

# Holloways Beach Markets - Marlin Coast Lions



## – Terms and Conditions

The Holloways Beach Markets are managed by Cairns Marlin Coast Lions Club under agreement with Cairns Regional Council from April 2023 (also known as Holloways Beach Seaside Markets)

The following Terms and Conditions must be complied with by all stallholders approved by Cairns Marlin Coast Lions Club **(the Manager)**.

The Manager of Holloways Beach Markets **(the Markets)** will make every endeavour to accommodate stallholder requests, however the Manager reserves the right to

- Cancel market days. In this circumstance, it will advise all stallholders as soon as practicable.
- Change market stall sites and locations if required.
- Approve stall holder applications on a market needs basis, not in order of application.
- Change these Terms and Conditions at any time on provision of reasonable notice.
- Withdraw stallholder approval at any time, without prior notice if the stallholder is in breach of the terms of this approval.
- Expel from the markets if the stallholder has behaved or is behaving in a manner likely to cause distress, disturbance, inconvenience, damage, or harm to any other person present. The Markets promote respect, safety, and tolerance for all. Stallholders are expected to be courteous to the public, market organisers and other stallholders at all times.
- Photograph and/or video market stalls and stallholders unless specifically asked not to do so.

Dates: Markets are held on the second Sunday of the month from February till December (weather permitting) from 8.00am till 1.00pm.

Fundraising Stallholders are not permitted to fundraise unless such fundraising is authorised and coordinated by a registered charity or not for profit organisation (not affiliated with a political party or government agency). All fundraising is subject to the prior written approval of the Manager. Stallholders are not permitted to 'spruik' their market stall by way of touting.

08/09/2023

Contact: [hbsm.marlincoastlions@gmail.com](mailto:hbsm.marlincoastlions@gmail.com)



Sustainability and health: The market area is Single-Use Plastic Free and encourages environmentally sustainable products and practices. The Markets are a non-smoking location.

Application:

- All Market Stalls must be applied for by email. Refer to Appendix A
- Once your application is approved you will be sent a login code that will enable you to manage your account details, book and make appropriate payment. Permanent Stallholders are given priority. Vacant sites are made available for Casual Booking from 2 weeks before the market day.
- For stall pricing information, refer to Appendix A,
- For contact details, refer to Appendix B

Privacy: Personal information has been collected for the purpose of assessing Stallholder Applications which will be used for the purpose of delivering services and carrying out Markets business. We will only use your information for this purpose. It will otherwise not be used or disclosed unless authorised or required by law. Your personal information will be handled in accordance with the Information Privacy Act 2009.

Public Liability Insurance must be held by stallholders for the term of the markets to the value of \$10,000,000. See Appendix A

Security: Stallholders are responsible for the security of their designated site. Management accepts no liability for damage, misplacement, theft, or loss of any item (equipment, stock, promotional materials etc) contained within the stall. Security of all items is the stallholder's responsibility.

Stallholders under the age of 18 years must be accompanied by an adult.

Products & Services:

- The Markets are intended to support and encourage cottage industries and locally produced items.
- It is preferred that items for sale demonstrate originality and that skill or craft has been used in the creation of these items.
- The sale of second-hand goods, collectables and Bric-a-Brac may be included subject to the Manager's approval.
- If stallholders wish to introduce a new item for sale, the Managers approval must be received first. The selling of goods not listed or approved is strictly prohibited.
- The sale of plants is permitted.
- The sale of food and non-alcoholic drinks is permitted where such items comply with the Food Act 2006 (QLD) and the Australian New Zealand Food Standards Code.
- All stallholders selling food must display a valid Food Licence obtained via Cairns Regional Council, Environmental Health Unit.
- All stallholders are required to produce to the Manager, prior to the date required, any licences, permits or consents issued by the Environmental Health Unit or any other Government Agency in respect of their site.

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- No animals of any kind can be sold at the markets.

Set up Time: Stall holders may arrive on site from 5 am onwards, no earlier. Stallholders must be ready to trade by the market start time. Stallholders arriving after the commencement of the market may be refused entry and forgo any stall fees paid for that market.

Setup – Traffic:

- Cars must be unloaded completely within 30 minutes and removed to the side streets before any setting up is undertaken.
- Stallholder cars and/or trailers are to be moved out of the immediate vicinity of the markets by 8am so as to provide access for interested visitors to the markets.
- Nature strips/footpaths are not to be used by stallholders for setting up and pulling down.
- Stallholder vehicles, trailers or marquees must not exceed their allocated site size.

Duration: Stallholders are required to operate for the duration of the market day. Stallholders must not commence pack up before the finishing time of 1pm. In extenuating circumstances, stallholders may receive clearance from the Manager to pack up early.

Equipment:

- Stallholders must supply their own marquee and equipment of an approved size (either 3m x 3m or 6m x 3m).
- The Manager will approve application then allocate a Market Site.
- Double sites (two adjoining marquees) are limited and Approval is at the discretion of the Manager.
- All stall related equipment and signage must be contained within the allocated site.

Operation:

- Stallholders must not obstruct pedestrian walkways or disrupt pedestrian traffic. To ensure the safety of the public and Stallholders, all product, goods, signage etc., are to remain within the boundary of the Stallholder's marquee unless otherwise approved by the Manager.
- Stallholders granted permission to utilise a stallholder site are not to assign the right of use to any other person, organisation, or body.

End of Day:

- Stallholders must remove their own rubbish and waste from their Stall and Site and surrounding area. The Site and surrounding area is to be kept clean, tidy and undamaged. If the Stallholder does not adhere to this condition a cleaning cost may be imposed by the Manager.
- Stallholders must have sites vacated within two hours of the allocated finish time, and sites must be returned in the same condition that they were hired.

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**Appendix A - Fees and payment conditions.**

**Public liability insurance**

All stallholders must have public liability insurance cover of \$10 Million.

Public Liability Insurance can be:

- 1. -Obtained independently. These stallholder applicants must upload a Certificate of Currency with their application,  
or
- 2. Obtained by joining the group policy , if approved by the Manager.

Group Insurance cover is provided by Certain Underwriters at Lloyds of London for \$20 million dollars. An excess of \$1,000 each and every claim is applicable. If approved by the Manager, the insurance fee is \$10 per market.

*Excluding Amusement Rides or Devices, Food and drink Stalls, any Second-Hand Electrical Goods and Toys, Cosmetics and Beauty Products, Medicines, Potions, Oils, Liquor, Fragrances and Soaps; and Massage/manipulation or similar, or any other stallholder not approved by the manager.*

All payments are now inclusive of GST.

**Stall fees From July 2023**

Incl GST	Per market	With Manager’s group insurance
Single site (3mX3m)	\$35	\$45
Double Site (6mx3m)	\$60	\$70

Cancellations made within 10 days of a market are strictly non-refundable however if the market is cancelled on the day or close to market day by the Manager due to weather constraints, then the market fee will be forwarded to future markets or refunded.

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### **Permanent Stallholders:**

- will be given priority for the allocation of sites and any stallholder is able to apply to become permanent.
- have sites reserved and are required to book and pay at least 10 days prior to the market day (beginning with the July market). If payment is not received by the due date that site may be released to allow others to book.
- have an obligation to advise the Manager if they are unable to attend a particular market, no later than 10 days prior to the market.
- take advantage of secure siting (subject to operational requirements).

**Casual stallholders'** allocation of a site is subject to site availability on the day and they cannot presume to retain a particular site each month.

### **Not For Profit Stallholders:**

A limited number of not-for-profit stalls will be available at Markets at a reduced rate. These are considered casuals. Please apply directly to the Manager to discuss.

### **Appendix B – Contact details.**

Markets Manager Name: Cairns Marlin Coast Lions Club

ABN 80 797 871 321

Cairns Marlin Coast Lions Club: [marlincoast.qld@lions.org.au](mailto:marlincoast.qld@lions.org.au)

Market Email enquires (preferred contact): [hbsm.marlincoastlions@gmail.com](mailto:hbsm.marlincoastlions@gmail.com)

Manager's Website: [Cairns Marlin Coast Lions Club - Lions e-Clubhouse](#)

Market Website: [www.hollowaysbeachmarkets.com.au](http://www.hollowaysbeachmarkets.com.au)

Facebook: <https://www.facebook.com/hollowaysbeachseasidemarkets>

Market Day Coordinator 0408 837 419

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