



Sustainable Planning Act 2009

Sustainable Planning Regulation 2009

Current as at 20 December 2013

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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 20 December 2013]

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.

[s 5]

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 01/13 Making and amending local planning instruments’, dated 20 November 2013 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 01/13 Making and amending local planning instruments’, dated 20 November 2013 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.

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.

9A Particular development not assessable development or self-assessable development

- (1) This section applies for development, other than relevant building work, carried out on or before 30 June 2015 for the construction, installation, use, maintenance, repair, alteration, decommissioning, demolition or removal of G20 radiocommunications works.
- (2) The development is not assessable development or self-assessable development for section 232(1) of the Act.
- (3) This section applies despite section 9.
- (4) In this section—
- relevant building work* means development—
- (a) requiring code assessment under schedule 3, part 1, table 1, item 1; or
 - (b) that is self-assessable development under schedule 3, part 2, table 1, item 1 or 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.

10A Prescribed matters for particular applications—Act, ss 255A, 255B and 255C

- (1) For each of sections 255A(2)(b), 255B(2)(b) and 255C(2)(b) of the Act, subsection (2) provides for the prescribed matters for assessing, as relevant—
- (a) a part of an application to which section 255A(1)(b) or 255B(1)(b) of the Act applies; or

[s 11]

(b) an application to which section 255C(1) of the Act applies.

(2) The prescribed matters are the relevant provisions of the State development assessment provisions that were in effect when the application was properly made.

11 Applicable codes, laws, policies and prescribed matters for development

Schedule 5, parts 1 and 2, column 2 identifies the codes, laws, policies and prescribed matters 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.

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.

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.

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—

[s 19]

- (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—

- (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.

Division 3 Fees

21A Assessment manager application fee—Act, s 260

- (1) For section 260(1)(d)(ii) of the Act, the prescribed fee (the *assessment manager application fee*) for a development application for an aspect (the *relevant aspect*) of development mentioned in schedule 7A, part 2, column 2, is the fee stated in schedule 7A, part 2, column 3, opposite—
 - (a) the relevant aspect; and

[s 21B]

- (b) the symbol 'A' stated in schedule 7A, part 2, column 4.
- (2) However, if the development application is for 2 or more relevant aspects of development, the assessment manager application fee for the application is each fee payable under subsection (1) for each relevant aspect of the development.

21B Concurrency agency application fee—Act, s 272

- (1) For section 272(1)(c)(i) of the Act, the prescribed fee (the *concurrency agency application fee*) for a development application for an aspect (the *relevant aspect*) of development mentioned in schedule 7A, part 2, column 2, is the fee stated in schedule 7A, part 2, column 3, opposite—
 - (a) the relevant aspect; and
 - (b) the symbol 'C' stated in schedule 7A, part 2, column 4.
- (2) However, if the development application is for 2 or more relevant aspects of development, the concurrency agency application fee for the application is each fee under subsection (1) for each relevant aspect of development.

Note—

Under section 249(a) of the Act, if an entity is the assessment manager and has 1 or more jurisdictions as a concurrency agency, the entity is not a concurrency agency.

- (3) Subsection (4) applies if a relevant aspect of the development application is—
 - (a) building work to which the Queensland Development Code, part 1.4 applies; and
 - (b) the work is in relation to a sewer, water main or stormwater drain; and
 - (c) the work—
 - (i) does not comply with an acceptable solution for a relevant performance criteria stated in the part; or
 - (ii) is for a class of building or structure for which the part does not state an acceptable solution.

-
- (4) Despite subsection (1), the concurrence agency application fee for the relevant aspect is an amount—
 - (a) the concurrence agency considers to be reasonable; and
 - (b) that is not more than the reasonable cost of the concurrence agency performing its functions under the Act for the relevant aspect.

21C Fee for request to change particular development approvals—Act, s 370

- (1) This section applies to a request, under section 369(1)(c) of the Act, to the chief executive as a concurrence agency to change a condition of a development approval imposed by the chief executive.
- (2) For section 370(2)(a)(ii) of the Act, the prescribed fee for the request is—
 - (a) \$285.65, if the development approval is only for—
 - (i) development for an environmentally relevant activity; or
 - (ii) operational work that is high impact earthworks in a wetland protection area; or
 - (b) \$506.60, if the development approval is only for—
 - (i) a material change of use of premises for aquaculture; or
 - (ii) operational work for fisheries development, other than for aquaculture; or
 - (c) \$792.25, if the development approval is for—
 - (i) development mentioned in 1 of paragraph (a)(i) or (ii); and
 - (ii) development mentioned in 1 of paragraph (b)(i) or (ii).
- (3) In this section—

[s 21D]

fisheries development means building work in a declared fish habitat area or operational work that is for—

- (a) 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.

21D Fee for extension request notice for particular development approvals—Act, s 383

- (1) This section applies to an extension request notice for a development approval if—
 - (a) the notice is given to the chief executive as the assessment manager for the development application to which the approval relates; and
 - (b) the approval is for development mentioned in section 21C(2)(a) or (b).
- (2) For section 383(3)(c)(ii) of the Act, the prescribed fee that must accompany the notice is \$285.65.
- (3) In this section—

extension request notice, for a development approval, means a notice, under section 383(1)(b) of the Act, asking the assessment manager to extend a period mentioned in section 341 of the Act for the approval.

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.

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.

[s 26]

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;
 - (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, adopted 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.

- (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.

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—

[s 33]

- (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.
 - (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—

[s 37]

- (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—
 - (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(d) of the Act, the entity is the Commonwealth Minister.

Part 7 Miscellaneous provisions

40 When structure plan arrangements apply to premises

- (1) 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 planned area declaration or structure plan for the area.
- (2) In this section—

amending Act means the *Sustainable Planning and Other Legislation Amendment Act (No. 2) 2012*.

[s 40A]

coordinating agency means a coordinating agency as defined under the Act as in force before the enactment of the amending Act.

declared master planned area means a declared master planned area continued in existence under chapter 10, part 6 of the Act.

master planned area declaration means a declaration made under section 133 of the Act, as in force before the enactment of the amending Act, that identified an area as a declared master planned area.

participating agency means a participating agency as defined under the Act as in force before the enactment of the amending Act.

structure plan, for a declared master planned area, means the structure plan for the area continued in existence under chapter 10, part 6 of the Act.

40A Prescribed information and documents for development applications—Act, s 736

For section 736(2)(a) of the Act—

- (a) the prescribed information is mentioned in schedule 25A, part 1; and
- (b) the prescribed documents are mentioned in schedule 25A, part 2.

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

41A References to maintenance covers

For this regulation, a reference to a sewer, stormwater drain or water main includes a maintenance cover for the sewer, water main or stormwater drain.

Part 8 Repeal provision

42 Repeal

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

Part 9

Transitional provision for Building and Other Legislation Amendment Regulation (No. 4) 2011

43 Applications for building development approval to continue under pre-amended regulation

- (1) This section applies if, before the commencement, an application for a building development approval was made but not decided.
- (2) The pre-amended regulation continues to apply to the application.
- (3) In this section—

commencement means the commencement of this section.

pre-amended regulation means this regulation as in force immediately before the commencement.

Editor's Note—

Sections 10 and 11 of the *Building and Other Legislation Amendment Regulation (No. 3) 2013* SL No. 257 insert pt 9 div 1 hdg and div 2 (s 44) on commencement of those provisions.

Division 3

Transitional Provision for Sustainable Planning Amendment Regulation (No. 7) 2013

45 Clearing of particular vegetation not assessable development

- (1) This section applies if a development approval for a material change of use or reconfiguring a lot is given for a development application—
 - (a) made after 4 October 2004 and before 1 July 2013 for which the chief executive administering the Vegetation

Management Act is a concurrence agency for clearing vegetation; or

- (b) made from 1 July 2013 for which the chief executive is a concurrence agency for clearing vegetation.
- (2) Clearing of vegetation under the approval is taken to be clearing under schedule 24, part 1, section 1(1).

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

Part 8 **Mackay, Isaac and Whitsunday region**

Isaac

Mackay

Whitsunday

Part 9 **Central Queensland region**

Banana

Central Highlands

Gladstone

Rockhampton

Woorabinda

Part 10 **Darling Downs region**

Balonne

Goondiwindi

Maranoa

Southern Downs

Toowoomba

Western Downs

Part 11

Cape York region

Aurukun

Cook

Hope Vale

Kowanyama

Lockhart River

Mapoon

Napranum

Northern Peninsula Area

Pormpuraaw

Weipa Town Authority

Wujal Wujal

Schedule 2 Community infrastructure

section 8

Part 1 Community infrastructure for transport

- 1 active transport infrastructure
- 2 air transport infrastructure
- 3 ancillary works and encroachments
- 4 busway transport infrastructure
- 5 light rail transport infrastructure
- 6 miscellaneous transport infrastructure
- 7 public marine transport infrastructure
- 8 rail transport infrastructure
- 9 roads on State toll road corridor land
- 10 State-controlled roads
- 11 transport infrastructure mentioned in schedule 3 of the Act,
definition *development infrastructure*
- 12 wharves, public jetties, port facilities and navigational
facilities
- 13 storage and works depots and similar facilities, including
administrative facilities associated with the provision or
maintenance of the community infrastructure mentioned in
this part
- 14 any other facility for transport not mentioned in this part that
is intended primarily to accommodate government functions

Part 2 **Other community infrastructure**

- 1 aged-care facilities
- 2 cemeteries and crematoriums
- 3 communication network facilities
- 4 community and cultural facilities, including facilities where an education and care service under the Education and Care Services National Law (Queensland) is operated or a child care service under the *Child Care Act 2002* is conducted, community centres, meeting halls, galleries and libraries
- 5 correctional facilities
- 6 educational facilities
- 7 emergency services facilities
- 8 facilities for parks and recreation
- 9 hospitals and associated institutions
- 10 oil and gas pipelines
- 11 operating works under the *Electricity Act 1994*
- 12 sporting facilities
- 13 waste management facilities
- 14 water cycle management infrastructure
- 15 storage and works depots and similar facilities, including administrative facilities associated with the provision or maintenance of the community infrastructure mentioned in this part
- 16 any other facility not mentioned in this part that is intended primarily to accommodate government functions

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

section 9

Part 1 Assessable development

| Table 1—Building work | | |
|---------------------------------------|--|---|
| Column 1 | Column 2 | Column 3 |
| For the Building Act | | |
| 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 |
| For declared fish habitat area | | |
| 2 | Building work in a declared fish habitat area if it is not self-assessable development under part 2 | Code assessment, if the chief executive is the assessment manager |

| Table 2—Material change of use of premises | | |
|---|--|---|
| Column 1 | Column 2 | Column 3 |
| For an environmentally relevant activity | | |
| 1 | <p>Making a material change of use of premises for an environmentally relevant activity that, under the <i>Environmental Protection Regulation 2008</i>, section 16, is identified as a concurrence ERA (the relevant ERA), unless—</p> <ul style="list-style-type: none"> (a) an environmental authority to carry out a concurrence ERA has been approved for the premises; and (b) the relevant ERA and concurrence ERA mentioned in paragraph (a) are to be carried out under the environmental authority; and (c) under the <i>Environmental Protection Regulation 2008</i>, section 14(1), the relevant ERA has a lower aggregate environmental score than the concurrence ERA mentioned in paragraph (a) | <p>For a concurrence ERA that is devolved to a local government under the <i>Environmental Protection Regulation 2008</i>, code assessment if the local government is the assessment manager</p> <p>For all other environmentally relevant activities, code assessment if the chief executive is the assessment manager</p> |
| For a brothel | | |
| 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> |

| Table 2—Material change of use of premises | | |
|---|--|--|
| Column 1 | Column 2 | Column 3 |
| On strategic port land | | |
| 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 |
| On airport land | | |
| 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, unless the land use plan requires impact assessment Impact assessment, if the land use plan requires impact assessment |
| For a major hazard facility | | |
| 5 | Making a material change of use of premises for a major hazard facility or proposed major hazard facility | Code assessment, if the chief executive is the assessment manager |

| Table 2—Material change of use of premises | | |
|---|---|---|
| Column 1 | Column 2 | Column 3 |
| Contaminated land management | | |
| 6 | <p>Making a material change of use of a potentially affected premises unless—</p> <p>(a) all of the following apply—</p> <p>(i) a suitability statement has been given for the premises;</p> <p>(ii) a site management plan has been approved in relation to the proposed use;</p> <p>(iii) the material change of use only involves—</p> <p>(A) the fit-out of a building; or</p> <p>(B) minor site excavation, including, for example, post holes for open-sided non-habitable structures; or</p> <p>(b) the proposed use is industrial and only involves minor site excavation, including, for example, post holes for open-sided non-habitable structures</p> | Code assessment, if the chief executive is the assessment manager |
| 7 | <p>Making a potentially sensitive material change of use of premises if all or part of the premises is—</p> <p>(a) used for, or if there is no existing use, was last used for, an industrial activity (other than a mining activity or a chapter 5A activity); or</p> <p>(b) in an area for which an area management advice has been given for natural mineralisation or industrial activity (other than for a mining activity or a chapter 5A activity)</p> | Code assessment, if the chief executive is the assessment manager |

| Table 2—Material change of use of premises | | |
|---|---|---|
| Column 1 | Column 2 | Column 3 |
| For aquaculture | | |
| 10 | 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 is the assessment manager |
| For a wild river area | | |
| 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 is the assessment manager |

| Table 3—Reconfiguring a lot | | |
|---|---|---|
| Column 1 | Column 2 | Column 3 |
| Under the <i>Land Title Act 1994</i> | | |
| 1 | <p>Reconfiguring a lot under the <i>Land Title Act 1994</i>, unless the reconfiguration requires compliance assessment under schedule 18, the reconfiguration is under a relevant instrument of lease or the plan of subdivision necessary for the reconfiguration—</p> <ul style="list-style-type: none"> (a) is a building format plan of subdivision that does not subdivide land on or below the surface of the land; or (b) is for the amalgamation of 2 or more lots; or (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 (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 (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"> (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 (ii) an authorised electricity entity; or (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 | <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> |

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

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

| Table 4—Operational work | | |
|--|--|---|
| Column 1 | Column 2 | Column 3 |
| Associated with reconfiguration | | |
| 2 | Operational work for reconfiguring a lot, other than a lot in a priority 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> |

| Table 4—Operational work | | |
|---|--|---|
| Column 1 | Column 2 | Column 3 |
| For taking or interfering with water | | |
| 3 | <p>Operational work (other than work carried out in a priority development area or on premises to which structure plan arrangements apply) that involves—</p> <p>(a) taking or interfering with water from a watercourse, lake or spring or from a dam constructed on a watercourse or lake, unless—</p> <p style="padding-left: 20px;">(i) the taking or interfering is permitted under the <i>Water Act 2000</i>, chapter 2, part 2, division 1A; or</p> <p style="padding-left: 20px;">(ii) the work is self-assessable development under part 2; or</p> <p style="padding-left: 20px;">(iii) the work involves the replacement of a pump if the capacity of the new pump to take water is no greater than the capacity of the existing pump; or</p> <p style="padding-left: 20px;">(iv) the work involves the installation of a pump to take water under a water entitlement if the water entitlement—</p> <p style="padding-left: 40px;">(A) is managed under a resource operations licence, an interim resource operations licence or a distribution operations licence granted under the <i>Water Act 2000</i>; or</p> <p style="padding-left: 40px;">(B) states the rate at which water may be taken; or</p> <p style="padding-left: 20px;">(v) the interfering is authorised under a water licence and the work complies with the conditions of the licence; or</p> <p>(b) taking, or interfering with, artesian water as defined under the <i>Water Act 2000</i>, schedule 4; or</p> <p>(c) taking, or interfering with—</p> <p style="padding-left: 20px;">(i) overland flow water, if the operations are mentioned as assessable development in a wild river declaration; or</p> | Code assessment, if the chief executive is the assessment manager |

| Table 4—Operational work | | |
|---------------------------------|---|---|
| Column 1 | Column 2 | Column 3 |
| | <p>(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</p> <p>(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</p> <p>(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; or</p> <p>(f) taking overland flow water, if the operations are mentioned as assessable development in a water resource plan, or prescribed as assessable development under a regulation under the <i>Water Act 2000</i></p> | |
| For particular dams | | |
| 4 | Operational work that is the construction of a dam or is carried out in relation to a dam if, because of the work, the dam must be failure impact assessed | Code assessment, if the chief executive is the assessment manager |

| Table 4—Operational work | | |
|--|--|---|
| Column 1 | Column 2 | Column 3 |
| For tidal works, or work within a coastal management district | | |
| 5 | Operational work (other than excluded work, work that is self-assessable development under part 2, table 4, item 8, work carried out in a priority development area and work carried out on premises to which structure plan arrangements apply) that is— <ul style="list-style-type: none"> (a) tidal works; or (b) any of the following carried out completely or partly within a coastal management district— <ul style="list-style-type: none"> (i) interfering with quarry material as defined under the Coastal Protection and Management Act on State coastal land above high-water mark; (ii) disposing of dredge spoil or other solid waste material in tidal water; (iii) constructing an artificial waterway; (iv) 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 | Code assessment, if in a local government tidal area and a local government is the assessment manager Code assessment, if in a coastal management district and the chief executive is the assessment manager |
| For constructing or raising waterway barrier works | | |
| 6 | 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 is the assessment manager |
| For works in a declared fish habitat area | | |
| 7 | 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 is the assessment manager |

| Table 4—Operational work | | |
|--|--|---|
| Column 1 | Column 2 | Column 3 |
| For removal, destruction or damage of marine plants | | |
| 8 | <p>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"> (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 (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 (c) self-assessable development under part 2; or (d) carried out in a priority development area; or (e) carried out on premises to which structure plan arrangements apply | Code assessment, if the chief executive is the assessment manager |
| For a wild river area | | |
| 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 is the assessment manager |

| Table 4—Operational work | | |
|--------------------------------------|--|---|
| Column 1 | Column 2 | Column 3 |
| For a wetland protection area | | |
| 10 | <p>Operational work that is high impact earthworks in a wetland protection area, other than operational work—</p> <ul style="list-style-type: none"> (a) for a domestic housing activity; or (b) that is the natural and ordinary consequence of development involving— <ul style="list-style-type: none"> (i) a material change of use for which the chief executive or the chief executive (environment) was a concurrence agency under schedule 7, table 3, item 21A; or (ii) reconfiguring a lot for which the chief executive or the chief executive (environment) was a concurrence agency under schedule 7, table 2, item 43A; or (c) associated with government supported transport infrastructure or electricity infrastructure | Code assessment, if the chief executive is the assessment manager |

| Table 5—Various aspects of development | | |
|---|---|---|
| Column 1 | Column 2 | Column 3 |
| For removal of quarry material | | |
| 1 | <p>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—</p> <ul style="list-style-type: none"> (a) in a priority development area; or (b) carried out on premises to which structure plan arrangements apply | Code assessment, if the chief executive is the assessment manager |

| Table 5—Various aspects of development | | |
|---|---|--|
| Column 1 | Column 2 | Column 3 |
| Development on Queensland heritage place | | |
| 2 | <p>All aspects of development on a Queensland heritage place, other than development—</p> <ul style="list-style-type: none"> (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 a priority development area | Code assessment, if the chief executive is the assessment manager |
| Development on local heritage place | | |
| 3 | <p>All aspects of development on a local heritage place, other than—</p> <ul style="list-style-type: none"> (a) development that is self-assessable development under part 2, table 1, item 1; or (b) development to which chapter 9, part 5 of the Act applies; or (c) development carried out by the State on designated land; or (d) development mentioned in schedule 4 | 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 |
| Development on strategic port land | | |
| 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 |

| Table 5—Various aspects of development | | |
|---|--|--|
| Column 1 | Column 2 | Column 3 |
| Development on airport land | | |
| 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, unless the land use plan requires impact assessment Impact assessment, if the land use plan requires impact assessment |

Part 2 Self-assessable development

| Table 1—Building work | |
|---|---|
| By the State, a public sector entity or a local government | |
| 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 |
| For the <i>Building Act 1975</i> | |
| 2 | For assessing building work against the Building Act, building work declared under that Act to be self-assessable development |

Table 1—Building work

For declared fish habitat area

- | | |
|---|--|
| 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">(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">(i) boat ramps, boardwalks, drains, fences, jetties, roads, safety signs, swimming enclosures and weirs;(ii) powerlines or associated powerline infrastructure; or(b) educational or research purposes relating to the declared fish habitat area; or(c) monitoring the impact of development on the declared fish habitat area; or(d) the construction of structures, including, for example, safety signs, swimming enclosures and aids to navigation, if—<ul style="list-style-type: none">(i) the impact on the area is minor; and(ii) the structures are constructed in compliance with all the requirements, under any Act, relating to a structure of that type |
|---|--|

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 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"> (i) of indigenous freshwater fish species mentioned in the <i>Fisheries Regulation 2008</i>, schedule 10C; and (ii) in a catchment listed in that schedule for that species for aquarium display or human consumption only; and (iii) carried out in ponds, or using above-ground tanks, that have a total water surface area of no more than 5ha; or <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"> (i) a floor area, excluding water storage area, of no more than 50m²; and (ii) a roof impervious to rainwater; or <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 50m²</p> |

Table 3—Reconfiguring a lot

| Reconfiguring a lot | |
|---------------------|----------------|
| 1 | Table not used |

| Table 4—Operational work | |
|---|--|
| For taking or interfering with water | |
| 1 | <p>For assessing operational work against the <i>Water Act 2000</i>, operational work (other than work carried out in a priority development area or on premises to which structure plan arrangements apply) that involves—</p> <ul style="list-style-type: none"> (a) taking or interfering with water in a watercourse, lake or spring if the operations are mentioned as self-assessable development in a water resource plan or a wild river declaration, unless— <ul style="list-style-type: none"> (i) the taking or interfering is permitted under the <i>Water Act 2000</i>, chapter 2, part 2, division 1A; or (ii) the work involves the replacement of a pump if the capacity of the new pump to take water is no greater than the capacity of the existing pump; or (iii) the work involves the installation of a pump to take water under a water entitlement if the water entitlement— <ul style="list-style-type: none"> (A) is managed under a resource operations licence, an interim resource operations licence or a distribution operations licence granted under the <i>Water Act 2000</i>; or (B) states the rate at which water may be taken; or (iv) the interfering is authorised under a water licence and the work complies with the conditions of the licence; or (b) taking or interfering with— <ul style="list-style-type: none"> (i) overland flow water, if the operations are mentioned as self-assessable development in a wild river declaration; or (ii) subartesian water, if the operations are mentioned as self-assessable development in a water resource plan or a wild river declaration; or (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 (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; or (e) taking overland flow water, if the operations are mentioned as self-assessable development in a water resource plan, or prescribed as self-assessable development under a regulation under the <i>Water Act 2000</i> |

| Table 4—Operational work | |
|--|---|
| For waterway barrier works | |
| 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"> (a) temporary; or (b) minor; or (c) rebuilt on a regular basis |
| 2A | <p>For assessing operational work against the Fisheries Act, operational work in a wild river area that is the construction or raising of waterway barrier works, if the waterway barrier works are—</p> <ul style="list-style-type: none"> (a) temporary; and (b) necessary for the maintenance of— <ul style="list-style-type: none"> (i) existing specified works; or (ii) existing waterway barrier works |
| 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"> (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"> (i) boat ramps, boardwalks, drains, fences, jetties, roads, safety signs, swimming enclosures and weirs; (ii) powerlines or associated powerline infrastructure; or (b) educational or research purposes relating to the declared fish habitat area; or (c) monitoring the impact of development on the declared fish habitat area; or (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"> (i) the impact on the area is minor; and (ii) the structures are constructed in compliance with all the requirements, under any Act, relating to a structure of that type; or (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 |

| Table 4—Operational work | |
|--|--|
| For the removal, destruction or damage of marine plants | |
| 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"> (a) is of dead marine wood on unallocated State land, other than in a wild river area, for trade or commerce; or (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"> (i) boat ramps, boardwalks, drains, fences, jetties, roads, safety signs, swimming enclosures and weirs; (ii) drainage structures; (iii) powerlines or associated powerline infrastructure; or (c) is reasonably necessary for educational or research purposes or for monitoring the impact of development on marine plants; or (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"> (i) the extent of the removal, destruction or damage is minor; and (ii) the structures were constructed in compliance with all the requirements, under any Act, relating to a structure of that type; or (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 |
| For local government roads | |
| 5 | For assessing road works on a local government road, other than in a priority 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 |
| For wetland protection areas | |
| 6 | Operational work that is high impact earth works carried out for government supported transport infrastructure in a wetland protection area |
| 7 | Operational work that is high impact earth works carried out for electricity infrastructure in a wetland protection area |

| Table 4—Operational work | |
|---|---|
| For tidal works, or works within a coastal management district | |
| 8 | Operational work mentioned in part 1, table 4, item 5(a) or (b)(i) if— (a) the work is undertaken by a local government or the Gold Coast Waterways Authority under the <i>Gold Coast Waterways Authority Act 2012</i> , or undertaken by or on behalf of the department administering the Transport Infrastructure Act or the <i>Transport Planning and Coordination Act 1994</i> ; and (b) the work is mentioned in a code for the self-assessable operational work declared under the <i>Coastal Protection and Management Regulation 2003</i> to be a code for IDAS |

Schedule 4 **Development that can not be declared to be development of a particular type—Act, section 232(2)**

section 10

| Table 1—Building work | |
|------------------------------|----------------|
| | |
| 1 | Table not used |

| Table 2—Material change of use of premises | |
|---|---|
| For a class 1 or 2 building | |
| 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 |

| Table 2—Material change of use of premises | |
|--|---|
| For particular class 1 building or class 10 building or structure | |
| 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"> (a) the use is for a residential purpose in a residential zone; and (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 (c) for a class 1(a) building not mentioned in paragraph (b)—there is no existing dwelling house on the premises; and (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 (e) either— <ul style="list-style-type: none"> (i) no overlay, as identified in the planning scheme and relevant to assessment of the material change of use, applies to the premises for the material change of use; or (ii) only an overlay about bush fire hazards applies to the premises and the premises are less than 2000m²; and (f) for a class 1(a)(ii) building comprising not more than 2 attached dwellings—the local government for the planning scheme area has, by resolution, decided to apply this item to that class of building |

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

| Table 3—Reconfiguring a lot | |
|---|--|
| Under the <i>Land Title Act 1994</i> | |
| 2 | <p>Reconfiguring a lot under the <i>Land Title Act 1994</i>, if the reconfiguration is under a relevant instrument of lease or the plan of subdivision necessary for the reconfiguration—</p> <ul style="list-style-type: none"> (a) is a building format plan of subdivision that does not subdivide land on or below the surface of the land; or (b) is for the amalgamation of 2 or more lots; or (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 (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 (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"> (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 (ii) an authorised electricity entity; or (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 (g) is for reconfiguring a lot comprising strategic port land; or (h) is for the Transport Infrastructure Act, section 240; or (i) is in relation to the acquisition of land for a water infrastructure facility |

| Table 4—Operational work | |
|--|---|
| 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 |

| Table 4—Operational work | |
|--|---|
| For ancillary works and encroachments | |
| 2 | Operational work that is ancillary works and encroachments that are— <ul style="list-style-type: none"> (a) carried out in compliance with requirements specified by gazette notice by the chief executive administering the Transport Infrastructure Act; or (b) done as required by a contract entered into under the Transport Infrastructure Act, section 50, with the chief executive administering that Act |
| For substitute railway crossing | |
| 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 |
| Performed by railway manager | |
| 4 | Operational work performed by a railway manager, within the meaning of the Transport Infrastructure Act, under section 260 of that Act |
| Under a rail feasibility investigator’s authority | |
| 5 | Operational work carried out under a rail feasibility investigator’s authority granted under the Transport Infrastructure Act |
| Under the Coastal Protection and Management Act | |
| 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 |
| For subscriber connections | |
| 8 | Operational work for a subscriber connection |

| Table 4—Operational work | |
|--|--|
| For agriculture | |
| 9 | Operational work associated with— <ul style="list-style-type: none"> (a) management practices for the conduct of an agricultural use, other than— <ul style="list-style-type: none"> (i) the clearing of native vegetation; or (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 (b) weed or pest control, unless it involves the clearing of native vegetation; or (c) the use of fire under the <i>Fire and Rescue Service Act 1990</i>; or (d) the conservation or restoration of natural areas; or (e) the use of premises for forest practices |
| For removing quarry material | |
| 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> |
| For the removal, destruction or damage of marine plants | |
| 11 | Operational work that is the removal, destruction or damage of a marine plant |

| Table 5—All aspects of development | |
|--|---|
| Mining and petroleum activities | |
| 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"> • <i>Alcan Queensland Pty. Limited Agreement Act 1965</i> • <i>Central Queensland Coal Associates Agreement Act 1968</i> • <i>Commonwealth Aluminium Corporation Pty. Limited Agreement Act 1957</i> • <i>Mount Isa Mines Limited Agreement Act 1985</i> • <i>Queensland Nickel Agreement Act 1970</i> • <i>Thiess Peabody Coal Pty. Ltd. Agreement Act 1962</i>; or <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 under the Environmental Protection Act applies |
| 3 | All aspects of development for petroleum activities |
| Geothermal exploration | |
| 4 | Any aspect of development for geothermal exploration carried out under a geothermal exploration permit under the <i>Geothermal Energy Act 2010</i> |
| GHG storage activities | |
| 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> |
| Directed under a notice, order or direction under a State law | |
| 6 | All aspects of development a person is directed to carry out under a notice, order or direction made under a State law |

| Table 5—All aspects of development | |
|--|--|
| Community infrastructure activities | |
| 7 | <p>All aspects of development—</p> <ul style="list-style-type: none"> (a) for the maintenance, repair, augmentation, upgrading, duplication or widening of State-controlled road infrastructure; or (b) for ancillary works and encroachments carried out by the State; or (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 |
| 8 | <p>All aspects of development for the maintenance, repair, upgrading, augmentation or duplication of—</p> <ul style="list-style-type: none"> (a) rail transport infrastructure; or (b) other rail infrastructure; or (c) miscellaneous transport infrastructure; or (d) busway transport infrastructure; or (e) light rail transport infrastructure |
| 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"> (a) the construction of a new zone substation or bulk supply substation; or (b) the augmentation of an existing zone or bulk supply substation if the input or output standard voltage is significantly increased |
| 10 | <p>All aspects of development for the construction of—</p> <ul style="list-style-type: none"> (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 (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> <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 | |
|---|--|
| 10A | <p>All aspects of development carried out before 1 July 2015 for the construction of the light rail project known as the Gold Coast Rapid Transit project, to provide light rail transport infrastructure along the route shown on the map included in the document called ‘Gold Coast rapid transit interactive map features’ dated 10 March 2011</p> <p><i>Editor’s note—</i></p> <p>The document called ‘Gold Coast rapid transit interactive map features’ dated 10 March 2011 is available at <www.goldcoastrapidtransit.qld.gov.au>.</p> |
| 10B | <p>All aspects of development for the construction of the rail project known as Moreton Bay Rail Link described in the document called ‘Moreton Bay Rail Link, Figure 01, Rev A’</p> <p><i>Editor’s note—</i></p> <p>The document called ‘Moreton Bay Rail Link, Figure 01, Rev A’ is available for inspection at the offices of the Department of Transport and Main Roads during business hours and on the department’s website at <www.tmr.qld.gov.au>.</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"> (a) at least 50% of the total funding for the development is provided under the relevant program; (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; (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"> (i) the height of the tallest building on the existing school campus on which the facility is located; or (ii) 15m above ground level; (d) for development on land that shares a boundary with residential land— <ul style="list-style-type: none"> (i) any single storey classroom or library is located at least 3m from the boundary; and (ii) any multistorey classroom or library is located at least 6m from the boundary; and (iii) any multipurpose hall or covered outdoor area is located at least 10m from the boundary; and (iv) any trade training centre is located at least 20m from the boundary; (e) all buildings for the facility are located— <ul style="list-style-type: none"> (i) at least 6m from a road frontage; or (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; (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"> (i) AS 4282 ‘Control of the Obtrusive Effects of Outdoor Lighting’; (ii) AS 2560.1-2002 ‘Sports Lighting—General Principles’; (g) for a facility that includes a classroom, library, multipurpose hall or trade training centre, the facility is completely within an existing school campus; |
|----|--|

Table 5—All aspects of development

| | |
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| | <p>(ga) for a facility that is a trade training centre, the facility is designed and constructed using appropriate measures to ensure noise associated with the use of the facility does not exceed 5db(A) above the background level of noise measured—</p> <ul style="list-style-type: none"> (i) between 7a.m. and 7p.m.; and (ii) at the boundary of the campus nearest to the facility; <p><i>Examples of appropriate measures—</i></p> <ul style="list-style-type: none"> construction materials designed to reduce noise, building orientation, noise barriers <p>(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;</p> <p>(i) the development does not reduce the number of dedicated vehicle parking spaces on the land on which the facility is located.</p> <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"> (a) is in a coastal management district; or (b) is in an area for which an area management advice has been given for unexploded ordnance; or (c) for development at a non-State school— <ul style="list-style-type: none"> (i) is in an area to which the SEQ koala State planning regulatory provisions apply; or (ii) involves the clearing of native vegetation— <ul style="list-style-type: none"> (A) in a category A area or category B area shown on a PMAV; or (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. |
|--|--|

| Table 5—All aspects of development | |
|---|---|
| | <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 22 November 2010; and</p> <p>(c) 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 22 November 2010 is available for inspection at the department’s offices during business hours and on the department’s website at <www.dsdip.qld.gov.au>.</p> |
| 12A | <p>(1) All aspects of development for an educational facility funded under the relevant program, if all of the following apply in relation to the development—</p> <p>(a) 50% or more of the gross floor area of all buildings of the development is under the relevant program;</p> <p>(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;</p> |

Table 5—All aspects of development

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|--|---|
| | <ul style="list-style-type: none"> (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"> (i) the height of the tallest building on the existing school campus on which the facility is located; or (ii) 15m above ground level; (d) for development on land that shares a boundary with residential land— <ul style="list-style-type: none"> (i) if any existing building on the land on which the facility is to be located is less than 6m from the boundary—any new building is at least the same distance from the boundary as the building closest to it; or (ii) otherwise— <ul style="list-style-type: none"> (A) any single storey building for the facility is located at least 3m from the boundary; and (B) any multistorey building for the facility is located at least 6m from the boundary; (e) all buildings for the facility are located— <ul style="list-style-type: none"> (i) 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; or (ii) otherwise—at least 6m from a road frontage; (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"> (i) AS 4282-1997 ‘Control of the obtrusive effects of outdoor lighting’; (ii) AS 2560.1-2002 ‘Sports lighting—general principles’; (g) the facility is completely within an existing school campus; (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; |
|--|---|

Table 5—All aspects of development

| | |
|--|---|
| | <ul style="list-style-type: none"> (i) the development does not reduce the number of dedicated vehicle parking spaces on the land on which the facility is located. <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"> (a) is in a coastal management district; or (b) is in an area for which an area management advice has been given for unexploded ordnance; or (c) for development at a non-State school— <ul style="list-style-type: none"> (i) if the development is located outside an existing development footprint under the SEQ Koala Conservation State Planning Regulatory Provisions (the <i>SPRP</i>)—is in an assessable development area or identified koala broad-hectare area under the SPRP; or (ii) involves the clearing of native vegetation— <ul style="list-style-type: none"> (A) in a category A area or category B area shown on a PMAV; or (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. <p>(3) Also, development to which subsection (1) would otherwise apply is not prescribed for section 232(2) of the Act if—</p> <ul style="list-style-type: none"> (a) any of the following matters apply to the development— <ul style="list-style-type: none"> (i) the development is on a place in a planning scheme area that on or before 9 June 2011 was a local heritage place, or a place identified under the local government’s planning scheme as a place of cultural heritage significance; (ii) the development interferes with vegetation identified under the local government’s planning scheme on or before 9 June 2011 as vegetation that is protected; (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 |
|--|---|

| Table 5—All aspects of development | |
|---|--|
| | <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—</p> <p>(i) a matter mentioned in paragraph (a) applies to the development; and</p> <p>(ii) the local government is satisfied that the development may—</p> <p>(A) affect the local heritage place, place of cultural heritage significance or protected vegetation; or</p> <p>(B) be affected by subsidence.</p> |
| South Bank | |
| 13 | Development within the meaning of the <i>South Bank Corporation Act 1989</i> , but only until the development completion date under that Act |
| Priority development areas | |
| 14 | All aspects of development for a priority development area |
| For G20 radiocommunications works | |
| 15 | All aspects of development carried out on or before 30 June 2015 for the construction, installation, use, maintenance, repair, alteration, decommissioning, demolition or removal of G20 radiocommunications works |

Schedule 5 **Applicable codes, laws, policies and prescribed matters for particular development**

section 11

Part 1 **Assessable development**

| Table 1—Building work | |
|--|--|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| For the Building Act | |
| 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"> (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 |
| Declared fish habitat area | |
| 2 Building work requiring code assessment under schedule 3, part 1, table 1, item 2 | <ul style="list-style-type: none"> (a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and (b) if an entity other than the chief executive is the assessment manager or a concurrence agency and the development is in a wild river area—any applicable code for the development mentioned in the wild river declaration for the wild river area |

| Table 2—Material change of use | |
|---|---|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Environmentally relevant activities | |
| 1 Development requiring code assessment under schedule 3, part 1, table 2, item 1 | <p>(a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and</p> <p>(b) if an entity other than the chief executive is the assessment manager or a concurrence agency—</p> <p style="padding-left: 20px;">(i) the provisions of chapter 3, part 1, division 3A of the <i>Environmental Protection Regulation 2008</i>; and</p> <p style="padding-left: 20px;">(ii) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area</p> |
| Certain brothels | |
| 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 | <p>The following—</p> <p>(a) the IDAS code mentioned in the <i>Prostitution Regulation 2000</i>, schedule 3;</p> <p>(b) the relevant provision of any local planning instrument</p> |

| Table 2—Material change of use | |
|--|--|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Strategic port land | |
| 4 Development requiring code assessment under schedule 3, part 1, table 2, item 3 | (a) for the port authority as the assessment manager—the current land use plan approved under the Transport Infrastructure Act, section 286; and (b) for the Minister under the Transport Infrastructure Act, as the concurrence agency, section 287A of the Act |
| Airport land | |
| 5 Development requiring code or impact 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 |
| Major hazard facilities | |
| 6 Development requiring code assessment under schedule 3, part 1, table 2, item 5 | The relevant provisions of the State development assessment provisions |
| Contaminated land | |
| 7 Development requiring code or impact assessment under schedule 3, part 1, table 2, item 6 or 7 | The relevant provisions of the State development assessment provisions |
| Certain aquaculture | |
| 8 Development requiring code assessment under schedule 3, part 1, table 2, item 10 | (a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and (b) if an entity other than the chief executive is the assessment manager or a concurrence agency and the development is in a wild river area—any applicable code for the development mentioned in the wild river declaration for the wild river area |

| Table 2—Material change of use | |
|--|---|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Certain agricultural or animal husbandry activities in a wild river area | |
| 9 Development requiring code assessment under schedule 3, part 1, table 2, item 11 | <p>(a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and</p> <p>(b) if an entity other than the chief executive is the assessment manager or a concurrence agency and the development is in a wild river area—any applicable code for the development mentioned in the wild river declaration for the wild river area</p> |

| Table 3—Reconfiguring a lot | |
|---|--|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Under the <i>Land Title Act 1994</i> | |
| 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 |

| Table 4—Operational works | |
|---|--|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Clearing native vegetation | |
| 1 Development requiring code assessment under schedule 3, part 1, table 4, item 1 | if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions |

| Table 4—Operational works | |
|---|--|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Operational works associated with reconfiguring | |
| 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 |
| Taking or interfering with water—generally | |
| 3 Development requiring code assessment under schedule 3, part 1, table 4, item 3, other than item 3(d) or (e) | <ul style="list-style-type: none"> (a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and (b) if an entity other than the chief executive is the assessment manager or a referral agency— <ul style="list-style-type: none"> (i) the relevant provisions of the <i>Water Act 2000</i>; and (ii) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area |
| Interfering with overland flow water in a declared drainage and embankment area or wild river floodplain management area | |
| 4 Development requiring code assessment under schedule 3, part 1, table 4, item 3(d) or (e) | <ul style="list-style-type: none"> (a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and (b) if an entity other than the chief executive is the assessment manager or a referral agency— <ul style="list-style-type: none"> (i) the relevant provisions of the <i>Water Act 2000</i>; and (ii) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area |

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

| Table 4—Operational works | |
|---|---|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Waterway barrier works | |
| 8 Development requiring code assessment under schedule 3, part 1, table 4, item 6 | (a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and (b) if an entity other than the chief executive is the assessment manager or a concurrence agency— (i) the relevant provisions of the Fisheries Act; and (ii) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area |
| Works in a declared fish habitat area | |
| 9 Development requiring code assessment under schedule 3, part 1, table 4, item 7 | (a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and (b) if an entity other than the chief executive is the assessment manager or a concurrence agency— (i) the relevant provisions of the Fisheries Act; and (ii) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area |

| Table 4—Operational works | |
|--|---|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Removal, destruction or damage of marine plants | |
| 10 Development requiring code assessment under schedule 3, part 1, table 4, item 8 | <ul style="list-style-type: none"> (a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and (b) if an entity other than the chief executive is the assessment manager or a concurrence agency— <ul style="list-style-type: none"> (i) the relevant provisions of the Fisheries Act; and (ii) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area |
| Certain agricultural or animal husbandry activities in a wild river area | |
| 11 Development requiring code assessment under schedule 3, part 1, table 4, item 9 | <ul style="list-style-type: none"> (a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and (b) if an entity other than the chief executive is the assessment manager or a concurrence agency and the development is in a wild river area—any applicable code for the development mentioned in the wild river declaration for the wild river area |

| Table 5—Various aspects of development | |
|---|---|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Strategic port land | |
| 1 On strategic port land other than 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 |
| Airport land | |
| 2 On airport land other than development requiring code or impact 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 |
| Removing quarry material | |
| 3 Development requiring code assessment under schedule 3, part 1, table 5, item 1 | (a) if the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions; and (b) if an entity other than the chief executive is the assessment manager or a referral agency— (i) the relevant provisions of the <i>Water Act 2000</i> ; and (ii) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area |
| Queensland heritage place | |
| 4 Development requiring code assessment under schedule 3, part 1, table 5, item 2 | The relevant provisions of the State development assessment provisions |

| Table 5—Various aspects of development | |
|---|--|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Local heritage place | |
| 5 Development requiring code assessment under schedule 3, part 1, table 5, item 3 | The following— <ul style="list-style-type: none"> (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 |

Part 2 Self-assessable development

| Table 1—Building work | |
|--|--|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| By the State, a public sector entity or a local government | |
| 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— <ul style="list-style-type: none"> (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 |

| Table 1—Building work | |
|--|---|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| For the Building Act | |
| 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— (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 |
| Declared fish habitat area | |
| 3 Building work made self-assessable under schedule 3, part 2, table 1, item 3 | (a) the IDAS codes mentioned in the <i>Fisheries Regulation 2008</i> , section 702; and (b) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area |

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

| Table 3—Reconfiguring a lot | |
|--|--|
| | |
| 1 | Table not used |
| Table 4—Operational work | |
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| Taking or interfering with water | |
| 1 | <p>Taking or interfering with water under the <i>Water Act 2000</i> made self-assessable under schedule 3, part 2, table 4, item 1</p> <p>(a) the codes mentioned in the <i>Water Regulation 2002</i>, section 62; and</p> <p>(b) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area</p> |
| Waterway barrier works | |
| 2 | <p>Constructing or raising waterway barrier works made self-assessable under schedule 3, part 2, table 4, item 2</p> <p>The IDAS codes mentioned in the <i>Fisheries Regulation 2008</i>, section 704</p> |
| Works in a declared fish habitat area | |
| 3 | <p>Completely or partly within a declared fish habitat area made self-assessable under schedule 3, part 2, table 4, item 3</p> <p>(a) the IDAS codes mentioned in the <i>Fisheries Regulation 2008</i>, section 705; and</p> <p>(b) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area</p> |
| Removal, destruction or damage of marine plants | |
| 4 | <p>The removal, destruction or damage of a marine plant made self-assessable under schedule 3, part 2, table 4, item 4</p> <p>(a) the IDAS codes mentioned in the <i>Fisheries Regulation 2008</i>, section 706; and</p> <p>(b) for a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area</p> |
| Local government roads | |
| 5 | <p>Works on local government roads made self-assessable under schedule 3, part 2, table 4, item 5</p> <p>The code mentioned in the <i>Transport Planning and Coordination Regulation 2005</i>, section 3</p> |

| Table 4—Operational work | |
|--|---|
| Column 1 Development | Column 2 Codes, laws, policies and prescribed matters that may apply for assessment |
| High impact earthworks in a wetland protection area | |
| 6 High impact earthworks for government supported transport infrastructure in a wetland protection area made self-assessable under schedule 3, part 2, table 4, item 6 | The code called ‘Self-assessable code—Wetland protection areas in Great Barrier Reef catchments’ under the State Planning Policy 2013 |
| 7 High impact earthworks for electricity infrastructure in a wetland protection area made self-assessable under schedule 3, part 2, table 4, item 7 | The code called ‘Self-assessable code—Wetland protection areas in Great Barrier Reef catchments’ under the State Planning Policy 2013 |
| For tidal works, or works within a coastal management district | |
| 8 Operational work made self-assessable under schedule 3, part 2, table 4, item 8 | The code for the self-assessable operational work declared under the <i>Coastal Protection and Management Regulation 2003</i> to be a code for IDAS |

Schedule 6 Assessment manager for development applications

section 12

| Table 1 | |
|---|--|
| Column 1 Application type | Column 2 Assessment manager |
| Local government planning schemes and local government tidal areas | |
| <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)(iii) and the work is associated with reconfiguring a lot</p> | Local government |

| Table 2 | |
|---|--|
| Column 1 Application type | Column 2 Assessment manager |
| Strategic port land and strategic port land tidal areas | |
| 1 If table 1 does not apply and the application is for— (a) development completely in a single port authority’s strategic port land; or (b) tidal works completely in a single port authority’s strategic port land tidal area; or (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 | Port authority |
| Airport land | |
| 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 | The chief executive |

| Table 3 | |
|--|--|
| Column 1 Application type | Column 2 Assessment manager |
| Environmentally relevant activities | |
| 1 If tables 1 and 2 do not apply and the application is for— (a) development for an environmentally relevant activity; and (b) no other assessable development | for an environmentally relevant activity that is devolved to a local government under the <i>Environmental Protection Regulation 2008</i> , the local government for all other environmentally relevant activities mentioned in column 1, the chief executive |

| Table 3 | |
|--|--|
| Column 1 Application type | Column 2 Assessment manager |
| Vegetation clearing | |
| 2 If tables 1 and 2 do not apply and the application is for— (a) operational work for the clearing of native vegetation; and (b) no other assessable development | The chief executive |
| Taking or interfering with water | |
| 3 If tables 1 and 2 do not apply and the application is for— (a) operational work for the taking or interfering with water under the <i>Water Act 2000</i> ; and (b) no other assessable development | The chief executive |
| 3A If tables 1 and 2 do not apply and the application is for— (a) operational work for the construction of a dam, or that is carried out in relation to a dam, if, because of the work, the dam must be failure impact assessed; and (b) no other assessable development | The chief executive |
| Major hazard facilities | |
| 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 proposed major hazard facility; and (b) no other assessable development | The chief executive |
| Quarrying in a watercourse or lake | |
| 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 | The chief executive |

| Table 3 | |
|--|--|
| Column 1 Application type | Column 2 Assessment manager |
| Tidal works or work within a coastal management district | |
| 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 | The chief executive |
| Development on Queensland heritage place | |
| 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 | The chief executive |
| Development on local heritage place | |
| 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 |
| Contaminated land management | |
| 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 or 7; and (b) no other assessable development | The chief executive |
| Aquaculture | |
| 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 | The chief executive |

| Table 3 | |
|--|--|
| Column 1 Application type | Column 2 Assessment manager |
| Fisheries development other than aquaculture | |
| 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 | The chief executive |
| For a wild river area | |
| 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 | The chief executive |
| Development in wetland protection area | |
| 13 If tables 1 and 2 do not apply and the application is for— (a) assessable development under schedule 3, part 1, table 4, item 10; and (b) no other assessable development | The chief executive |

Schedule 6

| Table 4 | |
|---|--|
| Column 1 Application type | Column 2 Assessment manager |
| Applications involving multiple jurisdictions | |
| 1 If tables 1, 2 and 3 do not apply and the application is for— (a) 2 or more aspects of development mentioned in table 3, item 1(a), 2(a), 3(a), 4(a), 5(a), 6(a), 7(a), 9(a), 10(a), 11(a), 12(a) or 13(a); and (b) no other assessable development | The chief executive |

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

| Table 6 | |
|---|---|
| Column 1 Application type | Column 2 Assessment manager |
| Concurrence agency assessment manager | |
| <p>1 An application—</p> <ul style="list-style-type: none"> (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 (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 (c) if the application is for the development permit only for the aspect of development for which the preliminary approval was given | <p>The entity that would have been the concurrence agency for the application</p> |

Schedule 7 Referral agencies and their jurisdictions

section 13

| Table 1—For building work assessable against the Building Act | | |
|---|---|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Fire safety system—generally | | |
| <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; or</p> <p>(c) includes an alternative solution assessed against the relevant performance requirements of the BCA or the performance criteria stated in the Queensland Development Code, part 2.3, 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) and (c)—the Building Act, chapters 3 and 4</p> |

| Table 1—For building work assessable against the Building Act | | |
|--|---|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Fire safety system—budget accommodation buildings | | |
| <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> |
| Water-based fire safety installations | | |
| <p>2A A water-based fire safety installation for a building or structure, if the building work includes—</p> <p>(a) the installation of the water-based fire safety installation; and</p> <p>(b) an alternative solution assessed against the performance criteria 3, 4 and 5 of the Queensland Development Code, part 6.1</p> | <p>Queensland Fire and Rescue Service—as a concurrence agency</p> | <p>Compliance with the performance criteria 3, 4 and 5 of the Queensland Development Code, part 6.1.</p> |

| Table 1—For building work assessable against the Building Act | | |
|---|---|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Residential care buildings | | |
| 3 A residential care building under the Queensland Development Code, part 2.2 | Queensland Fire and Rescue Service—as an advice agency | 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 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> |
| Workplace involving spray painting | | |
| 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 regulator under the <i>Work Health and Safety Act 2011</i> —as a concurrence agency | The performance criteria stated in the Queensland Development Code, part 5.8 |
| Retail meat premises | | |
| 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 |

| Table 1—For building work assessable against the Building Act | | |
|--|---|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Private health facilities | | |
| 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 |
| Workplace area less than 2.3m² | | |
| 7 A workplace area less than 2.3m ² 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 regulator under the <i>Work Health and Safety Act 2011</i> —as an advice agency | The performance criteria stated in the Queensland Development Code, part 5.1 |

| Table 1—For building work assessable against the Building Act | | |
|---|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| State-controlled road | | |
| <p>8 Building work if—</p> <p>(a) any part of the land is—</p> <p style="padding-left: 20px;">(i) within 25m of a State-controlled road; or</p> <p style="padding-left: 20px;">(ii) future State-controlled road; and</p> <p>(b) the building work is not associated with—</p> <p style="padding-left: 20px;">(i) a material change of use mentioned in table 3, item (1)(b); or</p> <p style="padding-left: 20px;">(ii) reconfiguring a lot mentioned in table 2, item 2; or</p> <p style="padding-left: 20px;">(iii) government supported transport infrastructure; and</p> <p>(c) the building work is for a non-residential purpose; and</p> <p>(d) the building work involves the redirection or intensification of site stormwater from the land, through a pipe with a cross-sectional area greater than 625cm², to a State-controlled road or future State-controlled road</p> | <p>The chief executive—as a concurrence agency</p> | <p>The purpose of the Act</p> |
| Pastoral workers' accommodation | | |
| <p>9 Pastoral worker's accommodation if—</p> <p>(a) the Queensland Development Code, part 5.6, applies to the work; and</p> <p>(b) the work is required to comply with the performance criteria for accommodation stated in the part (other than by an acceptable solution)</p> | <p>The chief executive administering the <i>Pastoral Workers' Accommodation Act 1980</i>—as a concurrence agency</p> | <p>The performance criteria stated in the Queensland Development Code, part 5.6</p> |

| Table 1—For building work assessable against the Building Act | | |
|--|---|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Child care centres | | |
| 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 |
| Coastal management districts | | |
| 11 Building work on land completely or partly seaward of a coastal building line under the Coastal Protection and Management Act | The chief executive—as a concurrence agency | The purpose of the Act |
| Queensland heritage place | | |
| 12 Building work on a Queensland heritage place | The chief executive—as a concurrence agency | The purpose of the Act |
| Local heritage place | | |
| 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 |

| Table 1—For building work assessable against the Building Act | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Public passenger transport | | |
| 14 Building work on future public passenger transport corridor, if the building work is not associated with— (a) reconfiguring a lot mentioned in table 2, item 33 or 33A; or (b) a material change of use mentioned in table 3, item 14 or 14A; or (c) government supported transport infrastructure | The chief executive—as a concurrence agency | The purpose of the Act |
| Railways | | |
| 16 Building work on future railway land, if the building work is not associated with— (a) reconfiguring a lot mentioned in table 2, item 34; or (b) a material change of use mentioned in table 3, item 15A; or (c) government supported transport infrastructure | The chief executive—as a concurrence agency | The purpose of the Act |

| Table 1—For building work assessable against the Building Act | | |
|---|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Amenity and aesthetic impact of particular building work | | |
| 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 |
| Whether particular buildings may be occupied for residential purposes | | |
| 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 |
| Design and siting | | |
| 19 If— (a) the Queensland Development Code, part 1.1, 1.2 or 1.3 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 |

| Table 1—For building work assessable against the Building Act | | |
|---|--|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| 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 |
| Fire safety in particular budget accommodation buildings | | |
| 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 |

| Table 1—For building work assessable against the Building Act | | |
|---|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Higher risk personal appearance services | | |
| 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 |
| Building work for residential service | | |
| 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 |

| Table 1—For building work assessable against the Building Act | | |
|---|--|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Building work for removal or rebuilding | | |
| 25 Building work relating to any of the following— (a) the removal of a building or other structure, whether for rebuilding at another site or not; (b) the rebuilding of a building or other structure removed from another site | The local government—as a concurrence agency | Deciding— (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 (b) if security is required—its amount and form |
| Building work for particular class 1 buildings | | |
| 26 Building work for a class 1(a)(i) building, or a class 1(a)(ii) building comprising not more than 2 attached dwellings, if any material change of use associated with the building work— (a) is for a residential purpose in a residential zone; and (b) would have required a development permit if schedule 4, table 2, item 2 did not apply for the use | The local government—as a concurrence agency | The provisions of the planning scheme that would apply for the development application if schedule 4, table 2, item 2 did not apply for the use |
| Temporary accommodation buildings | | |
| 27 Building work for a temporary accommodation building as defined under the <i>Building Regulation 2006</i> , section 54A if— (a) the Queensland Development Code, part 3.3 applies to the work; and (b) the requirements of acceptable solution A1 stated in the part are not complied with | The local government—as a concurrence agency | Performance criteria 1 of the Queensland Development Code, part 3.3 |

| Table 1—For building work assessable against the Building Act | | |
|--|---|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Building work for Queensland Development Code, part 1.4 | | |
| <p>27A Building work if—</p> <p>(a) the Queensland Development Code, part 1.4 applies to the work in relation to a sewer, water main or stormwater drain; and</p> <p>(b) either—</p> <p>(i) the work does not comply with an acceptable solution for a relevant performance criteria stated in the part; or</p> <p>(ii) the work is for a class of building or structure for which the part does not state an acceptable solution; and</p> <p>(c) the relevant service provider is not the applicant</p> | The relevant service provider—as a concurrence agency | Whether the proposed building or structure complies with the performance criteria in relation to the sewer, water main or stormwater drain. |
| Building work for Queensland Development Code, part 4.1 | | |
| <p>28 Building work for development to which item P13 of the performance criteria stated in the Queensland Development Code, part 4.1, applies if the building development application does not cover end of trip facilities under that item</p> | The local government—as a concurrence agency | Whether the proposed development complies with item P13 of the performance criteria stated in the Queensland Development Code, part 4.1 |
| Building work for class 1 buildings on premises with on-site wastewater management system | | |
| <p>29 Building work for a class 1 building if—</p> <p>(a) the building is on premises that have an on-site wastewater management system, as defined under the QPW code, installed; and</p> <p>(b) the work involves adding one or more bedrooms to the building</p> | The local government—as a concurrence agency | Compliance with the QPW code, part 1, performance criteria P2 |

| Table 1—For building work assessable against the Building Act | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Flood hazard area | | |
| 30 Building work for a lot if— <ul style="list-style-type: none"> (a) the lot is in a flood hazard area; and (b) the local government has declared under the <i>Building Regulation 2006</i>, section 13 a defined flood level for the part of the flood hazard area within which the lot is located; and (c) the defined flood level stated in the building development application is lower than the defined flood level declared by the local government | The local government—as a concurrence agency | Whether the defined flood level stated in the building development application is appropriate having regard to all or any of the following— <ul style="list-style-type: none"> (a) any flood modelling carried out for the lot or all or part of the flood hazard area within which the lot is located; (b) any recorded flood levels for all or part of the flood hazard area within which the lot is located; (c) any other matter the local government considers relevant |

| Table 1—For building work assessable against the Building Act | | |
|---|---|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| <p>31 Building work for a lot if—</p> <p>(a) the lot is in a flood hazard area; and</p> <p>(b) the local government has declared under the <i>Building Regulation 2006</i>, section 13 a maximum flow velocity of water for the part of the flood hazard area within which the lot is located; and</p> <p>(c) the maximum flow velocity of water stated in the building development application is lower than the maximum flow velocity of water declared by the local government</p> | <p>The local government—as a concurrence agency</p> | <p>Whether the maximum flow velocity of water stated in the building development application is appropriate having regard to all or any of the following—</p> <p>(a) any flood modelling carried out for the lot or all or part of the flood hazard area within which the lot is located;</p> <p>(b) any flow velocity of water that has been recorded for a flood for—</p> <p>(i) all or part of the flood hazard area within which the lot is located; or</p> <p>(ii) the part of the lot on which the building work is to be carried out;</p> <p>(c) any other matter the local government considers relevant</p> |

| 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) | | |
|--|--|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Environmentally relevant activities | | |
| 1 A material change of use for an environmentally relevant activity made assessable under schedule 3, part 1, table 2, item 1 | <p>(a) for an environmentally relevant activity that is devolved to a local government under the <i>Environmental Protection Regulation 2008</i>, the local government—as a concurrence agency</p> <p>(b) for all other environmentally relevant activities mentioned in column 1, the chief executive—as a concurrence agency</p> | <p>For an environmentally relevant activity mentioned opposite in column 2, paragraph (a), the purposes of the Environmental Protection Act to the extent it applies to each environmental objective mentioned in the <i>Environmental Protection Regulation 2008</i>, schedule 5, part 3, table 2</p> <p>For an environmentally relevant activity mentioned opposite in column 2, paragraph (b), the purpose of the Act</p> |

| 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) | | |
|---|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| State-controlled road | | |
| <p>2 Reconfiguring a lot if—</p> <p>(a) any part of the land—</p> <p style="padding-left: 20px;">(i) is within 25m of a State-controlled road; or</p> <p style="padding-left: 20px;">(ii) is future State-controlled road; or</p> <p style="padding-left: 20px;">(iii) abuts a road that intersects with a State-controlled road that is within 100m of the land; and</p> <p>(b) 1 or more of the following apply—</p> <p style="padding-left: 20px;">(i) the total number of lots is increased;</p> <p style="padding-left: 20px;">(ii) the total number of lots abutting the State-controlled road is increased;</p> <p style="padding-left: 20px;">(iii) there is a new or changed access between the land and the State-controlled road</p> | <p>The chief executive—as a concurrence agency</p> | <p>The purpose of the Act</p> |

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)

| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
|---|--|---|
| <p>3 Operational work, other than work associated with a material change of use mentioned in table 3, item 1, operational work associated with reconfiguring a lot mentioned in item 2 of this table, or work for government supported transport infrastructure, if—</p> <p>(a) any part of the land—</p> <p>(i) is within 25m of a State-controlled road; or</p> <p>(ii) is future State-controlled road; and</p> <p>(b) the work—</p> <p>(i) is associated with access to the State-controlled road or future 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 625cm², to a State-controlled road or future State-controlled road</p> | <p>The chief executive—as a concurrence agency</p> | <p>The purpose of the Act</p> |

| 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) | | |
|---|---|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Clearing vegetation | | |
| 4 Reconfiguring a lot that is 5ha or larger, if— (a) the size of any lot created is 25ha, or smaller; and (b) either— (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 (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 | The chief executive—as a concurrence agency | The purpose of the Act |
| 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—as a concurrence agency | The purpose of the Act |
| Strategic port land | | |
| 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 |
| Major hazard facilities | | |
| 8 Material change of use of premises for a major hazard facility or proposed major hazard facility | The chief executive—as a concurrence agency | The purpose of the Act |

| 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) | | |
|---|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Taking or interfering with water | | |
| 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—as a concurrence agency | The purpose of the Act |
| Interfering with water in drainage and embankment areas or wild river floodplain management areas | | |
| 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—as a concurrence agency | The purpose of the Act |
| Particular dams | | |
| 11 Operational work for the construction of a dam, or that is carried out in relation to a dam, made assessable under schedule 3, part 1, table 4, item 4 | The chief executive—as a concurrence agency | The purpose of the Act |
| Removal of quarry material | | |
| 12 Development, for the removal of quarry material, made assessable under schedule 3, part 1, table 5, item 1 | The chief executive—as a concurrence agency | The purpose of the Act |

| 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) | | |
|---|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Tidal works, or development in a coastal management district | | |
| 13 Operational work made assessable under schedule 3, part 1, table 4, item 5, other than— (a) prescribed tidal work in a canal; or (b) work that is for the installation, maintenance or repair of overhead cables or lines that extend over tidal water; or (c) work that is for the construction, installation, maintenance or repair of pipelines, cables or lines under tidal water | The chief executive—as a concurrence agency | The purpose of the Act |
| 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—as a concurrence agency | The purpose of the Act |
| 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—as a concurrence agency | The purpose of the Act |

| 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) | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| <p>15B Operational work made assessable under schedule 3, part 1, table 4, item 5, carried out in Gold Coast waters that is—</p> <ul style="list-style-type: none"> (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 | <p>The Gold Coast Waterways Authority established under the <i>Gold Coast Waterways Authority Act 2012</i>—as a concurrence agency</p> | <p>The purposes of the <i>Gold Coast Waterways Authority Act 2012</i></p> |
| <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> <ul style="list-style-type: none"> (a) within 200m of a shipping channel or an entry and exit shipping corridor for the port; or (b) within 100m of a swing basin, a commercial shipping wharf, a mooring, anchorage or spoil grounds; or (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</p> | <p>Port authority functions under the Transport Infrastructure Act, chapter 8, part 3</p> |
| <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> | <p>The chief executive of the port authority for the land—as an advice agency</p> | <p>Port authority functions under the Transport Infrastructure Act, chapter 8, part 3</p> |

| 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) | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| 18 Operational work made assessable under schedule 3, part 1, table 4, item 5, that— (a) is tidal works; and (b) involves a marina, as defined under the <i>Transport Operations (Marine Pollution) Act 1995</i> , with more than 6 vessel berths | Queensland Fire and Rescue Service—as an advice agency | The fire safety management procedures under the <i>Fire and Rescue Service Act 1990</i> |
| Queensland heritage place | | |
| 19 Development on a Queensland heritage place made assessable under schedule 3, part 1, table 5, item 2 | The chief executive—as a concurrence agency | The purpose of the Act |
| Electricity infrastructure | | |
| 21 Reconfiguring a lot if— (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 (b) any part of the lot is situated within 100m of a substation site | 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> |
| Contaminated land | | |
| 22 Reconfiguring a lot if all or part of the premises are— (a) potentially affected premises; or (b) in an area for which an area management advice has been given for unexploded ordnance | The chief executive—as a concurrence agency | The purpose of the Act |
| 23 A material change of use made assessable under schedule 3, part 1, table 2, item 6 or 7 | The chief executive—as a concurrence agency | The purpose of the Act |

| 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) | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Works or other development in or adjoining a fish habitat area | | |
| 25 Building work in a declared fish habitat area made assessable under schedule 3, part 1, table 1, item 2 | The chief executive—as a concurrence agency | The purpose of the 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—as a concurrence agency | The purpose of the Act |
| 27 Development on land that adjoins a declared fish habitat area made assessable under schedule 3, part 1 | The chief executive—as a concurrence agency | The purpose of the Act |
| Certain aquaculture | | |
| 28 A material change of use of premises for aquaculture made assessable under schedule 3, part 1, table 2, item 10 | The chief executive—as a concurrence agency | The purpose of the Act |
| Constructing or raising waterway barrier works | | |
| 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—as a concurrence agency | The purpose of the Act |
| Removal, destruction or damage of marine plants | | |
| 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—as a concurrence agency | The purpose of the 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—as a concurrence agency | The purpose of the Act |

| 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) | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| 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—as a concurrence agency | The purpose of the Act |
| Public passenger transport | | |
| 33 Reconfiguring a lot if any part of the land is— (a) within 25m of a public passenger transport corridor and 1 or both of the following apply— (i) the total number of lots is increased; (ii) an easement abutting the corridor is created; or (b) future public passenger transport corridor | The chief executive—as a concurrence agency | The purpose of the Act |
| Railways | | |
| 34 Reconfiguring a lot if any part of the land is— (a) within 25m of a railway or future railway land and 1 or both of the following apply— (i) the total number of lots is increased; (ii) an easement abutting the railway or future railway land is created; or (b) future railway land | The chief executive—as a concurrence agency | The purpose of the Act |

| 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) | | |
|---|---|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| State-controlled transport tunnels | | |
| 34A Reconfiguring a lot if any part of the land is, or is within 50m of— (a) a State-controlled transport tunnel; or (b) a future State-controlled transport tunnel | The chief executive—as a concurrence agency | The purpose of the Act |
| Oil and gas infrastructure | | |
| 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> |
| Regional plans | | |
| 39 Reconfiguring a lot to which division 3 of the State planning regulatory provisions for the SEQ region applies | The chief executive—as a concurrence agency | The State planning regulatory provisions for the SEQ region |
| Certain agricultural or animal husbandry activities in a wild river area | | |
| 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—as a concurrence agency | The purpose of the Act |
| 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—as a concurrence agency | The purpose of the Act |

| 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) | | |
|---|---|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Land in or near a wetland | | |
| 43A Reconfiguring a lot if— (a) any part of the land is situated in a wetland protection area; and (b) the reconfiguration results in more than 6 lots, or any lot created is less than 5ha; and (c) the reconfiguration involves operational work that is high impact earthworks in a wetland protection area, other than for a domestic housing activity | The chief executive—as a concurrence agency | The purpose of the Act |
| 43B Operational work made assessable under schedule 3, part 1, table 4, item 10 if the chief executive is not the assessment manager | The chief executive—as a concurrence agency | The purpose of the Act |
| Land in distributor-retailer’s geographic area | | |
| 47 Reconfiguring a lot made assessable under schedule 3, part 1, table 3, item 1, or operational work for reconfiguring a lot made assessable under schedule 3, part 1, table 4, item 2, if— (a) the land is in the area of a local government that, under the SEQ Water Act, is a participating local government for a distributor-retailer; and (b) the participating local government is the assessment manager; and (c) the development application is made before 1 July 2014 | The distributor-retailer for which the local government is a participating local government—as a concurrence agency <i>Note—</i> Under the SEQ Water Act, this jurisdiction is delegated to the local government. | The effects of the development on a water service or wastewater service of a distributor-retailer |

| 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 | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| State-controlled road | | |
| 1 Making a material change of use of premises if any part of the land— (a) is within 25m of a State-controlled road; or (b) is future State-controlled road; or (c) abuts a road that intersects with a State-controlled road within 100m of the land | The chief executive—as a concurrence agency | The purpose of the Act |

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

| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
|--|--|---|
| <p>1A Operational work, other than work associated with a material change of use mentioned in item 1 of this table, operational work associated with reconfiguring a lot mentioned in table 2, item 2, or work for government supported transport infrastructure, if—</p> <p>(a) any part of the land—</p> <p>(i) is within 25m of a State-controlled road; or</p> <p>(ii) is future State-controlled road; and</p> <p>(b) the work—</p> <p>(i) is associated with access to the State-controlled road or future 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 625cm², to a State-controlled road or future State-controlled road</p> | <p>The chief executive—as a concurrence agency</p> | <p>The purpose of the Act</p> |

| 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 | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Development impacting on State transport infrastructure | | |
| <p>2 An aspect of development identified in schedule 9 that—</p> <p>(a) is for a purpose mentioned in schedule 9, column 1; and</p> <p>(b) meets or exceeds the threshold—</p> <p>(i) for development in LGA population 1—mentioned in schedule 9, column 2 for the purpose; or</p> <p>(ii) for development in LGA population 2—mentioned in schedule 9, column 3 for the purpose.</p> <p>However, if the development is for a combination of purposes mentioned in the same item of schedule 9, the threshold is for the combination of purposes and not for each purpose individually.</p> | <p>The chief executive—as a concurrence agency</p> | <p>The purpose of the Act</p> |

| 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 | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Coastal management districts | | |
| 5 Material change of use, if carrying out the change of use will involve— (a) operational work, other than excluded work, carried out completely or partly in a coastal management district; or (b) building work, carried out completely or partly in a coastal management district, that is— (i) the construction of new premises with a GFA of at least 1000m ² ; or (ii) the enlargement of the GFA of existing premises by more than 1000m ² | The chief executive—as a concurrence agency | The purpose of the Act |
| Land designated for community infrastructure | | |
| 6 Development on land designated for community infrastructure— (a) intended to be supplied by a public sector entity; and (b) on land not owned by or on behalf of the State; and (c) other than development— (i) for the designated purpose; or (ii) carried out by, or on behalf of, the designator | The chief executive—as a concurrence agency | The purpose of the Act |

| 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 | | |
|--|---|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Electricity infrastructure | | |
| 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> |

| 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 | | |
|---|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Clearing vegetation | | |
| <p>10 Material change of use of a lot that is 5ha or larger, if—</p> <p>(a) for development for which a preliminary approval is sought under the Act, section 242, the lot contains native vegetation shown on the regulated vegetation management map as a category A area or category B area; 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—as a concurrence agency</p> | <p>The purpose of the Act</p> |

| 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 | | |
|--|---|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Contaminated land | | |
| 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 chief executive—as a concurrence agency | The purpose of the Act |
| Regional plans | | |
| 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 |
| Public passenger transport | | |
| 14 Development— (a) that is either— (i) a material change of use of premises; or (ii) operational work not associated with— (A) a material change of use of premises; or (B) reconfiguring a lot as mentioned in table 2, item 33 or 33A; or (C) government supported transport infrastructure; and (b) if any part of the land is— (i) within 25m of a public passenger transport corridor; or (ii) future public passenger transport corridor | The chief executive—as a concurrence agency | The purpose of the Act |

| 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 | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Railways | | |
| 15A A material change of use of premises if any part of the land is— (a) within 25m of a railway or future railway land; or (b) future railway land | The chief executive—as a concurrence agency | The purpose of the Act |
| 15B Operational work involving extracting, excavating or filling more than 50m ³ , other than work associated with a material change of use mentioned in item 15A(a) of this table, reconfiguring a lot mentioned in table 2, item 34, or government supported transport infrastructure, if the land is— (a) within 25m of a railway or future railway land; or (b) future railway land | The chief executive—as a concurrence agency | The purpose of the Act |

| 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 | | |
|---|--|--|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| State-controlled transport tunnels | | |
| <p>15C A material change of use of premises, or operational work other than work associated with a material change of use of premises or reconfiguring a lot as mentioned in table 2, item 34A, if the land is—</p> <ul style="list-style-type: none"> (a) a State-controlled transport tunnel; or (b) a future State-controlled transport tunnel; or (c) within 50m of a State-controlled transport tunnel or future State-controlled transport tunnel | <p>The chief executive—as a concurrence agency</p> | <p>The purpose of the Act</p> |
| Oil and gas infrastructure | | |
| <p>16 A material change of use not associated with reconfiguring a lot if—</p> <ul style="list-style-type: none"> (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 | <p>If the holder of the licence is not an individual, the chief executive of the holder—as an advice agency</p> <p>If the holder of the licence is an individual, the holder—as an advice agency</p> | <p>The purposes of the <i>Petroleum Act 1923</i> and the <i>Petroleum and Gas (Production and Safety) Act 2004</i></p> |

| 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 | | |
|---|---|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| 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> |
| Land in or near a wetland | | |
| 21A Material change of use, other than a material change of use relating to a domestic housing activity, government supported transport infrastructure or electricity infrastructure, if— (a) any part of the land is situated in a wetland protection area; and (b) the material change of use involves operational work that is high impact earthworks in a wetland protection area | The chief executive—as a concurrence agency | The purpose of the Act |
| Removal, destruction or damage of marine plants | | |
| 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—as a concurrence agency | The purpose of the Act |

| 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 | | |
|---|---|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| Development in distributor-retailer's geographic area | | |
| 26 Development in the area of a local government that, under the SEQ Water Act, is a participating local government for a distributor-retailer, if the development application is made before 1 July 2014 | The distributor-retailer for which the local government is a participating local government—as a concurrence agency <i>Note—</i> Under the SEQ Water Act, this jurisdiction is delegated to the local government. | The effects of the development on a water service or wastewater service of a distributor-retailer |
| Particular development on SCL or potential SCL | | |
| 27 Material change of use, other than a use or in an area mentioned in schedule 13A, of a lot of 5ha or larger if the footprint for the change of use is— (a) wholly or partly on SCL or potential SCL; and (b) more than 750m ² | The chief executive—as a concurrence agency | The purpose of the Act |

| 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 | | |
|--|--|---|
| Column 1 Application involving | Column 2 Referral agency and type | Column 3 Referral jurisdiction |
| 28 Reconfiguring a lot, other than in an area mentioned in schedule 13A, if, under the reconfiguration, any lot with SCL or potential SCL in it is less than 15ha | The chief executive—as a concurrence agency | The purpose of the Act |
| 29 A material change of use (not relating to a significant project) in a protection area— (a) for which the chief executive is a concurrence agency under item 27; and (b) the carrying out of which will have a permanent impact on SCL or potential SCL; and (c) the footprint of which is more than 3000m ² | The Minister administering the SCL Act—as a concurrence agency | The SCL Act, chapter 4 |

Schedule 7A Particular assessment manager and concurrence agency application fees

sections 21A and 21B

Part 1 Preliminary

1 Meaning of symbols used in sch 7A

In column 4, for an entry for an aspect of development mentioned in column 2—

A means the fee stated opposite in column 3 is the assessment manager application fee for a development application for that aspect of development; and

C means the fee stated opposite in column 3 is the concurrence agency application fee for a development application for that aspect of development.

Part 2 Application fees

| 1 | 2 | 3 | 4 |
|--------------------------------|--|-----------------|---|
| | Development to which application relates | Application fee | |
| Brisbane core port land | | | |
| 1 | Development on Brisbane core port land that is assessable development under the Brisbane port LUP— | | |
| | (a) if the development is consistent with the Brisbane port LUP and requires code assessment | 5 126.85 | A |
| | (b) if the development is inconsistent with the Brisbane port LUP and requires— | | |

| 1 | 2 | 3 | 4 |
|--|---|------------------------|------|
| | Development to which application relates | Application fee | |
| | (i) code assessment; or | 7 690.55 | A |
| | (ii) impact assessment | 17 867.00 | A |
| Environmentally relevant activities | | | |
| 2 | A material change of use of premises for an environmentally relevant activity | 570.30 | A, C |
| Clearing vegetation | | | |
| 3 | Operational work that is the clearing of vegetation, for reconfiguring a lot— | | |
| | (a) if the reconfiguration is the reconfiguration of 1 lot to create 2 lots | 378.40 | A, C |
| | (b) otherwise | 5 714.25 | A, C |
| 4 | A material change of use of a lot mentioned in schedule 7, table 3, item 10 | 5 714.25 | A, C |
| 5 | Operational work that is the clearing of native vegetation, other than for reconfiguring a lot or for a material change of use of premises— | | |
| | (a) for a project declared to be a coordinated project under the <i>State Development and Public Works Organisation Act 1971</i> , section 26; or | 5 714.25 | A, C |
| | (b) for establishing a necessary fence, firebreak, road, vehicular track or necessary built infrastructure— | | |
| | (i) if the total area to be cleared is less than 5ha; or | 378.40 | A, C |
| | (ii) otherwise | 1 370.35 | A, C |
| | (c) that is associated with development for an extractive industry— | | |
| | (i) if the industry is in a key resource area; or | 3 428.95 | A, C |
| | (ii) otherwise | 1 370.35 | A, C |

| 1 | 2 | 3 | 4 |
|---|---|---------------------------|------------|
| | Development to which application relates | Application fee | |
| | (iii) if the clearing is necessary to prepare for the likelihood of a natural disaster; or | nil | |
| | (iv) if the clearing is necessary to remove contaminants from land; or | nil | |
| | (j) if the clearing is necessary for controlling non-native vegetation or declared pests | nil | |
| | (k) if the clearing is necessary for ensuring public safety | nil | |
| Taking or interfering with water | | | |
| 6 | Operational work for taking or interfering with water under the <i>Water Act 2000</i> , other than operational work for the construction of a dam or that is carried out in relation to a dam— (a) if the application is made with an application for a water licence under the <i>Water Act 2000</i> (b) otherwise | nil 109.80 | A, C |
| Quarrying in a watercourse or lake | | | |
| 8 | Operational work for removing quarry material from a watercourse or lake if an allocation notice is required under the <i>Water Act 2000</i> | 109.80 | A, C |
| Tidal works or work within a coastal management district | | | |
| 9 | A material change of use of premises completely or partly within a coastal management district— (a) if the material change of use is associated with the construction of an artificial waterway (b) otherwise | 20 123.50 2 007.90 | C C |
| 10 | Reconfiguring a lot completely or partly within a coastal management district— (a) if the reconfiguration is associated with the construction of an artificial waterway (b) otherwise, for reconfiguring the lot to create— (i) 1 or 2 lots | 20 123.50 666.55 | C C |

Schedule 7A

| 1 | 2 | 3 | 4 |
|----|--|------------------------|------|
| | Development to which application relates | Application fee | |
| | (ii) 3 lots | 1 001.90 | C |
| | (iii) 4 lots | 1 338.25 | C |
| | (iv) 5 lots | 1 673.60 | C |
| | (v) more than 5 lots | 2 007.90 | C |
| 11 | Operational work that is undertaking tidal works, or works completely or partly within a coastal management district— | | |
| | (a) for tidal works that are to include works within the boundaries of an artificial waterway—for each metre, or part of a metre, of land fronting the works; or | 13.90 | A, C |
| | (b) for works for a private purpose, other than works to which paragraph (a) applies— | | |
| | (i) relating to only 1 residence; | 267.95 | A, C |
| | (ii) relating to 2 or more residences, but not to a structure used for used for berthing a vessel | 267.95 | A, C |
| | (iii) relating to 2 or more residences and 1 or more structures used for berthing a vessel—for each structure; or | 267.95 | A, C |
| | (c) for works for another purpose for which the value of the completed works is— | | |
| | (i) \$10000 or less; or | 693.45 | A, C |
| | (ii) more than \$10000 but no more than \$25000; or | 1 229.60 | A, C |
| | (iii) more than \$25000 but no more than \$50000; or | 1 470.75 | A, C |
| | (iv) more than \$50000 but no more than \$100000; or | 2 451.90 | A, C |
| | (v) more than \$100000 but no more than \$250000; or | 2 947.70 | A, C |
| | (vi) more than \$250000 but no more than \$500000; or | 3 888.50 | A, C |

| 1 | 2 | 3 | 4 |
|----|---|---|-------------------------------|
| | Development to which application relates | Application fee | |
| | <p>(a) for which there is not more than 1 referral agency for the application and 1 or more of the following apply—</p> <ul style="list-style-type: none"> (i) the waterway barrier works are expected to be capable of impounding a maximum of 1000 megalitres; (ii) the waterway barrier works are to be constructed or raised— <ul style="list-style-type: none"> (A) in the bankfull width of a waterway; and (B) with a scour protection component; (iii) the waterway barrier works— <ul style="list-style-type: none"> (A) are expected to cross a non-tidal waterway; and (B) are not waterway barrier works to which the minor waterway barrier works code applies; (iv) the waterway barrier works— <ul style="list-style-type: none"> (A) are to be in place for more than 1 year; and (B) are not waterway barrier works to which the temporary waterway barrier works code applies; (v) items 15 and 16 do not apply to the waterway barrier works; <p>(b) for which there are 2 or more referral agencies for the application and 1 or more of paragraphs (a)(i) to (v) apply</p> | <p>3 588.70 2 084.40</p> <p>5 019.10 2 084.40</p> | <p>A C</p> <p>A C</p> |
| 15 | <p>Operational work for constructing or raising waterway barrier works—</p> <p>(a) for which there is not more than 1 referral agency for the application and 1 or more of the following apply—</p> | <p>5 448.20 3 887.90</p> | <p>A C</p> |

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| 1 | 2 | 3 | 4 |
|----|--|--|--|
| | Development to which application relates | Application fee | |
| | <ul style="list-style-type: none"> (i) the waterway barrier works are expected to be capable of impounding a maximum of more than 1000 megalitres, but no more than 30000 megalitres; (ii) the waterway barrier works are to be in place for less than 1 year; (iii) the waterway barrier works are to be constructed or raised— <ul style="list-style-type: none"> (A) in the bankfull width of a waterway; and (B) with a scour protection component; (iv) the waterway barrier works— <ul style="list-style-type: none"> (A) are to be in a tidal area; and (B) are not waterway barrier works to which the minor waterway barrier works code applies; (v) the waterway barrier works— <ul style="list-style-type: none"> (A) are to be in a tidal area; and (B) are to be in place for less than 1 year; (vi) the waterway barrier works are to be constructed or raised in— <ul style="list-style-type: none"> (A) a mainstream waterway; or (B) a major tributary; (b) for which there are 2 or more referral agencies for the application and 1 or more of paragraphs (a)(i) to (vi) apply | <p style="text-align: center;">6 878.60 3 887.90</p> | <p style="text-align: center;">A C</p> |
| 16 | Operational work for constructing or raising waterway barrier works that are expected to be capable of impounding a maximum of more than 30000 megalitres and require construction of a fishway— | | |

| 1 | 2 | 3 | 4 |
|----|---|--|--|
| | Development to which application relates | Application fee | |
| | (a) for which there is not more than 1 referral agency for the application | 21 335.50 19 775.20 | A C |
| | (b) for which there are 2 or more referral agencies for the application | 22 765.90 19 775.20 | A C |
| 17 | Operational work completely or partly within a declared fish habitat area— (a) for which there is not more than 1 referral agency for the application— (i) if the resource allocation authority for the operational work authorises all the operational work (ii) otherwise (b) for which there are 2 or more referral agencies for the application and paragraph (a)(i) applies (c) for which there are 2 or more referral agencies for the application and paragraph (a)(ii) applies | 2 218.85 658.55 3 588.70 2 028.40 3 649.25 658.55 5 019.10 658.55 | A C A C A C |
| 18 | Operational work that is the removal, destruction or damage of marine plants— (a) for which there is not more than 1 referral agency for the application and 1 or more of the following apply— (i) the operational work is the removal, destruction or damage of marine plants covering an area of less than 5m ² ; (ii) the operational work is for the restoration of a declared fish habitat area; (iii) the operational work is the removal of dead marine wood, from land other than unallocated State land, for trade or commerce; | 2 218.85 658.55 | A C |

Schedule 7A

| 1 | 2 | 3 | 4 |
|----|--|------------------------------|----------------|
| | Development to which application relates | Application fee | |
| | <ul style="list-style-type: none"> (iv) before the operational work is to start, the marine plants cover an area of less than 500m² that is above the level of the highest astronomical tide; (v) the operational work is for education or research or for monitoring the impact of development on marine plants; (vi) the operational work relates to works described as public (community benefit) works under the fish habitat management operational policy; (vii) the operational work is for beach replenishment for the protection of infrastructure; or <p>(b) for which there are 2 or more referral agencies for the application and 1 or more of paragraphs (a)(i) to (vii) apply</p> | <p>3 649.25 658.55</p> | <p>A C</p> |
| 19 | <p>Operational work that is the removal, destruction or damage of marine plants—</p> <p>(a) for which there is not more than 1 referral agency for the application and 1 or more of the following apply—</p> <ul style="list-style-type: none"> (i) the operational work— <ul style="list-style-type: none"> (A) is the removal, destruction or damage of plants covering an area of at least 5m², but less than 50m²; and (B) is expected to cause a loss of capacity of tidal land; (ii) the operational work— <ul style="list-style-type: none"> (A) is the removal, destruction or damage of plants covering an area of less than 100m²; and (B) is not expected to cause a loss of capacity of tidal land; | <p>3 588.70 2 028.40</p> | <p>A C</p> |

| 1 | 2 | 3 | 4 |
|----|---|---|-------------------------------------|
| | Development to which application relates | Application fee | |
| | <p>(iii) the plants cover an area of more than 500m² that is above the level of the highest astronomical tide;</p> <p>(iv) the plants cover an area up to 50 per cent greater than the area described under the maintenance works declared fish habitat area code as the maximum allowable disturbance for removing, destroying or damaging marine plants and for works in a declared fish habitat area around an existing lawful structure;</p> <p>(b) for which there are 2 or more referral agencies for the application and 1 or more of paragraphs (a)(i) to (iv) apply</p> | <p>5 019.10</p> <p>2 028.40</p> | <p>A</p> <p>C</p> |
| 20 | <p>Operational work that is the removal, destruction or damage of marine plants—</p> <p>(a) for which there is not more than 1 referral agency for the application and 1 or more of the following apply—</p> <p>(i) the operational work—</p> <p>(A) is the removal, destruction or damage of plants covering an area of at least 50m², but less than 250m²; and</p> <p>(B) is expected to cause a loss of capacity of tidal land;</p> <p>(ii) the operational work—</p> <p>(A) is the removal, destruction or damage of plants covering an area of at least 100m², but less than 500m²; and</p> <p>(B) is not expected to cause a loss of capacity of tidal land; or</p> <p>(b) for which there are 2 or more referral agencies for the application and paragraph (a)(i) or (ii) applies</p> | <p>5 448.20</p> <p>3 887.90</p> <p>6 878.60</p> <p>2 028.40</p> | <p>A</p> <p>C</p> <p>A</p> <p>C</p> |
| 21 | Operational work that is the removal, destruction or damage of a marine plant— | | |

Schedule 7A

| 1 | 2 | 3 | 4 |
|---------------------------------|---|--|----------------------|
| | Development to which application relates | Application fee | |
| | (a) for which there is not more than 1 referral agency for the application and 1 or more of the following apply— <ul style="list-style-type: none"> (i) the operational work— <ul style="list-style-type: none"> (A) is the removal, destruction or damage of plants covering an area of at least 250m², but less than 500m²; and (B) is expected to cause a loss of capacity of tidal land; (ii) the operational work— <ul style="list-style-type: none"> (A) is the removal, destruction or damage of plants covering an area of at least 500m²; and (B) is not expected to cause a loss of capacity of tidal land | 9 503.75 7 943.40 | A C |
| 22 | Operational work that is the removal, destruction or damage of marine plants covering an area of at least 500m ² and is expected to cause a loss of capacity of tidal land— <ul style="list-style-type: none"> (a) for which there is not more than 1 referral agency for the application (b) for which there are 2 or more referral agencies for the application | 21 335.50 19 775.20 22 765.90 19 775.20 | A C A C |
| Wetland protection areas | | | |
| 23 | High impact earthworks in a wetland protection area associated with a material change of use of premises— <ul style="list-style-type: none"> (a) for urban purposes (b) for any other purpose— | 5 548.65 | A, C |

| 1 | 2 | 3 | 4 |
|-----------------------------|--|------------------------|------|
| | Development to which application relates | Application fee | |
| | (i) if the premises is at least 200m from the closest point on any boundary of a wetland | 554.75 | A, C |
| | (ii) if the premises is less than 200m from the closest point on any boundary of a wetland | 2 219.05 | A, C |
| 24 | <p>High impact earthworks in a wetland protection area associated with reconfiguring a lot—</p> <p>(a) for urban purposes</p> <p>(b) for any other purpose—</p> <p>(i) if the lot is at least 200m from the closest point on any boundary of a wetland</p> <p>(ii) if the lot is less than 200m from the closest point on any boundary of a wetland</p> | 5 548.65 | C |
| 25 | <p>High impact earthworks in a wetland protection area other than high impact earthworks mentioned in item 23 or 24—</p> <p>(a) for urban purposes</p> <p>(b) for any other purpose—</p> <p>(i) if the high impact earthworks are carried out at least 200m from the closest point on any boundary of a wetland</p> <p>(ii) if the high impact earthworks are carried out less than 200m from the closest point on any boundary of a wetland</p> | 5 548.65 | A, C |
| SCL or potential SCL | | | |
| 26 | Reconfiguring a lot completely or partly on SCL or potential SCL | 535.10 | A, C |
| 27 | <p>A material change of use of premises completely or partly on SCL or potential SCL—</p> <p>(a) if the footprint of the material change of use of the premises is no more than 3000m²</p> | 535.10 | A, C |

Schedule 7A

| 1 | 2 | 3 | 4 |
|-----|---|------------------------|------|
| | Development to which application relates | Application fee | |
| (b) | if the footprint of the material change of use of the premises is more than 3000m ² but no more than 10000m ² | 9 678.30 | A, C |
| (c) | if the footprint of the material change of use of the premises is more than 10000m ² | 29 194.25 | A, C |

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 sound systems and intercom 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 service controls in lifts

Emergency sound systems and intercom systems

- achievement of specified performance of sound systems and intercom systems
- operation of interface of sound systems and intercom 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

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, repeater panels, strobe lights 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
- if the sensitivity of a fire detection or alarm system can be varied—suitability of the sensitivity setting having regard to the location of the system and the Australian Standard for that system

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
- provision of suitable facilities for testing internal hydrants
- provisions for connection of fire authority portable relay booster pump
- provisions for hard standing for fire appliances

Hazardous buildings

- suitability of special fire services and site requirements for hazardous 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 Development impacting on State transport infrastructure and thresholds

schedule 7, table 3, item 2

| Column 1 Purpose | Column 2 Threshold for LGA population 1 | Column 3 Threshold for LGA population 2 |
|--|--|--|
| 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 | | |
| 1 Accommodation activities, other than a hotel or residential care facility | 200 dwellings or premises designed to accommodate 300 people | 50 dwellings or premises designed to accommodate 75 people |
| 2 Club | 8000m ² GFA or seating capacity for 1500 people | 4000m ² GFA or seating capacity for 1500 people |
| 3 Hotel | | |
| 4 Function facility | | |
| 5 Theatre | | |
| 6 Shop | 8000m ² GFA | 4000m ² GFA |
| 7 Showroom | | |
| 8 Shopping centre (including theatres, food and drink outlets and offices) | | |
| 9 Food and drink outlet | 600m ² GFA | 600m ² GFA |
| 10 Office | 5000m ² TSA | 5000m ² TSA |
| 11 Health care services | 1200m ² GFA | 1200m ² GFA |
| 12 Hospital | 100 beds | 50 beds |
| 13 Residential care facility | | |
| 14 Mixed use—any combination of accommodation activities, business activities, entertainment activities or recreation activities | 16000m ² GFA (combined total) | 8000m ² GFA (combined total) |

| Column 1 Purpose | Column 2 Threshold for LGA population 1 | Column 3 Threshold for LGA population 2 |
|---|---|---|
| 15 Educational establishment that is 1, or a combination, of the following— (a) a primary school; (b) a secondary school; (c) a college; (d) a university; (e) a technical institute | All new establishments and extensions to existing establishments likely to accommodate an additional 100 students or 4 classrooms | All new establishments and extensions to existing establishments likely to accommodate an additional 100 students or 4 classrooms |
| 16 Tourist attraction 17 Major sport, recreation and entertainment facility | 5000m ² TSA or if totally indoor 8000m ² GFA | 5000m ² TSA or if totally indoor 4000m ² GFA |
| 18 Extractive industry 19 High impact industry 20 Noxious and hazardous industries (other than an abattoir) | Using machinery having an annual throughput of product of 10000t | Using machinery having an annual throughput of product of 10000t |
| 21 Intensive animal industries 22 Noxious and hazardous industry that is an abattoir | Total facility capacity of— (a) for cattle—2000 head; or (b) for pigs—3000 head; or (c) for sheep—10000 head; or (d) for poultry—200000 birds | Total facility capacity of— (a) for cattle—2000 head; or (b) for pigs—3000 head; or (c) for sheep—10000 head; or (d) for poultry—200000 birds |
| 23 One, or a combination, of the following— (a) warehouse; (b) medium impact industry; (c) low impact industry | 16000m ² GFA (combined total) | 8000m ² GFA (combined total) |
| 24 Car park (including heavy vehicle parking) | 5000m ² TSA | 5000m ² TSA |
| 25 Airport, bus or ferry terminal | All | All |
| 26 Marina | 600 berths | 600 berths |

Schedule 9

| Column 1 Purpose | Column 2 Threshold for LGA population 1 | Column 3 Threshold for LGA population 2 |
|--|--|--|
| Reconfiguring a lot | | |
| 27 Accommodation activities | 200 dwellings | 50 dwellings |
| 28 Business activities | 12000m ² TSA (combined total) | 3000m ² TSA (combined total) |
| 29 Industry activities | 32000m ² TSA (combined total) | 16000m ² TSA (combined total) |
| Operational works | | |
| 30 Filling or excavation not associated with a material change of use or reconfiguring a lot | 10000t | 10000t |

Schedule 13A Excluded matters for SCL or potential SCL concurrence agency jurisdiction

schedule 7, table 3, items 27 and 28

- 1 any of the following as defined under the standard planning scheme provisions—
 - animal husbandry
 - animal keeping
 - aquaculture
 - cropping
 - a home based business
 - intensive animal industries
 - intensive horticulture
 - landing
 - outdoor lighting
 - roadside stalls
 - a winery
- 2 a domestic housing activity
- 3 a building, structure or activity supporting cropping on SCL or potential SCL
- 4 an urban area
- 5 an area zoned under a planning scheme for rural residential or future rural residential purposes
- 6 an area described as urban footprint under a regional plan or State planning regulatory provision
- 7 a key resource area

Schedule 13A

- 8 community infrastructure mentioned in schedule 2
- 9 a saleyard

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"> (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 (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; and (c) the reconfiguration can comply with the guideline called ‘Statutory Guideline 02/13 Accelerating compliance assessment—Code for reconfiguring a lot (subdividing one lot into two) and associated operational works requiring compliance assessment’ dated 22 November 2013, made by the chief executive under the Act, section 760 and published on the department’s website; <p>unless—</p> <ul style="list-style-type: none"> (d) the plan of subdivision necessary for the reconfiguration— <ul style="list-style-type: none"> (i) is a building format plan of subdivision that does not subdivide land on or below the surface of the land; or (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 (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 |

Table 1—Reconfiguring a lot

| | |
|--|--|
| | <ul style="list-style-type: none"> (iv) is in relation to the acquisition, including by agreement, under the Acquisition Act or otherwise, of land by— <ul style="list-style-type: none"> (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 (B) an authorised electricity entity; or (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 (vi) is for reconfiguring a lot comprising strategic port land; or (vii) is for reconfiguring a South Bank lot within the corporation area under the <i>South Bank Corporation Act 1989</i>; or (viii) is for the Transport Infrastructure Act, section 240; or (ix) is in relation to the acquisition of land for a water infrastructure facility; or (x) is for land in a priority development area; or (e) the reconfiguration is on any of the following land and the total number of lots abutting the State-controlled road is increased— <ul style="list-style-type: none"> (i) land that is within 25m of a State-controlled road; (ii) land that abuts a road that intersects with a State-controlled road within 100m of the land; or (f) the reconfiguration is of a lot that is 2ha or larger, if— <ul style="list-style-type: none"> (i) the size of any lot created is 25ha, or smaller; and (ii) either— |
|--|--|

Table 1—Reconfiguring a lot

| | |
|--|--|
| | <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> <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>(g) the land is situated completely or partly within a coastal management district; or</p> <p>(h) the reconfiguration is in connection with the construction of a canal; or</p> <p>(i) 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>(j) all or part of the land is on the contaminated land register or the environmental management register; or</p> <p>(k) 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>(l) 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>(m) division 3 of the State planning regulatory provisions for the SEQ region, the Far North Queensland region, the Wide Bay Burnett region or the Mackay, Isaac and Whitsunday 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; or</p> <p>(q) all or part of the land comprises or contains a Queensland heritage place or a local heritage place; or</p> |
|--|--|

| Table 1—Reconfiguring a lot | |
|------------------------------------|--|
| | (r) the reconfiguration is— <ul style="list-style-type: none"> (i) in connection with the construction, installation, use, maintenance, repair, alteration, decommissioning, demolition or removal of G20 radiocommunications works; and (ii) to be carried out on or before 30 June 2015 |
| 2 | Matters or things against which the development is assessed |
| | The guideline called ‘Statutory Guideline 02/13 Accelerating compliance assessment—Code for reconfiguring a lot (subdividing one lot into two) and associated operational works requiring compliance assessment’ dated 22 November 2013, made by the chief executive under the Act, section 760 and published on the department’s website. |
| Process for assessment | |
| 3 | Compliance assessor |
| | The local government for the area in which the lot is situated |

| Table 2—Operational works for reconfiguring a lot | |
|--|--|
| Preliminary matters | |
| 1 | Development for which compliance assessment is required |
| | Operational works for reconfiguring a lot, other than a lot in a priority development area, if the reconfiguration is also development requiring compliance assessment |
| 2 | Matters or things against which the development is assessed |
| | The guideline called ‘Statutory Guideline 02/13 Accelerating compliance assessment—Code for reconfiguring a lot (subdividing one lot into two) and associated operational works requiring compliance assessment’ dated 22 November 2013, made by the chief executive under the Act, section 760 and published on the department’s website. |
| Process for assessment | |
| 3 | Compliance assessor |
| | The local government for the area in which the lot is situated |

Schedule 19 Compliance assessment of subdivision plans

section 19

| Table 1—Subdivision plans | | |
|----------------------------------|--|---|
| Preliminary matters | | |
| 1 | Document for which compliance assessment is required | A subdivision plan |
| 2 | Matters or things against which the document is assessed | <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"> (i) the conditions of the development permit or compliance permit about the reconfiguration have been complied with; (ii) for a reconfiguration requiring operational works—the conditions of the development permit or compliance permit for the operational works have been complied with; (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; (iv) the plan has been prepared in compliance with the development permit or compliance permit; (v) there are no outstanding charges levied by a distributor-retailer under the Act or the SEQ Water Act; or |

Table 1—Subdivision plans

| | |
|--|---|
| | <p>(b) both of the following—</p> <ul style="list-style-type: none"> (i) satisfactory security has been given to the local government to ensure compliance with the requirements of paragraph (a)(i) to (iii); (ii) the plan is in accordance with the development permit or compliance permit <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"> (i) the conditions of the development permit or compliance permit about the reconfiguration have been complied with; (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; (iii) the plan is in accordance with the development permit or compliance permit; (iv) there are no outstanding charges levied by a distributor-retailer under the Act or the SEQ Water Act; or <p>(b) both of the following—</p> <ul style="list-style-type: none"> (i) satisfactory security is given to the local government to ensure compliance with the requirements of paragraph (a)(i) and (ii); (ii) the plan is in accordance with the development permit or compliance permit <p>3 If the reconfiguration proposed to be effected by the plan is not assessable development or development requiring compliance assessment—</p> <p>(a) the plan is consistent with any development permit or compliance permit relevant to the plan; and</p> |
|--|---|

| Table 1—Subdivision plans | |
|---|---|
| | <p>(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; and</p> <p>(c) there are no outstanding charges levied by a distributor-retailer under the Act or the SEQ Water Act</p> |
| Process for assessment | |
| 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> |
| Additional requirements | |
| 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

\$

| | | |
|---|--|----------|
| 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 | 532.40 |
| | (b) otherwise. | 1 054.00 |
| 2 | Filing an originating application— <i>Planning and Environment Court Rules 2010</i> , rule 6— | |
| | (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 | 532.40 |
| | (b) otherwise. | 1 054.00 |
| 3 | Issuing a certificate on a final judgment, order, finding or decision | 56.20 |
| 4 | Filing a document (the <i>first document</i>), other than any subsequent document relating to the first document, for which no other fee is provided | 80.80 |
| 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 | 2.15 |
| | (b) maximum fee for first copy | 60.00 |
| | (c) additional copy—each page | 0.55 |
| | (d) maximum fee for additional copy. | 23.60 |
| 6 | Opening or keeping open the registry after hours | 438.10 |
| 7 | Searching the record in an appeal or other proceeding—for each name or file | 20.90 |
| 8 | Attending a view— | |
| | (a) for each hour or part of an hour | 93.15 |
| | (b) but not more than, for each day | 465.95 |

Schedule 20

| | \$ |
|---|-------|
| 9 Making an appointment for assessment of a costs statement..... | 93.15 |
| 10 Assessing a costs statement—for each \$100 or part of \$100 allowed..... | 11.25 |

Schedule 21 Building and development committee fees

section 23

| | \$ |
|---|--------|
| 1 Declaration under chapter 7, part 2, division 3, subdivision 1 of the Act | 227.70 |
| 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 | 335.30 |
| (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 | 557.85 |
| 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 | 335.30 |
| (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 | 557.85 |
| 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 ² 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 | 488.50 |
| (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 | 704.80 |

| | \$ | |
|---|---|----------|
| 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 ² — | |
| | (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 | 704.80 |
| | (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 | 1 047.40 |
| 6 | Appeal under section 535 or 849 of the Act | 587.85 |

**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 ²) | 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 ² of site area | 1 charge unit for each 100m ² of GFA | 0.3 charge unit for each 100m ² 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 ² of site area | 0.4 charge unit for each 100m ² of GFA | 0.3 charge unit for each 100m ² 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 ²) | 1 charge unit for each 100m ² of GFA | 1 charge unit for each hectare of site area |

**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) for which the chief executive is a concurrence agency for clearing vegetation; or
 - (b) if a lot to which the application relates is less than 5ha—for which a local government is the assessment manager.
- (2) Clearing an area of vegetation 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) if—
 - (a) the clearing is—
 - (i) subject to an approval process and is approved under the Act or another Act; or
 - (ii) a necessary and unavoidable consequence of an activity authorised by a permit issued under the *Water Act 2000*, section 269; or
 - (iii) a necessary and unavoidable consequence of an activity carried out under the document called ‘Riverine Protection Permit Exemption Requirements’ approved by the chief executive of

the department that administers the *Water Act 2000* and published on that department's website; and

- (b) either—
 - (i) the clearing is under a self-assessable vegetation clearing code other than if the vegetation is in an area shown on the regulated vegetation management map or a PMAV as a category A area; or
 - (ii) the area is less than 0.5ha of a least concern regional ecosystem shown on the regulated vegetation management map or PMAV as a category B area; or
 - (iii) the area is less than 0.5ha shown on the regulated vegetation management map or PMAV as a category C, R or X area.
- (3) Clearing vegetation in an area declared under the Vegetation Management Act, section 19F if the clearing is carried out—
 - (a) under the management plan for the area; and
 - (b) for 1 or both of the following purposes—
 - (i) a purpose mentioned in the Vegetation Management Act, section 22A(2)(b), (c), (f), (g), (h) or (j);
 - (ii) the purpose of establishing a necessary fence, firebreak, road or vehicular track and the clearing can not reasonably be avoided or minimised.
- (4) Clearing vegetation—
 - (a) under a land management agreement for a lease under the *Land Act 1994*; and
 - (b) for 1 or more of the purposes mentioned in the Vegetation Management Act, section 22A(2)(b), (c), (d), (f), (g), (h) or (j).
- (5) A traditional Aboriginal or Torres Strait Islander cultural activity, other than a commercial activity.
- (6) A resource activity.

-
- (7) Any aspect of development for geothermal exploration carried out under a geothermal exploration permit under the *Geothermal Energy Act 2010*.
 - (8) Clearing vegetation, for an airport-related purpose, on airport premises.
 - (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 or future State-controlled road—
 - (a) road works carried out on the State-controlled road or future State-controlled road; or
 - (b) ancillary works and encroachments carried out under the *Transport Infrastructure Act*, section 50.
 - (12) Clearing, for routine transport corridor management and safety purposes, on 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*.
 - (14) Clearing vegetation on land in an area for which an area management plan under the *Vegetation Management Act*, section 20J is in force at the time of the clearing if—
 - (a) the clearing is done by the owner of the land, within the meaning of the *Vegetation Management Act*, or a person authorised by the owner; and
 - (b) the clearing is done in accordance with the area management plan; and
 - (c) the owner has given the chief executive notice of the clearing under the *Vegetation Management Act*, section 20W.
 - (15) Clearing vegetation on land mentioned in the *Forestry Act 1959*, section 55(1)(b), (c) or (d) to the extent the clearing is

- for accessing and extracting quarry material for road works under the *Transport Infrastructure Act 1994*.
- (16) Clearing vegetation for community infrastructure mentioned in schedule 2.
- (17) Clearing vegetation in an area for which a disaster situation declaration has been made if the clearing—
- (a) is necessary to prevent or minimise—
 - (i) loss of human life, or illness or injury to humans; or
 - (ii) property loss or damage; or
 - (iii) damage to the environment; and
 - (b) happens during the period that started when the disaster situation declaration was made and ends on the later of the following days—
 - (i) the day that is 1 year after the day on which the disaster situation declaration was made; or
 - (ii) another day decided by the chief executive by written notice.
- (18) Clearing vegetation that is necessary to carry out a cadastral survey of an existing property boundary, a geotechnical survey or a geological survey, if the area cleared is—
- (a) for an area in which a survey is conducted—a maximum area of 10m by 10m; and
 - (b) for an area necessary for reasonable access to an area mentioned in paragraph (a)—a maximum of 10m wide.
- (19) Clearing vegetation that is necessary to remediate contaminated land recorded in the environmental management register or contaminated land register.
- (20) Clearing vegetation that is necessary to carry out activities authorised to be carried out at land on which an abandoned mine exists under the *Mineral Resources Act 1989*, section 344A.
- (21) Clearing vegetation to which the Vegetation Management Act does not apply.

Part 2 Clearing for particular land

2 Freehold land

For freehold land, clearing vegetation that is—

- (a) for a forest practice; or
- (b) residential clearing; or
- (c) necessary for essential management; or
- (d) in an area shown on the regulated vegetation management map or a PMAV as a category X area; or
- (e) for urban purposes in an urban area and the vegetation is—
 - (i) regulated regrowth vegetation; or
 - (ii) an of concern regional ecosystem or a least concern regional ecosystem shown on the regulated vegetation management map or a PMAV for the area as a category B area; or
- (f) necessary for routine management in an area of the land and the vegetation is—
 - (i) regulated regrowth vegetation; or
 - (ii) a least concern regional ecosystem shown on the regulated vegetation management map or a PMAV as a category B area; or
- (g) in a priority development area; or
- (h) under a self-assessable vegetation clearing code other than if the vegetation is in an area shown on the regulated vegetation management map or a PMAV as a category A area; or
- (i) for development—
 - (i) that is for an extractive industry under the Vegetation Management Act, section 22A(3) in a key resource area; and

- (ii) to the extent it involves clearing regulated regrowth vegetation, other than in an area shown on the regulated vegetation management map or a PMAV as a category A area; or
- (j) for development—
 - (i) that is a significant community project; and
 - (ii) to the extent it involves clearing regulated regrowth vegetation, other than in an area shown on the regulated vegetation management map or a PMAV as a category A area.

3 Indigenous land

For indigenous land, clearing vegetation that is—

- (a) for a forest practice, other than on land on which the State owns the trees; or
- (b) residential clearing; or
- (c) necessary for essential management; or
- (d) in an area shown on the regulated vegetation management map or a PMAV as a category X area; or
- (e) for urban purposes in an urban area and the vegetation is—
 - (i) regulated regrowth vegetation; or
 - (ii) an of concern regional ecosystem or a least concern regional ecosystem shown on the regulated vegetation management map or a PMAV for the area as a category B area; or
- (f) necessary for routine management in an area of the land and the vegetation is—
 - (i) regulated regrowth vegetation; or
 - (ii) a least concern regional ecosystem shown on the regulated vegetation management map or a PMAV as a category B area; or
- (g) gathering, digging or removing forest products—

-
- (i) for the purpose of improving the land or for use under the *Aurukun and Mornington Shire Leases 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
 - (h) in a priority development area; or
 - (i) under a self-assessable vegetation clearing code other than in an area shown on the regulated vegetation management map or a PMAV as a category A area; or
 - (j) for development—
 - (i) that is for an extractive industry under the *Vegetation Management Act*, section 22A(3) in a key resource area;
 - (ii) to the extent it involves clearing regulated regrowth vegetation, other in an area shown on the regulated vegetation management map or a PMAV as a category A area; or
 - (k) for development—
 - (i) that is a significant community project; and
 - (ii) to the extent it involves clearing regulated regrowth vegetation, other than in an area shown the regulated vegetation management map or on a PMAV 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 vegetation that is—
 - (a) residential clearing; or
 - (b) necessary for essential management; or
 - (c) in an area shown on the regulated vegetation management map or a PMAV as a category X area; or

- (d) under a self-assessable vegetation clearing code other than in an area shown on the regulated vegetation management map or a PMAV as a category A area; or
 - (e) necessary for routine management in an area of the land and the vegetation is—
 - (i) regulated regrowth vegetation; or
 - (ii) a least concern regional ecosystem shown on the regulated vegetation management map or a PMAV as a category B area; or
 - (f) for development—
 - (i) that is for an extractive industry under the Vegetation Management Act, section 22A(3) in a key resource area;
 - (ii) to the extent it involves clearing regulated regrowth vegetation, other than in an area shown on the regulated vegetation management map or a PMAV as a category A area; or
 - (g) for development—
 - (i) that is a significant community project; and
 - (ii) to the extent it involves clearing regulated regrowth vegetation, other than in an area shown on the regulated vegetation management map or on a PMAV 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 vegetation that is consistent with the purposes of the lease and is—
- (a) residential clearing; or
 - (b) necessary for essential management; or
 - (c) in an area shown on the regulated vegetation management map or a PMAV as a category R area or category X area; or
 - (d) under a self-assessable vegetation clearing code other than in an area shown on the regulated vegetation management map or a PMAV as a category A area; or

-
- (e) for urban purposes in an urban area and the vegetation is—
 - (i) regulated regrowth vegetation; or
 - (ii) an of concern regional ecosystem or a least concern regional ecosystem shown on the regulated vegetation management map or a PMAV for the area as a category B area; or
 - (f) necessary for routine management in an area of the land and the vegetation is—
 - (i) regulated regrowth vegetation; or
 - (ii) a least concern regional ecosystem shown on the regulated vegetation management map or a PMAV as a category B area.

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

For land that is a road under the *Land Act 1994*, clearing vegetation 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) is necessary to construct or maintain road infrastructure or to source construction material for roads; or
 - (ii) is in an area shown on the regulated vegetation management map or a PMAV as a category R area or category X area; or
- (b) carried out by a local government to remove—
 - (i) declared pests in compliance with the local government's pest management plan under the *Land Protection (Pest and Stock Route Management) Act 2002*; or
 - (ii) vegetation that is not native vegetation; 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 3m; or
- (g) necessary for reasonable access to adjoining land from the existing formed road for a maximum width of 10m; or
- (h) necessary to maintain an existing firebreak or garden located on the road; or
- (i) under a self-assessable vegetation clearing code other than in an area shown on the regulated vegetation management map or a PMAV as a category A area.

6 Particular trust land under the *Land Act 1994*

- (1) This section applies to land that is trust land under the *Land Act 1994*, other than indigenous land.
- (2) Clearing vegetation that is carried out, or authorised to be carried out, by the trustee, is consistent with achieving the purpose of the trust, and is—
 - (a) necessary for essential management; or
 - (b) in an area shown on the regulated vegetation management map or a PMAV as a category R area or category X area; or
 - (c) to remove—
 - (i) declared pests in compliance with the relevant pest management plan under the *Land Protection (Pest and Stock Route Management) Act 2002*; or
 - (ii) vegetation that is not native vegetation; or

-
- (d) for urban purposes in an urban area and the vegetation is either of the following shown on the regulated vegetation management map or a PMAV for the area as a category B area—
 - (i) an of concern regional ecosystem;
 - (ii) a least concern regional ecosystem; or
 - (e) necessary for routine management in an area of the land and the vegetation is a least concern regional ecosystem shown on the regulated vegetation management map or a PMAV for the area as a category B area; or
 - (f) under a self-assessable vegetation clearing code other than in an area shown on the regulated vegetation management map or a PMAV as a category A area.

7 Unallocated State land under the *Land Act 1994*

For land that is unallocated State land under the *Land Act 1994*, clearing vegetation that is carried out, or authorised to be 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 a priority development area; or
- (d) in an area shown on the regulated vegetation management map or a PMAV as a category R area or category X area; or
- (e) necessary for routine management in an area of the land and the vegetation is a least concern regional ecosystem shown on the regulated vegetation management map a PMAV for the area as a category B area; or
- (f) under a self-assessable vegetation clearing code other than in an area shown on the regulated vegetation management map or a PMAV as a category A 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 vegetation that is carried out by the licensee or permittee and is—

- (a) necessary for essential management; or
- (b) in a priority development area; or
- (c) in an area shown on the regulated vegetation management map or a PMAV as a category R area or category X area; or
- (d) for urban purposes in an urban area and the vegetation is either of the following shown on the regulated vegetation management map or a PMAV for the area as a category B area—
 - (i) an of concern regional ecosystem;
 - (ii) a least concern regional ecosystem; or
- (e) necessary for routine management in an area of the land and the vegetation is a least concern regional ecosystem shown on the regulated vegetation management map a PMAV for the area as a category B area; or
- (f) under a self-assessable vegetation clearing code other than in an area shown on the regulated vegetation management map or a PMAV as a category A 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 25A Prescribed information and documents for development applications—Act, s 736

section 40A

Part 1 Information

- 1 the name of a referral agency for the development application
- 2 whether the development application was withdrawn, lapsed or decided
- 3 if the development application was decided—
 - (a) the day the decision was made; and
 - (b) whether the development application was approved, approved subject to conditions or refused; and
 - (c) whether the development application was taken to have been approved under section 331 of the Act; and
 - (d) for a development application approved subject to conditions—
 - (i) whether any of the conditions are concurrence agency conditions; and
 - (ii) if so, the name of the concurrence agency for each concurrence agency condition; and
 - (e) whether a negotiated decision notice was given for the development application; and
 - (f) for a development application that was approved, whether a permissible change has subsequently been made to the development approval
- 4 if there was an appeal about the decision on the development application, whether the decision on the application was changed because of the decision on the appeal

Part 2 Documents

- 1 the development application and supporting material for the application, including, for example, an elevation, report or site plan
- 2 a request by the local government or a concurrence agency seeking advice or comment about the development application from a person under section 256 of the Act
- 3 a document including any advice or comment given by a person in response to a request mentioned in item 2
- 4 a notice under section 266(1) of the Act that the development application is not a properly made application
- 5 an acknowledgement notice under section 267(2) of the Act
- 6 a notice to revive the development application under section 274(1), 280(1) or 303(1) of the Act
- 7 a notice under section 275(1) of the Act advising the local government of the day the applicant gave each referral agency the referral agency material
- 8 an information request under section 276(1) of the Act
- 9 a notice extending the information request period under section 277(1) of the Act
- 10 an agreement extending the information request period under section 277(3) of the Act
- 11 a document relating to information given under section 278(1)(a) or (b) of the Act in response to an information request, including, for example, an elevation, report or site plan
- 12 a notice under section 278(1)(b) or (c) of the Act in response to an information request
- 13 a request to the local government or a concurrence agency to extend the response period under section 279(3)(a) of the Act
- 14 a response given by the local government or a concurrence agency to a request mentioned in item 13

- 15 an agreement relating to a request mentioned in item 13 between the applicant and the local government or concurrence agency to whom the request was made
- 16 an advice given to the local government by a referral agency under section 281 of the Act about the applicant's response to an information request
- 17 a notice extending a referral agency's assessment period under section 284(1) of the Act
- 18 an agreement extending a referral agency's assessment period under section 284(3) of the Act
- 19 an advice about extension of a referral agency's assessment period under section 284(4) of the Act
- 20 a concurrence agency's response under section 285(2) or 290(1) of the Act
- 21 a concurrence agency's amended response under section 290(2) of the Act
- 22 an advice agency's response under section 291(2) of the Act
- 23 a notice of the development application under section 297(1) of the Act
- 24 an agreement about notification of the development application under section 297(1) of the Act
- 25 a notice given to the local government under section 300 of the Act about the last day an action mentioned in section 297(1) of the Act is carried out for notification of the development application
- 26 a notice given to the local government under section 301 of the Act about compliance with chapter 6, part 4, division 2 of the Act for notification of the development application
- 27 a submission made under section 305(1) of the Act and accepted by the local government under section 305(2) or (3) of the Act
- 28 a notice under section 305(4)(a) or (b) of the Act amending or withdrawing a submission mentioned in item 27

- 29 a notice under section 306(2) of the Act amending or withdrawing a submission
- 30 a notice extending the decision-making period under section 318(2) of the Act
- 31 an agreement extending the decision-making period under section 318(4) of the Act
- 32 a notice given by the applicant under section 318(5) of the Act that the applicant does not intend to take action under section 320 or 321 of the Act
- 33 a notice given under section 320(1) of the Act to stop the decision-making period
- 34 a notice given under section 320(3) of the Act to withdraw a notice mentioned in item 33
- 35 a request given to the chief executive under section 321(1)(a) of the Act to resolve conflict between 2 or more concurrence agency's responses
- 36 a notice under section 321(1)(b) of the Act to stop the decision-making period
- 37 a notice given under section 321(6) of the Act to withdraw a notice mentioned in item 36
- 38 a notice of a change to the development application given by the applicant under section 351(1) of the Act
- 39 a notice given by the local government under section 352 of the Act advising a referral agency of the effect of a notice mentioned in item 38
- 40 a notice given under section 356(1) of the Act withdrawing the development application
- 41 a notice given under section 357(2) of the Act advising that the applicant has not referred the development application as required under section 272 of the Act
- 42 correspondence about the development application between any of the following—
 - (a) the applicant;

- (b) the local government;
 - (c) a referral agency
- 43 correspondence about the development application between any of the entities mentioned in item 42 and a submitter
 - 44 representations made by the applicant under section 361(1) of the Act
 - 45 a notice given by the local government under section 363(5) of the Act of a decision not to agree with any of the representations mentioned in item 44
 - 46 a notice under section 366(1) of the Act suspending the applicant's appeal period
 - 47 a notice under section 366(4)(a) of the Act withdrawing a notice mentioned in item 46
 - 48 a notice given by the Minister to the local government under section 418(1) or 419(1) of the Act
 - 49 a notice given by the Minister to a concurrence agency under section 420(1) of the Act
 - 50 a notice given by the Minister to the applicant under section 421(1) of the Act
 - 51 a notice given by the Minister to the local government under section 425(1) of the Act calling in the development application
 - 52 a copy of the Minister's decision notice given to the local government under section 429(1) of the Act
 - 53 a notice given by the regional planning Minister to the local government under section 430(2) or (3) of the Act
 - 54 a notice given by the Minister to the local government under section 431(1) of the Act referring the aspects of the development application not decided back to the local government

Schedule 26 Dictionary

section 3

accommodation activities means the group of uses identified as accommodation activities under the standard planning scheme provisions.

active transport infrastructure see the *Transport Planning and Coordination Act 1994*, section 8A.

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 means a strategic airport within the meaning of the State Planning Policy 2013.

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

airport premises means premises used, or intended to be used, completely or partly for an airport-related purpose.

airport-related purpose, in relation to the use or intended use of airport premises, means any of the following—

- (a) the construction, operation or maintenance of an airport, including—
 - (i) air transport infrastructure mentioned in schedule 2, part 1; or
 - (ii) core airport infrastructure located on airport land;
- (b) an activity or facility supporting the economical, efficient and safe functioning of an airport;

Examples for paragraph (b)—

- manufacturing aircraft or aircraft components
- servicing aircraft

- (c) an activity or facility supporting the financial viability of an airport;

Examples for paragraph (c)—

- operating an air charter business or an air freight depot

- operating a flight training or skydiving business
- (d) for premises on airport land—development consistent with a land use plan approved for the airport land under the *Airport Assets (Restructuring and Disposal) Act 2008*, chapter 3, part 1.

air transport infrastructure see the Transport Infrastructure Act, schedule 6.

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

ANEF means Australian Noise Exposure Forecast.

ANEF contour, for an airport, means a contour marked with a number and shown on a document known as the airport's ANEF chart that has been prepared by the airport's operator and endorsed by Airservices Australia.

Example—

The 25 ANEF contour means the contour marked with the number 25 and shown on an airport's ANEF chart.

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.

assessment manager application fee see section 21A(1).

Australian Noise Exposure Forecast has the same meaning as in the State Planning Policy 2013.

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

background level, of noise for schedule 4, table 5, item 11(1)(ga), means the background level of noise measured by applying the relevant procedure under—

- (a) AS 1055-1997 'Acoustics—Description and measurement of environmental noise'; or

- (b) the document called ‘Noise measurement manual’, published by the department administering the Environmental Protection Act.

bankfull width, for schedule 7A, has the meaning given by the minor waterway barrier works code.

beach replenishment, for schedule 7A, has the meaning given by the fish habitat management operational policy.

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.

Brisbane core port land see the Transport Infrastructure Act, section 283K.

Brisbane port LUP means the plan, approved under the Transport Infrastructure Act, chapter 8, part 3C, that regulates development on Brisbane core port land.

business activities means the group of uses identified as business activities under the standard planning scheme provisions.

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

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

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

car park means a car park as defined under the standard planning scheme provisions.

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.

club means a club as defined under the standard planning scheme provisions.

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

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

coastal management see the Coastal Protection and Management Act, section 11.

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.

concurrency agency application fee see section 21B(1).

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, items 11 and 12A, 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*.

defined flood level see the *Building Regulation 2006*, section 13.

designated proponent, for part 6, see section 31.

disaster situation declaration, for an area, means a declaration of a disaster situation for the area under the *Disaster Management Act 2003*, section 64 or 69 if—

- (a) the declaration relates to an event mentioned in section 16(1)(a) or that Act; and
- (b) the disaster situation has not ended under section 71 of that Act.

distributor-retailer means a distributor-retailer established under the SEQ Water Act, section 8.

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

educational establishment means an educational establishment as defined under the standard planning scheme provisions.

education and care service premises see the Education and Care Services National Law (Queensland), section 5(1).

electricity infrastructure means operating works under the *Electricity Act 1994*, section 12(3).

encroachment, for schedule 7A, see the Vegetation Management Act, schedule.

endangered regional ecosystem means an endangered regional ecosystem under the Vegetation Management Act.

entertainment activities means the group of uses identified as entertainment activities under the standard planning scheme provisions.

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(a) also means carrying out alterations to existing lawful boat ramps, bridges, pontoons, slipways, wharves and jetties (the ***existing structures***) other than alterations—
 - (a) creating roofed structures, including sheds and gazebos; or
 - (b) that change the footprint of the existing structures; or
 - (c) to the dimensions or structural capacity of the existing structures; or
 - (d) that may affect safe navigable access to or from tidal water or to or from properties adjoining tidal water, including alterations to clearance heights or lighting.
- 3 *Excluded work*, for schedule 3, part 1, table 4, item 5(b)(i) and (iv) also means—

- (a) minor work that—
 - (i) has an insignificant impact on coastal management; and
 - (ii) is reversible or expendable; or
 - (b) work which the chief executive is satisfied would have an insignificant impact on coastal management.
- 4 *Excluded work*, for schedule 7, table 3, item 5 also means work which the chief executive is satisfied would have an insignificant impact on coastal management.
- 5 *Excluded work* does not include work to which section 584 of the Act applies.

existing school campus, for schedule 4, table 5, items 11 and 12A, 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.

extractive industry means an extractive industry as defined under the standard planning scheme provisions.

failure impact assessed means failure impact assessed under the Water Supply Act, section 343.

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

Fisheries Act means the *Fisheries Act 1994*.

fisheries department means the department in which the Fisheries Act is administered.

fish habitat management operational policy, for schedule 7A, means the document called 'Management and Protection of marine plants and other tidal fish habitats—Fish habitat management operational policy FHMOP 001', dated November 2007 and published by the fisheries department.

fish movement exemption notice, for schedule 7A, see the Fisheries Act 2008, schedule.

flood hazard area means a flood hazard area designated by a local government under the *Building Regulation 2006*, section 13(1)(a).

fodder harvesting, for schedule 7A, see the Vegetation Management Act, schedule.

food and drink outlet means a food and drink outlet as defined under the standard planning scheme provisions.

footprint—

- 1 *Footprint*, for schedule 7, table 3, item 27 or 29 or schedule 7A, part 2, item 27, see the SCL Act, section 85(2).
- 2 *Footprint*, for a provision about development, unless otherwise provided, means the portion of the land to which the development relates that is covered by—
 - (a) buildings or structures measured to their outermost projection; and
 - (b) any of the following relating to the buildings or structures or the development—
 - (i) asphalt, concrete or another hard built surface;
 - (ii) a carpark;
 - (iii) a road or access track;
 - (iv) an area used for vehicle movement or parking;
 - (v) an area used or that may be used for storage.

function facility means a function facility as defined under the standard planning scheme provisions.

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

- (a) busway transport infrastructure;
- (b) busway transport infrastructure works;
- (c) light rail transport infrastructure;
- (d) light rail transport infrastructure works;
- (e) rail transport infrastructure;
- (f) railway works.

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;
- (c) a future light rail station;
- (d) a future passenger transport interchange facility.

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, by written notice given to a local government and published in the gazette, indicated is intended to become a State-controlled road under that Act, section 42.

future State-controlled transport tunnel means a tunnel that forms part of—

- (a) future State-controlled road; or
- (b) future railway land; or
- (c) a future public passenger transport corridor.

G20 means the international forum known as the Group of Twenty.

G20 radiocommunications works means radiocommunications infrastructure or equipment, to be constructed, installed or used in Queensland as part of the project known as the Government Wireless Network, for any of the following events—

- (a) the meeting of G20 finance ministers, deputy finance ministers and central bank governors in Cairns on 20 and 21 September 2014;
- (b) the G20 leaders' summit in Brisbane on 15 and 16 November 2014;
- (c) a meeting of G20 sherpas in Queensland relating to an event mentioned in paragraph (a) or (b);
- (d) a meeting, function or activity of G20 leaders, ministers, sherpas, delegates or invitees in Queensland relating to an event mentioned in paragraph (a), (b) or (c).

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

Gold Coast waters see the *Gold Coast Waterways Authority Act 2012*, section 7(1).

government supported transport infrastructure means transport infrastructure that—

- (a) is funded, wholly or partly, by appropriations from the consolidated fund; or
- (b) is funded, wholly or partly, by borrowings made by the Government (other than commercial borrowings made by the Queensland Treasury Corporation acting as an agent); or
- (c) is funded, wholly or partly, by borrowings guaranteed by the Government other than borrowings for commercial investments; or
- (d) is provided by a person on the basis of conditions agreed to by the Government that are intended to support the commercial viability of the infrastructure; or
- (e) is funded, wholly or partly, by the Commonwealth.

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.

health care services means health care services as defined under the standard planning scheme provisions.

high impact earthworks—

- 1 *High impact earthworks* means operational work that involves changing the form of land, or placing a structure on land, in a way that diverts water to or from a wetland.
- 2 However, *high impact earthworks* does not include operational work that is—
 - (a) necessary to maintain infrastructure including any core airport infrastructure, buildings, dams, fences, helipads, roads, stockyards, vehicular tracks, watering facilities and constructed drains other than contour banks, other than to source construction material; or
 - (b) carried out for a forest practice; or
 - (c) excavating not more than 100m³ of material, or using not more than 100m³ of material as fill; or
 - (d) excavating not more than 1000m³ of material, or using not more than 1000m³ of material as fill, if the excavating or filling is more than 200m from the wetland in a wetland protection area; or
 - (e) excavating to establish underground infrastructure, other than infrastructure for drainage or stormwater flows, if the excavated land is to be restored, as far as practicable, to its original contours after the infrastructure is established; or

- (f) carried out to restore or conserve the ecological processes or hydrological functions of a wetland protection area; or
- (g) carried out completely or partly in a declared fish habitat area or a wild river area, if the work is assessable development under schedule 3, part 1; or
- (h) the constructing or raising of waterway barrier works, if the work is self-assessable development under schedule 3, part 2; or
- (i) carried out under—
 - (i) the *Electricity Act 1994*, section 101 or 112A; or
 - (ii) the *Fire and Rescue Service Act 1990*, section 53, 68 or 69; or
 - (iii) a geothermal exploration permit under the *Geothermal Energy Act 2010*; or
- (j) the laser levelling of land if the work does not change the previously levelled contours or slope of the land; or
- (k) carried out for government supported transport infrastructure for which the funding and construction arrangements were approved by the State or Commonwealth before 31 October 2011; or
- (l) the maintenance of government supported transport infrastructure, including any of the following relating to the infrastructure—
 - (i) rehabilitation;
 - (ii) replacement;
 - (iii) repair;
 - (iv) recurrent servicing;
 - (v) preventive and remedial action;
 - (vi) removal;
 - (vii) alteration;
 - (viii) maintaining systems and services; or

- (m) carried out within a coastal management district; or
- (n) necessary to reinstate earthworks destroyed by floods or landslides; or
- (o) carried out in tidal water.

high impact industry means high impact industry as defined under the standard planning scheme provisions.

high value agriculture clearing see the Vegetation Management Act, schedule.

hospital means a hospital as defined under the standard planning scheme provisions.

hotel means a hotel as defined under the standard planning scheme provisions.

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

industry activities means the group of uses identified as industry activities under the standard planning scheme provisions.

intensive animal industries means intensive animal industries as defined under the standard planning scheme provisions.

irrigated high value agriculture clearing see the Vegetation Management Act, schedule.

key resource area has the same meaning as in the State Planning Policy 2013.

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

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.

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

livestock means alpacas, buffalo, camels, cattle, deer, emus, goats, horses, ostriches, pigs, poultry or sheep.

loss of capacity, of tidal land, in relation to operational work, means the loss of the capacity of the land to sustain marine plants of the quality or quantity sustained on the land before the operational work is approved.

low impact industry means low impact industry as defined under the standard planning scheme provisions.

Lyngbya means a plant of the genus *Lyngbya*.

mainstream waterway, for schedule 7A, means a waterway that is directly connected to tidal water.

maintenance cover means a cover, whether above, at, or below ground level, for a chamber through which a person, machine or device may gain access to a sewer, water main or stormwater drain for the purpose of inspecting, maintaining or replacing the sewer, water main or stormwater drain.

maintenance works declared fish habitat area code, for schedule 7A, means the document called ‘Code for self-assessable development–Maintenance works on existing lawful structures (other than powerlines and on-farm drains) in a declared Fish Habitat Area or involving the removal, destruction or damage of marine plants, Code number: MP02’, dated January 2013 and published by the fisheries department.

major hazard facility see the *Work Health and Safety Regulation 2011*, schedule 19.

major sport, recreation and entertainment facility means a major sport, recreation and entertainment facility as defined under the standard planning scheme provisions.

major tributary, for schedule 7A, means a tributary that is directly connected to a mainstream waterway.

master plan means a master plan—

- (a) continued in force under chapter 10, part 6 of the Act; and
- (b) that has not ceased to have effect under section 907 of the Act.

maximum flow velocity of water see the *Building Regulation 2006*, section 13.

medium impact industry means medium impact industry as defined under the standard planning scheme provisions.

minor waterway barrier works code, for schedule 7A, means the document called ‘Code for self-assessable development–Minor waterway barrier works–part 3: culvert crossings, Code number: WWBW01’, dated April 2013 and published by the fisheries department.

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

necessary environmental clearing see the Vegetation Management Act, schedule.

non-State school, for schedule 4, table 5, items 11 and 12A, 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.

noxious and hazardous industries means noxious and hazardous industries as defined under the standard planning scheme provisions.

obstacle limitation surface means an obstacle limitation surface established under the *Civil Aviation Safety Regulations 1998* (Cwlth).

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

office means an office as defined under the standard planning scheme provisions.

operational airspace has the same meaning as in the State Planning Policy 2013.

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

permanent impact, on SCL or potential SCL, see the SCL Act, section 14(1).

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.

potentially affected premises—

- 1 *Potentially affected premises* means premises—
 - (a) all or part of which is on the environmental management register or the contaminated land register; or
 - (b) used for, or if there is no existing use, last used for, a notifiable activity or an industrial activity (other than a mining activity or a chapter 5A activity).
- 2 However, *potentially affected premises* does not include—
 - (a) premises used or previously used for a notifiable activity if all of the following apply—
 - (i) the land on which the premises is located has been removed from the environmental management register;
 - (ii) a suitability statement has been given for the intended use;
 - (iii) no new notifiable activity has occurred on the premises since the suitability statement was given;
 - (iv) the land is not otherwise contaminated by a hazardous contaminant; or
 - (b) premises on the environmental management register or contaminated land register if there is a notifiable activity on the premises that is continuing; or
 - (c) premises in a priority development area.

potentially sensitive material change of use of premises, for schedule 3, part 1, table 2, item 7, means a material change of use of premises for any of the following, unless the premises is in a priority development area—

- (a) child care;

- (b) education and care service premises;
- (c) educational, recreational or residential (including caretakers' accommodation on industrial land) purposes.

potential SCL see the SCL Act, section 10.

priority development area means a priority development area under the *Economic Development Act 2012*.

private purpose, for schedule 7A, see the *Coastal Protection and Management Regulation 2003*, schedule 4A, section 3.

proposed major hazard facility see the *Work Health and Safety Regulation 2011*, schedule 19.

protection area see the SCL Act, section 28(2).

public marine transport infrastructure see the Transport Infrastructure Act, schedule 6.

public passenger service see the *Transport Operations (Passenger Transport) Act 1994*, schedule 3.

public passenger transport corridor means land—

- (a) on which any of the following transport infrastructure is situated, if the infrastructure is, or is to be, used for providing a public passenger service—
 - (i) busway transport infrastructure;
 - (ii) light rail transport infrastructure;
 - (iii) rail transport infrastructure; or
- (b) on which the following works are being done, if the works relate to transport infrastructure to which paragraph (a) applies—
 - (i) busway transport infrastructure works;
 - (ii) light rail transport infrastructure works;
 - (iii) railway works; or
- (c) on which other services are provided for the maintenance or operation of transport infrastructure to which paragraph (a) applies.

public passenger transport facility means any of the following—

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

public safety area has the same meaning as in the State Planning Policy 2013.

QPW code see the *Standard Plumbing and Drainage Regulation 2003*, schedule 6.

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 means land on which railway transport infrastructure or other rail infrastructure is situated.

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

railway works see the Transport Infrastructure Act, schedule 6.

recreation activities means the group of uses identified as recreation activities under the standard planning scheme provisions.

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

registered area of agriculture map, for schedule 7A, see the Vegetation Management Act, section 20AD.

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

regrowth vegetation, for schedule 7A, see the Vegetation Management Act, schedule.

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.

regulated vegetation management map see the Vegetation Management Act, section 20A.

relevant impacts, for part 6, see section 31.

relevant instrument of lease means an instrument of lease for a grant of a residential lease over a part of a lot that—

- (a) was previously subject to a social housing lease; and
- (b) is the same part of the lot that was subject to—
 - (i) a partial surrender of the social housing lease; or
 - (ii) if the part of the lot is the last remaining part of the social housing lease—a whole surrender of the lease.

relevant program—

1 **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, including, for example, trade training centres; and
- (b) is known as the ‘Nation Building and Jobs Plan—Building the Education Revolution’.

- 2 *Relevant program*, for schedule 4, table 5, item 12A, means the program established by the State in June 2011 that—
- (a) provides funding for new educational facilities and refurbishments in schools; and
 - (b) is known as the ‘Transition of Year 7, from the last year of primary schooling to the first year of secondary schooling, as outlined in the Education White Paper - A Flying Start for Queensland Children’.

relevant service provider means any of the following—

- (a) for a sewer—the sewerage service provider for the sewer;
- (b) for a water main—the water service provider for the water main;
- (c) for a stormwater drain—the owner of the stormwater drain.

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

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

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

residence, for schedule 7A, part 2, item 11, means a building or structure, or a part of a building or structure, that is used, or designed to be used, as a dwelling.

Examples—

- 1 dwelling house
- 2 flat or unit

residential care facility means a residential care facility as defined under the standard planning scheme provisions.

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—

- 1 *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.

2 *Residential land*, for schedule 4, table 5, item 12A, 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 9 June 2011; or
 - (ii) a planning scheme as in force on 9 June 2011.

residential lease means a residential lease under—

- (a) the *Aboriginal Land Act 1991*, section 147; or
- (b) the *Torres Strait Islander Land Act 1991*, section 112.

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

resource activity see the Environmental Protection Act, section 107.

resource allocation authority, for schedule 7A, means a resource allocation authority issued under the *Fisheries Regulation 2008*, chapter 5, part 3.

road frontage, for land, for schedule 4, table 5, items 11 and 12A, 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.

saleyard means premises used for the sale, or offering for sale, of livestock, including any part of the premises used for—

- (a) temporarily holding livestock before or after the livestock is sold or offered for sale; or
- (b) transporting livestock to or from the premises; or
- (c) another activity associated with the sale, offering for sale, temporary holding or transportation of livestock.

school, for schedule 4, table 5, items 11 and 12A, means a non-State school or State school.

SCL see the SCL Act, section 9(2).

SCL Act means the *Strategic Cropping Land Act 2011*.

SCL chief executive means the chief executive of the department in which the SCL Act is administered.

SCL principles see the SCL Act, section 11.

scour protection component, for waterway barrier works, means the part of the waterway barrier works that is designed to prevent erosion of the bed or banks of the waterway where the waterway barrier works are, or are to be, constructed or raised.

self-assessable vegetation clearing code see the Vegetation Management Act, section 19O(1) and (2).

SEQ Koala Conservation State Planning Regulatory Provisions means the SEQ Koala Conservation State Planning Regulatory Provisions published in May 2010.

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

sewer means a sewer under the *Plumbing and Drainage Act 2002*.

Note—

See section 41A (References to maintenance covers).

sewerage service provider see the *Water Supply (Safety and Reliability) Act 2008*, schedule 3.

shop means a shop as defined under the standard planning scheme provisions.

shopping centre means a shopping centre as defined under the standard planning scheme provisions.

showroom means a showroom as defined under the standard planning scheme provisions.

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

significant project see the *State Development and Public Works Organisation Act 1971*, schedule 2.

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

social housing lease means—

- (a) a lease for the purposes of social housing under the *Aboriginal Land Act 1991*, section 121(2)(a)(i) or the *Torres Strait Islander Land Act 1991*, section 86(2)(a)(i); or
- (b) a sublease under the *Aurukun and Mornington Shire Leases Act 1978*, section 29(a) for the purposes of social housing.

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 means—

- (a) a State-controlled road within the meaning of the Transport Infrastructure Act, schedule 6; or
- (b) State toll road corridor land.

State-controlled transport tunnel means—

- (a) a tunnel that forms part of a—
 - (i) State-controlled road; or
 - (ii) railway; or
 - (iii) public passenger transport corridor; or
- (b) a railway tunnel easement.

State development assessment provisions means the document called ‘State development assessment provisions’, dated 22 November 2013 and published by the department.

Editor’s note—

The document can be inspected on the department’s website at <www.dsdip.qld.gov.au>

State Planning Policy 2013 means the State planning policy dated December 2013 made by the Minister.

State school, for schedule 4, table 5, items 11 and 12A, means a school established under the *Education (General Provisions) Act 2006*, section 13.

State toll road corridor land see the Transport Infrastructure Act, schedule 6.

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.

stormwater drain means infrastructure used for receiving, storing, transporting or treating stormwater.

Note—

See section 41A (References to maintenance covers).

structure plan arrangements means the structure plan arrangements applying to premises under section 40.

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 50m² 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.

temporary waterway barrier works code, for schedule 7A, means the document called ‘Code for self-assessable development–Temporary Waterway Barrier Works, Code number: WWBW02’, dated April 2013 and published by the fisheries department.

theatre means a theatre as defined under the standard planning scheme provisions.

thinning, for schedule 7A, see the Vegetation Management Act, schedule.

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 attraction means a tourist attraction as defined under the standard planning scheme provisions.

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.

trade training centre means a facility used for trade or vocational education and training.

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 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 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.

warehouse means a warehouse as defined under the standard planning scheme provisions.

water-based fire safety installation see the *Building Fire Safety Regulation 2008*, schedule 3.

watercourse—

- 1 Generally, *watercourse* means a watercourse as defined under the *Water Act 2000*, schedule 4.
- 2 *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 entitlement see the *Water Act 2000*, schedule 4.

water main means infrastructure used for transporting water other than stormwater.

Note—

See section 41A (References to maintenance covers).

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

water service provider see the *Water Supply (Safety and Reliability) Act 2008*, schedule 3.

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

waterway, for a provision about constructing or raising waterway barrier works, see the *Fisheries Act*, schedule.

wetland see the *Environmental Protection Regulation 2008*, schedule 12.

wetland protection area see the *Environmental Protection Regulation 2008*, schedule 12.

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

1 Index to 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 20 December 2013. 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 version |
| 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 2012 |
| para | = paragraph | SL | = subordinate legislation |
| prec | = preceding | sub | = substituted |
| pres | = present | unnum | = unnumbered |
| prev | = previous | | |

4 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3237 0466 or email legislation.queries@oqpc.qld.gov.au.

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

| Reprint No. | Amendments included | Effective | Notes |
|-------------|---------------------|------------------|-----------------------|
| 1 | 2009 SL No. 313 | 18 December 2009 | |
| 1A | 2010 SL No. 35 | 12 March 2010 | |
| 1B | 2010 SL No. 48 | 26 March 2010 | |
| 1C | 2010 SL No. 76 | 30 April 2010 | |
| 1D | 2010 SL No. 84 | 14 May 2010 | |
| 1E | 2010 SL No. 98 | 31 May 2010 | |
| 1F | 2010 SL No. 148 | 25 June 2010 | |
| 1G | 2010 SL No. 69 | 1 July 2010 | |
| | 2010 Act No. 20 | | |
| | 2010 SL No. 148 | | |
| 1H | 2010 SL No. 176 | 9 July 2010 | |
| 1I | 2010 SL No. 279 | 8 October 2010 | R1I withdrawn, see R2 |
| 2 | — | 8 October 2010 | |
| 2A | 2010 SL No. 324 | 26 November 2010 | |
| 2B | 2010 SL No. 343 | 3 December 2010 | |
| | 2010 SL No. 344 | | |
| 2C | 2011 SL No. 7 | 4 February 2011 | |
| 2D | 2011 SL No. 47 | 6 May 2011 | |
| 2E | 2011 SL No. 66 | 25 May 2011 | |
| 2F | 2011 SL No. 74 | 3 June 2011 | |
| 2G | 2011 SL No. 77 | 10 June 2011 | |
| 2H | 2011 SL No. 88 | 1 July 2011 | |
| 2I | 2011 SL No. 139 | 22 July 2011 | |
| 2J | 2011 SL No. 218 | 4 November 2011 | |
| 2K | 2011 Act No. 40 | 24 November 2011 | |
| 2L | 2011 SL No. 246 | 25 November 2011 | |
| 2M | 2011 SL No. 252 | 2 December 2011 | |
| 2N | 2011 SL No. 265 | 9 December 2011 | |
| | 2011 SL No. 266 | | |

| Reprint No. | Amendments included | Effective | Notes |
|-------------|---|------------------|-----------------------|
| 2O | 2011 Act No. 18 2011 SL No. 240 2011 SL No. 278 | 1 January 2012 | |
| 2P | 2012 SL No. 8 | 27 January 2012 | |
| 2Q | 2011 Act No. 47 | 30 January 2012 | R2Q withdrawn, see R3 |
| 3 | — | 30 January 2012 | |
| 3A | 2012 SL No. 80 | 29 June 2012 | |
| 3B | 2012 SL No. 100 | 13 July 2012 | |
| 3C | 2012 SL No. 118 2012 SL No. 120 | 3 August 2012 | |
| 3D | 2012 SL No. 133 | 24 August 2012 | |
| 3E | 2012 SL No. 186 | 26 October 2012 | |
| 3F | 2012 SL No. 167 | 1 November 2012 | |
| 3G | 2012 SL No. 197 | 16 November 2012 | |
| 4 | 2012 SL No. 197 | 1 December 2012 | |
| 4A | 2012 SL No. 228 2012 SL No. 232 | 14 December 2012 | |

| Current as at | Amendments included | Notes |
|----------------------|------------------------------------|---------|
| 1 February 2013 | 2013 SL No. 2 | |
| 15 March 2013 | 2013 SL No. 28 | |
| 25 March 2013 | 2013 SL No. 28 | |
| 31 March 2013 | 2013 SL No. 25 | |
| 12 April 2013 | 2013 SL No. 45 | |
| 14 May 2013 | 2013 Act No. 23 | |
| 1 July 2013 | 2013 SL No. 114 | |
| 2 August 2013 | 2013 SL No. 151 | |
| 30 August 2013 | 2013 SL No. 168 | |
| 27 September 2013 rv | 2013 Act No. 23 2013 SL No. 190 | |
| 11 October 2013 | 2013 SL No. 197 | |
| 18 October 2013 | 2013 SL No. 204 | |
| 1 November 2013 | 2013 SL No. 217 | |
| 22 November 2013 | 2013 SL No. 236 | |
| 2 December 2013 | 2013 SL No. 258 | RA s 44 |
| 20 December 2013 | 2013 SL No. 304 | |

5 List of legislation

Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

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

Building and Other Legislation Amendment Regulation (No. 1) 2010 SL No. 48 pts 1, 3

notfd gaz 26 March 2010 pp 722–4

commenced on date of notification

Building and Other Legislation Amendment Regulation (No. 2) 2010 SL No. 69 pts 1, 3

notfd gaz 23 April 2010 pp 1008–11

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2010 (see s 2)

Note—A regulatory impact statement and explanatory note were prepared.

Environmental Protection and Other Legislation Amendment Regulation (No. 1) 2010 SL No. 76 pts 1, 3

notfd gaz 30 April 2010 pp 1053–4

commenced on date of notification

Note—A regulatory impact statement and explanatory note were prepared.

Sustainable Planning Amendment Regulation (No. 1) 2010 SL No. 84

notfd gaz 14 May 2010 pp 121–2

commenced on date of notification

South-East Queensland Water (Distribution and Retail Restructuring) and Other Legislation Amendment Act 2010 No. 20 ss 1, 2(1)(d), pt 9

date of assent 23 May 2010

ss 1–2 commenced on date of assent

remaining provisions commenced 1 July 2010 (see s 2(1)(d))

Sustainable Planning Amendment Regulation (No. 2) 2010 SL No. 98

notfd gaz 28 May 2010 pp 290–92
ss 1, 3 commenced on date of notification
remaining provisions commenced 31 May 2010 (see s 3)

Building and Other Legislation Amendment Regulation (No. 3) 2010 SL No. 148 pts 1, 5

notfd gaz 25 June 2010 pp 823–30
ss 1–2 commenced on date of notification
s 17 commenced 1 July 2010 (see s 2)
remaining provisions commenced on date of notification

Sustainable Planning Amendment Regulation (No. 3) 2010 SL No. 176

notfd gaz 9 July 2010 pp 1101–2
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 4) 2010 SL No. 279

notfd gaz 8 October 2010 pp 378–9
commenced on date of notification

Building and Other Legislation Amendment Regulation (No. 4) 2010 SL No. 324 pts 1, 3

notfd gaz 26 November 2010 pp 810–13
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 5) 2010 SL No. 343

notfd gaz 3 December 2010 pp 1003–6
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 6) 2010 SL No. 344

notfd gaz 3 December 2010 pp 1003–6
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 1) 2011 SL No. 7

notfd gaz 4 February 2011 pp 197–8
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 2) 2011 SL No. 47

notfd gaz 6 May 2011 pp 39–40
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 3) 2011 SL No. 66

notfd gaz 25 May 2011 pp 155–6
ss 1–2 commenced on date of notification
remaining provisions commenced 25 May 2011 (see s 2)

Water and Another Regulation Amendment Regulation (No. 1) 2011 SL No. 74 pts 1–2

notfd gaz 3 June 2011 pp 268–9
commenced on date of notification

Work Health and Safety Act 2011 No. 18 ss 1–2, 404 sch 4 pt 2 divs 1–2

date of assent 6 June 2011

Endnotes

ss 1–2 commenced on date of assent
remaining provisions commenced 1 January 2012 (2011 SL No. 238)

Sustainable Planning Amendment Regulation (No. 4) 2011 SL No. 77

notfd gaz 10 June 2011 pp 380–1
commenced on date of notification

Building and Other Legislation Amendment Regulation (No. 2) 2011 SL No. 88 pts 1, 4

notfd gaz 17 June 2011 pp 430–4
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2011 (see s 2)

Sustainable Planning Amendment Regulation (No. 5) 2011 SL No. 139

notfd gaz 22 July 2011 pp 735–6
commenced on date of notification

Vegetation Management and Other Legislation Amendment Regulation (No. 1) 2011 SL No. 218 pts 1–2

notfd gaz 4 November 2011 pp 438–9
commenced on date of notification

Water and Other Legislation Amendment Act 2011 No. 40 pt 1, s 107 sch

date of assent 24 November 2011
commenced on date of assent

Work Health and Safety Regulation 2011 SL No. 240 ss 1, 2(4), ch 14 pt 14.11

notfd gaz 25 November 2011 pp 603–6
ss 1–2 commenced on date of notification
remaining provisions commenced 1 January 2012 on the commencement of s 277 of the Act (see s 2(4) and 2011 SL No. 238)

Environmental Protection and Other Legislation Amendment Regulation (No. 1) 2011 SL No. 246 pts 1, 3

notfd gaz 25 November 2011 pp 603–6
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 6) 2011 SL No. 252

notfd gaz 2 December 2011 pp 658–9
commenced on date of notification

Strategic Cropping Land Act 2011 No. 47 ch 1 pt 1, ch 10 pt 2

date of assent 6 December 2011
ss 1–2 commenced on date of assent
remaining provisions commenced 30 January 2012 (see s 2(b))

Building and Other Legislation Amendment Regulation (No. 4) 2011 SL No. 265 s 1, pt 6

notfd gaz 9 December 2011 pp 729–35
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 7) 2011 SL No. 266

notfd gaz 9 December 2011 pp 729–35
commenced on date of notification

Education and Care Services National Law (Queensland) Regulation 2011 SL No. 278 pts 1, 11

notfd gaz 9 December 2011 pp 729–35
ss 1–2 commenced on date of notification
remaining provisions commenced 1 January 2012 (see s 2)

Sustainable Planning Amendment Regulation (No. 1) 2012 SL No. 8

notfd gaz 27 January 2012 pp 139–40
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 2) 2012 SL No. 42

*notfd gaz 17 February 2012 pp 340–3
commenced on date of notification*

Note—This regulation was in force from 17 February 2012 to 11 July 2012 but was disallowed by resolution of the Legislative Assembly passed on 11 July 2012—see Hansard 11 July 2012, pp 1173–6.

Sustainable Planning Amendment Regulation (No. 3) 2012 SL No. 80

notfd gaz 29 June 2012 pp 704–10
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 4) 2012 SL No. 100

notfd gaz 13 July 2012 pp 820–5
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 5) 2012 SL No. 118

notfd gaz 3 August 2012 pp 950–1
commenced on date of notification

Water and Other Legislation Amendment Regulation (No. 1) 2012 SL No. 120 pts 1–2

notfd gaz 3 August 2012 pp 950–1
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 6) 2012 SL No. 133

notfd gaz 24 August 2012 pp 1065–6
commenced on date of notification

Plumbing and Drainage and Other Legislation Amendment Regulation (No. 1) 2012 SL No. 167 pts 1, 5

notfd gaz 28 September 2012 pp 147–8
ss 1–2 commenced on date of notification
remaining provisions commenced 1 November 2012 (see s 2)

Building and Other Legislation Amendment Regulation (No. 1) 2012 SL No. 186 pts 1, 4

notfd gaz 26 October 2012 pp 264–6
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 7) 2012 SL No. 197

notfd gaz 16 November 2012 pp 345–6
ss 1–2 commenced on date of notification
s 7 commenced 1 December 2012 (see s 2)
remaining provisions commenced on date of notification

Sustainable Planning Amendment Regulation (No. 8) 2012 SL No. 228

notfd gaz 14 December 2012 pp 548–52
commenced on date of notification

Gold Coast Waterways Authority Regulation 2012 SL No. 232 pts 1, 7

notfd gaz 14 December 2012 pp 548–52
commenced on date of notification

Economic Development Regulation 2013 SL No. 2 pts 1, 3 div 9

notfd gaz 1 February 2013 pp 192–4
ss 1–2 commenced on date of notification
remaining provisions commenced 1 February 2013 (see s 2)

Aboriginal and Torres Strait Islander Land Holding Act 2013 No. 2 ss 1–2, pt 12 div 9

date of assent 19 February 2013
ss 1–2 commenced on date of assent
remaining provisions not yet proclaimed into force (see s 2)

Environmental Protection and Other Legislation Amendment Regulation (No. 1) 2013 SL No. 25 pts 1, 4

notfd gaz 1 March 2013 pp 331–2
ss 1–2 commenced on date of notification
remaining provisions commenced 31 March 2013 (see s 2)

Sustainable Planning Amendment Regulation (No. 1) 2013 SL No. 28

notfd gaz 15 March 2013 pp 387–8
ss 1–2 commenced on date of notification
ss 10(1)–(5), (10)–(12), (14), (17)–(18), 11, 14, 15, 16(1) (to the extent it om defs *land relating to a State-controlled road* and *State-controlled road*), (2) (other than to the extent it ins defs *excluded work*, *potentially affected premises* and *potentially sensitive material change of use of premises*), (3)–(5), (7)–(8)
commenced 25 March 2013 (see s 2)
remaining provisions commenced on date of notification

Sustainable Planning Amendment Regulation (No. 2) 2013 SL No. 45

notfd gaz 12 April 2013 pp 514–15
commenced on date of notification

Land, Water and Other Legislation Amendment Act 2013 No. 23 ss 1, 2(d), pt 16, s 352 sch 1 pt 2

date of assent 14 May 2013
ss 1–2 commenced on date of assent
s 352 sch 1 pt 2 commenced 27 September 2013 (2013 SL No. 189)
remaining provisions commenced on date of assent

Sustainable Planning Amendment Regulation (No. 3) 2013 SL No. 114

notfd gaz 28 June 2013 pp 739–47
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2013 (see s 2)

Sustainable Planning Amendment Regulation (No. 4) 2013 SL No. 151

notfd gaz 2 August 2013 pp 937–8
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 5) 2013 SL No. 168

notfd gaz 30 August 2013 pp 1069–70
commenced on date of notification

Water and Another Regulation Amendment Regulation (No. 1) 2013 SL No. 190 pts 1, 3

notfd <www.legislation.qld.gov.au> 27 September 2013
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 6) 2013 SL No. 197

notfd <www.legislation.qld.gov.au> 11 October 2013
commenced on date of notification

Environment and Heritage Protection Legislation Amendment Regulation (No. 1) 2013 SL No. 204 pts 1, 8

notfd <www.legislation.qld.gov.au> 18 October 2013
commenced on date of notification

Building and Other Legislation Amendment Regulation (No. 2) 2013 SL No. 217 pts 1, 3

notfd <www.legislation.qld.gov.au> 1 November 2013
commenced on date of notification

South-East Queensland Water (Distribution and Retail Restructuring) and Another Regulation Amendment Regulation (No. 1) 2013 SL No. 236 pts 1, 3

notfd <www.legislation.qld.gov.au> 22 November 2013
commenced on date of notification

Building and Other Legislation Amendment Regulation (No. 3) 2013 SL No. 257 pts 1, 4

notfd <www.legislation.qld.gov.au> 29 November 2013
ss 1–2 commenced on date of notification
remaining provisions commence 1 January 2014 immediately after the commencement of the Education and Care Services Act 2013, section 245 (see s 2)

Sustainable Planning Amendment Regulation (No. 7) 2013 SL No. 258

notfd <www.legislation.qld.gov.au> 29 November 2013
ss 1–2 commenced on date of notification
s 9(4) commenced 2 December 2013 (see s 2) (amdt could not be given effect)
remaining provisions commenced 2 December 2013 (see s 2)

Education and Care Services Regulation 2013 SL No. 265 ss 1–2, 81 sch 5 pt 2

notfd <www.legislation.qld.gov.au> 6 December 2013

Endnotes

ss 1–2 commenced on date of notification
remaining provisions commence 1 January 2014 (see s 2)

Building and Other Legislation Amendment Regulation (No. 4) 2013 SL No. 304 pts 1, 3

notfd <www.legislation.qld.gov.au> 20 December 2013
ss 1–2 commenced on date of notification
remaining provisions commenced 20 December 2013 (see s 2)

6 List of annotations

Prescribed day for particular State planning policies to end—Act, s 45

s 4A ins 2011 SL No. 252 s 3
om 2013 SL No. 258 s 4

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

s 5 amd 2011 SL No. 139 s 3; 2012 SL No. 8 s 3; 2012 SL No. 197 s 4; 2013 SL No. 258 s 5

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

s 6 amd 2011 SL No. 139 s 4; 2012 SL No. 8 s 4; 2012 SL No. 197 s 5; 2013 SL No. 258 s 6

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

s 7 om 2012 SL No. 228 s 3

PART 3—PRESCRIBED MATTERS FOR IDAS

Division 1—General

Particular development not assessable development or self-assessable development

s 9A ins 2013 SL No. 168 s 3

Prescribed matters for particular applications—Act, ss 255A, 255B and 255C

s 10A ins 2013 SL No. 114 s 4

Applicable codes, laws, policies and prescribed matters for development

prov hdg amd 2013 SL No. 114 s 5(1)

s 11 amd 2013 SL No. 114 s 5(2)

State resources—Act, s 264

s 14 om 2013 SL No. 28 s 4

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

s 17 om 2013 SL No. 28 s 5

Division 3—Fees

div hdg ins 2013 SL No. 114 s 6

Assessment manager application fee—Act, s 260

s 21A ins 2013 SL No. 114 s 6

Concurrence agency application fee—Act, s 272

s 21B ins 2013 SL No. 114 s 6
amd 2013 SL No. 217 s 8

Fee for request to change particular development approvals—Act, s 370

s 21C ins 2013 SL No. 114 s 6

Fee for extension request notice for particular development approvals—Act, s 383

s 21D ins 2013 SL No. 114 s 6

Qualifications of general referee—Act, s 571

s 26 amd 2011 SL No. 139 s 5

Guidelines for priority infrastructure plans—Act, s 627

s 27 sub 2011 SL No. 139 s 6; 2011 SL No. 252 s 4
amd 2012 SL No. 8 s 5; 2012 SL No. 197 s 6; 2013 SL No. 258 s 7

Guideline for preparing, making or amending infrastructure charges schedules—Act, s 630

s 29 om 2011 SL No. 139 s 7

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

s 39 amd 2013 SL No. 45 s 3

When structure plan arrangements apply to premises

s 40 amd 2012 SL No. 228 s 4

Fee for assessing development application for Brisbane core port land

s 40AA ins 2011 SL No. 7 s 3
amd 2011 SL No. 88 s 12; 2012 SL No. 100 s 3
om 2013 SL No. 114 s 7

Prescribed information and documents for development applications—Act, s 736

s 40A ins 2010 No. 279 s 3

References to maintenance covers

s 41A ins 2013 SL No. 217 s 9

PART 9—TRANSITIONAL PROVISION FOR BUILDING AND OTHER LEGISLATION AMENDMENT REGULATION (No. 4) 2011

pt hdg prev pt 9 om R1 (see RA s 7(1)(k))
pres pt 9 ins 2011 SL No. 265 s 33

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

div hdg om R1 (see RA ss 7(1)(k) and 40)

Applications for building development approval to continue under pre-amended regulation

s 43 prev s om R1 (see RA ss 7(1)(k) and 40)
pres s ins 2011 SL No. 265 s 33

Amendment of s 159 (Disposal of interest in and leasing or licensing of common property—Act, s 154)

s 44 om R1 (see RA ss 7(1)(k) and 40)

Division 3—Transitional Provision for Sustainable Planning Amendment Regulation (No. 7) 2013

div 3 (s 45) ins 2013 SL No. 258 s 8

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****div 33** (ss 155–158) om R1 (see RA ss 7(1)(k) and 40)**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

div 36 (ss 164–167) om R1 (see RA ss 7(1)(k) and 40)

Division 37—Amendment of Water Resource (Fitzroy Basin) Plan 1999

div 37 (ss 168–170) om R1 (see RA ss 7(1)(k) and 40)

Division 38—Amendment of Water Resource (Georgina and Diamantina) Plan 2004

div 38 (ss 171–174) om R1 (see RA ss 7(1)(k) and 40)

Division 39—Amendment of Water Resource (Gold Coast) Plan 2006

div 39 (ss 175–176) om R1 (see RA ss 7(1)(k) and 40)

Division 40—Amendment of Water Resource (Great Artesian Basin) Plan 2006

div 40 (ss 177–178) om R1 (see RA ss 7(1)(k) and 40)

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

div 43 (ss 184–186) om R1 (see RA ss 7(1)(k) and 40)

Division 44—Amendment of Water Resource (Mitchell) Plan 2007

div 44 (ss 187–189) om R1 (see RA ss 7(1)(k) and 40)

Division 45—Amendment of Water Resource (Moonie) Plan 2003

div 45 (ss 190–193) om R1 (see RA ss 7(1)(k) and 40)

Division 46—Amendment of Water Resource (Moreton) Plan 2007

div 46 (ss 194–197) om R1 (see RA ss 7(1)(k) and 40)

**Division 47—Amendment of Water Resource (Warrego, Paroo, Bulloo and Nebine)
Plan 2003**

div 47 (ss 198–201) om R1 (see RA ss 7(1)(k) and 40)

Division 48—Amendment of Wet Tropics Management Plan 1998

div 48 (ss 202–203) om R1 (see RA ss 7(1)(k) and 40)

Division 49—Amendment of Wine Industry Regulation 2009

div 49 (ss 204–205) om R1 (see RA ss 7(1)(k) and 40)

SCHEDULE 1—DESIGNATED REGIONS

amd 2009 SL No. 313 s 3; 2010 SL No. 176 s 3; 2011 SL No. 66 s 4; 2012 SL
No. 80 s 3; 2012 SL No. 133 s 3

SCHEDULE 2—COMMUNITY INFRASTRUCTURE

sub 2010 SL No. 343 s 3
amd 2011 SL No. 278 s 25; 2012 SL No. 42 s 3 (disallowed 11 July 2012)

SCHEDULE 3—ASSESSABLE DEVELOPMENT, SELF-ASSESSABLE DEVELOPMENT AND TYPE OF ASSESSMENT

amd 2010 SL No. 35 s 25 sch 2; 2010 SL No. 76 s 9; 2011 SL No. 77 s 3; 2011 SL No. 88 s 13; 2011 SL No. 139 s 8; 2011 Act No. 40 s 107 sch; 2011 SL No. 246 s 8; 2011 Act No. 18 s 404 sch 4 pt 2 div 2; 2011 SL No. 240 s 821; 2011 SL No. 278 s 26; 2012 SL No. 118 s 3; 2013 SL No. 2 s 26; 2013 SL No. 28 s 6; 2013 SL No. 25 s 80; 2013 SL No. 114 s 8; 2013 No. 23 s 352 sch 1 pt 2; 2013 SL No. 258 s 9(1)–(3); 2013 SL No. 258 s 9(4) (amdt could not be given effect)

SCHEDULE 4—DEVELOPMENT THAT CAN NOT BE DECLARED TO BE DEVELOPMENT OF A PARTICULAR TYPE—ACT, SECTION 232(2)

amd 2010 SL No. 48 s 6; 2010 SL No. 76 s 10; 2010 SL No. 84 s 3; 2010 SL No. 98 s 4; 2010 SL No. 344 s 3; 2011 SL No. 77 s 4; 2011 SL No. 139 s 9; 2011 SL No. 266 s 3; 2012 SL No. 42 s 4 (*disallowed 11 July 2012*); 2012 SL No. 118 s 4; 2013 SL No. 2 s 27; 2013 SL No. 28 s 7; 2013 SL No. 25 s 81; 2013 SL No. 45 s 4; 2013 SL No. 114 s 9; 2013 SL No. 168 s 4; 2013 SL No. 197 s 3; 2013 SL No. 258 s 10

SCHEDULE 5—APPLICABLE CODES, LAWS, POLICIES AND PRESCRIBED MATTERS FOR PARTICULAR DEVELOPMENT

sch hdg amd 2013 SL No. 28 s 10(1)

sch 5 amd 2011 SL No. 77 s 5; 2011 SL No. 246 s 9; 2011 Act No. 18 s 404 sch 4 pt 2 div 2; 2013 SL No. 28 s 8; 2013 SL No. 25 s 82; 2013 SL No. 114 s 10(2)–(23); 2013 SL No. 197 s 4; 2013 SL No. 258 s 11

SCHEDULE 6—ASSESSMENT MANAGER FOR DEVELOPMENT APPLICATIONS

amd 2010 SL No. 76 s 11; 2011 SL No. 77 s 6; 2011 SL No. 246 s 10; 2011 Act No. 18 s 404 sch 4 pt 2 div 2; 2011 SL No. 240 s 822; 2012 SL No. 120 s 3; 2012 SL No. 118 s 5; 2013 SL No. 28 s 9; 2013 SL No. 25 s 83; 2013 SL No. 114 s 11

SCHEDULE 7—REFERRAL AGENCIES AND THEIR JURISDICTIONS

amd 2009 SL No. 313 s 4; 2010 SL No. 48 s 7; 2010 SL No. 76 s 12; 2010 SL No. 98 s 5; 2010 SL No. 148 s 16; 2010 SL No. 69 s 7; 2010 Act No. 20 s 72; 2010 SL No. 324 s 6; 2011 SL No. 66 s 5; 2011 SL No. 77 s 7; 2011 SL No. 246 s 11; 2011 SL No. 252 s 5; 2011 SL No. 265 s 34; 2011 Act No. 18 s 404 sch 4 pt 2; 2011 SL No. 240 s 823; 2011 Act No. 47 s 297; 2012 SL No. 42 s 5 (*disallowed 11 July 2012*); 2012 SL No. 118 s 6; 2012 SL No. 186 s 12; 2012 SL No. 167 s 51; 2012 SL No. 232 s 12; 2013 SL No. 28 s 10; 2013 SL No. 25 s 84; 2013 Act No. 23 s 205; 2013 SL No. 114 s 12; 2013 SL No. 197 s 5; 2013 SL No. 217 s 10; 2013 SL No. 236 s 6; 2013 SL No. 258 s 12; 2013 SL No. 304 s 10

SCHEDULE 7A—PARTICULAR ASSESSMENT MANAGER AND CONCURRENCE AGENCY APPLICATION FEES

ins 2013 SL No. 114 s 13

amd 2013 SL No. 168 s 5; 2013 SL No. 258 s 13

**SCHEDULE 8—SPECIAL FIRE SERVICES AND REFERRAL JURISDICTION
OF QUEENSLAND FIRE AND RESCUE SERVICE FOR THEM**

amd 2011 SL No. 77 s 8

**SCHEDULE 9—DEVELOPMENT IMPACTING ON STATE TRANSPORT
INFRASTRUCTURE AND THRESHOLDS**

sub 2013 SL No. 28 s 11

**SCHEDULE 10—RAIL TRANSPORT RELATED DEVELOPMENT MADE
ASSESSABLE UNDER SCHEDULE 3, PART 1, AND THRESHOLDS FOR
REFERRAL**

om 2013 SL No. 28 s 11

**SCHEDULE 11—DEVELOPMENT IMPACTING ON STATE-CONTROLLED
ROADS AND THRESHOLDS**

sch hdg sub 2011 SL No. 77 s 9

sch 11 amd 2011 SL No. 278 s 27; 2012 SL No. 118 s 7

om 2013 SL No. 28 s 11

**SCHEDULE 12—DEVELOPMENT IMPACTING ON THE PROVISION OF
PUBLIC PASSENGER TRANSPORT, AND THRESHOLDS**

om 2013 SL No. 28 s 11

**SCHEDULE 13—DEVELOPMENT IMPACTING ON RAILWAY SAFETY AND
EFFICIENCY, AND THRESHOLDS**

om 2013 SL No. 28 s 11

**SCHEDULE 13A—EXCLUDED MATTERS FOR SCL OR POTENTIAL SCL
CONCURRENCE AGENCY JURISDICTION**

ins 2011 Act No. 47 s 298

amd 2012 SL No. 228 s 5; 2013 SL No. 151 s 3

SCHEDULE 14—STATE RESOURCES

amd 2011 SL No. 77 s 10

om 2013 SL No. 28 s 12

SCHEDULE 15—REFERRAL AGENCY ASSESSMENT PERIODS

amd 2013 SL No. 217 s 11

**SCHEDULE 16—DEVELOPMENT FOR WHICH A NOTIFICATION PERIOD
OF AT LEAST 30 BUSINESS DAYS APPLIES—PURPOSES**

om 2013 SL No. 28 s 13

**SCHEDULE 17—DEVELOPMENT FOR WHICH A NOTIFICATION PERIOD
OF AT LEAST 30 BUSINESS DAYS APPLIES—AREAS**

amd 2010 SL No. 76 s 13; 2011 SL No. 246 s 12

om 2013 SL No. 28 s 13

**SCHEDULE 18—COMPLIANCE ASSESSMENT OF PARTICULAR
DEVELOPMENT**

amd 2009 SL No. 313 s 5; 2010 SL No. 98 s 6; 2010 SL No. 343 s 4; 2011 SL
No. 66 s 6; 2011 SL No. 88 s 14; 2011 SL No. 139 s 10; 2012 SL No. 80 s

4; 2013 SL No. 2 s 28; 2013 SL No. 28 s 14; 2013 SL No. 168 s 6; 2013 SL No. 258 s 14

SCHEDULE 19—COMPLIANCE ASSESSMENT OF SUBDIVISION PLANS

amd 2010 Act No. 20 s 73

SCHEDULE 20—COURT FEES

sub 2011 SL No. 139 s 11; 2012 SL No. 100 s 4; 2013 SL No. 114 s 14

SCHEDULE 21—BUILDING AND DEVELOPMENT COMMITTEE FEES

sub 2010 SL No. 148 s 17; 2011 SL No. 88 s 15; 2012 SL No. 197 s 7; 2013 SL No. 114 s 14

SCHEDULE 24—CLEARING OF NATIVE VEGETATION—NOT ASSESSABLE DEVELOPMENT UNDER SCHEDULE 3, PART 1, TABLE 4, ITEM 1

Clearing and other activities or matters for land generally

s 1 amd 2011 SL No. 74 s 3; 2011 SL No. 218 s 3; 2011 SL No. 252 s 6; 2013 SL No. 28 s 15; 2013 SL No. 45 s 5(1); 2013 SL No. 151 s 4 (1)–(2); 2013 SL No. 190 s 44; 2013 SL No. 258 s 15

PART 2—CLEARING FOR PARTICULAR LAND

pt hdg sub 2013 SL No. 258 s 15(5)

Freehold land

s 2 amd 2013 SL No. 2 s 29; 2013 SL No. 151 s 4(3)
sub 2013 SL No. 258 s 15(5)

Indigenous land

s 3 amd 2013 SL No. 2 s 29; 2013 SL No. 45 s 5(2)
sub 2013 SL No. 258 s 15(5)

Land subject to a lease under the Land Act 1994

s 4 amd 2010 SL No. 48 s 8(1)
sub 2013 SL No. 258 s 15(5)

Land that is a road under the Land Act 1994

s 5 sub 2013 SL No. 258 s 15(5)

Particular trust land under the Land Act 1994

s 6 amd 2010 SL No. 48 s 8(2)
sub 2013 SL No. 258 s 15(5)

Unallocated State land under the Land Act 1994

s 7 amd 2013 SL No. 2 s 29
sub 2013 SL No. 258 s 15(5)

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

s 8 amd 2013 SL No. 2 s 29
sub 2013 SL No. 258 s 15(5)

SCHEDULE 25A—PRESCRIBED INFORMATION AND DOCUMENTS FOR DEVELOPMENT APPLICATIONS—ACT, s 736

ins 2010 SL No. 279 s 4

SCHEDULE 26—DICTIONARY

- def *accommodation activities* ins 2013 SL No. 28 s 16(2)
- def *active transport infrastructure* ins 2010 SL No. 343 s 5(2)
- def *airport* sub 2013 SL No. 258 s 16(1)–(2)
- def *airport premises* ins 2013 SL No. 151 s 5
- def *airport-related purpose* ins 2013 SL No. 151 s 5
- def *air transport infrastructure* ins 2010 SL No. 343 s 5(2)
- def *ANEF contour* ins 2013 SL No. 28 s 16(2)
- def *assessment manager application fee* ins 2013 SL No. 114 s 15(2)
- def *Australian Noise Exposure Forecast* sub 2013 SL No. 258 s 16(1)–(2)
- def *background level* ins 2010 SL No. 84 s 4(1)
- def *bankfull width* ins 2013 SL No. 114 s 15(2)
- def *beach replenishment* ins 2013 SL No. 114 s 15(2)
- def *Brisbane core port land* ins 2013 SL No. 114 s 15(2)
- def *Brisbane port LUP* ins 2013 SL No. 114 s 15(2)
- def *business activities* ins 2013 SL No. 28 s 16(2)
- def *busway transport infrastructure works* ins 2010 SL No. 343 s 5(2)
- def *car park* ins 2013 SL No. 28 s 16(2)
- def *club* ins 2013 SL No. 28 s 16(2)
- def *coastal management* ins 2013 SL No. 258 s 16(2)
- def *concurrence agency application fee* ins 2013 SL No. 114 s 15(2)
- def *cultural heritage significance* amd 2011 SL No. 266 s 4(2); 2012 SL No. 42 s 6(3) (*disallowed 11 July 2012*)
- def *declared catchment area* ins 2013 SL No. 114 s 15(2)
om 2013 SL No. 258 s 16(1)
- def *defined flood level* ins 2012 SL No. 186 s 13
amd 2013 SL No. 304 s 11(3)
- def *disaster situation declaration* ins 2013 SL No. 258 s 16(2)
- def *distributor-retailer* ins 2010 No. 20 s 74
- def *educational establishment* ins 2013 SL No. 28 s 16(2)
- def *education and care service premises* ins 2011 SL No. 278 s 28
- def *electricity infrastructure* ins 2011 SL No. 246(2)
- def *encroachment* ins 2013 SL No. 114 s 15(2)
- def *endangered regional ecosystem* ins 2013 SL No. 258 s 16(2)
- def *entertainment activities* ins 2013 SL No. 28 s 16(2)
- def *excluded work* amd 2012 SL No. 118 s 8(2); 2013 SL No. 258 s 16(3)–(4);
2013 SL No. 28 s 16(3)–(4)
- def *existing school campus* amd 2011 SL No. 266 s 4(3); 2012 SL No. 42 s
6(4) (*disallowed 11 July 2012*)
- def *extractive industry* ins 2013 SL No. 28 s 16(2)
- def *failure impact assessed* ins 2011 SL No. 77 s 11(1)
- def *fisheries department* ins 2013 SL No. 114 s 15(2)
- def *fish habitat management operational policy* ins 2013 SL No. 114 s 15(2)
- def *fish movement exemption notice* ins 2013 SL No. 114 s 15(2)
- def *flood hazard area* ins 2013 SL No. 304 s 11(2)
- def *fodder harvesting* ins 2013 SL No. 114 s 15(2)
- def *food and drink outlet* ins 2013 SL No. 28 s 16(2)
- def *footprint* ins 2011 Act No. 47 s 299

- sub 2013 SL No. 114 s 15
- def **function facility** ins 2013 SL No. 28 s 16(2)
- def **future public passenger transport corridor** (prev def *future public transport corridor*) sub 2010 SL No. 343 s 5
amd 2013 SL No. 28 s 16(4)
- def **future public passenger transport facility** amd 2013 SL No. 28 s 16(3)
- def **future State-controlled road** amd 2013 SL No. 28 s 16(5)
- def **future State-controlled transport tunnel** ins 2013 SL No. 28 s 16(2)
- def **G20** ins 2013 SL No. 168 s 7
- def **G20 radiocommunications works** ins 2013 SL No. 168 s 7
- def **Gold Coast waters** ins 2012 SL No. 232 s 13
- def **government supported transport infrastructure** ins 2011 SL No. 246 s 13(2)
- def **Great Barrier Reef wetland protection area** ins 2010 SL No. 76 s 14
om 2011 SL No. 246 s 13(1)
- def **health care services** ins 2013 SL No. 28 s 16(2)
- def **high impact earthworks** ins 2010 SL No. 76 s 14
amd 2011 SL No. 47 s 3; 2011 SL No. 246 s 13(3)–(4); 2013 SL No. 28 s 16(6); 2013 SL No. 45 s 6
- def **high impact industry** ins 2013 SL No. 28 s 16(2)
- def **high value agriculture clearing** ins 2013 SL No. 258 s 16(2)
- def **hospital** ins 2013 SL No. 28 s 16(2)
- def **hotel** ins 2013 SL No. 28 s 16(2)
- def **industry activities** ins 2013 SL No. 28 s 16(2)
- def **intensive animal industries** ins 2013 SL No. 28 s 16(2)
- def **interim koala habitat protection area** om 2010 SL No. 98 s 7
- def **irrigated high value agriculture clearing** ins 2013 SL No. 258 s 16(2)
- def **key resource area** amd 2011 SL No. 139 s 12
sub 2013 SL No. 258 s 16(1)–(2)
- def **koala conservation area** om 2010 SL No. 98 s 7
- def **koala sustainability area** om 2010 SL No. 98 s 7
- def **land relating to a State-controlled road** om 2013 SL No. 28 s 16(1)
- def **light rail transport infrastructure works** ins 2010 SL No. 343 s 5(2)
- def **livestock** ins 2013 SL No. 151 s 5
- def **loss of capacity** ins 2013 SL No. 114 s 15(2)
- def **low impact industry** ins 2013 SL No. 28 s 16(2)
- def **mainstream waterway** ins 2013 SL No. 114 s 15(2)
- def **maintenance cover** ins 2013 SL No. 217 s 12
- def **maintenance works declared fish habitat area code** ins 2013 SL No. 114 s 15(2)
- def **major hazard facility** sub 2011 SL No. 240 s 824
- def **major sport, recreation and entertainment facility** ins 2013 SL No. 28 s 16(2)
- def **major tributary** ins 2013 SL No. 114 s 15(2)
- def **master plan** ins 2012 SL No. 228 s 6
- def **maximum flow velocity of water** ins 2012 SL No. 186 s 13
amd 2013 SL No. 304 s 11(3)
- def **medium impact industry** ins 2013 SL No. 28 s 16(2)

Endnotes

- def **minor waterway barrier works code** ins 2013 SL No. 114 s 15(2)
- def **natural hazard management area (flood)** ins 2012 SL No. 186 s 13
om 2013 SL No. 304 s 11(1)
- def **necessary environmental clearing** ins 2013 SL No. 258 s 16(2)
- def **non-State school** amd 2011 SL No. 266 s 4(4); 2012 SL No. 42 s 6(5)
(disallowed 11 July 2012)
- def **noxious and hazardous industries** ins 2013 SL No. 28 s 16(2)
- def **obstacle limitation surface** ins 2013 SL No. 28 s 16(2)
- def **office** ins 2013 SL No. 28 s 16(2)
- def **operational airspace** sub 2013 SL No. 258 s 16(1)–(2)
- def **permanent impact** ins 2011 Act No. 47 s 299
- def **possible major hazard facility** om 2011 SL No. 240 s 824(1)
- def **potentially affected premises** ins 2013 SL No. 28 s 16(2)
- def **potentially sensitive material change of use of premises** ins 2013 SL No. 28 s 16(2)
- def **potential SCL** ins 2011 Act No. 47 s 299
- def **priority development area** ins 2013 SL No. 2 s 30(2)
- def **private purpose** ins 2013 SL No. 114 s 15(2)
amd 2013 SL No. 204 s 24(3)
- def **proposed major hazard facility** ins 2011 SL No. 240 s 824(2)
- def **protection area** ins 2011 Act No. 47 s 299
- def **public hospital** ins 2012 SL No. 42 s 6(2) (disallowed 11 July 2012)
- def **public marine transport infrastructure** ins 2010 SL No. 343 s 5(2)
- def **public passenger service** ins 2010 SL No. 343 s 5(2)
- def **public passenger transport corridor** (prev def *public transport corridor*)
sub 2010 SL No. 343 s 5
amd 2013 SL No. 28 s 16(8)
sub 2013 SL No. 197 s 6
- def **public passenger transport facility** amd 2013 SL No. 28 s 16(7)
- def **public safety area** sub 2013 SL No. 258 s 16(1)–(2)
- def **QPW code** ins 2012 SL No. 167 s 52
- def **railway** ins 2013 SL No. 28 s 16(2)
- def **railway works** ins 2010 SL No. 343 s 5(2)
- def **recreation activities** ins 2013 SL No. 28 s 16(2)
- def **registered area of agriculture map** ins 2013 SL No. 114 s 15(2)
- def **regrowth vegetation** ins 2013 SL No. 114 s 15(2)
- def **regulated vegetation management map** ins 2013 SL No. 258 s 16(2)
- def **relevant instrument of lease** ins 2012 SL No. 118 s 8(1)
- def **relevant program** amd 2010 SL No. 84 s 4(2)
sub 2011 SL No. 266 s 4(5); 2012 SL No. 42 s 6(1)–(2) (disallowed 11 July 2012)
- def **relevant service provider** ins 2013 SL No. 217 s 12
- def **remediate** ins 2013 SL No. 258 s 16(2)
- def **residence** ins 2013 SL No. 114 s 15(2)
sub 2013 SL No. 204 s 24(1)–(2)
- def **residential care facility** ins 2013 SL No. 28 s 16(2)
- def **residential land** sub 2011 SL No. 266 s 4(6); 2012 SL No. 42 s 6(1)–(2)
(disallowed 11 July 2012)

- def **residential lease** ins 2012 SL No. 118 s 8(1)
- def **resource activity** ins 2013 SL No. 258 s 16(2)
- def **resource allocation authority** ins 2013 SL No. 114 s 15(2)
- def **road frontage** amd 2011 SL No. 266 s 4(7); 2012 SL No. 42 s 6(6)
(disallowed 11 July 2012)
- def **saleyard** ins 2013 SL No. 151 s 5
- def **school** amd 2011 SL No. 266 s 4(8); 2012 SL No. 42 s 6(7) (disallowed 11 July 2012)
- def **SCL** ins 2011 Act No. 47 s 299
- def **SCL Act** ins 2011 Act No. 47 s 299
- def **SCL chief executive** ins 2011 Act No. 47 s 299
- def **SCL principles** ins 2011 Act No. 47 s 299
- def **scour protection component** ins 2013 SL No. 114 s 15(2)
- def **self-assessable vegetation clearing code** ins 2013 SL No. 258 s 16(2)
- def **SEQ Koala Conservation State Planning Regulatory Provisions** ins 2011 SL No. 266 s 4(1)
- def **SEQ urban footprint area** om 2010 SL No. 98 s 7
- def **sewer** ins 2013 SL No. 217 s 12
- def **sewerage service provider** ins 2013 SL No. 217 s 12
- def **shop** ins 2013 SL No. 28 s 16(2)
- def **shopping centre** ins 2013 SL No. 28 s 16(2)
- def **showroom** ins 2013 SL No. 28 s 16(2)
- def **significant project** ins 2011 Act No. 47 s 299
- def **social housing lease** ins 2012 SL No. 118 s 8(1)
- def **State-controlled road** amd 2011 SL No. 77 s 11(2)
sub 2013 SL No. 28 s 16(1)–(2)
- def **State-controlled transport tunnel** ins 2013 SL No. 28 s 16(2)
- def **State development assessment provisions** ins 2013 SL No. 114 s 15(2)
amd 2013 SL No. 258 s 16(5)
- def **State Planning Policy 2013** ins 2013 SL No. 258 s 16(2)
- def **State school** amd 2011 SL No. 266 s 4(9); 2012 SL No. 42 s 6(8)
(disallowed 11 July 2012)
- def **State toll road corridor land** ins 2010 SL No. 343 s 5(2)
- def **stormwater drain** ins 2013 SL No. 217 s 12
- def **structure plan arrangements** ins 2012 SL No. 228 s 6
- def **temporary waterway barrier works code** ins 2013 SL No. 114 s 15(2)
- def **theatre** ins 2013 SL No. 28 s 16(2)
- def **thinning** ins 2013 SL No. 114 s 15(2)
- def **tourist attraction** ins 2013 SL No. 28 s 16(2)
- def **trade training centre** ins 2010 SL No. 84 s 4(1)
- def **urban area** amd 2013 SL No. 258 s 16(6)
- def **urban development area** om 2013 SL No. 2 s 30(1)
- def **warehouse** ins 2013 SL No. 28 s 16(2)
- def **water-based fire safety installation** ins 2011 SL No. 265 s 35
- def **watercourse** amd 2012 SL No. 118 s 8(3)–(4)
- def **water entitlement** ins 2013 SL No. 258 s 16(2)
- def **water main** ins 2013 SL No. 217 s 12
- def **water service provider** ins 2013 SL No. 217 s 12

Endnotes

def *waterway* ins 2013 SL No. 114 s 15(2)
def *wetland*, 1st mention, om 2012 SL No. 8 s 6
def *wetland*, 2nd mention, ins 2011 SL No. 246 s 13(2)
def *wetland management area* ins 2010 SL No. 76 s 14
 sub 2011 SL No. 246 s 13(1)–(2)
 om 2013 SL No. 28 s 16(1)
def *wetland protection area* ins 2011 SL No. 246 s 13(2)

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