
LEGISLATIVE COUNCIL

Music Festivals Amendment Bill 2024

Second print

Proposed amendments

No. 1 **Commencement**

Page 2, clause 2, lines 6 and 7. Omit all words on the lines. Insert instead—

- (a) for Schedule 1[36], to the extent it inserts sections 19C and 19D—the earlier of the following—
 - (i) a day or days to be appointed by proclamation,
 - (ii) 30 November 2024,

No. 2 **Objects of Act**

Page 3, Schedule 1[2], proposed section 2A(2)(a). Insert after line 21—

- (ia) the diversity of music festivals held, including diversity in size, location and genre,

No. 3 **Objects of Act**

Page 3, Schedule 1[2], proposed section 2A(2)(a)(ii), line 22. Insert “, particularly Australian artists, producers and music festival organisers” after “industry”.

No. 4 **Secretary may have regard to advice from certain persons in determining whether agreed health and medical plan required**

Page 4, Schedule 1[6], proposed section 5(2), line 14. Omit “must”. Insert instead “may”.

No. 5 **Secretary may have regard to advice from certain persons in determining whether agreed health and medical plan required**

Page 4, Schedule 1[6], proposed section 5(3), lines 35–39. Omit all words on the lines. Insert instead—

- (b) provide the health and medical plan to the Health Secretary for agreement.

No. 6 **Music festival organiser to be notified of decision about appeal to ILGA**

Page 5, Schedule 1[6], proposed section 5A. Insert after line 32—

- (6) ILGA must give written notice of ILGA’s decision about the appeal to the following persons no later than the prescribed day—
 - (a) the music festival organiser,
 - (b) the Secretary.

No. 7 **Commissioner may propose conditions to be applied to music festivals only if premises are not licensed under Liquor Act 2007—consequential amendment**

Page 6, Schedule 1[12], proposed section 6A, line 22. Insert “**certain**” before “**agreed**”.

No. 8 **Commissioner may propose conditions to be applied to music festivals only if premises are not licensed under Liquor Act 2007**

Page 6, Schedule 1[12], proposed section 6A(1), lines 23 and 24. Omit all words on the lines. Insert instead—

- (1) This section applies in relation to a music festival only if—
 - (a) the Secretary has determined the music festival requires an agreed health and medical plan, and
 - (b) the premises on which the music festival are to be held are not premises to which a liquor licence applies under the *Liquor Act 2007*.

No. 9 **Commissioner may propose conditions to be applied to music festivals only if premises are not licensed under Liquor Act 2007—consequential amendment**

Page 7, Schedule 1[12], proposed section 6A(6), lines 15–21. Omit all words on the lines. Insert instead—

included as a schedule to the agreed health and medical plan and, if included, is taken to be part of the agreed health and medical plan with which the music festival organiser must comply.

No. 10 **Role of NSW Police in enforcing Music Festivals Act 2019**

Pages 8 and 9, Schedule 1[29], line 34 on page 8 to line 3 on page 9. Omit all words on the lines.

No. 11 **Review of operation of Act**

Page 9, Schedule 1[34], line 21. Omit all words on the line. Insert instead—

Omit the section. Insert instead—

19 Review of operation of Act

- (1) The music festival roundtable must review the operation of this Act in relation to music festivals held between—
 - (a) the date of assent to the *Music Festivals Amendment Act 2024*, and
 - (b) 30 April 2026.
- (2) The review must be conducted as soon as practicable after 30 April 2026.
- (3) The review must include—
 - (a) an assessment of the appeal process under sections 19C and 19D, and
 - (b) data about the following in relation to the period to which the review relates—
 - (i) the number of agreed health and medical plans required to be prepared and the number of health and medical plans that were not agreed to by the Health Secretary,
 - (ii) conditions proposed by the Commissioner of Police to be applied to music festivals for which an agreed health and medical plan was required and whether the conditions were adopted or rejected by the Secretary,

(iii) amounts payable by music festival organisers to the State or a government sector agency in relation to music festivals and whether appeals in relation to the amounts payable resulted in a waiver or reduction of the amounts and, if so, the amount of the waiver or reduction.

(4) The Minister must ensure a report about the outcome of the review is tabled in each House of Parliament no later than 30 August 2026.

No. 12 **Guidelines**

Page 9, Schedule 1[36], proposed section 19B, line 28. Omit “may”. Insert instead “must”.

No. 13 **Guidelines—consequential amendment**

Page 9, Schedule 1[36], proposed section 19B, line 30. Omit “may”. Insert instead “must”.

No. 14 **Membership of music festival roundtable**

Page 13, Schedule 2, proposed section 3(b), line 40. Omit “industry.”. Insert instead—
industry, and

(xi) 1 member nominated by Harm Reduction Australia, and