

# Notification of Exclusive Dealing

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Date: 26.....October 2023

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Byron Bay | Murwillumbah | Brisbane

## Notifying party

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### 1. Provide details of the notifying party, including:

#### 1.1 name, address (registered office), telephone number, and ACN

**Bluesfest Tours Pty Ltd A.C.N. 665 570 909**

and

**Bluesfest Byron Bay Pty Ltd ACN 650 115 709**

("together called **Bluesfest**")

30 Tanner Lane, Tyagarah NSW 2481

T: 02 6639 9800

E: customerservice@bluesfest.com.au

#### 1.2 contact person's name, telephone number, and email address

Peter Noble

T: 02 6639 9800

E: customerservice@bluesfest.com.au

#### 1.3 a description of business activities

Bluesfest provides musical Artists to live music events across Australia, providing both domestic and international artists, primarily at the annual East Coast Bluesfest Event held over the Easter long weekend each year and by touring various artists across Australia.

This notification is with respect to international Artists only.

The Bluesfest Group of companies has a high reputation in the delivery of quality live music performances. Some of the awards gained by the Group over the last 20 years include:

2023 **Gold Major Festivals & Events** - North Coast Tourism Awards

2022 **Gold Major Festival & Events** – NSW Tourism Awards

2019 **Best Regional Event** – Australian Events Awards

2018 **Best Cultural, Arts or Music Event** - Australian Event Awards

2018 **Keeping the Blues Alive Award** – For Bluesfest Director Peter Noble awarded by the Blues Foundation in Memphis Tennessee.

2017 **Silver Major Festival & Events** Australian Tourism Awards

2017 **Gold Major Festivals & Events** - NSW Tourism Awards (After winning Gold 3rd time in a row Bluesfest has entered the NSW Tourism Hall of Fame)

2017 **Best Regional Event** - Australian Event Awards

2017 **Best International Contemporary Concert** - Australian Helpmann Awards

2016 **Gold Major Festivals & Events** - NSW Tourism Awards

2016 **Gold Best Regional Event** - Australian Event Awards

2016 **Gold Major Festivals & Events** - North Coast Tourism Awards

2016 **Order of Australia Medal (OAM)** - Won by Festival Director, Peter Noble  
'For service to live and recorded music, to tourism, and to the community.'

2015 **Gold Major Festivals & Events** - NSW Tourism Awards

2015 **Gold Major Festivals & Events** - North Coast Tourism Awards

2015 **Pan Australasian Festival of the Year** - Canadian Music Week International Festival Awards

2014 **Silver in Major Festivals & Events** - NSW Tourism Awards

2014 **Best Cultural, Arts or Music Event** - Australian Event Awards

2014 **Best Contemporary Music Festival** - Australian Helpmann Awards

2014 **Gold in Major Festival & Events** - North Coast Tourism Awards

2014 **'The Rolling Stone Award'** - Won by Festival Director, Peter Noble  
'For contribution to Australia Music.'

2013 **Silver Major Festivals & Events** - National Australian Tourism Awards

2013 **Gold Best Regional Event** - Australian Event Awards

2013 **Gold Major Festivals & Events** - NSW Tourism Awards

2013 **Gold Major Festivals & Events** - North Coast Tourism Awards

2013 **Best Contemporary Music Festival**, - Australian Helpmann Awards

2013 **Business Excellence Award**, North Coast Tourism Awards

2012/2013 The International **A Greener Festival** Award

2012 **Silver Major Festival & Events**, NSW Tourism Awards

2012 **Gold Major Festivals &**, North Coast Tourism Awards

2011 The International **A Greener Festival** Award

2011 **Gold Major Festivals & Events**, NSW Tourism Awards

2011 **Gold Major Festivals &**, North Coast Tourism Awards

2010 **Australian Event of the Year**, Australian Event Awards

2010 **Silver Best Cultural Event**, Australian Event Awards  
2010 **Gold Major Festivals & Events**, NSW Tourism Awards  
2010 The International **A Greener Festival** Award  
2009 The International **A Greener Festival** Award  
2008 The International **A Greener Festival** Award  
2007 The International **A Greener Festival** Award  
2006 **Best Contemporary Music Festival**, Australian Helpmann Awards  
2005 **Best Contemporary Music Festival**, Australian Helpmann Awards

#### 1.4 email address for service of documents in Australia

Peter Noble: [customerservice@bluesfest.com.au](mailto:customerservice@bluesfest.com.au)

## Details of the notified conduct

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### 2. Indicate whether the notified conduct is for:

#### 2.1 exclusive dealing (s. 47 of the Competition and Consumer Act 2010 (Cth) (the Act));

Notice is hereby given, in accordance with section 93(1) of the Act, of the particulars of conduct of a kind referred to in section 47(4) and 47(5) of the Act in which the notifying party engages.

#### 2.2 resale price maintenance (s. 48)

No

#### 2.3 collective bargaining (s. 93AB). If the notified conduct is for collective bargaining, whether the notified conduct includes a collective boycott.

No

### 3. Provide details of the notified conduct including:

#### 3.1 a description of the notified conduct

Bluesfest proposes to contract with international Artists to provide live music at venues at

- a) Tyagarah NSW, and/or
- b) across Australia;

AND provide that the Artist, depending upon the nature of the tour of the act, will either,

- c) For the touring Artists, not perform at another live music event in Australia for a period of up to 6 months before, and up to 3 months after the performances they are contracted to provide, or
- d) For the international Artists that perform at Tyagarah only, not perform at another live music event within up to 500kms of the Tyagarah music venue for a period of up to 6 months before, and up to 3 months after the performances they are contracted to provide.

An “**international Artist**” in this Notification refers to a musical artist whose place of residence and primary place of business is outside the Commonwealth of Australia.

A “**live music event**” in this Notification refers to a music event where the artist performs live to an audience present at the venue, and may include streaming in addition to the live audience.

### **3.2 any relevant documents detailing the terms of the notified conduct**

There is no particular relevant document. Each international Artist usually has their international agent proffer a contract and the terms of the restriction on performances is negotiated within that contract.

### **3.3 the rationale for the notified conduct**

Bluesfest submits that the notified conduct is necessary:

- a) To give reasonable protection to the investment in the appearance fees paid, and the travel, accommodation, internal transport, security, venue hire, marketing, production and other expenses incurred to bring the Artist to Australia and New Zealand .
- b) If the notified conduct was not imposed then the appearance fees required to bring Artist to Australia would be economically unviable. This may well result in the international Artists not being engaged.
- c) To reasonably protect the ticket sales by Bluesfest for the event and the Artists appearance.
- d) If Bluesfest did not engage the Artists then the customers of live international music in Australia would not have the opportunity to experience their music in a live setting.
- e) To ensure that by having the notified conduct applied Bluesfest can set their ticket prices at lower levels and thus offer the customer better value, and more competition within the Australian live music industry.

### **3.4 any time period relevant to the notified conduct.**

The nominated time period relevant to the notified conduct does not have an expiry date as the same exclusive conduct will be applied to each live music event at Tyagarah and for any tours.

## **4. Provide documents submitted to the notifying party’s board or prepared by or for the notifying party’s senior management for purposes of assessing or making a decision in**

**relation to the notified conduct and any minutes or record of the decision made.**

There are no documents that were submitted to the Bluesfest board of directors or prepared by or for the notifying parties senior management in relation to the notified conduct, nor any minutes or record of decision made.

**5. Provide the names and/or a description of the persons or classes of persons who may be directly impacted by the notified conduct (including targets in collective bargaining or boycott conduct) and detail how or why they might be impacted.**

The following classes of persons may be directly impacted by the notified conduct:

- a) Existing and potential customers of Bluesfest who attend live music events.

Customers are likely to be impacted as they will need to purchase tickets to the relevant live music events in order to see the relevant Artists perform live. Bluesfest submits that if they did not bring into Australia the relevant Artist, then another competitor might and would likely require the same exclusive dealing in order to make the music tour viable commercially. In which case the customer would experience the same impact.

Further customers would benefit from the notified conduct being applied, as Bluesfest can charge lower ticket prices to its customers.

- b) International Artists who enter into contracts with Bluesfest.

Artists may be impacted by not being able to perform live music at competing events during the relevant times, within the geographical region. Bluesfest submits that if an international Artist wished to perform live music in Australia, they would seek to maximise ticket sales and limit their performances such as to attract the largest number of ticket sales to the nominated promoted events, and so limit the number of performances they would undertake.

Further if they entered into contracts with competing live music promoters they would very likely have the same or similar exclusive dealing restrictions as the notifying party seeks.

- c) Live music competitors.

Are likely to be impacted as they would not be able to contract with the same international Artists for performances during the exclusive dealing period. Bluesfest submits that the live music promoter industry in Australia is highly competitive and no substantial impact would be imposed by the notified conduct. Further the number of live music Artists in the world is very high and the competitors would be able to contract with other Artists.

## Market information and concentration

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**6. Describe the products and/or services, and the geographic areas, supplied by the notifying parties. Identify all products and services in which two or more parties to the notified conduct overlap (compete with each other) or have a vertical relationship (e.g. supplier-customer).**

### Services

Bluesfest provides live music performances to the East Coast Bluesfest held over the Easter long weekend at Tyagarah and with tours across Australia. Those tours include:

- a) A venue purchases from Bluesfest the right to present the Artist at their venue, where the venue does the advertising and ticket sales. Those venues usually seek to have some restraint on the Artist to prevent a performance within a time period and geographical region around the subject venue (usually the city in which the venue is located), in order to protect ticket sales.
- b) Bluesfest hires a venue and does the promotion and ticket sales of the music performance.
- c) Bluesfest sells to another music promoter the right to stage the Artist at a venue in Australia, where the other music promoter then does the promotion and ticket sales.

### Geographic Areas

Australia wide

New Zealand through related entities.

### Overlapping relationships

Bluesfest Tours Pty Ltd provides international Artists to perform at Tyagarah and has a vertical relationship with Byron Bay Bluesfest Pty Ltd which conducts the Easter Bluesfest event, and purchases the international Artist performance from Bluesfest.

**7. Describe the relevant industry or industries. Where relevant, describe the sales process, the supply chains of any products or services involved, and the manufacturing process.**

The live music industry is an international market place, with musicians moving freely across international borders, and able (with few barriers) to perform anywhere in the world.

For Australian music promoters to attract international Artists to Australia they are usually required to offer higher appearance fees than may be payable for performances in Europe or North America; due primarily to the geographic distance of Australia and the population size.

### Size of the live music market

It is estimated that the live music industry in Australia generates over \$1 billion in ticket revenue annually.

Live Performance Australia (LPA) in their Live Performance Industry in Australia Report conducted with Ernst & Young, made the following findings:

**Table 1**

| Year | Live music attendance | Live music ticket revenue |
|------|-----------------------|---------------------------|
| 2016 | 6,330,000             | \$520,000,000             |
| 2017 | 9,320,000             | \$930,000,000             |
| 2018 | 10,580,000            | \$1,100,000,000           |
| 2019 | 9,740,000             | \$1,020,000,000           |
| 2020 | 3,310,000             | \$360,000,000             |
| 2021 | 3,193,000             | \$196,200,000             |

*Source: Live Performance Australia: LPA Ticket Attendance and Revenue Reports 2016 to 2021.*

*Note: LPA has not yet published a Ticket Attendance and Revenue Report for 2022.*

The figures above evidence the impact of Covid in both 2020 and 2021 to the live music market. Figures for 2022 may show recovery however they have yet to be published. The figures for 2018 and 2019, in Bluesfest's submission, show the size of the live music market in Australia.

There are live music venues right across Australia from very large venues such as the MCG in Melbourne and Accor Stadium in Sydney to large halls such as the Opera House, large hotels and clubs in cities, to small hotels and clubs in rural towns. There is no data on the actual number of live music venues across Australia. Bluesfest submits it would be in the thousands.

Time wise, a consumer can attend and listen to live music at any time of the year; and in many locations up to seven days per week.

The BOP Consulting World Cities Culture Report for 2018 contained surveys of Melbourne and Sydney and made the following findings:

**Table 3**

| City      | Live music venues | Live music performances |
|-----------|-------------------|-------------------------|
| Melbourne | 553               | 73,605                  |
| Sydney    | 432               | No data offered         |

*Source: BOP Consulting World Cities Culture Report 2018*



The BOP figures above cannot be accurately extrapolated into other cities and towns in Australia, however Bluesfest submits they give a guide to the number of live music venues and performances in the live music market.

#### Music Festivals in Australia

The number of live music festivals across Australia is also very large. Attached in Schedule "A" is a non-exhaustive list of the known live music festivals in Australia in 2022-2023.

International music Artists may play at any number of these festivals.

#### Supply process

The supply of international Artists to live music events by promoters, involves the promoter or the Artists approaching each other with a view to arranging a live performance at a single venue or a tour. The parties enter into a contract and the promoter then arranges the visas, travel and accommodation and relevant music venues within Australia.

The Artist usually travels with an entourage (but not always) and brings some of their preferred musical equipment, all by international airlines.

#### **8. In respect of the overlapping products and/or services identified, provide estimated market shares for each of the parties where readily available.**

Bluesfest cannot estimate the market share held by the other large live music promoters such as.

- a) Live Nation
- b) Frontier Touring
- c) TEG Dainty
- d) Bohm Presents
- e) Chugg Entertainment
- f) Secret Sounds

Each of these business operators are in close competition across the whole of the Australian live music performance market. They are each vying for good talent and attraction of the public to attend and pay the ticket price of listening to the live performance.

Each of these competitors are:

- a) able to deliver a live music performance into any suitable venue in any city, town or suitable rural location across Australia,
- b) can import any international live music performance and present them anywhere in Australia, and

- c) can contract any domestic live music performer and present them anywhere in Australia.

**9. In assessing a notification, the ACCC takes into account competition faced by the parties to the proposed conduct. Describe the factors that would limit or prevent any ability for the parties involved to raise prices, reduce quality or choice, reduce innovation, or coordinate rather than compete vigorously. For example, describe:**

#### **9.1 existing competitors**

The larger existing competitors are listed in item 8 above. The flexibility and low barriers to bringing international Artists to a live music venue from the MCG to a hotel in a local town, act as a natural barrier to price rises, and enable a wide choice to always be available to the public. The extremely wide range of available venues, and flexibility of contractual terms as between Artist and promoter enable the competition to remain vigorous.

#### **9.2 likely entry by new competitors**

Bluesfest submits that the barriers to entry of new competitors providing live music promotion is low, as those competitors can include:

- a) new domestic music promoters entering the industry, with little physical infrastructure needed,
- b) overseas music promoters moving into the Australian market with few barriers,
- c) local new venues being constructed with live music facilities,
- d) existing venues (hotels, clubs, wine estates, rural properties etc) making renovations to provide live music facilities and or festivals,

#### **9.3 any countervailing power of customers and/or suppliers**

##### Customers

Customers can access live music across Australia almost 7 days per week (especially in the cities and some larger towns).

##### Suppliers - Promoters

Other music promoters can increase competition by bringing other international Artists into Australia during the time periods the subject of this notification, and thus positively impact the level of competition for ticket sales within the Australian live music market.

### Live Streaming

Live streaming of music events has made the market truly international, and a customer can access live music across from the world from their own smartphone/laptop/computer at any time or by visiting certain venues that stream the music event.

#### **9.4 any other relevant factors.**

There are no other relevant factors.

## **Public benefit**

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### **10. Describe the benefits to the public that are likely to result from the notified conduct.**

#### **Provide information, data, documents or other evidence relevant to the ACCC's assessment of the public benefits.**

There are significant benefits to the notified conduct.

#### Benefit for international Artists

The Artists would not without the support of the music promoter usually be able to tour Australia and provide live performances; as the logistics side of a tour is usually beyond the scope of the Artists skills and resources. Such issues as ticket sales, visas, accommodation, internal transport, security, venue hire, marketing, production etc; are usually handled by the promoter.

The Artist gets to promote their music into the Australian market and sell their merchandise.

#### Benefits for customers

The customers have the opportunity to experience international Artists perform live in Australia.

The ticket prices are able to be kept lower as the Artist has agreed to the notified conduct and so Bluesfest does not have to factor in the risk of the Artist diluting the ticket revenue by performing in the restraint period in the relevant geographical area. Further the notified conduct provides some protection to the ticket sales, by not having the same Artist perform outside the contracted venues.

#### Other benefits

The accommodation industry has an increase in use and revenue by the Artists, their entourage, and the customers booking accommodation in and around the live music event.

The travel industry obtains a substantial benefit from the international Artist travel and the customers from across Australia who travel to see the Artist.

The hospitality industry obtains a significant benefit from the customers purchasing food and beverages associated with the live music event and the travel to and from the event.

Merchandising and clothing industries benefit from the sale of items related to the event and to the international Artists merchandise.

There are cultural and social benefits to live music being provided and especially international Artists as the customer are able to experience the different cultural expression of music. The other benefits include social capital, a greater sense of wellbeing and community.

It has been estimated that for every \$1.00 spent on live music in Australia, \$3.00 of benefit is delivered to the wider Australian community.

*Source: The Economic & Cultural Value of Live Music in Australia 2014*

*University of Tasmania and Live Music Office*

This 3:1 ratio feeds many sectors of the Australian economy with revenue and thus fosters better competition across a number of industries.

## **Public detriment (including likely competitive effects)**

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**11. Describe any detriments to the public that are likely to result from the notified conduct, including those likely to result from any lessening of competition. Provide information, data, documents, or other evidence relevant to the ACCC's assessment of the detriments.**

Bluesfest considers that the notified conduct will not result in any public detriments on the basis that:

- a) There is a wide availability of live music for purchase by customers across Australia.
- b) There is a wide availability of competing live music promoters to engage international Artists to perform within Australia.
- c) Live music is readily available across Australia to all who wish to experience it.

## **Contact details of relevant market participants**

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**12. Identify and/or provide names and, where possible, contact details (phone number and email address) for likely interested parties, such as actual or potential competitors, customers and suppliers, trade or industry associations and regulators.**

### Competitors

- a) Live Nation
- b) Frontier Touring
- c) TEG Dainty

- d) Bohm Presents
- e) Chugg Entertainment
- f) Secret Sounds

Industry Associations

Live Performance Australia

**Any other information**

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**13. Provide any other information you consider relevant to the ACCC’s assessment of the notified conduct.**

Bluesfest has no further submissions to make in respect of the notification.

**Schedule “A” Non-exhaustive list of Music Festivals in Australia**

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- |   |   |
|---|---|
| A Day on the Green, NSW                 | Babylon Festival                                  |
| A Day on the Green, QLD                 | Ballina Country Music Festival                    |
| A Day on the Green, SA                  | Bangalow Music Festival                           |
| A Day on the Green, VIC                 | Bangers on the Green                              |
| A Festival Called Panama                | Bass In The Grass                                 |
| A More Perfect Union                    | Bassinthedust                                     |
| Adelaide 500                            | Bassinthegrass                                    |
| Adelaide Beer & BBQ Festival            | Be Social Fest                                    |
| Adelaide Fringe                         | Beaker Street Festival                            |
| Adelaide Guitar Festival                | Bellingen Fine Music Festival                     |
| Adelaide Jazz Festival                  | Bendigo Blues & Roots                             |
| Agnes Blues, Roots and Rock Festival    | Bendigo Blues & Roots Music Festival              |
| Airlie Beach Music Festival             | Bendigo Blues and Roots Music Festival            |
| Alternative Nation Festival             | Bendigo Easter Festival                           |
| Always Live                             | Best Night Ever                                   |
| Antigravity                             | Beyond The Valley                                 |
| Augusta River Festival                  | Big Day Out – national – from 1992                |
| AusFest                                 | Big Gay Day                                       |
| Australia Day Live                      | Big Pineapple Music Festival                      |
| Australian Blues Music Festival         | Big Red Bash                                      |
| Australian Festival of Chamber Music    | Big West Festival                                 |
| Australian Gospel Music Festival        | Bigsound  |
| Australian International Music Festival | Blak Day Out                                      |
| Australian Open                         | Blazing Swan – Regional Burn of Western Australia |

Bleach Festival  
 Blue Mountains Music Festival  
 Blues and Berries  
 Blues at Bridgetown  
 Blues on Broadbeach  
 Bluesfest Byron Bay  
 Bluesfest Melbourne  
 Bluesfest Perth  
 Bohemian Beatbreaks  
 Boomerang Festival  
 Boyup Brook Country Music Festival  
 Break the Ice  
 Brightdaze  
 Bring It On! Festival  
 Brisbane Burger Fest  
 Brisbane Festival  
 Broadford Country Music Festival  
 Broome Arts & Music Festival  
 Brunswick Music Festival  
 Bruthen Blues and Arts Festival  
 Burning Seed  
 Bush to Bay  
 Buskers by the Lake  
 By the Banks  
 By The Bay  
 By The C  
 By The Pier  
 Byron Bay Surf Festival  
 Byron Music Festival  
 Byron Spirit Festival  
 Cairns Festival  
 Cairns Summer Sounds  
 Caloundra Music Festival  
 Cambridge Farewell Festival  
 Camp Doogs  
 Canberra Country Music Festival  
 Canberra Craft Beer & Cider Festival  
 Canberra International Music Festival  
 Castlemaine State Festival  
 Clearly Music, Arts & Wellness Festival  
 CMC Rocks  
 CoastFest  
 Coffs Harbour International Buskers & Comedy  
 Festival  
 Come Together Music Festival  
 Cooly Rocks On  
 Cooroy Originals  
 Corinbank Festival  
 Crafted Beer & Cider Festival  
 Creamfields Australia  
 Creekfest  
 Cronulla Jazz & Blues Festival  
 Curryfest  
 Dark Mofo  
 Darling Harbour Fiesta  
 Darwin Festival  
 Darwin Fringe Festival  
 Darwin International Guitar Festival  
 Darwin International Jazz & Arts Festival  
 Darwin Pride Fest  
 Deep South Blues Festival Adelaide  
 Defqon.1 Festival  
 Deja Vu Music Festival  
 Deni Ute Muster  
 Dingo Creek Jazz & Blues Festival  
 Distorted Music Festival  
 Donnybrook Country Music Festival  
 Dragon Dreaming  
 Dragon Dreaming Festival  
 Drop Fest  
 Earth Frequency  
 Earthcore  
 Easterfest  
 Echo Festival  
 Electirc Gardens  
 Electric Island  
 Electrofringe  
 Elements Festival  
 Esoteric Festival  
 Fairbridge Festival  
 Falls Festival  
 Falls Festival, Byron Bay  
 Falls Festival, Fremantle  
 Falls Festival, Melbourne  
 Festival of Fisher's Ghost  
 Festival of King Island  
 Festival of Outback Opera  
 Festival of the Stone  
 Festival Of The Sun  
 Festival of The Wind  
 Festival X  
 Festivale

|  |                                   |
|--|-----------------------------------|
| Field Day  | Gympie Muster                     |
| FKA Festival   | Happy Daze                        |
| Fleurieu Folk Festival                                 | Harbourlife                       |
| Foggy Mountain Bluegrass Festival                      | Harvest Rock                      |
| Folk by the Sea  | Hazy Dayz Festival                |
| FOMO Festival  | Healesville Music Festival        |
| For The Love   | Heaps Good, Adelaide              |
| Foreshore  | Hello Sunshine                    |
| Forth Valley Blues Festival                            | Homebake                          |
| Fremantle Festival                                     | Horizon Festival                  |
| Full Tilt  | Huon Walley                       |
| Future Music Festival                                  | Hyper Festival                    |
| Get Together   | Ice Cream Factory                 |
| Gidgestock Music Festival                              | Interstellar Groove               |
| Gigarre Moosic Muster                                  | Invasion Fest                     |
| Gippsland Country Music Festival                       | Ipswich Cup Festival              |
| Girrakool Blues Festival                               | Island Vibe Festival              |
| Global Gathering                                       | Island Vibe Music & Arts Festival |
| Global Rhythms   | Isotopia Festival                 |
| Globe to Globe World Music Festival                    | Jacaranda Festival                |
| Gold Coast International Food, Wine and Music Festival | Jacaranda Festival                |
| Golden Plains  | Jammin'                           |
| Golden Plains Festival                                 | Juicy Fest                        |
| Golden Shores  | Jumpers and Jazz Festival         |
| Gone South   | Junction Arts Festival            |
| Good Things  | Jungle Love                       |
| Grampians Grape Escape                                 | Kiama Jazz & Blues Festival       |
| Granite Town Music Festival                            | Kickass Music & Camping Festival  |
| Grapevine Gathering, SA                                | Knotfest                          |
| Grapevine Gathering, VIC                               | Kuranda Roots                     |
| Grapevine Gathering, WA                                | Legends on the Lawn               |
| Great Escape   | Let Them Eat Cake                 |
| Great Southern Taste Festival                          | Light It Up, NSW                  |
| Greener Pastures                                       | Light It Up, QLD                  |
| Groovin The Moo, Bendigo                               | Light It Up, SA                   |
| Groovin The Moo, Bunbury                               | Light It Up, VIC                  |
| Groovin The Moo, Canberra                              | Light It Up, WA                   |
| Groovin The Moo, Maitland                              | Lighthouse Festival               |
| Groovin The Moo, Sunshine Coast                        | Listen In, Adelaide               |
| Groovin The Moo, Wayville                              | Listen Out                        |
| Groundwater Country Music Festival                     | Listen Out Melbourne              |
| Guildford Banjo Jamboree                               | Listen Out Perth                  |
| Gum Ball   | Listen Out, Brisbane              |
| GWN Great Southern Multi-Cultural Festival             | Live at the Zoo                   |
| Gympie Music Muster                                    | Live in the Vines                 |
|  | Livid                             |

Lockington Country Music Festival  
 Lost Paradise  
 Lunar Electric Music Festival  
 Maldon Easter Fair  
 Maldon Folk Festival  
 Maleny Music Festival  
 Marysville Jazz & Blues  
 Marysville Music Weekend  
 Meadow MF  
 Meadow Music Festival  
 Meatstock  
 Mekka Fest  
 Melbourne Dethfest  
 Melbourne Food and Wine Festival  
 Melbourne Fringe Festival  
 Melbourne Grand Prix  
 Melbourne Guitar Festival  
 Melbourne International Arts Festival  
 Melbourne International Jazz Festival  
 Melbourne International Singers Festival  
 Melbourne Jazz Festival  
 Melbourne Jazz Fringe Festival  
 Melbourne School Bands Festival  
 Melbourne Ukulele Festival  
 MELT Festival  
 Meredith Music Festival  
 Merimbula Jazz Festival  
 Metal For The Brain  
 Mildura Country Music Festival  
 Mildura Jazz Food and Wine Festival  
 Mitchell Creek Rock n Blues Festival  
 Mona Foma  
 MONA FOMA Hobart  
 MONA FOMA Launceston  
 Moomba  
 Mornington Country Music Festival  
 Mountain Goat Valley Crawl  
 Mountain Sounds  
 Mountain Sounds (festival)  
 Moura Coal & Country Festival  
 Moyneyana Festival  
 MS Fest  
 MTV Beats & Eats  
 Mullum Music Festival  
 Mullumbimby Music Festival  
 Mundi Mundi Bash  
 Murray River International Music Festival  
 Mushroom Valley  
 Nambung Country Music Muster  
 Nannup Music Festival  
 Narara Music Festival  
 Nariel Creek Folk Festival  
 Narrogin Spring Festival  
 National Celtic Folk Festival  
 National Folk Festival  
 Newcastle Music Festival  
 Newton's Nation  
 Newtown Music Festival  
 Nightcliff Seabreeze Festival  
 Nimbin Roots  
 Ninchfest  
 Nine Lives  
 No Sleep Til Festival  
 Noonambah Blues Festival  
 Noosa Alive!  
 Noosa Festival of Surfing  
 Noosa Jazz Festival  
 Now & Again  
 Now or Never  
 NYE On The Hill  
 NYX Festival  
 Ocean Sounds  
 Odysee (Wallacia) Pop Festival 1971  
 Offbeat Music Festival  
 Offshore Festival  
 Oktoberfest Brisbane  
 Oktoberfest, Gold Coast  
 OM Fest  
 One Electric Day  
 Orange Winter Jazz Fest  
 Palm Tree Music Festival  
 Parkes Elvis Festival  
 Parklife Festival  
 Party In The Paddock  
 Pastime  
 Peak Festival  
 Peak Music Festival  
 Peats Ridge Festival  
 Peninsula Summer Music Festival  
 Perigian Originals  
 Perth Festival  
 Perth Fringe Festival



Perth International Arts Festival  
 Perth International Jazz Festival  
 Piknic Electronik  
 Pilgrimage For Pop 1970 Ourimbah  
 Pitch Music & Arts Festival  
 Planetshakers  
 Port Douglas Carnivale  
 Port Fairy Folk Festival  
 Port Noarlunga Blues Festival  
 Pranafest  
 PrideFest  
 Primary Schools Music Festival  
 Promiseland  
 Pure Sounds In The Park  
 Pyramid Rock Festival  
 Queenscliff Music Festival  
 Queensland Music Festival  
 Queensland Ska Festival  
 Rabbits Eat Lettuce  
 Raggamuffin  
 Raggamuffin Music Festival  
 Rainbow Serpent  
 Rainbow Serpent Festival  
 Red Hot Summer Tour  
 Red Hot Summer, NSW  
 Red Hot Summer, QLD  
 Red Hot Summer, SA  
 Red Hot Summer, TAS  
 Red Hot Summer, VIC  
 Red Hot Summer, WA  
 Reminisce House  
 Return to Rio  
 Rewind 80s Festival Australia  
 Ride The Wave Festival  
 Rising  
 Riverboats Music Festival  
 RNB Fridays Live  
 ROAM  
 Rock Isle (Mulwala) Festival 1972  
 Rock It Festival  
 Rock The Boat  
 Rockhampton River Fest  
 Rockhampton River Festival  
 Rock-It Festival  
 Rollercoaster  
 Rootstock Sydney  
 RTRFM's Fremantle Winter Music Festival  
 Sandford Bush Music Festival  
 Savannah in the Round  
 Sea N Beats  
 Seaside Vibes Noosa  
 Shore Thing  
 Sin Or Swim Cruise  
 Ska Nation  
 So Frenchy So Chic  
 SoCal  
 Sonfest  
 Soni Masala  
 SoundFest  
 Sounds By The River  
 Sounds of Rock, Townsville  
 Soundwave Festival  
 Southbound  
 Southern Roots Festival  
 Spaced Out  
 Spilt Milk (festival)  
 Spilt Milk, Ballarat  
 Spilt Milk, Canberra  
 Spin Off, Adelaide  
 Splendour in the Grass  
 Spring In The Valley Festival  
 Spring Loaded  
 Springtime Gold Coast  
 SPRUKE – Brisbane's Ukulele Festival  
 St Albans Folk Festival  
 St Jerome's Laneway Festival  
 St Jerome's Laneway, Adelaide  
 St Jerome's Laneway, Brisbane  
 St Jerome's Laneway, Melbourne  
 St Jerome's Laneway, Perth  
 St Jerome's Laneway, Sydney  
 St Kilda Blues  
 St Kilda Festival  
 Stereosonic  
 Stompen Ground  
 Stonefest  
 Stones Corner Festival  
 Strawberry Fields  
 Subsonic  
 Summadayze  
 Summer Escape Fest  
 SummerSalt, Canberra

SummerSalt, Coffs Harbour  
 SummerSalt, Fremantle  
 SummerSalt, Gold Coast  
 SummerSalt, Hervey Bay  
 SummerSalt, Hobart  
 SummerSalt, Torquay  
 SummerSalt, Wollongong  
 SummerSalt, Yarra Valley  
 Sunbury music festival  
 SunCycle  
 Sunset Rocks  
 Sunshine Coast Ukulele Fest  
 Sunshine Sounds Festival  
 Super Fun Day  
 Surface Festival  
 Surfer's Paradise Live  
 SXSW Sydney  
 Sydney Blues and Roots Festival  
 Sydney Eisteddfod  
 Sydney Intersity Choral Festival (SIV)  
 Sydney Mardi Gras  
 Sydney Spring International Festival of New Music  
 Tablelands Folk Festival  
 Tamworth Country Music Festival  
 Tassie Scallop Fiesta  
 Taste of Chaos  
 Teneriffe Festival  
 Tent Pole  
 The Grass is Greener  
 The Great Escape  
 The Jynx House  
 The Other Festival  
 The Squeeze  
 The World is a Vampire Festival  
 This Is Livin' Fest  
 This That  
 Thrashville  
 Thredbo Blues Festival  
 Tidal Sounds Music Fest  
 Toowoomba Carnival of Flowers  
 Torch Fest  
 Touch Bass, Sydney  
 Tribeadelic  
 Triple J's One Night Stand  
 Tropic Sounds  
 Twilight At Taronga  
 Tyalgum Music Festival  
 Ultra Music Festival  
 Umbrella: Winter City Sounds (Adelaide)  
 Undara Outback Rock And Blues  
 Unify Gathering  
 Unify Off The Record  
 Uranquinty Folk Festival  
 Urban Country Music Festival  
 V Festival (Australia)  
 Valley Fiesta  
 Vanfest  
 Village Fair  
 Village Fest  
 Vintage Blues Festival  
 Vintage Vibes  
 Vivid LIVE  
 WA Day Festival  
 Wanderer  
 Wanderlust  
 Wandong Country Music Festival  
 Wangaratta Festival of Jazz & Blues  
 Wave Rock Weekender  
 Wildlands  
 Winchelsea Festival  
 Wine Machine  
 Wingham Music Festival  
 Winter Sounds  
 Wintersun Festival  
 Winton's Way Out West Fest  
 WOMADelaide  
 Woodend Winter Arts Festival  
 Woodford Folk Festival  
 Wynnum Fringe  
 Yarrabah Music and Cultural Festival  
 Yarrapay Festival  
 YIRRAMBOI Festival  
 Yonder Festival  
 York Jazz Festival  
 Yours and Owls  
 Yungaburra Folk Festival

## Declaration by notifying party

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The undersigned declare that, to the best of their knowledge and belief, the information given in response to questions in this form is true, correct and complete, that complete copies of documents required by this form have been supplied, that all estimates are identified as such and are their best estimates of the underlying facts, and that all the opinions expressed are sincere.

The undersigned are aware that giving false or misleading information is a serious offence and are aware of the provisions of sections 137.1 and 149.1 of the *Criminal Code (Cth)*.



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Signature of authorised person

**Peter Bruce Noble**

Sole Director of both

Bluesfest Tours Pty Ltd, and

Bluesfest Byron Bay Pty Ltd

This 26..... day of October 2023

