



*Sustainable Planning Act 2009*

# **Sustainable Planning Regulation 2009**

**Reprinted as in force on 12 March 2010**

**Reprint No. 1A**

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This regulation is reprinted as at 12 March 2010. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprint for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprint.**

## Spelling

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## Queensland

# Sustainable Planning Regulation 2009

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# Sustainable Planning Regulation 2009

[as amended by all amendments that commenced on or before 12 March 2010]

## Part 1 Preliminary

### 1 Short title

This regulation may be cited as the *Sustainable Planning Regulation 2009*.

### 2 Commencement

This regulation commences on 18 December 2009.

### 3 Definitions

The dictionary in schedule 26 defines particular words used in this regulation.

## Part 2 Prescribed matters for Act, chapters 2 to 5

### 4 Designated regions—Act, s 22

- (1) The local government areas, or parts of the local government areas, of each group of local governments mentioned in a part of schedule 1 are prescribed as a designated region for section 22(1)(a) of the Act.
- (2) Each designated region has the name given in schedule 1.

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**5 Guideline for making or amending planning scheme or planning scheme policy—Act, s 117(1)**

The guideline for making or amending a planning scheme or planning scheme policy is contained in the document called ‘Statutory guideline 2/09 Making and amending local planning instruments’, dated 25 November 2009 and published by the department.

**6 Guideline for making temporary local planning instrument—Act, s 117(2)**

The guideline for making a temporary local planning instrument is contained in the document called ‘Statutory guideline 2/09 Making and amending local planning instruments’, dated 25 November 2009 and published by the department.

**7 Guideline for preparing and making structure plan—Act, s 145**

The guideline for preparing and making a structure plan is contained in the document called ‘Statutory guideline 3/09 Declared master planned area structure plans’, dated 25 November 2009 and published by the department.

**8 Community infrastructure—Act, s 200**

Community infrastructure stated in schedule 2 is prescribed for section 200 of the Act.



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## **Part 3                      Prescribed matters for IDAS**

### **Division 1                General**

#### **9                      Assessable development, self-assessable development and type of assessment—Act, s 232**

- (1) For section 232(1) of the Act—
  - (a) development stated in schedule 3, part 1, column 2 is assessable development; and
  - (b) development stated in schedule 3, part 2, is self-assessable development.
- (2) For section 232(3) of the Act, schedule 3, part 1, column 3 identifies the type of assessment for the development stated opposite in column 2.

#### **10                    Development that can not be declared to be development of a particular type—Act, s 232**

Development mentioned in schedule 4 is prescribed for section 232(2) of the Act.

#### **11                    Applicable codes, laws and policies for development**

Schedule 5, parts 1 and 2, column 2 identifies the codes, laws and policies that may apply for assessing the aspect of development mentioned opposite in column 1.

#### **12                    Assessment manager for development applications—Act, s 246**

For section 246(1) of the Act, schedule 6, column 2 states the assessment manager for the development application mentioned opposite the assessment manager in column 1.

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**13 Referral agencies and their jurisdictions—Act, ss 250, 251 and 254**

For sections 250(a), 251(a) and 254(1) of the Act —

- (a) schedule 7, column 2 states the referral agency, and whether it is an advice agency or a concurrence agency, for the development application mentioned in column 1; and
- (b) schedule 7, column 3 states the jurisdiction of the referral agency mentioned in column 2.

**14 State resources—Act, s 264**

(1) For section 264(1) of the Act—

- (a) schedule 14, column 1 prescribes State resources; and
- (b) schedule 14, column 3 prescribes the evidence required to support a development application that involves the State resource.

(2) The chief executive may decide that evidence provided to support a development application that involves a State resource may be used to support 1 or more other development applications for the same type of development, regardless of who is the applicant.

(3) If the chief executive makes a decision under subsection (2), the evidence is a *general authority* to support development applications for the particular type of development.

(4) If the evidence required to support a development application is a general authority, a copy of the general authority must be attached to the application.

(5) The chief executive may, before a development application to which the general authority relates is made, decide that the application may not be made using the general authority.

(6) In this section—

*chief executive* means the chief executive of the department administering the State resource.

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**15 Referral agency assessment period—Act, s 283**

For section 283(1)(a) of the Act, schedule 15, column 2 states the number of business days for the referral agency mentioned opposite the number in column 1.

**16 Requirements for placing public notices on land—Act, s 297**

- (1) This section prescribes, for section 297(1)(b) of the Act, requirements for placing a notice on land.
- (2) The notice must be—
  - (a) placed on, or within 1500mm of, the road frontage for the land; and
  - (b) mounted at least 300mm above ground level; and
  - (c) positioned so that it is visible from the road; and
  - (d) made of weatherproof material; and
  - (e) at least 900mm in height and 1200mm in width.
- (3) The lettering on the notice must be as stated on the approved form of the notice.
- (4) If the land has more than 1 road frontage, a notice must be placed on each road frontage for the land.
- (5) The applicant must maintain the notice from the day it is placed on the land until the end of the notification period.
- (6) In this section—

***road frontage***, for land, means—

  - (a) the boundary between the land and any road adjoining the land; or
  - (b) if the only access to the land is across other land—the boundary between the other land and any road adjoining the other land at the point of access.

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**17 Development for which particular applications require public notification—Act, s 298**

For section 298(1)(a)(ii)(B) of the Act, schedules 16 and 17 prescribe development for which a notification period of at least 30 business days applies.

**Division 2 Compliance assessment**

**18 Compliance assessment of particular development—Act, ss 232 and 397**

For sections 232(1)(b) and 397(3) of the Act, schedule 18 prescribes—

- (a) particular development that requires compliance assessment; and
- (b) the matters or things against which the development must be assessed; and
- (c) the entity to whom the request for compliance assessment must be made.

**19 Compliance assessment of plans for reconfiguring a lot—Act, ss 397 and 415**

(1) For section 397(1) and (3) of the Act, schedule 19 prescribes—

- (a) a particular document that requires compliance assessment; and
- (b) the matters or things against which the document must be assessed; and
- (c) the entity to whom the request for compliance assessment must be made; and
- (d) when the request for compliance assessment must be made.

(2) For section 415 of the Act—

- (a) schedule 19 also prescribes additional actions that must be taken by the compliance assessor in relation to the assessment of the document; and
- (b) a compliance certificate must be in the form required under the *Land Title Act 1994* for registration of a plan of subdivision.

**20 When notice of decision about compliance assessment must be given—Act, s 408**

For section 408(1) of the Act, the prescribed period is—

- (a) for compliance assessment of development or a subdivision plan requiring compliance assessment under schedule 18 or 19—20 business days after the local government receives the request for compliance assessment; or
- (b) if the compliance assessor is a public sector entity or a local government and paragraph (a) does not apply—15 business days after receiving the request for compliance assessment; or
- (c) if the compliance assessor is a nominated entity of a local government and a copy of the request for compliance assessment is given to the local government under section 402 of the Act—the period of at least 20 business days agreed between the entity and the person making the request for compliance assessment; or
- (d) if the compliance assessor is a nominated entity of a local government and paragraph (c) does not apply—the period agreed between the entity and the person making the request for compliance assessment.

**21 Prescribed period—Act, s 409**

For section 409(2)(b) of the Act, the prescribed period for a compliance permit is—

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- (a) if the permit is for a material change of use or reconfiguring a lot requiring operational works—4 years after the day it takes effect; or
- (b) otherwise—2 years after the day it takes effect.

## **Part 4                      Prescribed matters for Act, chapter 7**

### **22        Court fees**

The fees payable for a proceeding in the court are stated in schedule 20.

### **23        Building and development committee fees—Act, ss 514 and 536**

For sections 514(2) and 536(2) of the Act, the fees payable for proceedings before a building and development committee for a declaration or an appeal are stated in schedule 21.

### **24        Building and development committee fast-track fee—Act, ss 515 and 537**

- (1) This section prescribes the fee to accompany a request under section 515(2) or 537(2) of the Act to the chief executive to appoint a building and development committee to start hearing proceedings for a declaration or an appeal within 2 business days after starting the proceedings or appeal.
- (2) The fee payable under this section is 50% of, and is in addition to, the fee payable for the proceedings or appeal under section 23.
- (3) However, if the chief executive refuses the request, the fee must be refunded.

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**25 Jurisdiction of building and development committees—Act, s 526**

A decision about a part of a building development application for which part the local government is the concurrence agency is prescribed for section 526(c) of the Act.

**26 Qualifications of general referee—Act, s 571**

- (1) For section 571 of the Act, each of the following qualifications or experience for a member of a building and development committee that is to hear and decide a matter is prescribed for the matter—
- (a) a demonstrated ability—
    - (i) to negotiate and mediate outcomes between parties to an appeal; and
    - (ii) to apply the principles of natural justice; and
    - (iii) to analyse complex technical issues; and
    - (iv) to communicate effectively, including, for example, to write informed, succinct, and well-organised reports, submissions, decisions or other documents;
  - (b) demonstrated knowledge of at least 1 of the following the Minister considers is sufficient to enable the person to perform the functions of a member of the building and development committee in relation to the matter—
    - (i) building design and construction;
    - (ii) siting of residential buildings;
    - (iii) neighbourhood amenity issues;
    - (iv) relevant health or fire safety issues;
    - (v) the Act, the Building Act or the *Plumbing and Drainage Act 2002*;
    - (vi) the BCA, Queensland Development Code, or Australian Standards relating to building work;

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- (vii) the National Plumbing and Drainage Code, or the Australian Standards relating to plumbing and drainage work.
- (2) Subsection (3) applies if the matter is about an infrastructure charges notice, regulated infrastructure charges notice or regulated State infrastructure charges notice.
- (3) A member of the building and development committee need not have the qualifications or experience mentioned in subsection (1)(b) if the Minister considers the member has a qualification or experience in engineering or accounting sufficient to enable the person to perform the functions of a member of the committee in relation to the matter.
- (4) If the matter is about a part of a building development application for which part the local government is the concurrence agency, and the part is assessed against the planning scheme, at least 1 member of the building and development committee must also have—
  - (a) a university qualification in town planning; and
  - (b) substantial experience in interpreting and applying provisions of a planning scheme.
- (5) If the matter is about a development application for a material change of use of premises that involves the use of a class 1, class 2 or class 10 building, at least 1 member of the building and development committee must also have—
  - (a) a university qualification in town planning or law; and
  - (b) substantial experience in interpreting and applying provisions of a planning scheme.
- (6) If the matter is about development, a document or work requiring compliance assessment, at least 1 member of the building and development committee must also have a university or professional qualification relevant for hearing and deciding the matter.





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- (a) the development for which a charge may be levied is—
    - (i) reconfiguring a lot; or
    - (ii) a material change of use of premises that is assessable development or development requiring compliance assessment under a planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies; or
    - (iii) carrying out building work that is assessable development or development requiring compliance assessment; and
  - (b) the charges are the amounts calculated under schedule 23.
- (2) For calculating an amount under schedule 23, a charge unit is the amount decided by the relevant local government that is applying schedule 23.
  - (3) However, a charge unit must not be more than \$2000.
  - (4) A charge under subsection (1) applies only for development that could reasonably be expected to create or add to demand on the infrastructure network for which the charge is taken.
  - (5) If in relation to infrastructure for which a charge is levied a previous regulated infrastructure charge, infrastructure charge or contribution has been made, the charge levied must be reduced by an amount that fairly represents the current value of the amount previously paid.

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## Part 6 Prescribed matters for environmental impact statements

### 31 Definitions for pt 6

In this part—

*Commonwealth Minister* means the Minister of the Commonwealth responsible for administering the Commonwealth Environment Act.

*designated proponent*, for development, means the person designated as a proponent for the development under the Commonwealth Environment Act, section 75(3).

*relevant impacts* has the meaning given by the Commonwealth Environment Act, section 82.

### 32 Development for which EIS process applies—Act, s 688

- (1) Development is prescribed for section 688 of the Act if—
  - (a) the Commonwealth Minister has, under the Commonwealth Environment Act—
    - (i) decided the approach for assessing the relevant impacts of the development is assessment by an accredited assessment process; and
    - (ii) given notice of the decision; or

*Note—*

See the Commonwealth Environment Act, chapter 4, part 8, division 3 (Decision on assessment approach).

  - (b) the relevant impacts of the development are to be assessed under a bilateral agreement.
- (2) However, the development must be development for which the chief executive decides an EIS is required.

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- (3) Any steps or actions taken in the EIS process before the action mentioned in subsection (1)(a) happens are taken to have complied with this part.
- (4) In this section—  
*bilateral agreement* see the Commonwealth Environment Act, section 45(2).

### **33 Criteria for making decision about requirement for EIS**

In making a decision under section 32(2), the chief executive must consider—

- (a) the importance of the development to the State or part of the State; and
- (b) the complexity of the development including—
  - (i) the size or nature of the development; and
  - (ii) the number of entities or local government areas potentially affected by the development; and
- (c) the significance of the potential environmental, economic and social impacts of the development.

### **34 Criteria for public notification of draft terms of reference for EIS—Act, s 691**

For section 691(1)(b) of the Act, the criteria for public notification of draft terms of reference for an EIS are—

- (a) the complexity of the matters mentioned in the application for terms of reference for the EIS; and
- (b) the likely level of public interest in the draft terms of reference.

### **35 Content of draft terms of reference for EIS and draft EIS—Act, ss 691 and 694**

- (1) For sections 691(3)(f) and 694(1)(a)(v) of the Act, each of the following matters must be stated in a notice—

- 
- (a) the development's name;
  - (b) the proponent's name;
  - (c) if the proponent and designated proponent for the development are not the same entity—the designated proponent's name;
  - (d) the development's location;
  - (e) any matter mentioned in the Commonwealth Environment Act, section 34, and protected by a controlling provision for the development.
- (2) In this section—

***controlling provision***, for development, means a provision of the Commonwealth Environment Act, chapter 2, part 3, decided by the Commonwealth Minister as a controlling provision for the development under chapter 4, part 7, division 2 of that Act.

**36 Public notification of draft terms of reference for EIS and draft EIS—Act, ss 691 and 694**

For sections 691(4) and 694(2) of the Act, a notice must be published—

- (a) in a newspaper circulating throughout Australia; and
- (b) in a newspaper circulating generally in the State.

**37 Matters for inclusion in draft EIS—Act, s 693**

For section 693(2) of the Act, the draft EIS must include the matters mentioned in the *Environment Protection and Biodiversity Conservation Regulations 2000* (Cwlth), schedule 4.

**38 Content of EIS assessment report—Act, s 699**

- (1) For section 699(e) of the Act, an EIS assessment report about an EIS for development must contain each of the following—

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- (a) the development's name;
- (b) the name of the designated proponent for the development;
- (c) the development's location;
- (d) a description of any matters of national environmental significance;
- (e) a summary of the relevant impacts of the development;
- (f) a description of feasible mitigation measures, or changes to the development or procedures, to prevent or minimise the development's relevant impacts, proposed by the proponent or suggested in relevant submissions;
- (g) to the extent practicable, a description of feasible alternatives to the development identified in the EIS process, and the likely impact of the alternatives on matters of national environmental significance;
- (h) a statement of conditions of approval for the development that may be imposed to address impacts, identified in the EIS process, on matters of national environmental significance.

(2) In this section—

*matters of national environmental significance* means matters of national environmental significance mentioned in the Commonwealth Environment Act, chapter 2, part 3, division 1.

*relevant submissions* means properly made submissions, or other submissions accepted by the chief executive under section 695 of the Act.

**39 To whom EIS and other material must be given—Act, s 700**

For section 700(e) of the Act, the entity is the Commonwealth Minister.

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## Part 7 Miscellaneous provisions

### 40 When structure plan arrangements apply to premises

For this regulation, structure plan arrangements apply to premises if—

- (a) the premises is completely or partly in a declared master planned area; and
- (b) a structure plan is in effect for the area; and
- (c) an entity that would have been a referral agency or the assessment manager for a development application relating to the premises is stated as a coordinating agency or a participating agency in the master plan declaration or structure plan for the area.

### 41 Prescribed activities for particular definitions under Act, sch 3

- (1) Each of subsections (2) to (5) prescribes an environmentally relevant activity, or an aspect of an environmentally relevant activity, for the definition under the Act, schedule 3, stated in the subsection.
- (2) For the definition *crude oil or petroleum product storage ERA*, the environmentally relevant activity is chemical storage under the *Environmental Protection Regulation 2008*, schedule 2, section 8(1)(c).
- (3) For the definition *dredging ERA*, the environmentally relevant activity is extractive and screening activities under the *Environmental Protection Regulation 2008*, schedule 2, section 16(1)(a).
- (4) For the definition *extraction ERA*, the environmentally relevant activity is extractive and screening activities under the *Environmental Protection Regulation 2008*, schedule 2, section 16(1)(b) or (c).
- (5) For the definition *screening ERA*, the environmentally relevant activity is extractive and screening activities under

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the *Environmental Protection Regulation 2008*, schedule 2,  
section 16(1)(d).

## **Part 8                      Repeal provision**

### **42        Repeal**

The Integrated Planning Regulation 1998, SL No. 57 is  
repealed.



## **Schedule 1      Designated regions**

section 4

### **Part 1              SEQ region**

Brisbane

Gold Coast

Ipswich

Lockyer Valley

Logan

Moreton Bay

Redland

Scenic Rim

Somerset

Sunshine Coast

the part of the local government area of Toowoomba Regional Council delineated in black on maps SEQ RP 16 and SEQ RP 21 mentioned in schedule 1 of the State planning regulatory provisions included in the document called 'South East Queensland Regional Plan 2009–2031' published by the department.

*Editor's note—*

Maps SEQ RP 16 and SEQ RP 21 are held by the department and are available for inspection by members of the public at the department's head office.

## **Part 2**                      **Far North Queensland region**

Cairns  
Cassowary Coast  
Tablelands  
Wujal Wujal  
Yarrabah

## **Part 3**                      **North West region**

Cloncurry  
Flinders  
McKinlay  
Mount Isa  
Richmond

## **Part 4**                      **Central West region**

Barcaldine  
Barcoo  
Blackall Tambo  
Boulia  
Diamantina  
Longreach  
Winton

**Part 5**                      **South West region**

Bulloo  
Murweh  
Paroo  
Quilpie

**Part 6**                      **Maranoa—Balonne region**

Balonne  
Maranoa

**Part 7**                      **Wide Bay Burnett region**

Bundaberg  
Cherbourg  
Fraser Coast  
Gympie  
North Burnett  
South Burnett

## Schedule 2 Community infrastructure

### section 8

The following are community infrastructure—

- (a) aeronautical facilities;
- (b) aged-care facilities;
- (c) cemeteries and crematoriums;
- (d) communication network facilities;
- (e) community and cultural facilities, including child-care facilities, community centres, meeting halls, galleries and libraries;
- (f) correctional facilities;
- (g) educational facilities;
- (h) emergency services facilities;
- (i) hospitals and associated institutions;
- (j) wharves, public jetties, port facilities and navigational facilities;
- (k) miscellaneous transport infrastructure under the Transport Infrastructure Act;
- (l) oil and gas pipelines;
- (m) operating works under the *Electricity Act 1994*;
- (n) parks and recreational facilities;
- (o) railway lines, stations and associated facilities;
- (p) sporting facilities;
- (q) State-controlled roads;
- (r) transport infrastructure mentioned in schedule 3 of the Act, definition *development infrastructure*;
- (s) water cycle management infrastructure;

- (t) waste management facilities;
- (u) storage and works depots and the like including administrative facilities associated with the provision or maintenance of the community infrastructure mentioned in paragraphs (a) to (t);
- (v) any other facility not mentioned in paragraphs (a) to (u) and intended primarily to accommodate government functions.

## Schedule 3 Assessable development, self-assessable development and type of assessment

section 9

### Part 1 Assessable development

<b>Table 1—Building work</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>For the Building Act</b>		
1	For assessing building work under the Building Act, building work that is not— (a) self-assessable development under part 2; and (b) declared under the Building Act to be exempt development.	Code assessment
<b>For declared fish habitat area</b>		
2	For assessing building work against the Fisheries Act, building work in a declared fish habitat area if it is not self-assessable development under part 2.	Code assessment, if the chief executive (fisheries) is the assessment manager

<b>Table 2—Material change of use of premises</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>For an environmentally relevant activity</b>		
1	<p>Making a material change of use of premises for an environmentally relevant activity, other than—</p> <ul style="list-style-type: none"> <li>(a) an agricultural ERA; or</li> <li>(b) a mining activity; or</li> <li>(c) a chapter 5A activity; or</li> <li>(d) a mobile and temporary environmentally relevant activity; or</li> <li>(e) an environmentally relevant activity, or aspects of an environmentally relevant activity, for which a code of environmental compliance has been approved or made under a regulation under the Environmental Protection Act; or</li> <li>(f) in an urban development area.</li> </ul>	Code assessment, if the administering authority is the assessment manager
<b>For a brothel</b>		
2	Making a material change of use of premises for a brothel.	<p>Code assessment, if premises in an industrial area or on strategic port land</p> <p>Impact assessment, if premises in an area other than an industrial area or on strategic port land unless a local planning instrument, or amendment of a local planning instrument made after 1 July 2000, requires code assessment</p>

<b>Table 2—Material change of use of premises</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>On strategic port land</b>		
3	Making a material change of use of premises on strategic port land that is inconsistent with the land use plan approved under the Transport Infrastructure Act, section 286.	Code assessment
<b>On airport land</b>		
4	Making a material change of use of premises on airport land that is inconsistent with the land use plan approved under the <i>Airport Assets (Restructuring and Disposal) Act 2008</i> , chapter 3, part 1.	Code assessment
<b>For a major hazard facility</b>		
5	Making a material change of use of premises for a major hazard facility or possible major hazard facility.	Code assessment, if the chief executive administering the <i>Dangerous Goods Safety Management Act 2001</i> is the assessment manager



<b>Table 2—Material change of use of premises</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Contaminated land management</b>		
6	<p>Making a material change of use of premises if all or part of the premises is on the environmental management register or contaminated land register, unless—</p> <p>(a) all of the following apply—</p> <p style="margin-left: 20px;">(i) a suitability statement has been given for the premises;</p> <p style="margin-left: 20px;">(ii) a site management plan has been approved for the land for the intended use;</p> <p style="margin-left: 20px;">(iii) the application only involves—</p> <p style="margin-left: 40px;">(A) the fit-out of a building on the land; or</p> <p style="margin-left: 40px;">(B) minor site excavation, including, for example, post holes for open-sided non-habitable structures; or</p> <p>(b) there is currently a notifiable activity on the land and the activity is continuing; or</p> <p>(c) the proposed use is industrial and only involves minor site excavation, including, for example, post holes for open-sided non-habitable structures; or</p> <p>(d) the land is used for a mining activity or chapter 5A activity; or</p> <p>(e) the land is in an urban development area.</p>	Code assessment, if the administering authority is the assessment manager

**Table 2—Material change of use of premises**

Column 1	Column 2	Column 3
7	<p>Making a material change of use of premises, other than premises in an urban development area, if all or part of the land forming part of the premises is used for, or if there is no existing use was last used for, a notifiable activity, unless—</p> <ul style="list-style-type: none"> <li>(a) a suitability statement, removing the land from the environmental management register, has been given under the Environmental Protection Act for the existing use, or if there is no existing use, the last use, and the following both apply—               <ul style="list-style-type: none"> <li>(i) no new notifiable activity has occurred on the land since the suitability statement was issued;</li> <li>(ii) the land is not otherwise contaminated by a hazardous contaminant; or</li> </ul> </li> <li>(b) a suitability statement has been given, and a site management plan has been approved, for the land for the intended use, and the application involves only—               <ul style="list-style-type: none"> <li>(i) the fit-out of a building on the land; or</li> <li>(ii) minor site excavation, including, for example, post holes for open-sided non-habitable structures; or</li> </ul> </li> <li>(c) the land is used for a mining activity or chapter 5A activity.</li> </ul>	Code assessment, if the administering authority is the assessment manager
8	<p>Making a material change of use of premises, other than premises in an urban development area, if all or part of the land forming part of the premises is used for, or if there is no existing use was last used for, an industrial activity (other than for a mining activity or chapter 5A activity), and the proposed use is for child care, educational, recreational or residential purposes, including caretakers' accommodation on industrial land.</p>	Code assessment, if the administering authority is the assessment manager

<b>Table 2—Material change of use of premises</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
9	<p>Making a material change of use of premises, other than premises in an urban development area, if—</p> <p>(a) all or part of the premises is in an area for which an area management advice has been given for natural mineralisation or an industrial activity (other than for a mining activity or chapter 5A activity); and</p> <p>(b) the proposed use is for child care, educational, recreational or residential purposes, including caretakers' accommodation on industrial land.</p>	Code assessment, if the administering authority is the assessment manager
<b>For aquaculture</b>		
10	For assessing a material change of use of premises against the Fisheries Act, making a material change of use of premises for aquaculture if it is not self-assessable development under part 2.	Code assessment, if the chief executive (fisheries) is the assessment manager
<b>For a wild river area</b>		
11	Making a material change of use of premises to the extent the premises is in a wild river area and the proposed use is for agricultural activities or animal husbandry activities, as defined under the <i>Wild Rivers Act 2005</i> .	Code assessment, if the chief executive administering the <i>Wild Rivers Act 2005</i> is the assessment manager

<b>Table 3—Reconfiguring a lot</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Under the <i>Land Title Act 1994</i></b>		
1	<p>Reconfiguring a lot under the <i>Land Title Act 1994</i>, unless the reconfiguration requires compliance assessment under schedule 18 or the plan of subdivision necessary for the reconfiguration—</p> <ul style="list-style-type: none"> <li>(a) is a building format plan of subdivision that does not subdivide land on or below the surface of the land; or</li> <li>(b) is for the amalgamation of 2 or more lots; or</li> <li>(c) is for the incorporation, under the <i>Body Corporate and Community Management Act 1997</i>, section 41, of a lot with common property for a community titles scheme; or</li> <li>(d) is for the conversion, under the <i>Body Corporate and Community Management Act 1997</i>, section 43, of lessee common property within the meaning of that Act to a lot in a community titles scheme; or</li> <li>(e) is in relation to the acquisition, including by agreement, under the Acquisition Act or otherwise, of land by—             <ul style="list-style-type: none"> <li>(i) a constructing authority, as defined under that Act, for a purpose set out in parts 1 to 13 (other than part 10, second dot point) of the schedule to that Act; or</li> <li>(ii) an authorised electricity entity; or</li> </ul> </li> <li>(f) is for land held by the State, or a statutory body representing the State, and the land is being subdivided for a purpose set out in the Acquisition Act, schedule, parts 1 to 13 (other than part 10, second dot point) whether or not the land relates to an acquisition; or</li> </ul>	<p>Code assessment, unless a planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies requires impact assessment</p>

<b>Table 3—Reconfiguring a lot</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
	<ul style="list-style-type: none"> <li>(g) is for reconfiguring a lot comprising strategic port land; or</li> <li>(h) is for reconfiguring a South Bank lot within the corporation area under the <i>South Bank Corporation Act 1989</i>; or</li> <li>(i) is for the Transport Infrastructure Act, section 240; or</li> <li>(j) is in relation to the acquisition of land for a water infrastructure facility; or</li> <li>(k) is for land in an urban development area.</li> </ul>	

<b>Table 4—Operational work</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>For clearing native vegetation</b>		
1	<p>Operational work that is the clearing of native vegetation on—</p> <ul style="list-style-type: none"> <li>(a) freehold land; or</li> <li>(b) indigenous land; or</li> <li>(c) any of the following under the <i>Land Act 1994</i>—               <ul style="list-style-type: none"> <li>(i) land subject to a lease;</li> <li>(ii) a road;</li> <li>(iii) trust land, other than indigenous land;</li> <li>(iv) unallocated State land;</li> <li>(v) land subject to a licence or permit;</li> </ul> </li> </ul> <p>unless the clearing is—</p> <ul style="list-style-type: none"> <li>(d) on premises to which structure plan arrangements apply; or</li> <li>(e) clearing, or for another activity or matter, mentioned in schedule 24, part 1; or</li> <li>(f) clearing mentioned in schedule 24, part 2 for the particular land.</li> </ul>	<p>Code assessment, if the chief executive administering the Vegetation Management Act is the assessment manager</p>

<b>Table 4—Operational work</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Associated with reconfiguration</b>		
2	Operational work for reconfiguring a lot, other than a lot in an urban development area, if the reconfiguration is also assessable development.	<p>If the operational work is for residential, commercial or industrial purposes in a wild river area—code assessment, unless a planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies requires impact assessment</p> <p>Otherwise—code assessment</p>

<b>Table 4—Operational work</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>For taking or interfering with water</b>		
3	<p>For assessing operational work against the <i>Water Act 2000</i>, operational work (other than work carried out in an urban development area or on premises to which structure plan arrangements apply) that involves—</p> <ul style="list-style-type: none"> <li>(a) taking or interfering with water from a watercourse, lake or spring (other than under the <i>Water Act 2000</i>, section 20(2), (3) or (5)) or from a dam constructed on a watercourse or lake if it is not self-assessable development under part 2;</li> <li>(b) taking, or interfering with, artesian water as defined under the <i>Water Act 2000</i>, schedule 4; or</li> <li>(c) taking, or interfering with—               <ul style="list-style-type: none"> <li>(i) overland flow water, if the operations are mentioned as assessable development in a water resource plan or a wild river declaration, or prescribed as assessable development under a regulation under the <i>Water Act 2000</i>; or</li> <li>(ii) subartesian water, if the operations are mentioned as assessable development in a water resource plan or a wild river declaration, or prescribed as assessable development under a regulation under the <i>Water Act 2000</i>; or</li> </ul> </li> <li>(d) interfering with overland flow water in an area declared under the <i>Water Act 2000</i> to be a drainage and embankment area if the operations are declared under that Act to be assessable development; or</li> <li>(e) interfering with overland flow water in a wild river floodplain management area if the operations are specified works or stated in the wild river declaration for the area to be assessable development.</li> </ul>	Code assessment, if the chief executive administering the <i>Water Act 2000</i> is the assessment manager



<b>Table 4—Operational work</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>For a referable dam</b>		
4	Operational work that— (a) is the construction of a referable dam as defined under the Water Supply Act; or (b) will increase the storage capacity of a referable dam by more than 10%.	Code assessment, if the chief executive administering the Water supply Act is the assessment manager

<b>Table 4—Operational work</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>For tidal works or work within a coastal management district</b>		
5	<p>Operational work (other than excluded work, work carried out in an urban development area and work carried out on premises to which structure plan arrangements apply) that is—</p> <ul style="list-style-type: none"> <li>(a) tidal works; or</li> <li>(b) any of the following carried out completely or partly within a coastal management district—               <ul style="list-style-type: none"> <li>(i) interfering with quarry material as defined under the Coastal Protection and Management Act on State coastal land above high-water mark;</li> <li>(ii) disposing of dredge spoil or other solid waste material in tidal water;</li> <li>(iii) draining or allowing drainage or flow of water or other matter across State coastal land above high-water mark;</li> <li>(iv) constructing or installing works in a watercourse that are not assessable under item 3 or 4;</li> <li>(v) reclaiming land under tidal water;</li> <li>(vi) constructing an artificial waterway associated with reconfiguring a lot;</li> <li>(vii) constructing an artificial waterway not associated with reconfiguring a lot on land, other than State coastal land, above high-water mark if the maximum surface area of water on the waterway is at least 5000m<sup>2</sup>;</li> <li>(viii) constructing a bank or bund wall to establish a ponded pasture on land, other than State coastal land, above high-water mark;</li> <li>(ix) removing or interfering with coastal dunes on land, other than State coastal land, that is in an erosion prone area as defined in the Coastal Protection and Management Act and above high-water mark.</li> </ul> </li> </ul>	<p>Code assessment, if in a local government tidal area and a local government is the assessment manager</p> <p>Code assessment, if in a coastal management district and the chief executive administering the Coastal Protection and Management Act is the assessment manager</p>

<b>Table 4—Operational work</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>For constructing or raising waterway barrier works</b>		
6	For assessing operational work against the Fisheries Act, operational work that is the constructing or raising of waterway barrier works, other than operational work that is self-assessable development under part 2 or carried out on premises to which structure plan arrangements apply.	Code assessment, if the chief executive (fisheries) is the assessment manager
<b>For works in a declared fish habitat area</b>		
7	For assessing operational work against the Fisheries Act, operational work completely or partly within a declared fish habitat area, other than operational work that is self-assessable development under part 2.	Code assessment, if the chief executive (fisheries) is the assessment manager
<b>For removal, destruction or damage of marine plants</b>		
8	<p>For assessing operational work against the Fisheries Act, operational work that is the removal, destruction or damage of a marine plant, other than operational work that is—</p> <ul style="list-style-type: none"> <li>(a) for reconfiguring a lot that is assessable development under table 3, item 1, if there is a development permit in effect for the reconfiguration; or</li> <li>(b) for a material change of use that is assessable development, if there is a development permit in effect for the change of use; or</li> <li>(c) self-assessable development under part 2; or</li> <li>(d) carried out in an urban development area; or</li> <li>(e) carried out on premises to which structure plan arrangements apply.</li> </ul>	Code assessment, if the chief executive (fisheries) is the assessment manager

<b>Table 4—Operational work</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>For a wild river area</b>		
9	Operational work for agricultural activities or animal husbandry activities (as defined under the <i>Wild Rivers Act 2005</i> ) in a wild river area if the operational work is declared to be assessable development under the wild river declaration for the area.	Code assessment, if the chief executive administering the <i>Wild Rivers Act 2005</i> is the assessment manager

<b>Table 5—Various aspects of development</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>For removal of quarry material</b>		
1	All aspects of development for removing quarry material from a watercourse or lake if an allocation notice is required under the <i>Water Act 2000</i> for the removal, other than development that is— (a) in an urban development area; or (b) carried out on premises to which structure plan arrangements apply.	Code assessment, if the chief executive administering the <i>Water Act 2000</i> is the assessment manager
<b>Development on Queensland heritage place</b>		
2	All aspects of development on a Queensland heritage place, other than development— (a) for which an exemption certificate under the <i>Queensland Heritage Act 1992</i> has been issued; or (b) that, under section 78 of that Act, is liturgical development; or (c) carried out by the State; or (d) in an urban development area.	Code assessment, if the chief executive administering the <i>Queensland Heritage Act 1992</i> is the assessment manager

<b>Table 5—Various aspects of development</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Development on local heritage place</b>		
3	All aspects of development on a local heritage place, other than— <ul style="list-style-type: none"> <li>(a) development that is self-assessable development under part 2, table 1, item 1; or</li> <li>(b) development to which chapter 9, part 5 of the Act applies; or</li> <li>(c) development carried out by the State on designated land; or</li> <li>(d) development mentioned in schedule 4.</li> </ul>	Code assessment, unless a planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies requires impact assessment
<b>For an environmentally relevant activity</b>		
4	A mobile and temporary environmentally relevant activity for which a code of environmental compliance has not been approved or made under a regulation under the Environmental Protection Act.	Code assessment, if the administering authority is the assessment manager
<b>For an environmentally relevant activity</b>		
5	An environmentally relevant activity (other than an agricultural ERA, a mining activity or a chapter 5A activity) for which a code of environmental compliance has been approved or made under a regulation under the Environmental Protection Act, but only to the extent development for the activity is in a wild river area.	Code assessment, if the administering authority is the assessment manager
<b>Development on strategic port land</b>		
6	All aspects of development on strategic port land, other than development mentioned in table 2, item 3, if the land use plan for the strategic port land approved under the Transport Infrastructure Act, section 286, states the development is assessable development.	Code assessment

<b>Table 5—Various aspects of development</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Development on airport land</b>		
7	All aspects of development on airport land, other than development mentioned in table 2, item 4, if the land use plan for the airport port land approved under the <i>Airport Assets (Restructuring and Disposal) Act 2008</i> , chapter 3, part 1, states the development is assessable development.	Code assessment

## **Part 2                      Self-assessable development**

<b>Table 1—Building work</b>	
<b>By the State, a public sector entity or a local government</b>	
1	Building work carried out by or on behalf of the State, a public sector entity or a local government, other than building work declared under the Building Act to be exempt development.
<b>For the <i>Building Act 1975</i></b>	
2	For assessing building work against the Building Act, building work declared under that Act to be self-assessable development.

<b>Table 1—Building work</b>	
<b>For declared fish habitat area</b>	
3	<p>For assessing building work against the Fisheries Act, building work in a declared fish habitat area if the work is reasonably necessary for—</p> <ul style="list-style-type: none"><li>(a) the maintenance of existing structures, including, for example, the following structures, if the structures were constructed in compliance with all the requirements, under any Act, relating to a structure of that type—<ul style="list-style-type: none"><li>(i) boat ramps, boardwalks, drains, fences, jetties, roads, safety signs, swimming enclosures and weirs;</li><li>(ii) powerlines or associated powerline infrastructure; or</li></ul></li><li>(b) educational or research purposes relating to the declared fish habitat area; or</li><li>(c) monitoring the impact of development on the declared fish habitat area; or</li><li>(d) the construction of structures, including, for example, safety signs, swimming enclosures and aids to navigation, if—<ul style="list-style-type: none"><li>(i) the impact on the area is minor; and</li><li>(ii) the structures are constructed in compliance with all the requirements, under any Act, relating to a structure of that type.</li></ul></li></ul>

**Table 2—Material change of use of premises**

For aquaculture	
1	<p>For assessing a material change of use of premises against the Fisheries Act, making a material change of use of premises for aquaculture, other than in a wild river area, if the change of use of premises does not cause the discharge of waste into Queensland waters and the aquaculture—</p> <p>(a) is—</p> <ul style="list-style-type: none"> <li>(i) of indigenous freshwater fish species mentioned in the <i>Fisheries Regulation 2008</i>, schedule 10C; and</li> <li>(ii) in a catchment listed in that schedule for that species for aquarium display or human consumption only; and</li> <li>(iii) carried out in ponds, or using above-ground tanks, that have a total water surface area of no more than 5ha; or</li> </ul> <p>(b) is of indigenous freshwater fish for aquarium display or human consumption only, or non-indigenous freshwater fish for aquarium display only, and is carried out using only above-ground tanks that have—</p> <ul style="list-style-type: none"> <li>(i) a floor area, excluding water storage area, of no more than 50m<sup>2</sup>; and</li> <li>(ii) a roof impervious to rainwater; or</li> </ul> <p>(c) is of indigenous marine fish for aquarium display only and is carried out using only above-ground tanks that have a total floor area, excluding water storage areas, of no more than 50m<sup>2</sup>.</p>

**Table 3—Reconfiguring a lot**

Reconfiguring a lot	
1	Table not used.



<b>Table 4—Operational work</b>	
<b>For taking or interfering with water</b>	
1	<p>For assessing operational work against the <i>Water Act 2000</i>, operational work (other than work carried out in an urban development area or on premises to which structure plan arrangements apply) that involves—</p> <ul style="list-style-type: none"> <li>(a) taking water from a watercourse, lake or spring under the <i>Water Act 2000</i>, section 20(3); or</li> <li>(b) taking or interfering with— <ul style="list-style-type: none"> <li>(i) water in a watercourse, lake or spring, other than under section 20(2), (3) or (5), of the <i>Water Act 2000</i>, if the operations are mentioned as self-assessable development in a water resource plan or a wild river declaration or are prescribed as self-assessable development under a regulation under the <i>Water Act 2000</i>; or</li> <li>(ii) overland flow water, if the operations are mentioned as self-assessable development in a water resource plan or a wild river declaration or prescribed as self-assessable development under a regulation under the <i>Water Act 2000</i>;</li> <li>(iii) subartesian water, if the operations are mentioned as self-assessable development in a water resource plan or a wild river declaration or prescribed as self-assessable development under a regulation under the <i>Water Act 2000</i>; or</li> </ul> </li> <li>(c) interfering with overland flow water in an area declared under the <i>Water Act 2000</i> to be a drainage and embankment area if the operations are declared under that Act to be self-assessable development; or</li> <li>(d) interfering with overland flow water in a wild river floodplain management area if the operations are declared under the wild river declaration for the area to be self-assessable development.</li> </ul>
<b>For waterway barrier works</b>	
2	<p>For assessing operational work against the Fisheries Act, operational work for constructing or raising waterway barrier works (other than work carried out in a wild river area or on premises to which structure plan arrangements apply), if the waterway barrier works are—</p> <ul style="list-style-type: none"> <li>(a) temporary; or</li> <li>(b) minor; or</li> <li>(c) rebuilt on a regular basis.</li> </ul>

**Table 4—Operational work**

**For works in a declared fish habitat area**

3	<p>For assessing operational work against the Fisheries Act, operational work completely or partly within a declared fish habitat area if the works are reasonably necessary for—</p> <ul style="list-style-type: none"><li>(a) the maintenance of existing structures, including, for example, the following structures, if the structures were constructed in compliance with all the requirements, under any Act, relating to a structure of that type—<ul style="list-style-type: none"><li>(i) boat ramps, boardwalks, drains, fences, jetties, roads, safety signs, swimming enclosures and weirs;</li><li>(ii) powerlines or associated powerline infrastructure; or</li></ul></li><li>(b) educational or research purposes relating to the declared fish habitat area; or</li><li>(c) monitoring the impact of development on the declared fish habitat area; or</li><li>(d) the construction or placement of structures, including, for example, safety signs, swimming enclosures and aids to navigation, if—<ul style="list-style-type: none"><li>(i) the impact on the area is minor; and</li><li>(ii) the structures are constructed in compliance with all the requirements, under any Act, relating to a structure of that type; or</li></ul></li><li>(e) public benefit works, including, for example, the construction of runnels for mosquito control, the removal of Lyngbya and seed collection for site rehabilitation, if the impact on the area is minor.</li></ul>
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<b>Table 4—Operational work</b>	
<b>For the removal, destruction or damage of marine plants</b>	
4	<p>For assessing operational work against the Fisheries Act, operational work (other than work on premises to which structure plan arrangements apply) that is the removal, destruction or damage of a marine plant if the removal, destruction or damage—</p> <ul style="list-style-type: none"> <li>(a) is of dead marine wood on unallocated State land, other than in a wild river area, for trade or commerce; or</li> <li>(b) is reasonably necessary for the maintenance of existing structures, including, for example, the following structures, if the structures were constructed in compliance with all the requirements, under any Act, relating to a structure of that type— <ul style="list-style-type: none"> <li>(i) boat ramps, boardwalks, drains, fences, jetties, roads, safety signs, swimming enclosures and weirs;</li> <li>(ii) drainage structures;</li> <li>(iii) powerlines or associated powerline infrastructure; or</li> </ul> </li> <li>(c) is reasonably necessary for educational or research purposes or for monitoring the impact of development on marine plants; or</li> <li>(d) is reasonably necessary for the construction or placement of structures, including, for example, swimming enclosures, safety signs, aids to navigation, fences, pontoons, public boat ramps and pipelines, if— <ul style="list-style-type: none"> <li>(i) the extent of the removal, destruction or damage is minor; and</li> <li>(ii) the structures were constructed in compliance with all the requirements, under any Act, relating to a structure of that type; or</li> </ul> </li> <li>(e) is reasonably necessary for the construction of runnels for mosquito control, removal of Lyngbya, seed collection for site rehabilitation or the collection of marine plants for fishing bait or handicraft.</li> </ul>
<b>For local government roads</b>	
5	<p>For assessing road works on a local government road, other than in an urban development area, under the <i>Transport Planning and Coordination Act 1994</i>, section 8C, operational works that are road works on a local government road.</p>

**Table 5—Various aspects of development**

**For an environmentally relevant activity**

1	Development for aspects of an environmentally relevant activity for which a code of environmental compliance has been approved or made under a regulation under the Environmental Protection Act, but only to the extent development for the activity is not in a wild river area, other than development that is— <ul style="list-style-type: none"><li>(a) an agricultural ERA; or</li><li>(b) a mining activity; or</li><li>(c) a chapter 5A activity; or</li><li>(d) a mobile and temporary environmentally relevant activity.</li></ul>
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## Schedule 4      **Development that can not be declared to be development of a particular type—Act, section 232(2)**

section 10

<b>Table 1—Building work</b>	
1	Table not used.

<b>Table 2—Material change of use of premises</b>	
<b>For a class 1 or 2 building</b>	
1	Making a material change of use of premises for a class 1 or 2 building under the BCA, part A3 if the use is for providing support services and short-term accommodation for persons escaping domestic violence.

<b>Table 2—Material change of use of premises</b>	
<b>For particular class 1 building or class 10 building or structure</b>	
2	<p>Making a material change of use of premises for a class 1(a)(i) building, class 1(a)(ii) building comprising not more than 2 attached dwellings or a class 10 building or structure under the BCA if—</p> <ul style="list-style-type: none"> <li>(a) the use is for a residential purpose in a residential zone; and</li> <li>(b) for an existing class 1(a)(i) building or class 1(a)(ii) building comprising not more than 2 attached dwellings—the material change of use involves the repair, renovation, alteration or addition to the building; and</li> <li>(c) for a class 1(a) building not mentioned in paragraph (b)—there is no existing dwelling house on the premises; and</li> <li>(d) the development is not self-assessable development under a planning scheme, temporary local planning instrument, master plan or a preliminary approval to which section 242 of the Act applies; and</li> <li>(e) either— <ul style="list-style-type: none"> <li>(i) no overlay (other than an overlay about bush fire hazards), as identified in the planning scheme, applies to the premises; or</li> <li>(ii) an overlay about bush fire hazards applies to the premises and the premises are less than 2000m<sup>2</sup>.</li> </ul> </li> </ul>

<b>Table 3—Reconfiguring a lot</b>	
<b>Other than a lot within the meaning of the <i>Land Title Act 1994</i></b>	
1	Reconfiguring a lot other than a lot within the meaning of the <i>Land Title Act 1994</i> .

<b>Table 3—Reconfiguring a lot</b>	
Under the <i>Land Title Act 1994</i>	
2	<p>Reconfiguring a lot under the <i>Land Title Act 1994</i>, if the plan of subdivision necessary for the reconfiguration—</p> <ul style="list-style-type: none"> <li>(a) is a building format plan of subdivision that does not subdivide land on or below the surface of the land; or</li> <li>(b) is for the amalgamation of 2 or more lots; or</li> <li>(c) is for the incorporation, under the <i>Body Corporate and Community Management Act 1997</i>, section 41, of a lot with common property for a community titles scheme; or</li> <li>(d) is for the conversion, under the <i>Body Corporate and Community Management Act 1997</i>, section 43, of lessee common property within the meaning of that Act to a lot in a community titles scheme; or</li> <li>(e) is in relation to the acquisition, including by agreement, under the Acquisition Act or otherwise, of land by— <ul style="list-style-type: none"> <li>(i) a constructing authority, as defined under that Act, for a purpose set out in parts 1 to 13 (other than part 10, second dot point) of the schedule to that Act; or</li> <li>(ii) an authorised electricity entity; or</li> </ul> </li> <li>(f) is for land held by the State, or a statutory body representing the State, and the land is being subdivided for a purpose set out in the Acquisition Act, schedule, parts 1 to 13 (other than part 10, second dot point), whether or not the land relates to an acquisition;</li> <li>(g) is for reconfiguring a lot comprising strategic port land;</li> <li>(h) is for the Transport Infrastructure Act, section 240;</li> <li>(i) is in relation to the acquisition of land for a water infrastructure facility.</li> </ul>

<b>Table 4—Operational work</b>	
By or on behalf of a public sector entity	
1	Operational work or plumbing or drainage work (including maintenance and repair work) if the work is carried out by or on behalf of a public sector entity authorised under a State law to carry out the work.

<b>Table 4—Operational work</b>	
<b>For ancillary works and encroachments</b>	
2	Operational work that is ancillary works and encroachments that are— <ul style="list-style-type: none"> <li>(a) carried out in compliance with requirements specified by gazette notice by the chief executive administering the Transport Infrastructure Act; or</li> <li>(b) done as required by a contract entered into under the Transport Infrastructure Act, section 50, with the chief executive administering that Act.</li> </ul>
<b>For substitute railway crossing</b>	
3	Operational work for the construction of a substitute railway crossing by a railway manager in response to an emergency under the Transport Infrastructure Act, section 169.
<b>Performed by railway manager</b>	
4	Operational work performed by a railway manager, within the meaning of the Transport Infrastructure Act, under section 260 of that Act.
<b>Under a rail feasibility investigator’s authority</b>	
5	Operational work carried out under a rail feasibility investigator’s authority granted under the Transport Infrastructure Act.
<b>Under the Coastal Protection and Management Act</b>	
6	Operational work that is the digging or boring into land by an authorised person under the Coastal Protection and Management Act, section 134.
7	Operational work for an aid to navigation or sign for maritime navigation.
<b>For subscriber connections</b>	
8	Operational work for a subscriber connection.



<b>Table 4—Operational work</b>	
<b>For agriculture</b>	
9	Operational work associated with— <ul style="list-style-type: none"> <li>(a) management practices for the conduct of an agricultural use, other than—               <ul style="list-style-type: none"> <li>(i) the clearing of native vegetation; or</li> <li>(ii) operations of any kind and all things constructed or installed for taking or interfering with water (other than using a water truck to pump water) if the operations are for taking or interfering with water under the <i>Water Act 2000</i>; or</li> </ul> </li> <li>(b) weed or pest control, unless it involves the clearing of native vegetation; or</li> <li>(c) the use of fire under the <i>Fire and Rescue Service Act 1990</i>; or</li> <li>(d) the conservation or restoration of natural areas; or</li> <li>(e) the use of premises for forest practices.</li> </ul>
<b>For removing quarry material</b>	
10	Operational work for removing quarry material from a State forest, timber reserve, forest entitlement area or Crown land as defined under the <i>Forestry Act 1959</i> .
<b>For the removal, destruction or damage of marine plants</b>	
11	Operational work that is the removal, destruction or damage of a marine plant.

<b>Table 5—All aspects of development</b>	
<b>Mining and petroleum activities</b>	
1	<p>Development for an activity authorised under—</p> <p>(a) the <i>Mineral Resources Act 1989</i>, including an activity for the purpose of 1 or more of the following Acts—</p> <ul style="list-style-type: none"> <li>• <i>Alcan Queensland Pty. Limited Agreement Act 1965</i></li> <li>• <i>Central Queensland Coal Associates Agreement Act 1968</i></li> <li>• <i>Commonwealth Aluminium Corporation Pty. Limited Agreement Act 1957</i></li> <li>• <i>Mount Isa Mines Limited Agreement Act 1985</i></li> <li>• <i>Queensland Nickel Agreement Act 1970</i></li> <li>• <i>Thiess Peabody Coal Pty. Ltd. Agreement Act 1962</i>; or</li> </ul> <p>(b) the <i>Petroleum Act 1923</i> or the <i>Petroleum and Gas (Production and Safety) Act 2004</i> (other than an activity relating to the construction and operation of an oil refinery); or</p> <p>(c) the <i>Petroleum (Submerged Lands) Act 1982</i>; or</p> <p>(d) the <i>Offshore Minerals Act 1998</i>.</p>
2	All aspects of development for a mining activity to which an environmental authority (mining activities) under the Environmental Protection Act applies.
3	All aspects of development for petroleum activities.
<b>Geothermal exploration</b>	
4	Any aspect of development for geothermal exploration carried out under a geothermal exploration permit under the <i>Geothermal Exploration Act 2004</i> .
<b>GHG storage activities</b>	
5	Any aspect of development for a GHG storage activity carried out under a GHG authority under the <i>Greenhouse Gas Storage Act 2009</i> .
<b>Directed under a notice, order or direction under a State law</b>	
6	All aspects of development a person is directed to carry out under a notice, order or direction made under a State law.

<b>Table 5—All aspects of development</b>	
<b>Community infrastructure activities</b>	
7	<p>All aspects of development—</p> <ul style="list-style-type: none"> <li>(a) for the maintenance, repair, augmentation, upgrading, duplication or widening of State-controlled road infrastructure; or</li> <li>(b) for ancillary works and encroachments carried out by the State; or</li> <li>(c) adjacent to a State-controlled road and ancillary to the construction, maintenance, repair, augmentation, upgrading, duplication or widening of the road, such as excavating, crushing, screening, cutting, filling, preparing road construction material (including concrete), storing materials, removing vegetation, dam building, site offices and worker accommodation.</li> </ul>
8	<p>All aspects of development for the maintenance, repair, upgrading, augmentation or duplication of—</p> <ul style="list-style-type: none"> <li>(a) rail transport infrastructure; or</li> <li>(b) miscellaneous transport infrastructure; or</li> <li>(c) busway transport infrastructure; or</li> <li>(d) light rail transport infrastructure.</li> </ul>
9	<p>All aspects of development for a supply network for electricity, as defined under the <i>Electricity Act 1994</i>, or for private electricity works that form an extension of or provide service connections to properties from the network, if the network operates at standard voltages up to and including 66kV, other than any aspect of development for—</p> <ul style="list-style-type: none"> <li>(a) the construction of a new zone substation or bulk supply substation; or</li> <li>(b) the augmentation of an existing zone or bulk supply substation if the input or output standard voltage is significantly increased.</li> </ul>
10	<p>All aspects of development for the construction of—</p> <ul style="list-style-type: none"> <li>(a) the busway project known as Northern Busway (Windsor to Kedron) described in the document called 'Northern Busway (Windsor to Kedron) Project Change Report' of May 2008; and</li> <li>(b) the toll road project known as Airport Link described in the Coordinator-General's report for the EIS, and change report, for the project under the <i>State Development and Public Works Organisation Act 1971</i>.</li> </ul> <p><i>Editor's note—</i></p> <p>The documents mentioned in this item are held by, and are available for inspection on the website of, City North Infrastructure Pty Ltd ACN 123 249 874.</p>

**Table 5—All aspects of development**

11	<p>(1) All aspects of development for an educational facility or community and cultural facility funded under the relevant program, if all of the following apply in relation to the development—</p> <ul style="list-style-type: none"> <li>(a) at least 50% of the total funding for the development is provided under the relevant program;</li> <li>(b) at least 10 business days before the development is started, an entity representing the school at which the development is to be carried out gives the local government for the area in which the school is located written notice of the proposed development;</li> <li>(c) the height of any building or covered outdoor area for the facility is not more than the higher of— <ul style="list-style-type: none"> <li>(i) the height of the tallest building on the existing school campus on which the facility is located; or</li> <li>(ii) 15m above ground level;</li> </ul> </li> <li>(d) for development on land that shares a boundary with residential land— <ul style="list-style-type: none"> <li>(i) any single-storey classroom or library is located at least 3m from the boundary; and</li> <li>(ii) any multistorey classroom or library is located at least 6m from the boundary; and</li> <li>(iii) any multipurpose hall or covered outdoor area is located at least 10m from the boundary;</li> </ul> </li> <li>(e) all buildings for the facility are located— <ul style="list-style-type: none"> <li>(i) at least 6m from a road frontage; or</li> <li>(ii) if any existing building on the land on which the facility is to be located is less than 6m from a road frontage—at least the same distance from the road frontage as the building closest to it;</li> </ul> </li> <li>(f) for a facility that involves the installation of external floodlights, the installation of the floodlights complies with each of the following— <ul style="list-style-type: none"> <li>(i) AS 4282 ‘Control of the Obtrusive Effects of Outdoor Lighting’;</li> <li>(ii) AS 2560.1-2002 ‘Sports Lighting—General Principles’;</li> </ul> </li> <li>(g) for a facility that includes a classroom, library or multipurpose hall, the facility is completely within an existing school campus;</li> <li>(h) the development does not involve the construction or extension of any vehicular access to the premises, other than a vehicular access for persons with a disability, emergency service vehicles or other service vehicles;</li> </ul>
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**Table 5—All aspects of development**

	<ul style="list-style-type: none"> <li>(i) the development does not reduce the number of dedicated vehicle parking spaces on the land on which the facility is located;</li> <li>(j) the development complies with each of the following— <ul style="list-style-type: none"> <li>(i) the ‘State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities’;</li> <li>(ii) the ‘State Planning Policy 2/02 Planning and Managing Development Involving Acid Sulfate Soils’.</li> </ul> </li> </ul> <p>(2) However, development to which subsection (1) would otherwise apply is not prescribed for section 232(2) of the Act to the extent the development—</p> <ul style="list-style-type: none"> <li>(a) is in a coastal management district; or</li> <li>(b) is in an area for which an area management advice has been given for unexploded ordnance; or</li> <li>(c) for development at a non-State school— <ul style="list-style-type: none"> <li>(i) is in an interim koala habitat protection area; or</li> <li>(ii) is in a koala conservation area or koala sustainability area that is outside an SEQ urban footprint area; or</li> <li>(iii) involves the clearing of native vegetation— <ul style="list-style-type: none"> <li>(A) in a category A area or category B area shown on a PMAV; or</li> <li>(B) if there is no PMAV for the lot on which the development is carried out—shown on the regional ecosystem map or remnant map as remnant vegetation.</li> </ul> </li> </ul> </li> </ul>
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<b>Table 5—All aspects of development</b>	
	<p>(3) Also, development to which subsection (1) would otherwise apply is not prescribed for section 232(2) of the Act if—</p> <p>(a) any of the following apply to the development—</p> <p>(i) the development is on a place in a planning scheme area that on or before 24 April 2009 was a local heritage place, or a place identified under the local government’s planning scheme as a place of cultural heritage significance;</p> <p>(ii) the development interferes with vegetation identified under the local government’s planning scheme on or before 24 April 2009 as vegetation that is protected;</p> <p>(iii) the land on which the development is to be carried out is identified under the local government’s planning scheme as affected or potentially affected by subsidence caused by underground mining; and</p> <p>(b) within 10 business days after receiving notice of the development under subsection (1)(b), the local government advises the school by written notice that the local government does not agree to the exemption.</p>
12	<p>All aspects of development, for an educational facility or community and cultural facility, that is—</p> <p>(a) completely or partly funded under the relevant program; and</p> <p>(b) described in the document called ‘Exempt development for particular educational or community and cultural facilities’ published by the department and dated 25 November 2009; and</p> <p>(b) carried out at the school stated for the development in the document mentioned in paragraph (b).</p> <p><i>Editor’s note—</i></p> <p>The document called ‘Exempt development for particular educational or community and cultural facilities’ dated 25 November 2009 is available for inspection at the department’s offices during business hours and on the department’s website at &lt;<a href="http://www.dip.qld.gov.au">www.dip.qld.gov.au</a>&gt;.</p>
<b>South Bank</b>	
13	Development within the meaning of the <i>South Bank Corporation Act 1989</i> , but only until the development completion date under that Act.
<b>Urban development areas</b>	
14	All aspects of development for an urban development area.

## Schedule 5      Applicable codes, laws and policies for particular development

section 11

### Part 1              Assessable development

<b>Table 1—Building work</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>For the Building Act</b>	
1      Building work requiring code assessment under schedule 3, part 1, table 1, item 1	<p>The relevant provisions of the following, as they apply under the Building Act, chapter 4, part 1, division 1—</p> <ul style="list-style-type: none"> <li>(a) the Building Act, chapters 3 and 4;</li> <li>(b) any local law or local planning instrument that the division allows to apply to the assessment;</li> <li>(c) the Queensland Development Code;</li> <li>(d) the BCA</li> </ul>
<b>Declared fish habitat area</b>	
2      Building work requiring code assessment under schedule 3, part 1, table 1, item 2	<p>The relevant provisions of the Fisheries Act</p> <p>For a wild river area—</p> <ul style="list-style-type: none"> <li>(a) the Fisheries Act, section 76DC; and</li> <li>(b) any applicable code for the development mentioned in the wild river declaration for the wild river area</li> </ul>

<b>Table 2—Material change of use</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Environmentally relevant activities</b>	
1 Development requiring code assessment under schedule 3, part 1, table 2, item 1	The relevant provisions of the Environmental Protection Act For a wild river area— (a) the Environmental Protection Act, section 73AA; and (b) any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Certain brothels</b>	
2 Development requiring code assessment under schedule 3, table 2, item 2	The IDAS code mentioned in the <i>Prostitution Regulation 2000</i> , schedule 3
3 Development requiring impact assessment under schedule 3, table 2, item 2	The following— (a) the IDAS code mentioned in the <i>Prostitution Regulation 2000</i> , schedule 3; (b) the relevant provision of any local planning instrument
<b>Strategic port land</b>	
4 Development requiring code assessment under schedule 3, part 1, table 2, item 3	The current land use plan approved under the Transport Infrastructure Act, section 286
<b>Airport land</b>	
5 Development requiring code assessment under schedule 3, part 1, table 2, item 4	The current land use plan for the airport land approved under the <i>Airport Assets (Restructuring and Disposal) Act 2008</i> , chapter 3, part 1
<b>Major hazard facilities</b>	
6 Development requiring code assessment under schedule 3, part 1, table 2, item 5	The relevant provisions of the <i>Dangerous Goods Safety Management Act 2001</i>



<b>Table 2—Material change of use</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Contaminated land</b>	
7 Development requiring code assessment under schedule 3, part 1, table 2, items 6 to 9	The relevant provisions of the Environmental Protection Act
<b>Certain aquaculture</b>	
8 Development requiring code assessment under schedule 3, part 1, table 2, item 10	The relevant provisions of the Fisheries Act For a wild river area— (a) the Fisheries Act, section 76DA; and (b) any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Certain agricultural or animal husbandry activities in a wild river area</b>	
9 Development requiring code assessment under schedule 3, part 1, table 2, item 11	<i>Wild Rivers Act 2005</i> , section 42 Any applicable code for the development mentioned in the wild river declaration for the wild river area

<b>Table 3—Reconfiguring a lot</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Under the <i>Land Title Act 1994</i></b>	
1 Reconfiguring a lot requiring impact assessment under schedule 3, table 3, item 1	The relevant provisions of any planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies

<b>Table 4—Operational works</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Clearing native vegetation</b>	
1 Development requiring code assessment under schedule 3, part 1, table 4, item 1	Any relevant code under the Vegetation Management Act  For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Operational works associated with reconfiguring</b>	
2 Development requiring code assessment under schedule 3, part 1, table 4, item 2	The relevant provisions of any applicable planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies
<b>Taking or interfering with water—generally</b>	
3 Development requiring code assessment under schedule 3, part 1, table 4, item 3, other than item 3(d) or (e)	The relevant provisions of the following— (a) the <i>Water Act 2000</i> ; (b) the codes mentioned in the <i>Water Regulation 2002</i> , section 61A  For a wild river area— (a) the <i>Water Act 2000</i> , section 966A; and (b) any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Interfering with overland flow water in a declared drainage and embankment area or wild river floodplain management area</b>	
4 Development requiring code assessment under schedule 3, part 1, table 4, item 3(d) or (e)	The relevant provisions of the <i>Water Act 2000</i>  For a wild river area— (a) the <i>Water Act 2000</i> , section 966B; and (b) any applicable code for the development mentioned in the wild river declaration for the wild river area

<b>Table 4—Operational works</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Referable dams</b>	
5 Development requiring code assessment under schedule 3, part 1, table 4, item 4	The relevant provisions of the Water Supply Act
<b>Tidal works in local government tidal area</b>	
6 Tidal works— <ul style="list-style-type: none"> <li>(a) in a local government tidal area; and</li> <li>(b) requiring code assessment under schedule 3, part 1, table 4, item 5; and</li> <li>(c) for which a local government is the assessment manager</li> </ul>	<p>The relevant provisions of the following—</p> <ul style="list-style-type: none"> <li>(a) the IDAS code in the <i>Coastal Protection and Management Regulation 2003</i>, schedule 4A;</li> <li>(b) any applicable planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies</li> </ul> <p>For a wild river area—</p> <ul style="list-style-type: none"> <li>(a) the Coastal Protection and Management Act, section 104A; and</li> <li>(b) any applicable code for the development mentioned in the wild river declaration for the wild river area</li> </ul>
<b>Tidal works, or work in a coastal management district</b>	
7 Tidal works or work in a coastal management district— <ul style="list-style-type: none"> <li>(a) requiring code assessment under schedule 3, part 1, table 4, item 5; and</li> <li>(b) for which the chief executive administering the Coastal Protection and Management Act is the assessment manager</li> </ul>	<p>The relevant provisions of the Coastal Protection and Management Act</p> <p>For a wild river area—</p> <ul style="list-style-type: none"> <li>(a) the Coastal Protection and Management Act, section 104A; and</li> <li>(b) any applicable code for the development mentioned in the wild river declaration for the wild river area</li> </ul>

<b>Table 4—Operational works</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Waterway barrier works</b>	
8 Development requiring code assessment under schedule 3, part 1, table 4, item 6	The relevant provisions of the Fisheries Act For a wild river area— (a) the Fisheries Act, section 76DA; and (b) any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Works in a declared fish habitat area</b>	
9 Development requiring code assessment under schedule 3, part 1, table 4, item 7	The relevant provisions of the Fisheries Act For a wild river area— (a) the Fisheries Act, section 76DC; and (b) any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Removal, destruction or damage of marine plants</b>	
10 Development requiring code assessment under schedule 3, part 1, table 4, item 8	The relevant provisions of the Fisheries Act For a wild river area— (a) the Fisheries Act, section 76DB; and (b) any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Certain agricultural or animal husbandry activities in a wild river area</b>	
11 Development requiring code assessment under schedule 3, part 1, table 4, item 9	<i>Wild Rivers Act 2005</i> , section 42 Any applicable code for the development mentioned in the wild river declaration for the wild river area

<b>Table 5—Various aspects of development</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Strategic port land</b>	
1 On strategic port land other than development requiring code assessment under schedule 3, part 1, table 2, item 3	
<b>Airport land</b>	
2 On airport land other than development requiring code assessment under schedule 3, part 1, table 2, item 4, if the land use plan for the airport land approved under the <i>Airport Assets (Restructuring and Disposal) Act 2008</i> , chapter 3, part 1 states the development is assessable development	The current land use plan for the airport land approved under the <i>Airport Assets (Restructuring and Disposal) Act 2008</i> , chapter 3, part 1
<b>Removing quarry material</b>	
3 Development requiring code assessment under schedule 3, part 1, table 5, item 1	The relevant provisions of the <i>Water Act 2000</i> For a wild river area— (a) the <i>Water Act 2000</i> , section 966C; and (b) any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Queensland heritage place</b>	
4 Development requiring code assessment under schedule 3, part 1, table 5, item 2	The relevant provisions of the <i>Queensland Heritage Act 1992</i>
<b>Local heritage place</b>	
5 Development requiring code assessment under schedule 3, part 1, table 5, item 3	The following— (a) the IDAS code in the <i>Queensland Heritage Regulation 2003</i> , schedule 2 (b) the relevant provision of any planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies

<b>Table 5—Various aspects of development</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Mobile and temporary environmentally relevant activity</b>	
6 Development requiring code assessment under schedule 3, part 1, table 5, item 4	The relevant provisions of the Environmental Protection Act
<b>Certain environmentally relevant activities in a wild river area</b>	
7 Development requiring code assessment under schedule 3, part 1, table 5, item 5	Environmental Protection Act, section 73AA  Any applicable code for the development mentioned in the wild river declaration for the wild river area

## **Part 2 Self-assessable development**

<b>Table 1—Building work</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>By the State, a public sector entity or a local government</b>	
1 Building work made self-assessable under schedule 3, part 2, table 1, item 1	The relevant provisions of the following, as they apply under the Building Act, chapter 4, part 1, division 1—  (a) the Building Act, chapters 3 and 4;  (b) any local law or local planning instrument that the division allows to apply to the assessment;  (c) the Queensland Development Code;  (d) the BCA

<b>Table 1—Building work</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>For the Building Act</b>	
2 Building work made self-assessable under schedule 3, part 2, table 1, item 2	The relevant provisions of the following, as they apply under the Building Act, chapter 4, part 1, division 1— <ul style="list-style-type: none"> <li>(a) the Building Act, chapters 3 and 4;</li> <li>(b) any local law or local planning instrument that the division allows to apply to the assessment;</li> <li>(c) the Queensland Development Code;</li> <li>(d) the BCA</li> </ul>
<b>Declared fish habitat area</b>	
3 Building work made self-assessable under schedule 3, part 2, table 1, item 3	The IDAS codes mentioned in the <i>Fisheries Regulation 2008</i> , section 702 For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area

<b>Table 2—Material change of use</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Certain aquaculture</b>	
1 Aquaculture made self-assessable under schedule 3, part 2, table 2, item 1	The IDAS code mentioned in the <i>Fisheries Regulation 2008</i> , section 703 For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area

<b>Table 3—Reconfiguring a lot</b>	
<b>Table not used</b>	
1	Table not used

<b>Table 4—Operational work</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Taking or interfering with water</b>	
1 Taking or interfering with water under the <i>Water Act 2000</i> made self-assessable under schedule 3, part 2, table 4, item 1	The codes mentioned in the <i>Water Regulation 2002</i> , section 62  For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Waterway barrier works</b>	
2 Constructing or raising waterway barrier works made self-assessable under schedule 3, part 2, table 4, item 2	The IDAS codes mentioned in the <i>Fisheries Regulation 2008</i> , section 704
<b>Works in a declared fish habitat area</b>	
3 Completely or partly within a declared fish habitat area made self-assessable under schedule 3, part 2, table 4, item 3	The IDAS codes mentioned in the <i>Fisheries Regulation 2008</i> , section 705  For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Removal, destruction or damage of marine plants</b>	
4 The removal, destruction or damage of a marine plant made self-assessable under schedule 3, part 2, table 4, item 4	The IDAS codes mentioned in the <i>Fisheries Regulation 2008</i> , section 706  For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area
<b>Local government roads</b>	
5 Works on local government roads made self-assessable under schedule 3, part 2, table 4, item 5	The code mentioned in the <i>Transport Planning and Coordination Regulation 2005</i> , section 3



<b>Table 5—Various aspects of development</b>	
<b>Column 1 Development</b>	<b>Column 2 Codes, laws and policies that may apply for assessment</b>
<b>Environmentally relevant activity</b>	
1 An environmentally relevant activity made self-assessable under schedule 3, part 2, table 5, item 1	The relevant code of environmental compliance under the <i>Environmental Protection Regulation 2008</i>

## Schedule 6 Assessment manager for development applications

section 12

<b>Table 1</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<b>Local government planning schemes and local government tidal areas</b>	
<p>1 If the application is for—</p> <p>(a) development completely in a single local government area and—</p> <p>(i) any aspect of the development is assessable against the planning scheme, a temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies; or</p> <p>(ii) is for building work, that, under the Building Act, is assessable against the building assessment provisions; or</p> <p>(iii) is for reconfiguring a lot; or</p> <p>(iv) is for a brothel; or</p> <p>(v) is operational works associated with reconfiguring a lot; or</p> <p>(b) prescribed tidal work completely in a single local government tidal area; or</p> <p>(c) prescribed tidal work partly in a single local government tidal area and in no other local government tidal area or port authority's strategic port land tidal area; or</p> <p>(d) prescribed tidal work starting in a local government tidal area and extending into another local government's tidal area but in no port authority's strategic port land tidal area; or</p> <p>(e) operational work mentioned in schedule 3, part 1, table 4, item 5(b)(vi)</p>	Local government

<b>Table 2</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<b>Strategic port land and strategic port land tidal areas</b>	
1 If table 1 does not apply and the application is for— <ul style="list-style-type: none"> <li>(a) development completely in a single port authority's strategic port land; or</li> <li>(b) tidal works completely in a single port authority's strategic port land tidal area; or</li> <li>(c) tidal works partly in a single port authority's strategic port land tidal area and in no local government tidal area or another port authority's strategic port land tidal area</li> </ul>	Port authority
<b>Airport land</b>	
2 If table 1 does not apply and the application is for development completely or partly on airport land, whether or not the development includes tidal works	Chief executive administering the Act

<b>Table 3</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<b>Environmentally relevant activities</b>	
1 If tables 1 and 2 do not apply and the application is for— <ul style="list-style-type: none"> <li>(a) development for an environmentally relevant activity; and</li> <li>(b) no other assessable development</li> </ul>	Administering authority
<b>Vegetation clearing</b>	
2 If tables 1 and 2 do not apply and the application is for— <ul style="list-style-type: none"> <li>(a) operational work for the clearing of native vegetation; and</li> <li>(b) no other assessable development</li> </ul>	Chief executive administering the Vegetation Management Act

<b>Table 3</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<b>Taking or interfering with water</b>	
3 If tables 1 and 2 do not apply and the application is for— (a) operational work for— (i) the taking or interfering with water under the <i>Water Act 2000</i> ; or (ii) construction of a referable dam under the <i>Water Supply Act</i> or that will increase the storage capacity of a referable dam by more than 10%; and (b) no other assessable development	Chief executive administering the <i>Water Act 2000</i> and the <i>Water Supply Act</i>
<b>Major hazard facilities</b>	
4 If tables 1 and 2 do not apply and the application is for— (a) material change of use for a major hazard facility or possible major hazard facility; and (b) no other assessable development	Chief executive administering the <i>Dangerous Goods Safety Management Act 2001</i>
<b>Quarrying in a watercourse or lake</b>	
5 If tables 1 and 2 do not apply and the application is for— (a) removing quarry material from a watercourse or lake if an allocation notice is required under the <i>Water Act 2000</i> ; and (b) no other assessable development	Chief executive administering the <i>Water Act 2000</i>
<b>Tidal works or work within a coastal management district</b>	
6 If tables 1 and 2 do not apply and the application is for— (a) operational work that is— (i) tidal works not in a port authority's strategic port land tidal area or in local government's tidal area; or (ii) work carried out completely or partly within a coastal management district; and (b) no other assessable development	Chief executive administering the <i>Coastal Protection and Management Act</i>

<b>Table 3</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<b>Development on Queensland heritage place</b>	
7 If tables 1 and 2 do not apply and the application is for— (a) assessable development on a Queensland heritage place; and (b) no other assessable development	Chief executive administering the <i>Queensland Heritage Act 1992</i>
<b>Development on local heritage place</b>	
8 If tables 1 and 2 do not apply and the application is for— (a) assessable development on a local heritage place; and (b) no other assessable development	The local government for the place
<b>Contaminated land management</b>	
9 If tables 1 and 2 do not apply and the application is for— (a) assessable development under schedule 3, part 1, table 2, item 6, 7, 8 or 9; and (b) no other assessable development	Chief executive administering the Environmental Protection Act
<b>Aquaculture</b>	
10 If tables 1 and 2 do not apply and the application is for— (a) material change of use for aquaculture under the Fisheries Act; and (b) no other assessable development	Chief executive administering the Fisheries Act

<b>Table 3</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<b>Fisheries development other than aquaculture</b>	
11 If tables 1 and 2 do not apply and the application is for— (a) building work in a declared fish habitat area or operational work that is 1 or more of the following— (i) constructing or raising waterway barrier works; (ii) work carried out completely or partly within a declared fish habitat area; (iii) removal, destruction or damage of a marine plant; and (b) no other assessable development	Chief executive administering the Fisheries Act
<b>For a wild river area</b>	
12 If tables 1 and 2 do not apply and the application is for— (a) assessable development under— (i) schedule 3, part 1, table 2, item 11; or (ii) schedule 3, part 1, table 4, item 9; and (b) no other assessable development	Chief executive administering the <i>Wild Rivers Act 2005</i>

<b>Table 4</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<b>Applications involving multiple jurisdictions</b>	
<p>1 If tables 1, 2 and 3 do not apply and the application is for—</p> <p>(a) 2 or more of the following—</p> <p>(i) an environmentally relevant activity for which the chief executive administering the Environmental Protection Act is the administering authority;</p> <p>(ii) development on contaminated land;</p> <p>(iii) operational work that is tidal works or work carried out completely or partly within a coastal management district;</p> <p>(iv) assessable development on a Queensland heritage place; and</p> <p>(b) no other assessable development</p>	<p>The chief executive administering the Coastal Protection and Management Act, the Environmental Protection Act and the <i>Queensland Heritage Act 1992</i></p>
<p>2 If tables 1, 2 and 3 do not apply and the application is for—</p> <p>(a) 2 or more of the following—</p> <p>(i) operational work for the clearing of native vegetation under the Vegetation Management Act;</p> <p>(ii) operational work for the taking or interfering with water under the <i>Water Act 2000</i>;</p> <p>(iii) operational work for the construction of a referable dam under the Water Supply Act or that will increase the storage capacity of a referable dam by more than 10%;</p> <p>(iv) development for removing quarry material from a watercourse or lake if an allocation notice is required under the <i>Water Act 2000</i>; and</p> <p>(b) no other assessable development</p>	<p>The chief executive administering the Vegetation Management Act, <i>Water Act 2000</i> and the Water Supply Act</p>

<b>Table 4</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<p>3 If tables 1, 2 and 3 do not apply and the application, whether or not the application is also for 1 or more of the matters mentioned in item 2(a), is for—</p> <p>(a) development for—</p> <p>(i) a dredging ERA; or</p> <p>(ii) an extraction ERA; or</p> <p>(iii) a combination of a dredging ERA and an extraction ERA; or</p> <p>(iv) a combination of a dredging ERA and a screening ERA; or</p> <p>(v) a combination of an extraction ERA and a screening ERA; or</p> <p>(vi) a combination of a dredging ERA, an extraction ERA and a screening ERA; and</p> <p>(b) removing quarry material from a watercourse or lake if an allocation notice is required under the <i>Water Act 2000</i>; and</p> <p>(c) no other assessable development</p>	<p>The chief executive administering the <i>Water Act 2000</i></p>
<p>4 If tables 1, 2 and 3 do not apply and the application is for—</p> <p>(a) building work in a declared fish habitat area or operational work carried out completely or partly within a declared fish habitat area, whether or not the application also involves operational work for waterway barrier works; and</p> <p>(b) operational work that is tidal works or work carried out completely or partly within a coastal management district; and</p> <p>(c) no other assessable development</p>	<p>The chief executive administering the Fisheries Act</p>



<b>Table 4</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<p>5 If tables 1, 2 and 3 do not apply and the application is for—</p> <ul style="list-style-type: none"> <li>(a) operational work that is the construction or raising of waterway barrier works and any or none of the following— <ul style="list-style-type: none"> <li>(i) building work in a declared fish habitat area;</li> <li>(ii) operational work carried out completely or partly within a declared fish habitat area;</li> <li>(iii) operational work that is the removal, destruction or damage of a marine plant; and</li> </ul> </li> <li>(b) operational work— <ul style="list-style-type: none"> <li>(i) for the taking or interfering with water under the <i>Water Act 2000</i>; or</li> <li>(ii) that is the construction of a referable dam under the <i>Water Supply Act</i> or that will increase the storage capacity of a referable dam by more than 10%; and</li> </ul> </li> <li>(c) no other assessable development</li> </ul>	<p>The chief executive administering the <i>Water Act 2000</i> and the <i>Water Supply Act</i></p>
<p>6 If tables 1, 2 and 3 do not apply and the application is for—</p> <ul style="list-style-type: none"> <li>(a) operational work that is the construction or raising of waterway barrier works; and</li> <li>(b) operational work for the clearing of native vegetation under the <i>Vegetation Management Act</i>; and</li> <li>(c) one or more of the matters stated in item 2(a)(ii) to (iv); and</li> <li>(d) no other assessable development</li> </ul>	<p>The chief executive administering the <i>Vegetation Management Act</i>, the <i>Water Act 2000</i> and the <i>Water Supply Act</i></p>

<b>Table 4</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<p>7 If tables 1, 2 and 3 do not apply and the application is for—</p> <ul style="list-style-type: none"> <li>(a) a material change of use for aquaculture; and</li> <li>(b) either or both of the following, whether or not the application also includes development mentioned in schedule 3, part 1, table 4, items 6 to 8— <ul style="list-style-type: none"> <li>(i) development for an aquacultural ERA;</li> <li>(ii) operational work that is tidal works or work carried out completely or partly within a coastal management district; and</li> </ul> </li> <li>(c) no other assessable development</li> </ul>	The chief executive administering the Fisheries Act
<p>8 If tables 1, 2 and 3 do not apply and the application is for—</p> <ul style="list-style-type: none"> <li>(a) operational work for 1 or more of the following— <ul style="list-style-type: none"> <li>(i) constructing or raising waterway barrier works;</li> <li>(ii) removal, destruction or damage of a marine plant; and</li> </ul> </li> <li>(b) operational work that is tidal works or work carried out completely or partly within a coastal management district; and</li> <li>(c) no other assessable development</li> </ul>	The chief executive administering the Coastal Protection and Management Act
<p>9 If tables 1, 2 and 3 do not apply and the application is for—</p> <ul style="list-style-type: none"> <li>(a) operational work for clearing native vegetation under the Vegetation Management Act; and</li> <li>(b) assessable development under— <ul style="list-style-type: none"> <li>(i) schedule 3, part 1, table 2, item 11; or</li> <li>(ii) schedule 3, part 1, table 4, item 9; and</li> </ul> </li> <li>(c) no other assessable development</li> </ul>	The chief executive administering the Vegetation Management Act and the <i>Wild Rivers Act 2005</i>

<b>Table 4</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<p>10 If tables 1, 2 and 3 do not apply and the application is for—</p> <p>(a) operational work—</p> <p>(i) for taking or interfering with water under the <i>Water Act 2000</i>; or</p> <p>(ii) that is the construction of a referable dam under the Water Supply Act or that will increase the storage capacity of a referable dam by more than 10%; and</p> <p>(b) assessable development under—</p> <p>(i) schedule 3, part 1, table 2, item 11; or</p> <p>(ii) schedule 3, part 1, table 4, item 9; and</p> <p>(c) no other assessable development</p>	<p>The chief executive administering the <i>Water Act 2000</i>, the Water Supply Act and the <i>Wild Rivers Act 2005</i></p>
<p>11 If tables 1, 2 and 3 do not apply and the application is for—</p> <p>(a) operational work for clearing native vegetation under the Vegetation Management Act; and</p> <p>(b) operational work—</p> <p>(i) for taking or interfering with water under the <i>Water Act 2000</i>; or</p> <p>(ii) that is the construction of a referable dam under the Water Supply Act or that will increase the storage capacity of a referable dam by more than 10%; and</p> <p>(c) assessable development under—</p> <p>(i) schedule 3, part 1, table 2, item 11; or</p> <p>(ii) schedule 3, part 1, table 4, item 9; and</p> <p>(d) no other assessable development</p>	<p>The chief executive administering the Vegetation Management Act, the <i>Water Act 2000</i>, the Water Supply Act and the <i>Wild Rivers Act 2005</i></p>

<b>Table 5</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<b>Decided by the Minister</b>	
1     Development not stated in tables 1 to 4	The entity decided by the Minister administering the Act

<b>Table 6</b>	
<b>Column 1 Application type</b>	<b>Column 2 Assessment manager</b>
<b>Concurrence agency assessment manager</b>	
1     An application— <ul style="list-style-type: none"> <li>(a) for an aspect of development, a concurrence agency, under section 287(1)(c) of the Act, told the assessment manager that approval for the aspect must be a preliminary approval only; and</li> <li>(b) if the preliminary approval states that the assessment manager does not require any further assessment of the proposal in relation to the development permit; and</li> <li>(c) if the application is for the development permit only for the aspect of development for which the preliminary approval was given</li> </ul>	The entity that would have been the concurrence agency for the application

## Schedule 7 Referral agencies and their jurisdictions

### section 13

<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Fire safety system—generally</b>		
<p>1 A fire safety system for a building or structure, other than a temporary structure or special structure as defined in the Building Act, schedule 2, if the building work—</p> <p>(a) requires special fire services mentioned in schedule 8, part 1; or</p> <p>(b) includes an alternative solution assessed against the performance requirements of the BCA, volume 1, or the Queensland Development Code, part 2.2, for the fire safety system</p>	<p>Queensland Fire and Rescue Service—as an advice agency</p>	<p>For the special fire services mentioned in schedule 8, part 1—the matters mentioned in schedule 8, part 2</p> <p>For item 1(b)—the Building Act, chapters 3 and 4</p>

<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Fire safety system—budget accommodation buildings</b>		
<p>2 A fire safety system for a budget accommodation building as defined in the Building Act, section 216, if the work involves a solution—</p> <p>(a) assessed against—</p> <p>(i) the performance criteria stated in the Queensland Development Code, part 2.1; or</p> <p>(ii) the performance requirements of the BCA, volumes 1 and 2, for the fire safety system; and</p> <p>(b) that includes fire safety management procedures as a condition of the use and occupation of the building</p>	<p>Queensland Fire and Rescue Service—as an advice agency</p>	<p>The fire safety management procedures under the <i>Fire and Rescue Service Act 1990</i></p>
<b>Residential care buildings</b>		
<p>3 A residential care building under the Queensland Development Code, part 2.2</p>	<p>Queensland Fire and Rescue Service—as an advice agency</p>	<p>For item A2 of the acceptable solutions stated in the Queensland Development Code, part 2.2—compliance with the Queensland Development Code, part 2.2, schedule 2</p> <p>For item P2 of the performance criteria stated in the Queensland Development Code, part 2.2—the fire and evacuation plan for the building under the <i>Fire and Rescue Service Act 1990</i></p>

<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Workplace involving spray painting</b>		
4 A workplace involving spray painting if— (a) the Queensland Development Code, part 5.8, applies to the work; and (b) the work is required to comply with performance criteria for the work (other than by an acceptable solution)	The chief executive administering the <i>Workplace Health and Safety Act 1995</i> —as a concurrence agency	The performance criteria stated in the Queensland Development Code, part 5.8
<b>Retail meat premises</b>		
5 A retail meat premises if— (a) the Queensland Development Code, part 5.3, applies to the work; and (b) the work is required to comply with performance criteria for the work (other than by an acceptable solution)	Safe Food Queensland—as a concurrence agency	The performance criteria stated in the Queensland Development Code, part 5.3
<b>Private health facilities</b>		
6 A private health facility if— (a) the Queensland Development Code, part 5.5, applies to the work; and (b) the work is required to comply with performance criteria for the work (other than by an acceptable solution)	The chief health officer under the <i>Health Act 1937</i> —as a concurrence agency	The performance criteria stated in the Queensland Development Code, part 5.5

<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Workplace area less than 2.3m<sup>2</sup></b>		
7 A workplace area less than 2.3m <sup>2</sup> if— (a) the Queensland Development Code, part 5.1, applies to the work; and (b) the work is required to comply with the performance criteria for work areas, other than by the acceptable solution for work areas	The chief executive administering the <i>Workplace Health and Safety Act 1995</i> —as an advice agency	The performance criteria stated in the Queensland Development Code, part 5.1
<b>Land relating to a State-controlled road</b>		
8 Building work on land relating to a State-controlled road, if the building work— (a) is not associated with a material change of use mentioned in table 3, item 1(a) or reconfiguring a lot mentioned in table 2, item 2; and (b) is for a non-residential purpose; and (c) involves the redirection or intensification of site stormwater from the land, through a pipe with a cross-sectional area greater than 625cm <sup>2</sup> that directs stormwater to a State-controlled road	The chief executive administering the Transport Infrastructure Act—as a concurrence agency	The purposes of the Transport Infrastructure Act



<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Pastoral workers' accommodation</b>		
9 Pastoral worker's accommodation if— (a) the Queensland Development Code, part 5.6, applies to the work; and (b) the work is required to comply with the performance criteria for accommodation stated in the part (other than by an acceptable solution)	The chief executive administering the <i>Pastoral Workers' Accommodation Act 1980</i> —as a concurrence agency	The performance criteria stated in the Queensland Development Code, part 5.6
<b>Child care centres</b>		
10 A child care centre if— (a) the Queensland Development Code, part 5.4, applies to the work; and (b) the work is required to comply with the performance criteria for child care centres stated in the part (other than by an acceptable solution)	The chief executive administering the <i>Child Care Act 2002</i> —as a concurrence agency	The performance criteria stated in the Queensland Development Code, part 5.4
<b>Coastal management districts</b>		
11 Building work on land completely or partly seaward of a coastal building line under the Coastal Protection and Management Act	The chief executive administering the Coastal Protection and Management Act—as a concurrence agency	Coastal management under the Coastal Protection and Management Act, excluding amenity or aesthetic significance or value
<b>Queensland heritage place</b>		
12 Building work on a Queensland heritage place	The chief executive administering the <i>Queensland Heritage Act 1992</i> —as a concurrence agency	The purposes of the <i>Queensland Heritage Act 1992</i>

<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Local heritage place</b>		
13 Building work on a local heritage place	The local government—as a concurrence agency	The following— (a) IDAS code in the <i>Queensland Heritage Regulation 2003</i> , schedule 2; (b) the relevant provision of any planning scheme
<b>Public passenger transport</b>		
14 Building work on land completely or partly in a public transport corridor or a future public transport corridor if the building work is not associated with any of the following— (a) reconfiguring a lot mentioned in table 2, item 33; (b) a material change of use mentioned in table 3, item 14; (c) rail, busway, light rail or miscellaneous transport infrastructure	The chief executive administering the <i>Transport Planning and Coordination Act 1994</i> —as a concurrence agency	Land use and transport coordination under the <i>Transport Planning and Coordination Act 1994</i>
15 Building work that encroaches into the operational airspace of an airport if the building work is not associated with a material change of use mentioned in table 3, item 14	The chief executive administering the <i>Transport Planning and Coordination Act 1994</i> —as a concurrence agency	Land use and transport coordination under the <i>Transport Planning and Coordination Act 1994</i>

<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Railways</b>		
16 Building work on land completely or partly within future railway land if the building work is not associated with any of the following—  (a) reconfiguring a lot mentioned in table 2, item 34;  (b) a material change of use mentioned in table 3, item 15	The chief executive administering the Transport Infrastructure Act—as a concurrence agency	The purpose mentioned in the Transport Infrastructure Act, section 258(2)
<b>Amenity and aesthetic impact of particular building work</b>		
17 Building work for a building or structure if it is—  (a) a single detached class 1(a)(i) building, class 1(a)(ii) building comprising not more than 2 attached dwellings or a class 10 building or structure; and  (b) in a locality and of a form for which the local government has, by resolution or in its planning scheme, declared that the form may—  (i) have an extremely adverse effect on the amenity, or likely amenity, of the locality; or  (ii) be in extreme conflict with the character of the locality	The local government—as a concurrence agency	The amenity and aesthetic impact of the building or structure if the building work is carried out
<b>Whether particular buildings may be occupied for residential purposes</b>		
18 Building work for a building, other than a class 1, 2, 3 or 4 building, for residential purposes	The local government—as a concurrence agency	Approval to use the building for residential purposes

<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Design and siting</b>		
19 If— (a) the Queensland Development Code, part 1.1 or 1.2 applies for building work; and (b) under the part, the proposed building or structure does not include an acceptable solution for a relevant performance criteria under the part	The local government—as a concurrence agency	Whether the proposed building or structure complies with the performance criteria
20 If— (a) under the Building Act, section 33, an alternative provision applies for the building work; and (b) under the provision, the proposed building or structure is not of the quantifiable standard for a relevant qualitative statement under the provision	The local government—as a concurrence agency	Whether the proposed building or structure complies with the qualitative statement
21 If— (a) under the <i>Building Regulation 2006</i> , section 10, a local planning instrument makes a provision about a matter provided for under performance criteria 4, 5, 7, 8 or 9 of the Queensland Development Code, part 1.1 or 1.2; and (b) the provision applies for building work; and (c) under the provision, the proposed building or structure is not of the quantifiable standard for a relevant qualitative statement under the provision	The local government—as a concurrence agency	Whether the proposed building or structure complies with the qualitative statement

<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Fire safety in particular budget accommodation buildings</b>		
22 Building work required to ensure a building complies, under the Building Act, section 220, with the fire safety standard under that Act	The local government—as a concurrence agency	Whether, after the building work is completed, the building will comply with the fire safety standard under the Building Act
<b>Higher risk personal appearance services</b>		
23 Building work if— (a) the Queensland Development Code, part 5.2, applies to the work; and (b) the work does not comply with an acceptable solution stated in the part	The local government—as a concurrence agency	Whether the building work complies with the performance criteria mentioned in the part that are relevant to the acceptable solution
<b>Building work for residential service</b>		
24 Building work for premises in which a residential service under the <i>Residential Services (Accreditation) Act 2002</i> , section 4, is conducted, or is proposed to be conducted	The local government—as a concurrence agency	Whether, if the building work is carried out, the premises would comply with the requirements stated in the Queensland Development Code, part 5.7

<b>Table 1—For building work assessable against the Building Act</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Building work for removal or rebuilding</b>		
25 Building work relating to any of the following— <ul style="list-style-type: none"> <li>(a) the removal of a building or other structure, whether for rebuilding at another site or not;</li> <li>(b) the rebuilding of a building or other structure removed from another site</li> </ul>	The local government—as a concurrence agency	Deciding— <ul style="list-style-type: none"> <li>(a) whether the local government should require security, of no more than the value of the building work, for the performance of the work; and</li> <li>(b) if security is required—its amount and form</li> </ul>

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Environmentally relevant activities</b>		
1 A material change of use for an environmentally relevant activity made assessable under schedule 3, part 1, table 2, item 1 or schedule 3, part 1, table 5, item 5	The administering authority—as a concurrence agency	The purposes of the Environmental Protection Act
<b>Land relating to a State-controlled road</b>		
2 Reconfiguring a lot on land relating to a State-controlled road unless— <ul style="list-style-type: none"> <li>(a) the total number of lots is not increased; and</li> <li>(b) the total number of lots abutting the State-controlled road is not increased</li> </ul>	The chief executive administering the Transport Infrastructure Act—as a concurrence agency	The purposes of the Transport Infrastructure Act

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<p>3 Operational work not associated with a material change of use mentioned in table 3, item 1, or reconfiguring a lot mentioned in item 2 of this table that—</p> <p>(a) is associated with access to the State-controlled road; or</p> <p>(b) is for filling or excavation; or</p> <p>(c) involves the redirection or intensification of site stormwater from the land, through a pipe with a cross-sectional area greater than 625cm<sup>2</sup> that directs stormwater to a State-controlled road</p>	<p>The chief executive administering the Transport Infrastructure Act—as a concurrence agency</p>	<p>The purposes of the Transport Infrastructure Act</p>
<b>Clearing vegetation</b>		
<p>4 Reconfiguring a lot that is 2ha or larger, if—</p> <p>(a) the size of any lot created is 25ha, or smaller; and</p> <p>(b) either—</p> <p>(i) the reconfiguring involves operational work made assessable under schedule 3, part 1, table 4, item 1, other than operational work that is only the clearing of regulated regrowth vegetation; or</p> <p>(ii) on any lot created, additional exempt operational work, other than operational work that is only the clearing of regulated regrowth vegetation, could be carried out</p>	<p>The chief executive administering the Vegetation Management Act—as a concurrence agency</p>	<p>The purposes of the Vegetation Management Act</p>

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
5 Operational work, not associated with reconfiguring a lot mentioned in item 4 or a material change of use mentioned in table 3, item 10, for clearing native vegetation made assessable under schedule 3, part 1, table 4, item 1	The chief executive administering the Vegetation Management Act—as a concurrence agency	The purposes of the Vegetation Management Act
<b>Strategic port land</b>		
6 A material change of use on strategic port land made assessable under schedule 3, part 1, table 2, item 3	The Minister under the Transport Infrastructure Act—as a concurrence agency	The purposes of the Transport Infrastructure Act
<b>Airport land</b>		
7 A material change of use on airport land made assessable under schedule 3, part 1, table 2, item 4	The Minister under the Transport Infrastructure Act—as a concurrence agency	The purposes of the Transport Infrastructure Act
<b>Major hazard facilities</b>		
8 Material change of use of premises for a major hazard facility or possible major hazard facility	The chief executive administering the <i>Dangerous Goods Safety Management Act 2001</i> —as a concurrence agency	Safe storage and handling of any hazardous material as defined under the <i>Dangerous Goods Safety Management Act 2001</i> and the control of major hazard facilities
<b>Taking or interfering with water</b>		
9 Operational work for taking or interfering with water under the <i>Water Act 2000</i> made assessable under schedule 3, part 1, table 4, item 3, other than paragraphs (d) or (e)	The chief executive administering the <i>Water Act 2000</i> —as a concurrence agency	The purposes of the <i>Water Act 2000</i> , to the extent the purposes relate to taking, or interfering with, water under that Act



<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Interfering with water in drainage and embankment areas or wild river floodplain management areas</b>		
10 Operational work for taking or interfering with water under the <i>Water Act 2000</i> —  (a) made assessable under schedule 3, part 1, table 4, item 3(d) or (e); and  (b) either—  (i) in a wild river floodplain management area; or  (ii) in a drainage and embankment area under that Act controlling the flow of water into or out of a watercourse, lake or spring	The chief executive administering the <i>Water Act 2000</i> —as a concurrence agency	The purposes of the <i>Water Act 2000</i> , to the extent the purposes relate to taking, or interfering with, water under that Act and the protection of watercourses and water in watercourses
<b>Referable dams</b>		
11 Operational work, for a referable dam under the <i>Water Supply Act</i> , made assessable under schedule 3, part 1, table 4, item 4	The chief executive administering the <i>Water Supply Act</i> —as a concurrence agency	The purposes of the <i>Water Supply Act</i> , to the extent the purposes relate to a referable dam
<b>Removal of quarry material</b>		
12 Development, for the removal of quarry material, made assessable under schedule 3, part 1, table 5, item 1	The chief executive administering the <i>Water Act 2000</i> —as a concurrence agency	The purposes of the <i>Water Act 2000</i> , to the extent the purposes relate to quarry material and riverine vegetation

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Tidal works, or development in a coastal management district</b>		
13 Operational work, other than prescribed tidal work in a canal, made assessable under schedule 3, part 1, table 4, item 5	The chief executive administering the Coastal Protection and Management Act—as a concurrence agency	Coastal management under the Coastal Protection and Management Act, excluding amenity and aesthetic significance or value
14 Reconfiguring a lot made assessable under schedule 3, part 1, table 3, item 1 if— (a) the land is situated completely or partly within a coastal management district; or (b) the reconfiguration is in connection with the construction of a canal	The chief executive administering the Coastal Protection and Management Act—as a concurrence agency	Coastal management under the Coastal Protection and Management Act, excluding amenity and aesthetic significance or value
15 Operational work made assessable under schedule 3, part 1, table 4, item 5, that is— (a) tidal works; or (b) disposing of dredge spoil or other solid waste material in tidal water; or (c) reclaiming land under tidal water; or (d) constructing a canal, if the canal is associated with reconfiguring a lot	The chief executive administering the <i>Transport Operations (Marine Safety) Act 1994</i> —as a concurrence agency	The purposes of the <i>Transport Operations (Marine Safety) Act 1994</i>

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<p>16 Development on land below high-water mark and within the limits of a port under the Transport Infrastructure Act if the development is—</p> <p>(a) within 200m of a shipping channel or an entry and exit shipping corridor for the port; or</p> <p>(b) within 1000m of a swing basin, a commercial shipping wharf, a mooring, anchorage or spoil grounds; or</p> <p>(c) within 1000m of a planned port facility identified in a land use plan</p>	The chief executive of the port authority for the land—as a concurrence agency	Port authority functions under the Transport Infrastructure Act, chapter 8, part 3
<p>17 Development on land below high-water mark and within the limits of a port under the Transport Infrastructure Act, other than development in an area mentioned in item 16</p>	The chief executive of the port authority for the land—as an advice agency	Port authority functions under the Transport Infrastructure Act, chapter 8, part 3
<p>18 Operational work made assessable under schedule 3, part 1, table 4, item 5, that—</p> <p>(a) is tidal works; and</p> <p>(b) involves a marina, as defined under the <i>Transport Operations (Marine Pollution) Regulation 2008</i>, with more than 6 vessel berths</p>	Queensland Fire and Rescue Service—as an advice agency	The fire safety management procedures under the <i>Fire and Rescue Service Act 1990</i>
<b>Queensland heritage place</b>		
<p>19 Development on a Queensland heritage place made assessable under schedule 3, part 1, table 5, item 2</p>	The chief executive administering the <i>Queensland Heritage Act 1992</i> —as a concurrence agency	The purposes of the <i>Queensland Heritage Act 1992</i>

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Declared catchment areas</b>		
20 Reconfiguring a lot, in an area declared to be a catchment area under the <i>Water Act 2000</i> , if any lot created is less than 16ha	<p>If the catchment area is in the SEQ region as defined under the <i>Water Act 2000</i>, section 341, the chief executive of Queensland Bulk Water Supply Authority ABN 75 450 239 876 trading as Seqwater—as a concurrence agency</p> <p>If the catchment area is not in the SEQ region as defined under the <i>Water Act 2000</i>, section 341, the chief executive administering that Act—as a concurrence agency</p>	Preserving water quality in catchment areas
<b>Electricity infrastructure</b>		
21 Reconfiguring a lot if— <ul style="list-style-type: none"> <li>(a) any part of the lot is subject to an easement in favour of a distribution entity or transmission entity under the <i>Electricity Act 1994</i> and the easement is for a transmission grid or supply network under that Act; or</li> <li>(b) any part of the lot is situated within 100m of a substation site</li> </ul>	The chief executive of the entity—as an advice agency	The purposes of the <i>Electricity Act 1994</i> and the <i>Electrical Safety Act 2002</i>

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Contaminated land</b>		
22 Reconfiguring a lot if all or part of the premises are—  (a) premises mentioned in schedule 3, part 1, table 2, item 6 (other than paragraph (d)), item 7 (other than paragraph (c)) or item 9 (other than for a mining activity or petroleum activities); or  (b) in an area for which an area management advice has been given for unexploded ordnance	The administering authority—as a concurrence agency	Protection of the environment by the management of contaminated land under the Environmental Protection Act
23 A material change of use made assessable under schedule 3, part 1, table 2, items 6 to 9	The administering authority—as a concurrence agency	Protection of the environment by the management of contaminated land under the Environmental Protection Act
<b>Mobile and temporary environmentally relevant activity</b>		
24 Development for a mobile and temporary environmentally relevant activity made assessable under schedule 3, part 1, table 5, item 4	The administering authority—as a concurrence agency	The purposes of the Environmental Protection Act
<b>Works or other development in or adjoining a fish habitat area</b>		
25 Building work in a declared fish habitat area made assessable under schedule 3, part 1, table 1, item 2	The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act
26 Operational work, completely or partly within a declared fish habitat area, made assessable under schedule 3, part 1, table 4, item 7	The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act
27 Development on land that adjoins a declared fish habitat area made assessable under schedule 3, part 1	The chief executive (fisheries)—as an advice agency	The purposes of the Fisheries Act

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Certain aquaculture</b>		
28 A material change of use of premises for aquaculture made assessable under schedule 3, part 1, table 2, item 10	The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act
<b>Constructing or raising waterway barrier works</b>		
29 Operational work that is the constructing or raising of a waterway barrier works made assessable under schedule 3, part 1, table 4, item 6	The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act
<b>Removal, destruction or damage of marine plants</b>		
30 Operational work that is the removal, destruction or damage of a marine plant made assessable under schedule 3, part 1, table 4, item 8	The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act
31 Reconfiguring a lot, if the reconfiguration involves operational work that is the removal, destruction or damage of a marine plant and there is no development permit for the operational work	The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act
32 A material change of use of premises, if the material change of use involves operational work that is the removal, destruction or damage of a marine plant and there is no development permit for the operational work	The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act
<b>Public passenger transport</b>		
33 Reconfiguring a lot that— (a) is for a purpose or on land mentioned in schedule 9, column 1; and (b) meets the threshold in schedule 9, column 2 for the purpose or land	The chief executive administering the <i>Transport Planning and Coordination Act 1994</i> —as a concurrence agency	Land use and transport coordination under the <i>Transport Planning and Coordination Act 1994</i>

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Railways</b>		
34 Reconfiguring a lot that— (a) is for a purpose or on land mentioned in schedule 10, column 1; and (b) meets the threshold in schedule 10, column 2 for the purpose or land	The chief executive administering the Transport Infrastructure Act—as a concurrence agency	The purpose mentioned in the Transport Infrastructure Act, section 258(2)
<b>Oil and gas infrastructure</b>		
35 Reconfiguring a lot if any part of the lot is subject to an easement in favour of the holder of pipeline licence number 1 issued under the <i>Petroleum Act 1923</i> and the easement is for the construction or operation of the Moonie to Brisbane strategic pipeline under that Act	If the holder of the licence is not an individual, the chief executive of the holder—as an advice agency  If the holder of the licence is an individual, the holder—as an advice agency	The purposes of the <i>Petroleum Act 1923</i> and the <i>Petroleum and Gas (Production and Safety) Act 2004</i>
<b>Development in koala conservation area or koala sustainability area, other than in an SEQ urban footprint area</b>		
36 Reconfiguring a lot in a koala conservation area or koala sustainability area, other than in an SEQ urban footprint area, that will result in— (a) an increased number of lots; or (b) clearing of native vegetation over an area greater than 2500m <sup>2</sup>	The chief executive administering the <i>Nature Conservation Act 1992</i> —as a concurrence agency	The purposes of the <i>Nature Conservation Act 1992</i>

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
37 Operational work in a koala conservation area or koala sustainability area, other than in an SEQ urban footprint area, that is the clearing of native vegetation that—  (a) is made assessable under schedule 3, part 1, table 4, item 1; and  (b) is not associated with reconfiguring a lot mentioned in item 36; and  (c) will result in the clearing of native vegetation over an area greater than 2500m <sup>2</sup>	The chief executive administering the <i>Nature Conservation Act 1992</i> —as a concurrence agency	The purposes of the <i>Nature Conservation Act 1992</i>
<b>Development in interim koala habitat protection area</b>		
38 Development, in an interim koala habitat protection area, to which the SEQ koala State planning regulatory provisions apply	The chief executive administering the Act—as a concurrence agency	The SEQ koala State planning regulatory provisions
<b>Regional plans</b>		
39 Reconfiguring a lot to which division 3 of the State planning regulatory provisions for the SEQ region applies	The chief executive administering the Act—as a concurrence agency	The State planning regulatory provisions for the SEQ region
40 Reconfiguring a lot to which division 3 of the State planning regulatory provisions for the Far North Queensland region applies	The chief executive administering the Act—as a concurrence agency	The State planning regulatory provisions for the Far North Queensland region
40A Reconfiguring a lot to which division 3 of the State planning regulatory provisions for the Wide Bay Burnett region applies	The chief executive administering the Act—as a concurrence agency	The State planning regulatory provisions for the Wide Bay Burnett region



<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Certain agricultural or animal husbandry activities in a wild river area</b>		
41 A material change of use of premises, for agricultural activities or animal husbandry activities in a wild river area, made assessable under schedule 3, part 1, table 2, item 11	The chief executive administering the <i>Wild Rivers Act 2005</i> —as a concurrence agency	The purposes of the <i>Wild Rivers Act 2005</i>
42 Operational work, for agricultural activities or animal husbandry activities in a wild river area, made assessable under schedule 3, part 1, table 4, item 9	The chief executive administering the <i>Wild Rivers Act 2005</i> —as a concurrence agency	The purposes of the <i>Wild Rivers Act 2005</i>
<b>Land in or near a wetland</b>		
43 Reconfiguring a lot if— (a) any part of the lot is situated in, or within 100m of, a wetland; and (b) the reconfiguration results in more than 10 lots, or any lot created is less than 5ha	The chief executive (environment)—as an advice agency	The purposes of the Environmental Protection Act

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Land in or near a conservation estate</b>		
<p>44 Reconfiguring a lot if—</p> <p>(a) any part of the lot is situated in, or within 100m of, any of the following—</p> <p>(i) a protected area, forest reserve, critical habitat or area of major interest under the <i>Nature Conservation Act 1992</i>;</p> <p>(ii) a State forest or timber reserve under the <i>Forestry Act 1959</i>;</p> <p>(iii) a marine park under the <i>Marine Parks Act 2004</i>;</p> <p>(iv) a recreation area under the <i>Recreation Areas Management Act 2006</i>;</p> <p>(v) a world heritage area listed under the World Heritage Convention;</p> <p>(vi) Brisbane Forest Park under the <i>Brisbane Forest Park Act 1977</i>; and</p> <p>(b) the reconfiguration results in more than 10 lots, or any lot created is less than 5ha</p>	<p>For column 1, paragraph (a)(i) to (iv) and (vi), the chief executive administering the relevant Act mentioned in column 1—as an advice agency</p> <p>For column 1, paragraph (a)(v), the chief executive administering the <i>Wet Tropics World Heritage Protection and Management Act 1993</i>—as an advice agency</p>	<p>The purposes of the relevant Act or instrument mentioned in column 1</p>

<b>Table 2—Other development made assessable under schedule 3 (whether or not the development is also assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies)</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<p>45 Material change of use for urban purposes if any part of the lot is situated in, or within 100m of, any of the following—</p> <ul style="list-style-type: none"> <li>(a) a protected area, forest reserve, critical habitat or area of major interest under the <i>Nature Conservation Act 1992</i>;</li> <li>(b) a State forest or timber reserve under the <i>Forestry Act 1959</i>;</li> <li>(c) a marine park under the <i>Marine Parks Act 2004</i>;</li> <li>(d) a recreation area under the <i>Recreation Areas Management Act 2006</i>;</li> <li>(e) a world heritage area listed under the World Heritage Convention;</li> <li>(f) Brisbane Forest Park under the <i>Brisbane Forest Park Act 1977</i></li> </ul>	<p>For column 1, paragraphs (a) to (d) and (f), the chief executive administering the relevant Act mentioned in column 1—as an advice agency</p> <p>For column 1, paragraph (e), the chief executive administering the <i>Wet Tropics World Heritage Protection and Management Act 1993</i>—as an advice agency</p>	<p>The purposes of the relevant Act or instrument mentioned in column 1</p>
<b>Land adjacent to or including a Queensland heritage place</b>		
<p>46 Reconfiguring a lot if the lot—</p> <ul style="list-style-type: none"> <li>(a) shares a common boundary with a lot that comprises or contains a Queensland heritage place; or</li> <li>(b) shares a common boundary with a Queensland heritage place; or</li> <li>(c) comprises or contains a Queensland heritage place</li> </ul>	<p>The chief executive administering the <i>Queensland Heritage Act 1992</i>—as an advice agency</p>	<p>The purposes of the <i>Queensland Heritage Act 1992</i></p>

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Land relating to a State-controlled road</b>		
<p>1 Development on land relating to a State-controlled road that is—</p> <p>(a) making a material change of use of premises that is assessable development under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies; or</p> <p>(b) operational work, not associated with a material change of use mentioned in paragraph (a) or reconfiguring a lot mentioned in table 2, item 2, that—</p> <p>(i) is associated with access to the State-controlled road; or</p> <p>(ii) is for filling or excavation; or</p> <p>(iii) involves the redirection or intensification of site stormwater from the land, through a pipe with a cross-sectional area greater than 625cm<sup>2</sup> that directs stormwater to a State-controlled road</p>	<p>The chief executive administering the Transport Infrastructure Act—as a concurrence agency</p>	<p>The purposes of the Transport Infrastructure Act</p>

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Land not contiguous to a State-controlled road</b>		
2	Development on land not contiguous to a State-controlled road that— <ul style="list-style-type: none"> <li>(a) is for an aspect of development identified in schedule 11; and</li> <li>(b) is for a purpose or purposes mentioned in schedule 11, column 1; and</li> <li>(c) exceeds the threshold, or combined threshold, in schedule 11, column 2 or 3 for the purpose or purposes</li> </ul>	The chief executive administering the Transport Infrastructure Act—as a concurrence agency
<b>Acid sulfate soils</b>		
3	Development to which ‘State Planning Policy 2/02 Planning and Managing Development Involving Acid Sulfate Soils’ applies if the development involves— <ul style="list-style-type: none"> <li>(a) excavating more than 1000m<sup>3</sup> of soil or sediment; or</li> <li>(b) using more than 1000m<sup>3</sup> of material as fill</li> </ul>	The chief executive administering the <i>Land Act 1994</i> —as an advice agency
		The purposes of the Transport Infrastructure Act
		Planning for, and management of, development involving acid sulfate soils

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Declared catchment areas</b>		
4 Development— (a) involving the establishment or expansion of a waste water disposal system in an area declared to be a catchment area under the <i>Water Act 2000</i> ; and (b) other than for carrying out an environmentally relevant activity under the Environmental Protection Act	If the catchment area is in the SEQ region as defined under the <i>Water Act 2000</i> , section 341, the chief executive of Queensland Bulk Water Supply Authority ABN 75 450 239 876 trading as Seqwater—as a concurrence agency  If the catchment area is not in the SEQ region as defined under the <i>Water Act 2000</i> , section 341, the chief executive administering that Act—as a concurrence agency	Preserving water quality in catchment areas

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Coastal management districts</b>		
5    Material change of use, if carrying out the change of use will involve— <ul style="list-style-type: none"> <li>(a) operational work carried out completely or partly in a coastal management district; or</li> <li>(b) building work, carried out completely or partly in a coastal management district, that is— <ul style="list-style-type: none"> <li>(i) the construction of new premises with a GFA of at least 1000m<sup>2</sup>; or</li> <li>(ii) the enlargement of the GFA of existing premises by more than 1000m<sup>2</sup></li> </ul> </li> </ul>	The chief executive, under the Coastal Protection and Management Act—as a concurrence agency	Coastal management under the Coastal Protection and Management Act, excluding amenity and aesthetic significance or value
<b>Land designated for community infrastructure</b>		
6    Development on land designated for community infrastructure— <ul style="list-style-type: none"> <li>(a) intended to be supplied by a public sector entity; and</li> <li>(b) on land not owned by or on behalf of the State; and</li> <li>(c) other than development— <ul style="list-style-type: none"> <li>(i) for the designated purpose; or</li> <li>(ii) carried out by, or on behalf of, the designator</li> </ul> </li> </ul>	The chief executive of the department administering the Act authorising the development for the designated purpose—as a concurrence agency	The effects of the development on the designated land, and its development for the designated purpose

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Electricity infrastructure</b>		
7 A material change of use not associated with reconfiguring a lot if—  (a) any part of the premises is subject to an easement in favour of a distribution entity or transmission entity under the <i>Electricity Act 1994</i> and the easement is for a transmission grid or supply network under that Act; and  (b) any structure or work that is the natural and ordinary consequence of the use is, or will be, located completely or partly in the easement	The chief executive of the entity—as an advice agency	The purposes under the <i>Electricity Act 1994</i> and the <i>Electrical Safety Act 2002</i>
8 A material change of use not associated with reconfiguring a lot if any part of the premises is situated within 100m of a substation site	The chief executive of the entity—as an advice agency	The purposes under the <i>Electricity Act 1994</i> and the <i>Electrical Safety Act 2002</i>
9 Operational work that is filling or excavation, not associated with reconfiguring a lot, if—  (a) any part of the premises is subject to an easement in favour of a distribution entity or transmission entity under the <i>Electricity Act 1994</i> and the work is located completely or partly in the easement; or  (b) the work is located completely or partly within 10m of a substation site	The chief executive of the entity—as an advice agency	The purposes under the <i>Electricity Act 1994</i> and the <i>Electrical Safety Act 2002</i>



<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Clearing vegetation</b>		
<p>10 Material change of use of a lot that is 2 ha or larger, if—</p> <p>(a) for development for which a preliminary approval is sought under the Act, section 242, the lot contains either—</p> <p>(i) native vegetation shown on the regional ecosystem map or remnant map as remnant vegetation; or</p> <p>(ii) native vegetation in a category A area or category B area shown on a PMAV; or</p> <p>(b) for other development that is not sole or community residence clearing—</p> <p>(i) additional exempt operational work could be carried out because of the material change of use or the development involves operational work made assessable under schedule 3, part 1, table 4, item 1; and</p> <p>(ii) the additional exempt operational work or assessable operational work includes development other than the clearing of regulated regrowth vegetation on freehold land, indigenous land or land the subject of a lease issued under the <i>Land Act 1994</i> for agriculture or grazing purposes</p>	<p>The chief executive administering the Vegetation Management Act—as a concurrence agency</p>	<p>The purposes of the Vegetation Management Act</p>

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Contaminated land</b>		
11 A material change of use if all or part of the premises is in an area for which an area management advice has been given for unexploded ordnance	The administering authority—as a concurrence agency	Protection of the environment by the management of contaminated land under the Environmental Protection Act
<b>Regional plans</b>		
12 A material change of use to which division 2 of the State planning regulatory provisions for the SEQ region applies	The chief executive administering the Act—as a concurrence agency	The State planning regulatory provisions for the SEQ region
13 A material change of use to which division 2 of the State planning regulatory provisions for the Far North Queensland region applies	The chief executive administering the Act—as a concurrence agency	The State planning regulatory provisions for the Far North Queensland region
13A A material change of use to which division 2 of the State planning regulatory provisions for the Wide Bay Burnett region applies	The chief executive administering the Act—as a concurrence agency	The State planning regulatory provisions for the Wide Bay Burnett region
<b>Public passenger transport</b>		
14 Development on land that— (a) is for an aspect of development identified in schedule 12; and (b) is for a purpose or on land mentioned in schedule 12, column 1; and (c) meets the threshold mentioned in schedule 12, column 2 for the purpose or land	The chief executive administering the <i>Transport Planning and Coordination Act 1994</i> —as a concurrence agency	Land use and transport coordination under the <i>Transport Planning and Coordination Act 1994</i>

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Railways</b>		
15 Development on land that— (a) is for an aspect of development identified in schedule 13; and (b) is for a purpose or on land mentioned in schedule 13, column 1; and (c) meets the threshold mentioned in schedule 13, column 2 for the purpose or land	The chief executive administering the Transport Infrastructure Act—as a concurrence agency	The purpose mentioned in the Transport Infrastructure Act, section 258(2)
<b>Oil and gas infrastructure</b>		
16 A material change of use not associated with reconfiguring a lot if— (a) any part of the lot is subject to an easement in favour of the holder of pipeline licence number 1 issued under the <i>Petroleum Act 1923</i> and the easement is for the construction or operation of the Moonie to Brisbane strategic pipeline under that Act; and (b) any structure or work that is the natural and ordinary consequence of the use is, or will be, located completely or partly in the easement	If the holder of the licence is not an individual, the chief executive of the holder—as an advice agency  If the holder of the licence is an individual, the holder—as an advice agency	The purposes of the <i>Petroleum Act 1923</i> and the <i>Petroleum and Gas (Production and Safety) Act 2004</i>

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
17 Operational work that is filling, excavation, compaction, drilling, boring or piling not associated with reconfiguring a lot, if any part of the premises is subject to an easement in favour of the holder of pipeline licence number 1 issued under the <i>Petroleum Act 1923</i> and the work is located completely or partly in the easement	If the holder of the licence is not an individual, the chief executive of the holder—as an advice agency  If the holder of the licence is an individual, the holder—as an advice agency	The purposes of the <i>Petroleum Act 1923</i> and the <i>Petroleum and Gas (Production and Safety) Act 2004</i>

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Development in koala conservation area or koala sustainability area, other than in an SEQ urban footprint area</b>		
<p>18 A material change of use of premises in a koala conservation area or koala sustainability area, other than in an SEQ urban footprint area, that—</p> <ul style="list-style-type: none"> <li>(a) is not for a domestic housing activity; and</li> <li>(b) will result in— <ul style="list-style-type: none"> <li>(i) clearing of native vegetation over an area greater than 2500m<sup>2</sup>; or</li> <li>(ii) a new building and any reasonably associated structure with a total footprint greater than 1000m<sup>2</sup>; or</li> <li>(iii) an extension to an existing building and any reasonably associated structure if the extension has a total footprint greater than 1000m<sup>2</sup>; or</li> <li>(iv) extracting gravel, rock or sand from an area greater than 5000m<sup>2</sup>; or</li> <li>(v) excavating or filling an area greater than 5000m<sup>2</sup>; or</li> <li>(vi) additional traffic, in a koala conservation area or koala sustainability area, other than in an SEQ urban footprint area, between 6p.m. on a day and 6a.m. on the following day</li> </ul> </li> </ul>	<p>The chief executive administering the <i>Nature Conservation Act 1992</i>—as a concurrence agency</p>	<p>The purposes of the <i>Nature Conservation Act 1992</i></p>

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
19 Operational work in a koala conservation area or koala sustainability area, other than in an SEQ urban footprint area, that— <ul style="list-style-type: none"> <li>(a) is not for a domestic housing activity and is not associated with a material change of use mentioned in item 18, or reconfiguring a lot mentioned in table 2, item 36; and</li> <li>(b) will result in—               <ul style="list-style-type: none"> <li>(i) clearing of native vegetation over an area greater than 2500m<sup>2</sup>; or</li> <li>(ii) extracting gravel, rock or sand from an area greater than 5000m<sup>2</sup>; or</li> <li>(iii) excavating or filling an area greater than 5000m<sup>2</sup></li> </ul> </li> </ul>	The chief executive administering the <i>Nature Conservation Act 1992</i> —as a concurrence agency	The purposes of the <i>Nature Conservation Act 1992</i>
<b>Development in interim koala habitat protection area</b>		
20 Development, in an interim koala habitat protection area, to which the SEQ koala State planning regulatory provisions apply	The chief executive administering the Act—as a concurrence agency	The SEQ koala State planning regulatory provisions
<b>Land in or near a wetland</b>		
21 Material change of use, other than for a domestic housing activity, if any part of the lot is situated in, or within 100m of, a wetland	The chief executive (environment)—as an advice agency	The purposes of the Environmental Protection Act

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Land in or near a conservation estate</b>		
<p>22 Material change of use for urban purposes if any part of the lot is situated in, or within 100m of, any of the following—</p> <ul style="list-style-type: none"> <li>(a) a protected area, forest reserve, critical habitat or area of major interest under the <i>Nature Conservation Act 1992</i>;</li> <li>(b) a State forest or timber reserve under the <i>Forestry Act 1959</i>;</li> <li>(c) a marine park under the <i>Marine Parks Act 2004</i>;</li> <li>(d) a recreation area under the <i>Recreation Areas Management Act 2006</i>;</li> <li>(e) a world heritage area listed under the World Heritage Convention;</li> <li>(f) Brisbane Forest Park under the <i>Brisbane Forest Park Act 1977</i></li> </ul>	<p>For column 1, paragraphs (a) to (d) and (f), the chief executive administering the relevant Act mentioned in column 1—as an advice agency</p> <p>For column 1, paragraph (e), the chief executive administering the <i>Wet Tropics World Heritage Protection and Management Act 1993</i>—as an advice agency</p>	<p>The purposes of the relevant Act or instrument mentioned in column 1</p>
<b>Land adjacent to or including a Queensland heritage place</b>		
<p>23 Material change of use if the lot—</p> <ul style="list-style-type: none"> <li>(a) shares a common boundary with a lot that comprises or contains a Queensland heritage place; or</li> <li>(b) shares a common boundary with a Queensland heritage place; or</li> <li>(c) comprises or contains a Queensland heritage place</li> </ul>	<p>The chief executive administering the <i>Queensland Heritage Act 1992</i>—as an advice agency</p>	<p>The purposes of the <i>Queensland Heritage Act 1992</i></p>

<b>Table 3—Development made assessable under a planning scheme, temporary local planning instrument, preliminary approval to which section 242 of the Act applies or State planning regulatory provisions</b>		
<b>Column 1 Application involving</b>	<b>Column 2 Referral agency and type</b>	<b>Column 3 Referral jurisdiction</b>
<b>Certain preliminary approvals</b>		
24 Development for which preliminary approval is sought under the Act, section 242	The chief executive administering the Act, chapter 6—as a concurrence agency	The purposes of the Act
<b>Removal, destruction or damage of marine plants</b>		
25 A material change of use of premises if the material change of use involves operational work that is the removal, destruction or damage of marine plants, and there is no development permit in effect for the operational work	The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act



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## **Schedule 8      Special fire services and referral jurisdiction of Queensland Fire and Rescue Service for them**

schedule 7, table 1, item 1

### **Part 1                      Special fire services**

- 1 air-handling systems used for smoke control
- 2 emergency lifts
- 3 emergency warning and intercommunication systems
- 4 fire control centres
- 5 fire detection and alarm systems (other than stand-alone smoke alarms not required to be interconnected or connected to a fire indicator panel)
- 6 fire hydrants
- 7 fire mains (other than fire mains that connect only fire hose reels)
- 8 services provided under conditions imposed under the Building Act, section 79  
*Editor's note—*  
Building Act, section 79 (Hazardous buildings)
- 9 services required under the BCA, clause E1.10
- 10 smoke and heat venting systems
- 11 smoke exhaust systems
- 12 special automatic fire suppression systems (including foam, deluge and gas flooding systems)
- 13 sprinklers (including wall-wetting sprinklers)

- 14 stairwell pressurisation systems
- 15 vehicular access for large isolated buildings

## **Part 2 Referral jurisdiction**

### **Smoke control systems**

- achievement of specified performance of systems
- suitability of automatic detector operation of stairwell pressurisation systems, smoke-and-heat vents and smoke exhaust systems
- suitability of operational controls and indicators

### **Emergency lifts**

- operation of fire officer's controls in lifts

### **Emergency warning and intercommunication systems**

- operation of suitable auxiliary warning devices, where AS 2220 systems are not specified
- operation of interface of warning system with detection and alarm systems
- location of main emergency control panel and warden intercom points
- suitability of warning tone and sound pressure levels under test

### **Fire control centres**

- location of control centre
- suitability of contents, ventilation, signage, lighting and sound levels of control centre

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**Fire detection and alarm systems (other than stand-alone smoke alarms not required to be interconnected or connected to a fire indicator panel)**

- achievement of specified performance of detection and alarm systems
- location and operation of main fire indicator panel, sub-indicator panels, mimic panels, local alarm bells and directional signs
- operation of direct fire service alarm
- suitability of nominated types of detection in all areas, and the location of manual call points
- suitability of weather protection, accessibility and lighting of equipment

**Firefighting equipment**

- achievement of specified performance
- location and suitability of booster connections and enclosures
- location and suitability of internal and roof hydrants and external hydrants including fire separation from adjacent buildings
- operation of fixed pump-set controls and status indication
- provision of additional hydrant services as mentioned in AS 2419
- provisions for connection of fire authority portable relay booster pump
- provisions for hard standing for fire appliances

**Prescribed buildings**

- suitability of special fire services and site requirements for prescribed buildings mentioned in the Building Act, section 79

### **Provision for special hazards**

- suitability of special fire services for the protection of special hazards as mentioned in the BCA, clause E1.10

### **Special automatic fire suppression systems**

- achievement of specified performance
- location of control valves
- provision of access for fire service vehicles
- provision of interface with other systems and direct fire service alarm
- suitability of extinguishment media

### **Sprinklers**

- operation of direct fire service alarm and location of directional signs
- operation of pump-set controls and status indications
- provision of suitable fire protection for special hazards as mentioned in AS 2118
- the location of valve room, pump-sets, water alarm and booster point

### **Wall-wetting sprinklers**

- location of isolating valves
- provision of suitable signs

### **Large isolated buildings**

- suitability of site provisions for access by fire authority vehicles

## Schedule 9 Public passenger transport related development made assessable under schedule 3, part 1, and thresholds for referral

schedule 7, table 2, item 33

Column 1	Column 2
Purpose or land	Public passenger transport threshold
<b>Reconfiguring a lot</b>	
Residential purpose	100 or more allotments or within the 25 ANEF contour for an airport
Land the subject of the development application is within 400m of a public passenger transport facility or a future public passenger transport facility	Total site area equal to or more than 5000m <sup>2</sup>
Land the subject of the development application is completely or partly within a public transport corridor	All, unless the total number of lots does not increase
Land the subject of the development application is completely or partly within a future public transport corridor	All
Land the subject of the development application abuts a public transport corridor or a future public transport corridor	All, unless the total number of lots does not increase, but always when an easement abutting the corridor or land is created
Land the subject of the development application is completely or partly within an airport's public safety area	All
Land the subject of the development application is within 50m of a driven tunnel or 20m of a cut and cover tunnel	All

## Schedule 10 Rail transport related development made assessable under schedule 3, part 1, and thresholds for referral

schedule 7, table 2, item 34

Column 1	Column 2
Purpose or land	Rail safety and efficiency threshold
<b>Reconfiguring a lot</b>	
Residential purpose	100 or more allotments
Land the subject of the development application is within 400m of a public passenger transport facility or a future public passenger transport facility	Total site area equal to or more than 5000m <sup>2</sup> if the facility is a passenger railway station
Land the subject of the development application is completely or partly within a future public transport corridor	All
Land the subject of the development application is completely or partly within future railway land or a railway tunnel easement	All
Land the subject of the development application abuts rail corridor land, commercial corridor land or future railway land	All, unless the total number of lots does not increase, but always when an easement abutting the corridor or land is created

## Schedule 11      **Thresholds for development not contiguous to State-controlled roads**

schedule 7, table 3, item 2

<b>Column 1 Purpose</b>	<b>Column 2 Threshold for LGA population 1</b>	<b>Column 3 Threshold for LGA population 2</b>
<b>Material change of use made assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies</b>		
1 Residential (including rural residential)	200 dwellings	50 dwellings
2 Club	8000m <sup>2</sup> GFA— combined total for purposes 2 to 9	4000m <sup>2</sup> GFA— combined total for purposes 2 to 9
3 Community use (including library, community hall, civic centre, conference or convention centre)		
4 Hotel services (including accommodation)		
5 Indoor sport and recreation facility		
6 Indoor tourist attraction		
7 Place of worship		
8 Shop or showroom (including bulk retailing)		
9 Shopping centre (including non-retail floor space used for purposes such as cinemas, restaurants or offices)		
10 Accommodation facility (including hostels, boarding houses, tourist parks, camping areas, caravan parks, guest houses, holiday units and motels)		
11 Food and drink outlet (including restaurants and fast food outlets)	600m <sup>2</sup> GFA	600m <sup>2</sup> GFA

## Schedule 11

<b>Column 1 Purpose</b>	<b>Column 2 Threshold for LGA population 1</b>	<b>Column 3 Threshold for LGA population 2</b>
12 Office (government or private) 13 Car park 14 Freight depot 15 Outdoor sport and recreation 16 Transit centre	5000m <sup>2</sup> TSA— combined total for purposes 12 to 16	5000m <sup>2</sup> TSA— combined total for purposes 12 to 16
17 Health care services	1200m <sup>2</sup> GFA	1200m <sup>2</sup> GFA
18 Theatre (including cinema complex)	Seating for 2000 people	Seating for 2000 people
19 Child care centre	Capacity for 280 children	Capacity for 280 children
20 Educational establishment	All	All
21 Tourist attraction, other than a totally indoor tourist attraction (including aquariums, theme parks or zoos)	5000m <sup>2</sup> TSA  or for the indoor component  8000m <sup>2</sup> GFA	5000m <sup>2</sup> TSA  or for the indoor component  4000m <sup>2</sup> GFA
22 Extractive industry (including mineral processing, refinery and smelter)	Using machinery having an annual throughput of product of 10000t	Using machinery having an annual throughput of product of 10000t
23 Abattoir 24 Feedlot 25 Intensive animal husbandry	2000 head— combined total for purposes 23 to 25	2000 head— combined total for purposes 23 to 25
26 Marina	600 berths	600 berths
27 Factory 28 Warehouse 29 Other material change of use	16000m <sup>2</sup> GFA— combined total for purposes 27 to 29	8000m <sup>2</sup> GFA— combined total for purposes 27 to 29
<b>Reconfiguring a lot</b>		
30 Residential (including rural residential)	200 dwellings	50 dwellings
31 Business 32 Commercial 33 Retail	12000m <sup>2</sup> TSA— combined total for purposes 31 to 33	3000m <sup>2</sup> TSA— combined total for purposes 31 to 33
34 Industrial	32000m <sup>2</sup> TSA	16000m <sup>2</sup> TSA



<b>Column 1 Purpose</b>	<b>Column 2 Threshold for LGA population 1</b>	<b>Column 3 Threshold for LGA population 2</b>
35 Any other purpose	12000m <sup>2</sup> TSA	12000m <sup>2</sup> TSA
<b>Operational works</b>		
36 Filling or excavation operation not associated with a material change of use or reconfiguring a lot	10000t	10000t

## Schedule 12 Development impacting on the provision of public passenger transport, and thresholds

schedule 7, table 3, item 14

Column 1	Column 2
Purpose or land	Thresholds
Material change of use of premises made assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies	
Land the subject of the development application is within 50m of a driven tunnel or 20m of a cut and cover tunnel	All involving excavation of more than 3.5m in depth below ground level, fill of more than 1m above ground level or an imposed working loading of more than 50kPA
Land the subject of the development application is completely or partly within a driven tunnel or a cut and cover tunnel	All
Land the subject of the development application is completely or partly within a public transport corridor or a future public transport corridor	All
Land the subject of the development application is within 400m of a public passenger transport facility or a future public passenger transport facility	Total site area of 5000m <sup>2</sup> or more
Land the subject of the development application abuts a public transport corridor or a future public transport corridor	All
Residential purposes other than rural residential purposes	Total site area of 5ha or more
Retail or commercial purposes	New or extension of GFA of 10000m <sup>2</sup> or more
Aged care facility or retirement facility	100 dwelling units or more

<b>Column 1</b>	<b>Column 2</b>
<b>Purpose or land</b>	<b>Thresholds</b>
Community use	Total site area of 5000m <sup>2</sup> or more
Tourist attraction, indoor or outdoor sport and recreation facility (other than a golf course) or entertainment venue	Seating capacity of 1500 or more persons or total site area of 5ha or more (applies to any mix of these facilities)
Educational establishment	All
Hospitals or health care services	GFA of 1200m <sup>2</sup> or more
Airport, bus or ferry terminals	All
Land the subject of the development application is within an airport's public safety area	All
Any purpose resulting in work that encroaches into the operational airspace of an airport	All work within the obstacle limitation surface of the airport and at least 12m high
Residential purposes (other than a single house on a vacant residential lot) including tourist parks, educational establishments, hospitals and residential care facilities	All within the 25 ANEF contour for an airport
Hotel services, short-term accommodation or public buildings	All within the 30 ANEF contour for an airport
<b>Operational work made assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 the Act applies</b>	
Work completely or partly within a public transport corridor or a future public transport corridor but not associated with a material change of use mentioned in schedule 7, table 3, item 14 or reconfiguring a lot mentioned in schedule 7, table 2, item 33	All

## Schedule 12

<b>Column 1</b>	<b>Column 2</b>
<b>Purpose or land</b>	<b>Thresholds</b>
Work within 50m of a driven tunnel or 20m of a cut and cover tunnel but not associated with a material change of use mentioned in schedule 7, table 3, item 14 or reconfiguring a lot mentioned in schedule 7, table 2, item 33	All involving excavation of more than 3.5m in depth below ground level, fill of more than 1m above ground level or an imposed working loading of more than 50kPA
Work that encroaches into the operational airspace of an airport	All work not associated with a material change of use mentioned in schedule 7, table 3, item 14, if the work is within the obstacle limitation surface of the airport and at least 12m high

## Schedule 13 Development impacting on railway safety and efficiency, and thresholds

schedule 7, table 3, item 15

Column 1	Column 2
Purpose or land	Thresholds
Material change of use of premises made assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies	
Land the subject of the development application is completely or partly within a public transport corridor or a future public transport corridor	All corridors containing rail
Land the subject of the development application is within 400m of a public passenger transport facility or a future public passenger transport facility	Total site area of 5000m <sup>2</sup> or more if the facility is a passenger railway station
Residential purposes other than rural residential purposes	Total site area of 5ha or more
Retail or commercial purposes	New or extension of GFA of 10000m <sup>2</sup> or more
Aged care facility or retirement facility	100 dwelling units or more
Community use	Total site area of 5000m <sup>2</sup> or more
Tourist attraction, indoor or outdoor sport and recreation facility (other than a golf course) or entertainment venue	Seating capacity of 1500 or more persons or total site area of 5ha or more (applies to any mix of these facilities)
Educational establishment	All
Hospital or health care services	GFA of 1200m <sup>2</sup> or more
Airport, bus or ferry terminal	All
Land the subject of the development application is completely or partly within rail corridor land, commercial corridor land or future railway land	All

## Schedule 13

Column 1	Column 2
Purpose or land	Thresholds
Land the subject of the development application abuts rail corridor land, commercial corridor land, future railway land or a railway tunnel easement	All
Land the subject of the development application is completely or partly within a railway tunnel easement	All structures or works that are the natural and ordinary consequence of the use, and are, or will be, completely or partly located within the easement
<b>Operational work made assessable under a planning scheme, temporary local planning instrument or preliminary approval to which section 242 of the Act applies</b>	
Work completely or partly within rail corridor land or commercial corridor land, but not associated with a material change of use mentioned in schedule 7, table 3, item 15 or reconfiguring a lot mentioned in schedule 7, table 2, item 34, or work for rail transport infrastructure or other rail infrastructure	Work involving extracting, excavating, or filling more than 50m <sup>3</sup>
Work completely or partly within future railway land or a railway tunnel easement, but not associated with a material change of use or reconfiguring a lot mentioned in schedule 7, table 2, item 34 or schedule 7, table 3, item 15	Work involving extracting, excavating, or filling more than 50m <sup>3</sup>
Work on land abutting rail corridor land, commercial corridor land, future railway land or a railway tunnel easement, but not associated with a material change of use or reconfiguring a lot mentioned in schedule 7, table 2, item 34 or schedule 7, table 3, item 15	Work involving extracting, excavating, or filling more than 50m <sup>3</sup> and within 25m of the rail corridor land, commercial corridor land, future railway land or railway tunnel easement

## Schedule 14 State resources

### section 14

State resource	Department administering resource	Required evidence
Column 1	Column 2	Column 3
<p>1 Land subject to a lease (including a freeholding lease), or a reserve or deed of grant in trust, under the <i>Land Act 1994</i>—</p> <p>(a) other than to the extent that item 17 applies to the land; and</p> <p>(b) if the lessee or trustee is, or represents, the State</p>	<p>The department administering the lease, reserve or deed of grant in trust</p>	<p>Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource</p>
<p>2 Land subject to a lease (including a freeholding lease), or a reserve or deed of grant in trust, under the <i>Land Act 1994</i>—</p> <p>(a) other than to the extent that item 17 applies to the land; and</p> <p>(b) if the lessee or trustee is not, or does not represent, the State</p>	<p>The department in which that Act is administered</p>	<p>Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource</p>
<p>3 Strategic port land, other than freehold land</p>	<p>The department in which the <i>Land Act 1994</i> is administered</p>	<p>Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource</p>

State resource	Department administering resource	Required evidence
Column 1	Column 2	Column 3
4 Land subject to a permit to occupy or licence under the <i>Land Act 1994</i> , other than to the extent that item 17 applies to the land	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
5 Land held in fee simple by the State, other than to the extent that item 17 or 18 applies to the land	The department administering the land	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
6 Land that is unallocated State land under the <i>Land Act 1994</i> , other than to the extent that item 17 applies to the land, other than— (a) a canal; or (b) land mentioned in item 11, 12 or 13; or (c) the bed and banks of a watercourse or lake, under the <i>Water Act 2000</i> , section 21	The department in which the <i>Land Act 1994</i> is administered	Evidence the chief executive of that department is satisfied— (a) the development is consistent with an allocation of, or an entitlement to, the resource; or (b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource
7 Land administered under the <i>Forestry Act 1959</i> , other than to the extent that item 17 applies to the land	The department in which part 4 of that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource



State resource	Department administering resource	Required evidence
Column 1	Column 2	Column 3
8 Land that is a road (other than a State-controlled road) or stock route as defined in the <i>Land Act 1994</i> , other than to the extent that item 17 applies to the land	The department in which the <i>Land Act 1994</i> is administered	Evidence the chief executive of that department is satisfied— (a) the development is consistent with an allocation of, or an entitlement to, the resource; or (b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource
9 A State-controlled road	The department in which the Transport Infrastructure Act is administered	Evidence the chief executive of that department is satisfied— (a) the development is consistent with an allocation of, or an entitlement to, the resource; or (b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource
10 Quarry material taken under the Coastal Protection and Management Act	The department in which that Act is administered	Evidence the chief executive of that department is satisfied— (a) the development is consistent with an allocation of, or an entitlement to, the resource; or (b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource
11 Queensland fisheries resources and fish habitats allocated under the Fisheries Act	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource

State resource	Department administering resource	Required evidence
Column 1	Column 2	Column 3
12 Queensland fisheries resources and unallocated tidal land that is for a prescribed aquaculture development allocated under the Fisheries Act	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
13 Land, including non-tidal land, that is a fish habitat area under the Fisheries Act, and fisheries resources within a fish habitat area	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
14 Quarry material taken from a watercourse or lake under the <i>Water Act 2000</i>	The department in which that Act is administered	Evidence of an allocation of, or an entitlement to, the resource
15 Water taken or interfered with under the <i>Water Act 2000</i>	The department in which that Act is administered	Evidence the chief executive of that department is satisfied— (a) the development is consistent with an allocation of, or an entitlement to, the resource; or (b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource
16 A referable dam under the Water Supply Act	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
17 Quarry material taken under the <i>Forestry Act 1959</i>	The department in which parts 6 and 6A of that Act are administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource

State resource	Department administering resource	Required evidence
Column 1	Column 2	Column 3
18 Land held in fee simple by the State for a transport purpose under the Transport Infrastructure Act and administered under the <i>Transport Planning and Coordination Act 1994</i>	The department in which that Act is administered	Evidence the chief executive of that department is satisfied— (a) the development is consistent with an allocation of, or an entitlement to, the resource; or (b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource



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**Schedule 16      Development for which a  
notification period of at least 30  
business days  
applies—purposes**

## section 17

A material change of use, assessable against a planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies, for any of the following—

- (a) an aerodrome that is, or is proposed to be, used by commercial operators not normally living at the premises;
- (b) a large outdoor sport and recreation facility including, for example, a golf course, a major sporting venue and a racing circuit, but not including a golf course of 30ha or less or a golf driving range;
- (c) a tourist resort complex—
  - (i) with accommodation for more than 1000 people, including staff; or
  - (ii) on an offshore island;
- (d) a body of water (including an artificial lake but excluding an effluent pond or the like), that has, or would have after the change of use, a total surface area of more than 5000m<sup>2</sup>.

## **Schedule 17      Development for which a notification period of at least 30 business days applies—areas**

### section 17

A material change of use (other than for a dwelling house, outbuilding or farm building) assessable against a planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies, or reconfiguring a lot, if the premises—

- (a) are completely or partly below a floodline adopted by the local government and the development involves filling an area greater than 5000m<sup>2</sup> below the floodline; or
- (b) share a common boundary with a Queensland heritage place; or
- (c) contains or shares a common boundary with or is within 100m of the boundary of—
  - (i) an area that is a critical habitat, a protected area, subject to a conservation agreement or an area of major interest under the *Nature Conservation Act 1992*; or
  - (ii) the wet tropics area under the *Wet Tropics World Heritage Protection and Management Act 1993*; or
  - (iii) a fish habitat under the Fisheries Act, if the proposed development—
    - (A) has impact on riparian vegetation; or
    - (B) results in alteration of natural flow patterns; or
    - (C) requires the construction of a levee; or
    - (D) does not contain stormwater management; or
    - (E) allows contaminated runoff; or

- (F) disturbs instream habitat; or
  - (G) requires drainage of the fish habitat; or
- (iv) a wetland.

## Schedule 18 Compliance assessment of particular development

section 18

Table 1—Reconfiguring a lot	
Preliminary matters	
1	<p>Development for which compliance assessment is required</p>
	<p>Reconfiguring a lot if—</p> <ul style="list-style-type: none"> <li>(a) the reconfiguration is the subdivision of 1 lot into 2 lots on land in an industrial zone or residential zone (other than a park residential zone or rural residential zone); and</li> <li>(b) the size of any lot created is at least the minimum lot size for the zone stated in the planning scheme, a temporary local planning instrument, a master plan or preliminary approval to which section 242 of the Act applies;</li> </ul> <p>unless—</p> <ul style="list-style-type: none"> <li>(c) the plan of subdivision necessary for the reconfiguration— <ul style="list-style-type: none"> <li>(i) is a building format plan of subdivision that does not subdivide land on or below the surface of the land; or</li> <li>(ii) is for the incorporation, under the <i>Body Corporate and Community Management Act 1997</i>, section 41, of a lot with common property for a community titles scheme; or</li> <li>(iii) is for the conversion, under the <i>Body Corporate and Community Management Act 1997</i>, section 43, of lessee common property within the meaning of that Act to a lot in a community titles scheme; or</li> <li>(iv) is in relation to the acquisition, including by agreement, under the Acquisition Act or otherwise, of land by—</li> </ul> </li> </ul>



**Table 1—Reconfiguring a lot**

<b>Table 1—Reconfiguring a lot</b>	
	<p>(A) a constructing authority, as defined under that Act, for a purpose set out in parts 1 to 13 (other than part 10, second dot point) of the schedule to that Act; or</p> <p>(B) an authorised electricity entity; or</p> <p>(v) is for land held by the State, or a statutory body representing the State, and the land is being subdivided for a purpose set out in the Acquisition Act, schedule, parts 1 to 13 (other than part 10, second dot point) whether or not the land relates to an acquisition; or</p> <p>(vi) is for reconfiguring a lot comprising strategic port land; or</p> <p>(vii) is for reconfiguring a South Bank lot within the corporation area under the <i>South Bank Corporation Act 1989</i>; or</p> <p>(viii) is for the Transport Infrastructure Act, section 240; or</p> <p>(ix) is in relation to the acquisition of land for a water infrastructure facility; or</p> <p>(x) is for land in an urban development area; or</p> <p>(d) the reconfiguration is on land relating to a State-controlled road and the total number of lots abutting the State-controlled road are increased; or</p> <p>(e) the reconfiguration is of a lot that is 2ha or larger, if—</p> <p>(i) the size of any lot created is 25ha, or smaller; and</p> <p>(ii) either—</p> <p>(A) the reconfiguring involves operational work made assessable under schedule 3, part 1, table 4, item 1, other than operational work that is only the clearing of regulated regrowth vegetation; or</p>

**Table 1—Reconfiguring a lot**

	<p>(B) on any lot created, additional exempt operational work, other than operational work that is only the clearing of regulated regrowth vegetation, could be carried out; or</p> <p>(f) the land is situated completely or partly within a coastal management district; or</p> <p>(g) the reconfiguration is in connection with the construction of a canal; or</p> <p>(h) the land is in an area declared to be a catchment area under the <i>Water Act 2000</i> and the size of any lot created is less than 16ha; or</p> <p>(i) all or part of the land is on the contaminated land register or the environmental management register; or</p> <p>(j) the reconfiguration is for a purpose or on land mentioned in schedule 9, column 1 that meets the threshold in schedule 9, column 2 for the purpose or land; or</p> <p>(k) the reconfiguration is for a purpose or on land mentioned in schedule 10, column 1 that meets the threshold in schedule 10, column 2 for the purpose or land; or</p> <p>(l) the reconfiguration is on land in a koala conservation area or koala sustainability area, other than in an SEQ urban footprint area, and will result in—</p> <p style="padding-left: 20px;">(i) an increased number of lots; or</p> <p style="padding-left: 20px;">(ii) clearing of native vegetation over an area greater than 2500m<sup>2</sup>; or</p> <p>(m) division 3 of the State planning regulatory provisions for the SEQ region, the Far North Queensland region or the Wide Bay Burnett region applies to the land; or</p> <p>(n) the land is on or partly on airport land; or</p> <p>(o) the land is in or partly in a wild river area; or</p> <p>(p) an overlay in the planning scheme for the local government area in which the land is located applies to the land</p>
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<b>Table 1—Reconfiguring a lot</b>		
2	Matters or things against which the development is assessed	The temporary State planning policy made by the Minister on 25 November 2009 and called 'Temporary State planning policy 2/09 Acceleration of compliance assessment'
<b>Process for assessment</b>		
3	Compliance assessor	The local government for the area in which the lot is situated

<b>Table 2—Operational works for reconfiguring a lot</b>		
<b>Preliminary matters</b>		
1	Development for which compliance assessment is required	Operational works for reconfiguring a lot, other than a lot in an urban development area, if the reconfiguration is also development requiring compliance assessment
2	Matters or things against which the development is assessed	The temporary State planning policy made by the Minister on 25 November 2009 and called 'Temporary State planning policy 2/09 Acceleration of compliance assessment'
<b>Process for assessment</b>		
3	Compliance assessor	The local government for the area in which the lot is situated

## Schedule 19 Compliance assessment of subdivision plans

section 19

<b>Table 1—Subdivision plans</b>	
Preliminary matters	
1	Document for which compliance assessment is required
2	Matters or things against which the document is assessed
	<p>A subdivision plan</p> <p>1 If the reconfiguration proposed to be effected by the subdivision plan is authorised under a development permit or a compliance permit for the reconfiguration—</p> <p>(a) all of the following—</p> <ul style="list-style-type: none"> <li>(i) the conditions of the development permit or compliance permit about the reconfiguration have been complied with;</li> <li>(ii) for a reconfiguration requiring operational works—the conditions of the development permit or compliance permit for the operational works have been complied with;</li> <li>(iii) there are no outstanding rates or charges levied by the local government or expenses that are a charge over the land under any Act;</li> <li>(iv) the plan has been prepared in compliance with the development permit or compliance permit; or</li> </ul>

**Table 1—Subdivision plans**

	<p>(b) both of the following—</p> <ul style="list-style-type: none"> <li>(i) satisfactory security has been given to the local government to ensure compliance with the requirements of paragraph (a)(i) to (iii);</li> <li>(ii) the plan is in accordance with the development permit or compliance permit</li> </ul> <p>2 If the plan is required to be submitted to the local government under a condition of a development permit or a compliance permit—</p> <p>(a) all of the following—</p> <ul style="list-style-type: none"> <li>(i) the conditions of the development permit or compliance permit about the reconfiguration have been complied with;</li> <li>(ii) there are no outstanding rates or charges levied by the local government or expenses that are a charge over the land under any Act;</li> <li>(iii) the plan is in accordance with the development permit or compliance permit; or</li> </ul> <p>(b) both of the following—</p> <ul style="list-style-type: none"> <li>(i) satisfactory security is given to the local government to ensure compliance with the requirements of paragraph (a)(i) and (ii);</li> <li>(ii) the plan is in accordance with the development permit or compliance permit</li> </ul> <p>3 If the reconfiguration proposed to be effected by the plan is not assessable development or development requiring compliance assessment—</p> <ul style="list-style-type: none"> <li>(a) the plan is consistent with any development permit or compliance permit relevant to the plan; and</li> <li>(b) there are no outstanding rates or charges levied by the local government or expenses that are a charge over the land under any Act</li> </ul>
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<b>Table 1—Subdivision plans</b>		
<b>Process for assessment</b>		
3	Compliance assessor	The local government for the area the subject of the subdivision plan
4	When request for compliance assessment must be made	<p>1 If the reconfiguration proposed to be effected by the subdivision plan is authorised under a development permit or compliance permit—at any time while the permit has effect</p> <p>2 If the subdivision plan is required to be submitted to the local government under a condition of a development permit or compliance permit—</p> <p>(a) within the period stated in the condition; or</p> <p>(b) if a period has not been stated in the condition—within 2 years after the day the permit was given</p>
<b>Additional requirements</b>		
5	Requirements under other Acts	Any requirements of the Act under which the subdivision plan is to be registered or otherwise recorded, including, for example, notation of the compliance assessor's approval on the subdivision plan in a way required under the other Act

## Schedule 20 Court fees

### section 22

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1	Filing notice of appeal—	
	(a) if there is only 1 party initiating the appeal and the party is an individual, or if there is more than 1 party initiating the appeal and they are all individuals . . . . .	480.00
	(b) otherwise. . . . .	950.00
2	Filing an originating application— <i>Planning and Environment Court Rules 2008</i> (the <b>rules</b> ), rule 5—	
	(a) if there is only 1 applicant and the applicant is an individual, or if there is more than 1 applicant and all applicants are individuals . . . . .	480.00
	(b) otherwise. . . . .	950.00
3	Issuing a certificate on final judgment, order, finding or decision. . . . .	51.00
4	Filing a document (the <b>first document</b> ), other than any subsequent document relating to the first document, for which no other fee is provided . . . . .	73.00
5	Issuing a copy of a record of the court, a document or exhibit filed in the registry or reasons for judgment—	
	(a) first copy—each page . . . . .	1.90
	(b) maximum fee for first copy . . . . .	54.00
	(c) additional copy—each page . . . . .	0.50
	(d) maximum fee for additional copy. . . . .	21.50
6	Opening or keeping open the registry after hours . . . . .	395.00
7	Searching the record in an appeal or other proceeding—for each name or file . . . . .	19.00
8	Attending a view—	
	(a) for each hour or part of an hour . . . . .	84.00
	(b) but not more than, for each day . . . . .	420.00

Schedule 20

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	\$
9 Making an appointment for assessment of a costs statement.....	84.00
10 Assessing a costs statement—for each \$100 or part of \$100 allowed.....	10.00



## Schedule 21 Building and development committee fees

### section 23

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1 Declaration under chapter 7, part 2, division 3, subdivision 1 of the Act . . . . .	200.00
2 Appeal under section 519, 520, 521, 522, 523, 524 or 525 of the Act—	
(a) if the appeal is to be decided by a building and development committee without a site inspection by the committee or a member of the committee . .	294.00
(b) if the appeal is to be decided by a building and development committee after a site inspection by the committee or a member of the committee . . . .	489.00
3 Appeal under section 527, 528, 529, 530, 531, 532 or 533 of the Act about a class 1 building or a class 10 building or structure—	
(a) if the appeal is to be decided by a building and development committee without a site inspection by the committee or a member of the committee . .	294.00
(b) if the appeal is to be decided by a building and development committee after a site inspection by the committee or a member of the committee . . . .	489.00
4 Appeal under section 527, 528, 529, 530, 531, 532 or 533 of the Act about a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area of 500m <sup>2</sup> or less—	
(a) if the appeal is to be decided by a building and development committee without a site inspection by the committee or a member of the committee . .	428.00
(b) if the appeal is to be decided by a building and development committee after a site inspection by the committee or a member of the committee . . . .	617.00

Schedule 21

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	\$	
5	Appeal under section 527, 528, 529, 530, 531, 532 or 533 of the Act about a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area more than 500m <sup>2</sup> —	
	(a) if the appeal is to be decided by a building and development committee without a site inspection by the committee or a member of the committee . .	617.00
	(b) if the appeal is to be decided by a building and development committee after a site inspection by the committee or a member of the committee . . . .	917.00
6	Appeal under section 535 or 849 of the Act. . . . .	515.00

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**Schedule 22      Local governments required to  
review priority  
infrastructure plans**

section 28

Brisbane City Council  
Bundaberg Regional Council  
Cairns Regional Council  
Fraser Coast Regional Council  
Gladstone Regional Council  
Gold Coast City Council  
Gympie Regional Council  
Ipswich City Council  
Logan City Council  
Mackay Regional Council  
Moreton Bay Regional Council  
Redland City Council  
Rockhampton Regional Council  
Scenic Rim Regional Council  
Sunshine Coast Regional Council  
Toowoomba Regional Council  
Townsville City Council  
Whitsunday Regional Council

## Schedule 23 Trunk infrastructure charge rates

section 30

Purposes for which a charge may apply	Trunk infrastructure networks				
	Water supply	Sewerage	Stormwater management	Transport	Public parks and community land
Reconfiguring a residential, commercial, retail, or industrial lot	1 charge unit for each additional lot	1 charge unit for each additional lot	1 charge unit for each additional lot	1 charge unit for each additional lot	1 charge unit for each additional lot
Material change of use or building work for single dwelling unit	1 charge unit for each dwelling	1 charge unit for each dwelling	1 charge unit for each dwelling	1 charge unit for each dwelling	1 charge unit for each dwelling
Material change of use or building work for multiple dwelling units	0.75 charge unit for each dwelling	0.75 charge unit for each dwelling	1 charge unit times (0.7 of site area divided by 400m <sup>2</sup> )	0.8 charge unit for each dwelling	0.5 charge unit for each dwelling
Material change of use or building work for commercial uses	10 charge units for each hectare of site area	10 charge units for each hectare of site area	1 charge unit for each 400m <sup>2</sup> of site area	1 charge unit for each 100m <sup>2</sup> of GFA	0.3 charge unit for each 100m <sup>2</sup> of GFA
Material change of use or building work for retail uses	10 charge units for each hectare of site area	10 charge units for each hectare of site area	1 charge unit for each 400m <sup>2</sup> of site area	0.4 charge unit for each 100m <sup>2</sup> of GFA	0.3 charge unit for each 100m <sup>2</sup> of GFA
Material change of use or building work for industrial uses	10 charge units for each hectare of site area	10 charge units for each hectare of site area	1 charge unit times (0.9 of site area divided by 400m <sup>2</sup> )	1 charge unit for each 100m <sup>2</sup> of GFA	1 charge unit for each hectare of site area

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## **Schedule 24      Clearing of native vegetation—not assessable development under schedule 3, part 1, table 4, item 1**

schedule 3, part 1, table 4, item 1(e) and (f)

### **Part 1                      Clearing and other activities or matters—general**

#### **1                      Clearing and other activities or matters for land generally**

- (1) Clearing under a development approval for a material change of use or reconfiguring a lot, if the approval is given for a development application—
  - (a) made after 4 October 2004; and
  - (b) for which the chief executive administering the Vegetation Management Act is a concurrence agency.
- (2) Clearing an area of vegetation that is less than 0.5ha within a watercourse or lake for an activity (other than an activity relating to a material change of use of premises or the reconfiguring of a lot) that is subject to an approval process and is approved under the Act or another Act, or is carried out under the document called ‘Guideline—Activities in a watercourse, lake or spring carried out by an entity’ approved by the chief executive of the department that administers the *Water Act 2000*, if the area is—
  - (a) a least concern regional ecosystem—
    - (i) shown on the regional ecosystem map or remnant map as remnant vegetation; or
    - (ii) shown on a PMAV as a category B area; or
  - (b) shown on a PMAV as a category X area; or

- (c) shown on the regional ecosystem map or remnant map as other than remnant vegetation.
- (3) Clearing vegetation in an area declared under the Vegetation Management Act, section 19F if the clearing is carried out under the management plan for the area.
- (4) Clearing vegetation under a land management agreement for a lease under the *Land Act 1994*.
- (5) A traditional Aboriginal or Torres Strait Islander cultural activity, other than a commercial activity.
- (6) A mining activity or a chapter 5A activity.
- (7) Any aspect of development for geothermal exploration carried out under a geothermal exploration permit under the *Geothermal Exploration Act 2004*.
- (8) Any aspect of development for core airport infrastructure on airport land.
- (9) An activity under the *Fire and Rescue Service Act 1990*, section 53, 68 or 69.
- (10) An activity under—
  - (a) the *Electricity Act 1994*, section 101 or 112A; or
  - (b) the *Electricity Regulation 2006*, section 17.
- (11) For a State-controlled road under the Transport Infrastructure Act—
  - (a) road works carried out on the State-controlled road; or
  - (b) ancillary works and encroachments carried out under section 50 of that Act.
- (12) Clearing, for routine transport corridor management and safety purposes, on existing rail corridor land, new rail corridor land, non-rail corridor land or commercial corridor land (within the meaning of the Transport Infrastructure Act) that is not subject to a commercial lease.
- (13) Any activity authorised under the *Forestry Act 1959*.

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## Part 2 Clearing for particular land

### 2 Freehold land

For freehold land, clearing that is—

- (a) clearing of vegetation to which the Vegetation Management Act does not apply; or
- (b) for a forest practice; or
- (c) residential clearing; or
- (d) necessary for essential management; or
- (e) in an area shown on a PMAV as a category X area; or
- (f) in an area for which there is no PMAV and the vegetation is not regulated regrowth vegetation or shown on the regional ecosystem map or remnant map as remnant vegetation; or
- (g) for urban purposes in an urban area and the vegetation is regulated regrowth vegetation, or an of concern regional ecosystem or a least concern regional ecosystem—
  - (i) shown on a PMAV for the area as a category B area; or
  - (ii) if there is no PMAV for the area—shown on the regional ecosystem map or remnant map as remnant vegetation; or
- (h) for urban purposes in an urban area in a wild river high preservation area and the vegetation is—
  - (i) remnant vegetation, shown on the regional ecosystem map or remnant map, that is an of concern regional ecosystem or a least concern regional ecosystem; or
  - (ii) shown on the regional ecosystem map or remnant map as other than remnant vegetation; or
  - (iii) regulated regrowth vegetation; or

- (i) necessary for routine management in an area of the land and the vegetation is regulated regrowth vegetation, or a least concern regional ecosystem—
  - (i) shown on a PMAV for the area as a category B area; or
  - (ii) if there is no PMAV for the area— shown on the regional ecosystem map or remnant map as remnant vegetation; or
- (j) in an urban development area; or
- (k) on airport land and the operational work—
  - (i) is consistent with the land use plan approved under the *Airport Assets (Restructuring and Disposal) Act 2008*, chapter 3, part 1 for the land; and
  - (ii) is carried out on land that is not stated, under the land use plan, to remain undeveloped land; or
- (l) clearing of regulated regrowth vegetation under the regrowth vegetation code or a regrowth clearing authorisation, other than if the vegetation is shown on a PMAV for an area of the land as a category A area; or
- (m) for development that is for an extractive industry under the *Vegetation Management Act*, section 22A(3) in a key resource area to the extent it involves clearing regulated regrowth vegetation, other than if the vegetation is shown on a PMAV for an area of the land as a category A area; or
- (n) for development that is a significant community project to the extent it involves clearing regulated regrowth vegetation, other than if the vegetation is shown on a PMAV for an area of the land as a category A area.

### **3 Indigenous land**

For indigenous land, clearing that is—

- (a) clearing of vegetation to which the *Vegetation Management Act* does not apply; or



- 
- (b) for a forest practice, other than on land on which the State owns the trees; or
  - (c) residential clearing; or
  - (d) necessary for essential management; or
  - (e) in an area shown on a PMAV as a category X area; or
  - (f) in an area for which there is no PMAV and the vegetation is not regulated regrowth vegetation or shown on the regional ecosystem map or remnant map as remnant vegetation; or
  - (g) for urban purposes in an urban area and the vegetation is regulated regrowth vegetation, or an of concern regional ecosystem or a least concern regional ecosystem—
    - (i) shown on a PMAV for the area as a category B area; or
    - (ii) if there is no PMAV for the area—shown on the regional ecosystem map or remnant map as remnant vegetation; or
  - (h) for urban purposes in an urban area in a wild river high preservation area and the vegetation is—
    - (i) remnant vegetation, shown on the regional ecosystem map or remnant map, that is an of concern regional ecosystem or a least concern regional ecosystem; or
    - (ii) shown on the regional ecosystem map or remnant map as other than remnant vegetation; or
    - (iii) regulated regrowth vegetation; or
  - (i) necessary for routine management in an area of the land and the vegetation is regulated regrowth vegetation, or a least concern regional ecosystem—
    - (i) shown on a PMAV for the area as a category B area; or
    - (ii) if there is no PMAV for the area—shown on the regional ecosystem map or remnant map as remnant vegetation; or

- (j) gathering, digging or removing forest products—
  - (i) for the purpose of improving the land or for use under the *Local Government (Aboriginal Lands) Act 1978*, section 28; or
  - (ii) for use under the *Aboriginal and Torres Strait Islander Communities (Justice, Land and Other Matters) Act 1984*, section 62; or
- (k) in an urban development area; or
- (l) clearing of regulated regrowth vegetation under the regrowth vegetation code or a regrowth clearing authorisation, other than if the vegetation is shown on a PMAV for an area of the land as a category A area; or
- (m) for development that is for an extractive industry under the *Vegetation Management Act*, section 22A(3) in a key resource area to the extent it involves clearing regulated regrowth vegetation, other than if the vegetation is shown on a PMAV for an area of the land as a category A area; or
- (n) for development that is a significant community project to the extent it involves clearing regulated regrowth vegetation, other than if the vegetation is shown on a PMAV for an area of the land as a category A area.

#### **4 Land subject to a lease under the Land Act 1994**

- (1) For land subject to a lease under the *Land Act 1994* for agriculture or grazing purposes, clearing that is—
  - (a) clearing of vegetation to which the *Vegetation Management Act* does not apply; or
  - (b) residential clearing; or
  - (c) necessary for essential management; or
  - (d) in an area shown on a PMAV as a category X area; or
  - (e) in an area for which there is no PMAV and the vegetation is not—

- 
- (i) shown on the regional ecosystem map or remnant map as remnant vegetation; or
  - (ii) regulated regrowth vegetation; or
  - (f) clearing of regulated regrowth vegetation under the regrowth vegetation code or a regrowth clearing authorisation, other than if the vegetation is shown on a PMAV for an area of the land as a category A area; or
  - (g) necessary for routine management in an area of the land and the vegetation is regulated regrowth vegetation, or a least concern regional ecosystem—
    - (i) shown on a PMAV as a category B area; or
    - (ii) if there is no PMAV for the area—shown on the regional ecosystem map or remnant map as remnant vegetation; or
  - (h) for development that is for an extractive industry under the Vegetation Management Act, section 22A(3) in a key resource area to the extent it involves clearing regulated regrowth vegetation, other than if the vegetation is shown on a PMAV for an area of the land as a category A area; or
  - (i) for development that is a significant community project to the extent it involves clearing regulated regrowth vegetation, other than if the vegetation is shown on a PMAV for an area of the land as a category A area.
- (2) For land subject to a lease under the *Land Act 1994* other than for agriculture or grazing purposes, clearing that is consistent with the purposes of the lease and is—
- (a) clearing of vegetation to which the Vegetation Management Act does not apply; or
  - (b) residential clearing; or
  - (c) necessary for essential management; or
  - (d) in an area shown on a PMAV as a category X area; or
  - (e) for rental category 3.1, 3.2, 4, 5, 8.2, 9.1 and 9.2 leases under the *Land Regulation 1995*—in an area for which there is no PMAV and the vegetation is shown on the

regional ecosystem map or remnant map as remnant vegetation.

## **5 Land that is a road under the Land Act 1994**

For land that is a road under the *Land Act 1994*, clearing that is—

- (a) carried out by a local government, or by or for the chief executive of the department in which the Transport Infrastructure Act is administered, and is—
  - (i) necessary to construct road infrastructure or to source construction material for roads; or
  - (ii) in an urban area and the vegetation is a least concern regional ecosystem shown on the regional ecosystem map or remnant map as remnant vegetation; or
  - (iii) in an urban area and the vegetation is shown on the regional ecosystem map or remnant map as other than remnant vegetation; or
- (b) carried out by a local government and is for an activity, approved by the chief executive administering the Vegetation Management Act, that is carried out—
  - (i) to remove, under a management plan for the local government's area or part of its area, declared pests or vegetation that is not native vegetation; or
  - (ii) in response to an emergency situation or a natural disaster; or
- (c) necessary to remove or reduce the imminent risk that the vegetation poses of serious personal injury or damage to infrastructure; or
- (d) by fire under the *Fire and Rescue Service Act 1990* to reduce hazardous fuel load; or
- (e) necessary to maintain infrastructure located on the road, other than fences; or

- (f) necessary to maintain an existing boundary fence to the maximum width of 1.5m; or
- (g) necessary for reasonable access to adjoining land from the existing formed road for a maximum distance of 100m with a maximum width of 10m; or
- (h) necessary to maintain an existing firebreak or garden located on the road.

## **6 Particular trust land under the Land Act 1994**

For land that is trust land under the *Land Act 1994*, other than indigenous land, clearing that is carried out by the trustee and is—

- (a) necessary for essential management; or
- (b) in an area shown on a PMAV as a category X area; or
- (c) in an area for which there is no PMAV and the vegetation is shown on the regional ecosystem map or remnant map as remnant vegetation; or
- (d) for an activity, approved by the chief executive administering the Vegetation Management Act, that is carried out for the purpose of maintaining the trust land for the purpose for which it was granted and is necessary—
  - (i) to maintain a necessary fence, road or vehicular track; or
  - (ii) to maintain necessary built infrastructure, other than contour banks, fences, roads or vehicular tracks; or
  - (iii) to remove, under a management plan for the land, declared pests or vegetation that is not native vegetation.

**7 Unallocated State land under the Land Act 1994**

For land that is unallocated State land under the *Land Act 1994*, clearing that is carried out by the chief executive administering that Act and is—

- (a) necessary for essential management; or
- (b) to control declared pests or vegetation that is not native vegetation; or
- (c) in an urban development area.

**8 Land subject to a licence or permit under the Land Act 1994**

For land that is subject to a licence or permit under the *Land Act 1994*, clearing that is carried out by the licensee or permittee and is—

- (a) necessary for essential management; or
- (b) in an urban development area.

## **Schedule 25      LGA population 1 areas**

schedule 26, definition *LGA population 1*

Brisbane City Council  
Bundaberg Regional Council  
Cairns Regional Council  
Fraser Coast Regional Council  
Gold Coast City Council  
Ipswich City Council  
Logan City Council  
Moreton Bay Regional Council  
Redland City Council  
Scenic Rim Regional Council  
Sunshine Coast Regional Council  
Townsville City Council

## Schedule 26 Dictionary

### section 3

***additional exempt operational work***, for a lot in relation to development mentioned in schedule 7, table 2, item 4 or table 3, item 10, means operational work that—

- (a) is either of the following—
  - (i) clearing of vegetation on freehold land or land subject to a lease under the *Land Act 1994*, to the extent necessary for building a single dwelling house on a lot and any reasonably associated building or structure, if the building of the dwelling house is—
    - (A) building work for which a development permit for a building development application, or a compliance permit, has been given; or
    - (B) building work mentioned in schedule 3, part 2, table 1, item 1; or
    - (C) for public housing;
  - (ii) clearing for essential management or routine management; and
- (b) would be assessable development under schedule 3, part 1, table 4, item 1 (the ***relevant item***) if it were carried out on the lot immediately before the development happened, but because of the development is not assessable development under the relevant item.

*Example of additional exempt operational work for development mentioned in schedule 7, table 3, item 10—*

development involving a building or structure associated with a material change of use located within 70m of native vegetation

***aged-care facility*** means a facility, or part of a facility, at which accommodation and nursing or personal care is



provided to older persons who, because of incapacity or infirmity, have a continuing need for nursing or personal care.

**agricultural ERA** see the Environmental Protection Act, section 75.

**aid to navigation** see the *Transport Operations (Marine Safety) Act 1994*, section 104.

**airport** see ‘State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities’, Annex 1.

**airport land** see the *Airport Assets (Restructuring and Disposal) Act 2008*, schedule 3.

**ancillary works and encroachments** see the Transport Infrastructure Act, schedule 6.

**ANEF** means Australian Noise Exposure Forecast.

**area management advice** means a written notice given by the administering authority to the local government about planning for or managing land contaminated because of natural mineralisation, industrial activity or unexploded ordnance.

**artificial waterway** see the Coastal Protection and Management Act, section 8.

**Australian Noise Exposure Forecast** see ‘State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities’.

**authorised electricity entity** means an entity authorised, or taken to be authorised, under the *Electricity Act 1994*, section 116(1), to acquire land.

**bed and banks**—

- 1 *Bed and banks*, of a watercourse or lake, means land over which the water of the watercourse or lake normally flows or that is normally covered by the water, whether permanently or intermittently.
- 2 *Bed and banks* does not include land adjoining or adjacent to the bed or banks that is from time to time covered by floodwater.

***busway transport infrastructure*** see the Transport Infrastructure Act, schedule 6.

***canal*** see the Coastal Protection and Management Act, section 9.

***category A area*** means a category A area under the Vegetation Management Act.

***category B area*** means a category B area under the Vegetation Management Act.

***category C area*** means a category C area under the Vegetation Management Act.

***category X area*** means a category X area under the Vegetation Management Act.

***class***, for a building or structure, means its particular classification under the BCA.

***coastal dune*** means a ridge or hillock of sand or other material—

- (a) on the coast; and
- (b) built up by the wind.

***Coastal Protection and Management Act*** means the *Coastal Protection and Management Act 1995*.

***commercial corridor land*** see the Transport Infrastructure Act, schedule 6.

***Commonwealth Minister***, for part 6, see section 31.

***contaminated land*** see the Environmental Protection Act, schedule 4.

***contaminated land register*** means the contaminated land register under the Environmental Protection Act.

***core airport infrastructure*** see the *Airport Assets (Restructuring and Disposal) Act 2008*, schedule 3.

***cultural heritage significance***, in relation to a place for schedule 4, table 5, item 11, means its aesthetic, architectural, historical, scientific, social or other significance, to the present generation or past or future generations.

**dam** see the *Water Act 2000*, schedule 4.

**dead marine wood** means a branch or trunk that—

- (a) is a part of a dead marine plant; or
- (b) was a part of a dead marine plant.

**declared pest** means a declared pest under the *Land Protection (Pest and Stock Route Management) Act 2002*.

**designated proponent**, for part 6, see section 31.

**domestic housing activity** means the construction or use of a single residence on a lot and any reasonably associated building or structure.

*Examples of a building or structure that could be reasonably associated with a single residence—*

caretakers' accommodation, granny flat, building or structure used for a home business

**environmental management register** means the environmental management register under the Environmental Protection Act.

**essential management** means clearing native vegetation—

- (a) for establishing or maintaining a necessary firebreak to protect infrastructure other than a fence, road or vehicular track, if the maximum width of the firebreak is equivalent to 1.5 times the height of the tallest vegetation adjacent to the infrastructure, or 20m, whichever is the greater; or
- (b) for establishing a necessary fire management line if the maximum width of the clearing for the fire management line is 10m; or
- (c) necessary to remove or reduce the imminent risk that the vegetation poses of serious personal injury or damage to infrastructure; or
- (d) by fire under the *Fire and Rescue Service Act 1990* to reduce hazardous fuel load; or
- (e) necessary to maintain infrastructure including any core airport infrastructure, buildings, fences, helipads, roads,

- stockyards, vehicular tracks, watering facilities and constructed drains other than contour banks, other than to source construction material; or
- (f) for maintaining a garden or orchard, other than clearing predominant canopy trees to maintain underplantings established within remnant vegetation; or
  - (g) on land subject to a lease issued under the *Land Act 1994* for agriculture or grazing purposes to source construction timber to repair existing infrastructure on the land, if—
    - (i) the infrastructure is in need of immediate repair; and
    - (ii) the clearing does not cause land degradation as defined under the *Vegetation Management Act*; and
    - (iii) restoration of a similar type, and to the extent of the removed trees, is ensured; or
  - (h) by the owner on freehold land to source construction timber to maintain infrastructure on any land of the owner, if—
    - (i) the clearing does not cause land degradation as defined under the *Vegetation Management Act*; and
    - (ii) restoration of a similar type, and to the extent of the removed trees, is ensured.

***excluded work—***

- 1 *Excluded work*, for schedule 3, part 1, table 4, item 5, means maintenance work on a lawful work.
- 2 *Excluded work*, for schedule 3, part 1, table 4, item 5(b)(i), (iii) and (ix), also means—
  - (a) minor work that—
    - (i) has insignificant impact on coastal management; and
    - (ii) is reversible or expendable; or

- (b) work for which an exemption certificate under the Coastal Protection and Management Act has been issued.

3 *Excluded work* does not include work to which section 584 of the Act applies.

*existing school campus*, for schedule 4, table 5, item 11, means premises at which a school is established, but does not include separate premises associated with the school and used solely—

- (a) for sporting or recreational purposes; or  
 (b) for residential purposes, whether or not any residential dwellings comprising the premises are vacant.

*fire safety system* means a fire safety system as defined under the BCA, volume 1, part A1.

*Fisheries Act* means the *Fisheries Act 1994*.

*future public passenger transport facility* means any of the following identified in a guideline made under the *Transport Planning and Coordination Act 1994*, section 8E—

- (a) a future busway station;  
 (b) a future railway passenger station for the network known as Citytrain;  
 (c) a future passenger transport interchange facility.

*future public transport corridor* means land identified in a guideline made under the *Transport Planning and Coordination Act 1994*, section 8E as a future route for public transport.

*future railway land* see the Transport Infrastructure Act, section 242.

*future State-controlled road* means a road or land that the chief executive administering the Transport Infrastructure Act has notified the local government in writing is intended to become a State-controlled road.

*GFA*, for a development application, means the gross floor area.

**gross floor area**, for a building, means the total floor area of all storeys of the building, including any mezzanines, (measured from the outside of the external walls and the centre of any common walls of the building), other than areas used for—

- (a) building services; or
- (b) a ground floor public lobby; or
- (c) a public mall in a shopping complex; or
- (d) parking, loading or manoeuvring of vehicles; or
- (e) balconies, whether roofed or not.

**hazardous contaminant** see the Environmental Protection Act, schedule 4.

**indigenous freshwater fish** means a fish that is—

- (a) a freshwater fish as defined under the *Fisheries Regulation 2008*, schedule 11, part 2; and
- (b) indigenous, within the meaning of the Fisheries Act, schedule, definition *indigenous fisheries resources*, to—
  - (i) only Queensland freshwaters; or
  - (ii) both Queensland freshwaters and Queensland tidal waters.

**indigenous marine fish** means a fish that is indigenous, within the meaning of the Fisheries Act, schedule, definition *indigenous fisheries resources*, to only Queensland tidal waters.

**industrial area** means land, however described, that is designated in a planning instrument as industrial, or that is predominantly industrial in character, having regard to—

- (a) dominant land uses in the area; or
- (b) the relevant provisions of a planning instrument applying to the area.

*Examples of ways of describing industrial areas—*

- heavy industry
- commercial industry

- light industry
- service industry
- general industry
- waterfront industry
- extractive industry

***interim koala habitat protection area*** means an area shown as an interim koala habitat protection area on maps SEQKH1 to SEQKH7 mentioned in schedule 1 of the SEQ koala State planning regulatory provisions.

*Editor's note—*

Maps SEQKH1 to SEQKH7 are held by the department and are available for inspection by members of the public at the department's head office.

***key resource area*** means an area identified as a key resource area in the document called 'State Planning Policy 2/07—Protection of Extractive Resources', a State planning policy that took effect on 3 September 2007.

*Editor's note—*

The document can be inspected on the department's website at <[www.dip.qld.gov.au](http://www.dip.qld.gov.au)>.

***koala conservation area*** see the *Nature Conservation (Koala) Conservation Plan 2006*, schedule 2.

***koala sustainability area*** see the *Nature Conservation (Koala) Conservation Plan 2006*, schedule 2.

***lake*** see the *Water Act 2000*, schedule 4.

***land relating to a State-controlled road*** means land, the subject of a development application, if part of the land—

- (a) is within 100m of the road; or
- (b) is part of a future State-controlled road.

***land use plan*** means a plan approved under the Transport Infrastructure Act, section 286.

***least concern regional ecosystem*** means a least concern regional ecosystem under the Vegetation Management Act.

***LGA population 1*** means a local government area of a local government mentioned in schedule 25.

***LGA population 2*** means a local government area that is not an LGA population 1.

***light rail transport infrastructure*** see the Transport Infrastructure Act, schedule 6.

***Lyngbya*** means a plant of the genus *Lyngbya*.

***major hazard facility*** see the *Dangerous Goods Safety Management Act 2001*, section 31(1).

***miscellaneous transport infrastructure*** see the Transport Infrastructure Act, section 416.

***non-State school***, for schedule 4, table 5, item 11, means a school that is provisionally accredited, or accredited, under the *Education (Accreditation of Non-State Schools) Act 2001*, section 6.

***notifiable activity*** see the Environmental Protection Act, schedule 4.

***of concern regional ecosystem*** means an of concern regional ecosystem under the Vegetation Management Act.

***operational airspace*** see ‘State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities’.

***other rail infrastructure*** see the Transport Infrastructure Act, schedule 6.

***petroleum activities*** see the Environmental Protection Act, schedule 4.

***PMAV*** means a property map of assessable vegetation under the Vegetation Management Act.

***port authority*** see the Transport Infrastructure Act, schedule 6.

***possible major hazard facility*** see the *Dangerous Goods Safety Management Act 2001*, section 31(2).

***public passenger transport facility*** means any of the following—



- 
- (a) a busway station;
  - (b) a railway passenger station for the network known as Citytrain;
  - (c) a passenger transport interchange facility identified in a guideline made under the *Transport Planning and Coordination Act 1994*, section 8E.

**public safety area** see ‘State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities’, Annex 3.

**public transport corridor** means a corridor by which public passenger services are provided on any of the following—

- (a) busway transport infrastructure;
- (b) light rail transport infrastructure;
- (c) rail transport infrastructure in the SEQ region.

**qualitative statement** means a qualitative statement or other provision about a performance or outcome sought to be achieved when applicable buildings or structures are finished.

**quantifiable standard** means a standard that achieves a performance or outcome sought under a qualitative statement.

**rail corridor land** see the Transport Infrastructure Act, schedule 6.

**rail transport infrastructure** see the Transport Infrastructure Act, schedule 6.

**railway tunnel easement** see the Transport Infrastructure Act, schedule 4.

**regional ecosystem map** see the Vegetation Management Act, section 20A.

**regrowth clearing authorisation** means a regrowth clearing authorisation under the Vegetation Management Act, section 19ZA(1).

**regrowth vegetation code** means the regrowth vegetation code under the Vegetation Management Act, section 19S(1).

**regrowth vegetation map** means the regrowth vegetation map under the Vegetation Management Act, section 20AB.

**regulated regrowth vegetation** means regulated regrowth vegetation under the Vegetation Management Act.

**relevant impacts**, for part 6, see section 31.

**relevant program**, for schedule 4, table 5, items 11 and 12, means the program established by the Commonwealth government in February 2009 that—

- (a) provides funding for new facilities and refurbishments in schools; and
- (b) is known as the Nation Building and Jobs Plan—Building the Education Revolution.

**remnant map** see the Vegetation Management Act, section 20AA.

**remnant vegetation** means remnant vegetation as defined under the Vegetation Management Act.

**residential clearing**—

- (a) for the clearing of vegetation on freehold land or land subject to a lease under the *Land Act 1994*—means clearing the vegetation to the extent necessary for building a single dwelling house on a lot, and any reasonably associated building or structure, if the building of the dwelling house is—
  - (i) building work for which a development permit for a building development application, or a compliance permit, has been given; or
  - (ii) building work mentioned in schedule 3, part 2, table 1, item 1; or
  - (iii) for public housing; or
- (b) for the clearing of vegetation on indigenous land—means clearing the vegetation to the extent necessary for building dwelling houses, and any reasonably associated building or structure, for Aboriginal or Torres Strait Islander inhabitants of the land or persons providing educational, health, police or

other community services for the inhabitants, if the building of the dwelling houses is—

- (i) building work for which a development permit for a building development application, or a compliance permit, has been given; or
- (ii) building work mentioned in schedule 3, part 2, table 1, item 1; or
- (iii) for public housing.

***residential land***, for schedule 4, table 5, item 11, means land that—

- (a) is being used for residential purposes; or
- (b) may or is intended to be used for residential purposes under—
  - (i) a development approval in effect on or before 24 April 2009; or
  - (ii) a planning scheme as in force on 24 April 2009.

***residential zone*** means land, however described, designated in a planning scheme, temporary local planning instrument, master plan or preliminary approval to which section 242 of the Act applies as residential.

*Examples of ways of describing land—*

- general residential
- park residential
- residential living
- residential choice
- residential low density
- residential medium density
- residential high density

***road frontage***, for land, for schedule 4, table 5, item 11, means the boundary between the land and any road adjoining the land.

***routine management***, for clearing native vegetation on land, means the clearing of native vegetation—

- (a) to establish a necessary fence, road or vehicular track if the maximum width of clearing for the fence, road or track is 10m; or
- (b) to construct necessary built infrastructure, including core airport infrastructure, other than contour banks, fences, roads or vehicular tracks, if—
  - (i) the clearing is not to source construction timber; and
  - (ii) the total extent of clearing is less than 2ha; and
  - (iii) the total extent of the infrastructure is on less than 2ha; or
- (c) by the owner on freehold land to source construction timber for establishing necessary infrastructure on any land of the owner, if—
  - (i) the clearing does not cause land degradation as defined under the Vegetation Management Act; and
  - (ii) restoration of a similar type, and to the extent of the removed trees, is ensured; or
- (d) by the lessee of land subject to a lease issued under the *Land Act 1994* for agriculture or grazing purposes to source construction timber, other than commercial timber, for establishing necessary infrastructure on the land, if—
  - (i) the clearing does not cause land degradation as defined under the Vegetation Management Act; and
  - (ii) restoration of a similar type, and to the extent of the removed trees, is ensured.

***school***, for schedule 4, table 5, item 11, means a non-State school or State school.

***SEQ koala State planning regulatory provisions*** means the South East Queensland Koala State planning regulatory provisions published by the department.

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**SEQ urban footprint area** means an area shown as urban footprint on maps SEQ RP 1 to SEQ RP 32 mentioned in schedule 1 of the State planning regulatory provisions included in the document called ‘Draft South East Queensland Regional Plan 2009–2031’ published by the department.

*Editor’s note—*

Maps SEQ RP 1 to SEQ RP 32 are held by the department and are available for inspection by members of the public at the department’s head office.

**significant community project** means a significant community project under the Vegetation Management Act, section 10(5).

**site management plan** see the Environmental Protection Act, schedule 4.

**sole or community residence clearing** means—

- (a) for vegetation on freehold land or land subject to a lease under the *Land Act 1994*—clearing the vegetation to the extent necessary for building a single dwelling house on a lot, and any reasonably associated building or structure, if no other dwelling house exists on the lot; or
- (b) for vegetation on indigenous land—clearing the vegetation to the extent necessary for building dwelling houses, and any reasonably associated building or structure, for Aboriginal or Torres Strait Islander inhabitants of the land or persons providing educational, health, police or other community services for the inhabitants.

**spring** see the *Water Act 2000*, schedule 4.

**State coastal land** see the Coastal Protection and Management Act, section 17.

**State-controlled road** includes a future State-controlled road.

**State school**, for schedule 4, table 5, item 11, means a school established under the *Education (General Provisions) Act 2006*, section 13.

**storey** means a space within a building between 2 floor levels, or a floor level and a ceiling or roof, other than—

- (a) a space containing only—
  - (i) a lift shaft, stairway or meter room; or
  - (ii) a bathroom, shower room, laundry, water closet or other sanitary compartment; or
  - (iii) accommodation for not more than 3 motor vehicles; or
  - (iv) a combination of any things mentioned in subparagraph (i), (ii) or (iii); or
- (b) a basement, if the ceiling of the basement is not more than 1m above ground level.

***subartesian water*** see the *Water Act 2000*, schedule 4.

***subdivision plan***—

- 1 *Subdivision plan* means a plan, however called, for reconfiguring a lot if, under an Act, the plan requires the approval (in whatever form) of a local government before the plan is registered or otherwise recorded under that Act.
- 2 *Subdivision plan* includes an agreement that reconfigures a lot by dividing land into parts rendering different parts of the lot available for separate disposition or separate occupation.
- 3 *Subdivision plan* does not include—
  - (a) a lease for—
    - (i) a term, including renewal options, not exceeding 10 years; or
    - (ii) all or part of a building; or
  - (b) a plan, however called, for reconfiguring a lot if the reconfiguration is in relation to—
    - (i) the acquisition, including by agreement, under the Acquisition Act, of land by a constructing authority, as defined under that Act, or an authorised electricity entity, for a purpose set out in the schedule of that Act; or

- 
- (ii) the acquisition by agreement, other than under the Acquisition Act, of land by a constructing authority, as defined under that Act, or an authorised electricity entity, for a purpose set out in the schedule of that Act; or
  - (iii) land held by the State, or a statutory body representing the State, for a purpose set out in the Acquisition Act, schedule, whether or not the land relates to an acquisition; or
  - (iv) a lot comprising strategic port land; or
  - (v) the acquisition of land for a water infrastructure facility; or
- (c) a plan lodged under the Acquisition Act, section 12A as a result of a reconfiguration of a lot mentioned in paragraph (b)(i).

***subscriber connection*** means an installation for the sole purpose of connecting a building, structure, caravan or mobile home to a line that forms part of an existing telecommunications network.

***substation site***—

- 1 *Substation site* means premises larger than 50m<sup>2</sup> forming part of a transmission grid or supply network under the *Electricity Act 1994*, and used for—
  - (a) converting or transforming electrical energy from one voltage to another; or
  - (b) regulating voltage in an electrical circuit; or
  - (c) controlling electrical circuits; or
  - (d) switching electrical current between circuits.
- 2 *Substation site* includes telecommunication facilities for controlling works as defined under the *Electricity Act 1994*, section 12(1), and for workforce operational and safety communications.
- 3 *Substation site* does not include—

- (a) pole mounted substations, transformers or voltage regulators; or
- (b) pad mounted substations or transformers.

***suitability statement*** see the Environmental Protection Act, schedule 4.

***tidal water*** see the Coastal Protection and Management Act, schedule.

***total footprint***, of a building and any reasonably associated structure, or an extension of an existing building and any reasonably associated structure, means the total area of land developed for the building and structure, or the extension, including, for example, the areas covered by the following—

- (a) the floor area of the building and structure or the extension;
- (b) landscaping and fencing for the building and structure or the extension;
- (c) a car park, driveway or other facility associated with the building and structure or the extension.

***tourist resort complex*** means an integrated facility for tourists that provides accommodation and a range of recreational facilities for guests and visitors to the facility.

***trust land*** means land comprising a reserve or deed of grant in trust under the *Land Act 1994*.

***TSA*** means total site area for a development application.

***unallocated State land*** see the *Land Act 1994*, schedule 6.

***urban area*** means—

- (a) an area identified in a gazette notice by the chief executive under the Vegetation Management Act as an urban area; or
- (b) if no gazette notice has been published—an area identified as an area intended specifically for urban purposes, including future urban purposes (but not rural residential or future rural residential purposes) on a map in a planning scheme that—



- (i) identifies the areas using cadastral boundaries; and
- (ii) is used exclusively or primarily to assess development applications.

*Example of a map for paragraph (b)—*

a zoning map

***urban development area*** means an urban development area under the *Urban Land Development Authority Act 2007*.

***urban purposes*** means purposes for which land is used in cities or towns, including residential, industrial, sporting, recreation and commercial purposes, but not including environmental, conservation, rural, natural or wilderness area purposes.

***watercourse—***

- 1 Generally, *watercourse* means a watercourse as defined under the *Water Act 2000*, schedule 4.
- 2 *Watercourse*, for schedule 3, part 1, table 4, item 5(b)(iv), means a river, creek or stream in which water flows permanently or intermittently—
  - (a) in a natural channel, whether artificially improved or not; or
  - (b) in an artificial channel that has changed the course of the watercourse.
- 3 *Watercourse*, for schedule 24, part 1, section 1(2)—
  - (a) means a river, creek or stream in which water flows permanently or intermittently—
    - (i) in a natural channel, whether artificially improved or not; or
    - (ii) in an artificial channel that has changed the course of the watercourse; and
  - (b) includes the bed and banks and any other element of a river, creek or stream confining or containing water.

***water resource plan*** means a water resource plan under the *Water Act 2000*.

***Water Supply Act*** means the *Water Supply (Safety and Reliability) Act 2008*.

***wetland*** means an area shown as a wetland on ‘Map of referable wetlands’, a document approved by the chief executive (environment).

***World Heritage Convention*** means the Convention for the Protection of the World Cultural and Natural Heritage that has been adopted by the General Conference of the United Nations Educational, Scientific and Cultural Organization, a copy of which is set out in the *Wet Tropics World Heritage Protection and Management Act 1993*, schedule 2.

# Endnotes

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## 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 12 March 2010. Future amendments of the Sustainable Planning Regulation 2009 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

## 3 Key

### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

## 4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	2009 SL No. 313	18 December 2009	
1A	2010 SL No. 35	12 March 2010	

## 5 List of legislation

### **Sustainable Planning Regulation 2009 SL No. 280**

made by the Governor in Council on 26 November 2009

notfd gaz 27 November 2009 pp 1001–6

ss 1–2 commenced on date of notification

remaining provisions commenced 18 December 2009 (see s 2)

exp 1 September 2020 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

### **Sustainable Planning Amendment Regulation (No. 1) 2009 SL No. 313**

notfd gaz 18 December 2009 pp 1292–3

commenced on date of notification

### **Fisheries and Other Legislation Amendment and Repeal Regulation (No. 1) 2010 SL No. 35 ss 1, 25 sch 2**

notfd gaz 12 March 2010 pp 601–2

commenced on date of notification

## 6 List of annotations

### **PART 9—CONSEQUENTIAL AMENDMENTS OF LEGISLATION**

pt hdg om R1 (see RA s 7(1)(k))

#### **Division 1—Amendment of Body Corporate and Community Management (Accommodation Module) Regulation 2008**

div 1 (ss 43–44) om R1 (see RA ss 7(1)(k) and 40)

#### **Division 2—Amendment of Body Corporate and Community Management (Commercial Module) Regulation 2008**

div 2 (ss 45–46) om R1 (see RA ss 7(1)(k) and 40)

**Division 3—Amendment of Body Corporate and Community Management (Small Schemes Module) Regulation 2008****div 3 (ss 47–48)** om R1 (see RA ss 7(1)(k) and 40)**Division 4—Amendment of Body Corporate and Community Management (Standard Module) Regulation 2008****div 4 (ss 49–50)** om R1 (see RA ss 7(1)(k) and 40)**Division 5—Amendment of Building Regulation 2006****div 5 (ss 51–60)** om R1 (see RA ss 7(1)(k) and 40)**Division 6—Amendment of Coastal Protection and Management Regulation 2003****div 6 (ss 61–64)** om R1 (see RA ss 7(1)(k) and 40)**Division 7—Amendment of Electricity Regulation 2006****div 7 (ss 65–66)** om R1 (see RA ss 7(1)(k) and 40)**Division 8—Amendment of Environmental Protection Regulation 2008****div 8 (ss 67–72)** om R1 (see RA ss 7(1)(k) and 40)**Division 9—Amendment of Environmental Protection (Water) Policy 2009****div 9 (ss 73–74)** om R1 (see RA ss 7(1)(k) and 40)**Division 10—Amendment of Fisheries Regulation 2008****div 10 (ss 75–85)** om R1 (see RA ss 7(1)(k) and 40)**Division 11—Amendment of Iconic Queensland Places Regulation 2008****div 11 (ss 86–87)** om R1 (see RA ss 7(1)(k) and 40)**Division 12—Amendment of Liquor Regulation 2002****div 12 (ss 88–90)** om R1 (see RA ss 7(1)(k) and 40)**Division 13—Amendment of Marine Parks (Declaration) Regulation 2006****div 13 (ss 91–92)** om R1 (see RA ss 7(1)(k) and 40)**Division 14—Amendment of Nature Conservation (Administration) Regulation 2006****div 14 (ss 93–99)** om R1 (see RA ss 7(1)(k) and 40)**Division 15—Amendment of Nature Conservation (Koala) Conservation Plan 2006****div 15 (ss 100–102)** om R1 (see RA ss 7(1)(k) and 40)**Division 16—Amendment of Nature Conservation (Macropod) Conservation Plan 2005****div 16 (ss 103–104)** om R1 (see RA ss 7(1)(k) and 40)**Division 17—Amendment of Planning and Environment Court Rules 2008****div 17 (ss 105–114)** om R1 (see RA ss 7(1)(k) and 40)**Division 18—Amendment of Prostitution Regulation 2000****div 18 (ss 115–117)** om R1 (see RA ss 7(1)(k) and 40)**Division 19—Amendment of Queensland Building Services Authority Regulation 2003****div 19 (ss 118–119)** om R1 (see RA ss 7(1)(k) and 40)

**Division 20—Amendment of Rural and Regional Adjustment Regulation 2000**

div 20 (ss 120–121) om R1 (see RA ss 7(1)(k) and 40)

**Division 21—Amendment of Standard Plumbing and Drainage Regulation 2003**

div 21 (ss 122–123) om R1 (see RA ss 7(1)(k) and 40)

**Division 22—Amendment of State Development and Public Works Organisation Regulation 1999**

div 22 (ss 124–127) om R1 (see RA ss 7(1)(k) and 40)

**Division 23—Amendment of State Development and Public Works Organisation (State Development Areas) Regulation 2009**

div 23 (ss 128–129) om R1 (see RA ss 7(1)(k) and 40)

**Division 24—Amendment of Stock (Cattle Tick) Notice 2005**

div 24 (ss 130–131) om R1 (see RA ss 7(1)(k) and 40)

**Division 25—Amendment of Stock Regulation 1988**

div 25 (ss 132–133) om R1 (see RA ss 7(1)(k) and 40)

**Division 26—Amendment of Transport Infrastructure (Public Marine Facilities) Regulation 2000**

div 26 (ss 134–135) om R1 (see RA ss 7(1)(k) and 40)

**Division 27—Amendment of Transport Operations (Marine Safety) Regulation 2004**

div 27 (ss 136–137) om R1 (see RA ss 7(1)(k) and 40)

**Division 28—Amendment of Transport Planning and Coordination Regulation 2005**

div 28 (ss 138–139) om R1 (see RA ss 7(1)(k) and 40)

**Division 29—Amendment of Vegetation Management Regulation 2000**

div 29 (ss 140–141) om R1 (see RA ss 7(1)(k) and 40)

**Division 30—Amendment of Water Regulation 2002**

div 30 (ss 142–148) om R1 (see RA ss 7(1)(k) and 40)

**Division 31—Amendment of Water Resource (Barron) Plan 2002**

div 31 (ss 149–150) om R1 (see RA ss 7(1)(k) and 40)

**Division 32—Amendment of Water Resource (Border Rivers) Plan 2003**

div 32 (ss 151–154) om R1 (see RA ss 7(1)(k) and 40)

**Division 33—Amendment of Water Resource (Burdekin Basin) Plan 2007**

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**Division 34—Amendment of Water Resource (Burnett Basin) Plan 2000**

div 34 (ss 159–160) om R1 (see RA ss 7(1)(k) and 40)

**Division 35—Amendment of Water Resource (Calliope River Basin) Plan 2006**

div 35 (ss 161–163) om R1 (see RA ss 7(1)(k) and 40)

**Division 36—Amendment of Water Resource (Condamine and Balonne) Plan 2004**

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**Division 41—Amendment of Water Resource (Gulf) Plan 2007**  
div 41 (ss 179–181) om R1 (see RA ss 7(1)(k) and 40)

**Division 42—Amendment of Water Resource (Logan Basin) Plan 2007**  
div 42 (ss 182–183) om R1 (see RA ss 7(1)(k) and 40)

**Division 43—Amendment of Water Resource (Mary Basin) Plan 2006**  
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**Division 45—Amendment of Water Resource (Moonie) Plan 2003**  
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**Division 48—Amendment of Wet Tropics Management Plan 1998**  
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