application form, collecting the information and answering the questions:    hours and    minutes