



Frank Zipfinger &lt;frank.zipfinger@gmail.com&gt;

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**SLOPES - COVID-19 and Summer Operation of Lodges - Tim Scanlon NPWS - Club constitution - AGM 2020 - Membership renewals**

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SLOPES <slopes.au@gmail.com>  
Bcc: frank.zipfinger@gmail.com

14 October 2020 at 22:05

Dear SLOPES Members and Associates

This email updates you regarding:

**1. COVID-19 restrictions - Summer operation of lodges**

SLOPES was asked by a Club if the 4m2 rule still applies to our lodges.

Related questions raised were:

*Another related question is how to interpret the 4m2 rule for adjoining rooms. For example if we have a dining room and a lounge room joined by a large opening, should there be a separate capacity for each room or are they considered to be one large room?*

SLOPES engaged Wotton+Kearney to provide advice on these questions. A copy of their letter is attached.

**2. Tim Scanlon, NPWS**

Tim Scanlon has advised that he will be taking up a new role on the NSW North Coast.

A copy of Tim's email is below.

In his role as NPWS Environmental Liaison Officer for the Perisher Range Resorts many Clubs will have encountered Tim.

Tim was especially supportive of SLOPES in connection with Back to Perisher Weekend over the past few years.

SLOPES has wished Tim every success in his new role and thanked him for his support while working in KNP.

**3. Club constitutions - Company limited by guarantee**

A Club is looking to update it's old (1955) constitution. It is a company limited by guarantee.

SLOPES has been asked if it *has access/ability to share any other modern ski club constitutions which would enable us to model our efforts off.*

If any Club similarly constituted can assist please let us know.

**4. SLOPES AGM - 23 November 2020 at 7.30pm**

The preliminary notice for our AGM this year has been emailed to Clubs.

A copy can be found here: <https://slopes.org.au/wp/wp-content/uploads/2020/10/943-SLOPES-email-9-October-2020-copy.pdf>

**5. Membership renewals 2020/21**

Renewal notices were issued in August for:

Members: <https://slopes.org.au/wp/wp-content/uploads/2020/08/905-SLOPES-email-20-8-20-Fees-Members.pdf>

Associates: <https://slopes.org.au/wp/wp-content/uploads/2020/08/906-SLOPES-email-20-8-20-Fees-Associates.pdf>

For any Clubs outstanding your prompt attention to renewing would be much appreciated.

Thanks

Regards

Frank Zipfinger  
President  
SLOPES

**The information in this email and the attachments should not be considered legal advice as the information is general in nature.**

**Each Club should consider its own circumstances and obtain advice tailored to those circumstances as it considers appropriate.**

**SLOPES does not accept responsibility to any person who uses the information and suffers harm as a result.**

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From: **Tim Scanlon** <[Tim.Scanlon@environment.nsw.gov.au](mailto:Tim.Scanlon@environment.nsw.gov.au)>

Date: Tue, 13 Oct 2020 at 10:59

Subject: NPWS Environmental liaison role

To:

Hello all,

I have been offered a new role with NPWS on the North Coast. The role is temporary but I'm not sure at this stage whether I will be returning to the Environmental Liaison Officer role. My last day in the job is today (yikes it's been quick!).

I have loved working with the Resorts Environmental Services Team and the resorts community over the past 3 years. I will miss the area but of course will be back skiing here next winter etc as a minimum.

Thank you for your support, teamwork and laughs along the way.

You will be notified soon of the person that will be replacing me in this role – recruitment is currently underway. And don't worry, I've left 26 pages of handover notes so hopefully they can hit the ground running. In between time, if you have any issues that you require assistance with, please contact:

- Bree Mawhinney for any general enquiries at [bree.mawhinney@environment.nsw.gov.au](mailto:bree.mawhinney@environment.nsw.gov.au) or phone 6450 5537
- Bryce Williams for any flora/fauna enquiries at [Bryce.williams@environment.nsw.gov.au](mailto:Bryce.williams@environment.nsw.gov.au) or phone 6450 5538
- Be Owen for any vegetation management or APZ enquiries at [Rebecca.owen@environment.nsw.gov.au](mailto:Rebecca.owen@environment.nsw.gov.au) or phone 6450 5543

Thanks.

Regards, Tim



**Tim Scanlon**

Environmental Liaison Officer  
Southern Ranges Branch  
NSW National Parks & Wildlife  
Service

49 Kosciuszko Rd, Jindabyne 2627

T 02 6450 5616

M 0418 689 250

W [nationalparks.nsw.gov.au](http://nationalparks.nsw.gov.au)

NPWS VIP email banner3

*I acknowledge and pay my respects to Elders and Traditional Custodians of the land of where I live and work and pay respect to all Elders past and present, and acknowledge their continuing cultures and connection to Country and community.*

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Any views expressed in this email are those of the individual sender except where the sender expressly and with authority states them to be the views of the NSW Office of Environment and Heritage.

PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING THIS EMAIL

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Our ref: CHM 9001083 CHM  
Your ref: SLOPES



13 October 2020

Frank Zipfinger  
President  
Ski Lodges of Perisher, Smiggins and Guthega  
Level 1, 156 Edgecliff Road  
WOOLLAHRA NSW 2025

**By email: [slopes.au@gmail.com](mailto:slopes.au@gmail.com)**

**cc:** Roland Everingham  
**By email: [roland.everingham@wottonkearney.com.au](mailto:roland.everingham@wottonkearney.com.au)**

Dear Frank

**Summer Operation of Lodges**

1. Thank you for your email of 9 October 2020.
2. The New South Wales Government has now issued the *Public Health (COVID-19 Restrictions on Gathering and Movement) Order (No. 5) 2020* ("**the Order**") which took full effect on 7 October 2020.
3. There are no changes which impact upon the operation of Clubs since our previous advice.
4. The only restrictions on Clubs in the Order remains that they must ensure that the size of their premises is enough that there is at least 4 square metres of space for each person.
5. There is currently discussion amongst the Government as to relaxing this rule to 2 square metres of space. However, there is no indication from the Government as to whether they will implement that change and when they may make any such amendment.
6. A query has been raised about how the 4 square metre rule is to be applied. The issue is whether the 4 square metre rule is calculated using the entire space of the premises or on a room by room basis.
7. Section 4 of the Order provides that in calculating the space available for each person on the premises the following areas are to be included in the calculations:
  - a) the size of the premises is not more than 200 square metres of floor space, the entire premises; or
  - b) if the size of the premises is more than 200 square metres of floor space, only those areas that are open to the public.

8. As previously advised the 4 square metre rule is not to determine the distance between people. Rather, it is there to ascertain the maximum number of people who may be on the premises at any one time.
9. Accordingly, when calculating the 4 square metre rule a Club is entitled to use the entire space of the Club (subject to the requirements of Section 4 of the Order referred to above) as opposed to applying the calculation to each individual room.
10. For some venues the Order does refer to the 4 square metre rule applying to specific areas within the venue. However, Clubs do not fall within those specific provisions.
11. Schedule 2 of the Order exempts a gathering at a hotel, motel or other accommodation facility that is necessary for the operation of the accommodation services at the hotel, motel or other facility.
12. Clubs use communal dining facilities. Accordingly, a gathering where people are eating in the communal space of the Club may well fall within that exemption and in that context there would be no need to ensure 4 square metres of space for each person.
13. Clubs are reminded of their general obligation under the Work Health and Safety law to ensure as far as is practicable the safety of all persons on its premises. We have given previous advice in respect to what steps Clubs should implement (separately to the provisions of the Order) to ensure their obligation with that legislation and we continue to recommend that those steps are followed.
14. If any questions, please do not hesitate to contact us.

Yours sincerely



**Chris Mossman**

Partner

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