

Live Performance Support Program (Suppliers) Round Two

Program Summary

The *Live Performance Support Program (Suppliers) Round Two* provides grants to eligible businesses that have been impacted by the cancellation or postponement of events as a result of May-June 2021 circuit breaker action commencing 11:59 pm on 27 May 2021 and subsequent lockdown that first commenced at 11.59pm on 15 July 2021.

These *Live Performance Support Program (Suppliers) Round Two* guidelines extend available support for Contracted Suppliers of goods and services to Live Performance Events. Note that eligibility and requirements differ from the *Live Performance Support Program (Suppliers) Round One* which closed on 16 July 2021.

Information on *Live Performance Support Program (Presenters) Round Two* can be found [here](#).

1 Standard Eligibility Criteria

- 1.1 To be eligible for the Program, a business must:
- a) Be located within Victoria¹;
 - b) Hold an Australian Business Number (ABN), registered in Victoria and held that ABN on and from 27 May 2021;
 - c) be registered as operating in an eligible industry sector identified in the List of Eligible ANZSIC classes (as defined by the ANZSIC class linked to the business' ABN);
 - d) Be a 'Contracted Supplier' of a 'Live Performance Event' that meets the definitions in **Section 8** of these guidelines that was to take place between 11:59pm on 27 May 2021 and 11:59pm on 2 September 2021 and was unable to proceed due to lockdown or other COVID-19 health restrictions that commenced on or after 11.59pm on 27 May 2021;
 - e) Have as its principal activity the supply of goods and services to Live Performance Events;
 - f) Have incurred losses and/or unrecoverable costs² as a result of the COVID-19 lockdown or health restrictions equal to or greater than the amount applied for (either \$200 or \$500)³ for each Live Performance Event that is the subject of the application;
 - g) be trading solvently at the time of application; and

¹ Business location is determined using the ABN registered 'primary operating address'

² For example, but not limited to: performance or other contract cancellations, booking cancellations, event marketing costs, utilities, wages, paid leave for staff unable to attend work, rent or the loss of perishable goods or any other unrecoverable costs related to the affected Live Performance Event. These costs may have been incurred prior to, on or after 27 May 2021. The costs must be incurred by the applying business, as defined by its ABN.

³ The value of the grant for one event will depend on the level of losses or costs incurred. See 'Available Funding' under paragraph 4.2.

- h) gain consent from the live performance event Presenter/s to share their business and contact details in the application for the relevant affected event/s such as: event name, business name and ABN and main contact name and phone number.
- 1.2 Businesses that received a grant for an event under the *Live Performance Support Program (Suppliers) Round One* that closed 16 July 2021 are not eligible to apply for a grant in respect of the same event (Round One Event).
- 1.3 The business may apply for eligible events under this Round Two Program up to a combined total of 20 events, subject to a cap on the grant support under the joint Round 1 and Round 2 Programs of \$4000.

2 Ineligibility due to other grants

- 2.1 Businesses will not be eligible to receive a *Live Performance Support Program (Suppliers) Round Two* grant if they have received support under any one or more of the following programs:
- *Licensed Hospitality Venue Fund 2021* (May to June 2021), and including top-up and July extension,
 - *Business Costs Assistance Program Round Two* (May to June 2021), and including top up and July extension,
 - *Independent Cinema Support Program*,
 - *Impacted Public Event Support Program* (any round), or
 - *Sustainable Event Business Program* (any round)
- 2.2 Businesses that have received assistance for previous lockdown or circuit breaker periods through the Business Support Fund, payroll tax rebate/waiver, or other COVID-19 programs that are not listed in paragraph 2.1 may apply for assistance under *Live Performance Support Program (Suppliers) Round Two*.

3 Demonstration of eligibility

- 3.1 Applicants must attest that they meet the eligibility criteria at the time of application and intend to remain trading at the end of the circuit breaker action. Applicants will also need to meet the eligibility criteria at the time the application is assessed by the Department of Jobs, Precincts and Regions (DJPR).
- 3.2 Details of the affected event/s – Applicants must provide the event name, scheduled date/s, goods or services that were to be provided and the business contact details of the Presenter of the Live Performance Event.
- 3.3 Evidence of a contract to supply goods and/or services to the identified Live Performance Event/s. This could be a written agreement, agreement via email or

text or verbal agreement where the parties, on request from the Department, could attest to this in a Statutory Declaration.

3.4 **Industry sector:** To be eligible, an Applicant's primary business activity must be registered in an eligible industry sector and this must be reflected in the Applicant's ABN registration information. Applicants should check that their details on the [Australian Business Register website](#) are correct prior to submitting an application. This includes ensuring that the industry classification (ANZSIC class code) linked to their ABN registration correctly describes their primary business activity.

3.5 **Identity Documents:** Applicants must provide details of a current proof of identity document. This must be one of the following:

- Driver licence or learner permit (issued by any Australian state or territory)
- Medicare Card
- Pensioner Concession Card
- Health Care Card
- Australian passport
- Australian visa
- International passport.

The identity document details must be for a person listed on the Australian Business Register as either the owner, co-owner, associate or authorised contact of the business⁴.

3.6 If the current proof of identity is unable to be confirmed, Applicants will receive a follow-up email with instructions to amend their proof of identity details. If the applicant does not then rectify proof of identity details before the Program closing date, the application will not be considered by the Department for this Program.

4 Available funding

4.1 A business as defined by its ABN can apply for a grant for up to twenty Live Performance Events over Round One and Round Two, with the total grant capped at \$4,000 per applicant. That is, the cap of up to a maximum of \$4,000 includes any grant amounts received under *Live Performance Support Program (Suppliers) Round One* combined with eligible amounts under this *Live Performance Support Program (Suppliers) Round Two*.

4.2 The amount per event that may be claimed under this Round Two Program is either \$200 or \$500 depending on the level of loss or unrecoverable costs incurred in respect of each event:

- for losses and costs of between \$200 and \$499 (ex GST) the eligible grant amount per event is \$200; and

⁴ For employing businesses, in the event that the Proof of Identity documents cannot be verified against the Australian Business Register, the Department will rely on an accurate Workcover Employer Number (i.e. WorkSafe registration) for the Applicant.

- for losses and costs of \$500 or more (ex GST), the eligible grant amount per event is \$500.

- 4.3 The losses and/or unrecoverable costs evidenced for a grant under this *Live Performance Support Program (Suppliers) Round Two* must be new costs incurred only in relation to the events the subject of this application, not in relation to any funding received under *Live Performance Support Program (Suppliers) Round One*.
- 4.4 When calculating the amount to claim per event (\$200 or \$500), the losses and/or unrecoverable costs evidenced in respect of each new event claimed must be unique to that event, and incurred and accounted for separately from those costs in respect of each other events for which the business has applied.

5 Funding use

- 5.1 Grant funds must be used to assist the business, for example on:
- Meeting business costs, including utilities, wages or rent;
 - Seeking financial, legal or other advice to support business continuity planning;
 - Developing the business through marketing and communications activities; or
 - Any other supporting activities related to the operation of the business.

6 Assessment Process

- 6.1 Funding will be allocated through a grant application process.
- 6.2 As part of the assessment process, any information provided by Applicants will be shared and subject to verification with other government agencies (state and federal) including the Australian Business Register and the Commonwealth Department of Home Affairs.⁵
- 6.3 Any of the following circumstances may be taken into consideration in any decision whether to award a grant:
- Any adverse findings by a Government agency or local council regarding a business or its operation;
 - A business is, or notice has been given that it will be, placed under external administration;
 - There is a petition for bankruptcy or an application has been made to wind up or deregister a company or business; and
 - The business is or becomes deregistered or unregistered (including cancellation or lapse in registration or any relevant permit).
- 6.4 Businesses must ensure that their ABN registration information is current and accurate as at the time of application.
- 6.5 Each application will be carefully considered and assessed against the eligibility criteria. If an unsuccessful Applicant considers that their application has been

⁵ DJPR is not responsible for any delays caused by third party validation of an Applicant's eligibility. By making an application the business and Applicant consents to the assessment and verification process.

incorrectly assessed, they will have the opportunity to lodge a complaint. More information on the complaints process and a complaint form can be found at <https://business.vic.gov.au/contact-us/complaints>.

- 6.6 Only final applications that are lodged with the Department will be considered and assessed, and applications in draft stage will not be considered.

7 Compliance and Audit

- 7.1 Applications may be subject to audit by the Victorian Government, its representatives or the relevant Auditor-General and will be required to produce further evidence (such as financial statements, invoices and proof of relevant income) at the request of the Victorian Government for a period of four years after the grant has been approved.
- 7.2 If any information in the application is found to be incomplete, inaccurate, false or misleading, or grants are not applied for the purposes of the business in accordance with the terms of funding as set out in these Guidelines and any attached application, the grant will be repayable on demand.

8 Definitions

- 8.1 A “**Live Performance Event**” is an event able to be attended by members of the public that is:
- Planned and announced to be delivered on a specific date/s;
 - intended for a live, in-person audience;
 - held indoor or outdoor
 - created for an audience of at least 75 people or, in the case of a performance that is repeated across multiple days or a season at the same location, a minimum aggregate audience of 200.

A Live Performance Event presents creative/cultural content and may include but is not limited to music, singing, theatre, opera, dance, comedy or arena event.

For the purposes of this program, it **does not** include sporting, business, private or educational events.

- 8.2 A “**Presenter**” is a person or organisation:
- with the right to hold, cancel, re-schedule, collect the proceeds from ticket sales, and/ or re-locate a given Live Performance Event(s). The Presenter could be a range of possible entities, including a producer, promoter, venue owner or artist promoting their own show;
 - but not a Government owned or funded organisation.
- 8.3 A “**Contracted Supplier**” to a Live Performance Event is a business:
- whose primary activity is the provision of featured or advertised performance and/or appearance; or ancillary goods and/or services to support delivery of a Live Performance Event. Contracted suppliers may include performers, crew, venue providers, merchandise seller, technicians and engineers;

- b) that had a contract to supply goods and services to a live performance event that was unable to proceed due to the lockdown or other COVID-19 health restrictions that commenced on or after 11.59pm on 27 May 2021. This contract could be in the form of a written agreement, agreement via email or text or verbal agreement where the parties, if requested by the Department, could attest to this in a Statutory Declaration.

9 Other information about this Program

- 9.1 DJPR reserves the right to amend these guidelines and application terms at any time as it deems appropriate.
- 9.2 DJPR will endeavour to notify all Applicants of the outcome of their submitted application within 15 business days of Program close. There may be delays if your application:
- does not meet all the eligibility criteria
 - does not have correct evidence or documentation
 - requires you to make changes
 - is a duplicate application for the same business
 - has incorrect information, such as ABN or bank details (for successful Applicants)
 - does not include current or accurate information registered with relevant regulators or partner agencies, such as the Australian Business Register
 - relies on a final outcome of an application under a different program.

10 Closing date and how to apply

- 10.1 The Program will be open for applications until the date the Program funds are exhausted or 11.59pm on Wednesday 8 September 2021, whichever is earlier.
- 10.2 Applicants are required to submit an application online via the Business Victoria website (business.vic.gov.au). All questions in the application need to be completed and requested information is to be provided to ensure timely assessment and grant payment.
- 10.3 If you have any queries about your application or require further information on the program visit business.vic.gov.au or contact the Business Victoria Hotline at 13 22 15.