



Queensland

# Fire and Rescue Service Regulation 2011

## Subordinate Legislation 2011 No. 160

made under the

*Fire and Rescue Service Act 1990*

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## Part 1 Preliminary

### 1 Short title

This regulation may be cited as the *Fire and Rescue Service Regulation 2011*.

### 2 Commencement

This regulation commences on 1 September 2011.

### 3 Definitions

The dictionary in schedule 5 defines particular words used in this regulation.

## Part 2 Control and prevention of fires

### 4 Requirements for a request for issue of a prohibition notice—Act, s 64(2)

- (1) A request under the Act, section 64(2), must be made to the commissioner in writing and include the following—
  - (a) the name and address of the person making the request;
  - (b) the address or location of the adjoining land;  
*Example of paragraph (b)—*  
attaching a map or plan showing the location of the adjoining land
  - (c) the reasons for the request.
- (2) The person making the request must give a copy of the request to the occupier of adjoining land.

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## **5 Requirements for an application for a permit to light a fire—Act, s 65(1)**

An application under the Act, section 65(1), to the commissioner for a permit to light a fire on any land must include the following—

- (a) the applicant's name and address;
- (b) the real property description of the land on which the fire is to be lit (the *subject land*);
- (c) the address or location of the subject land;
- (d) the location of the part of the subject land on which the fire is to be lit;

*Example of paragraph (d)—*

giving a map or plan showing the part of the subject land concerned

- (e) the name and address of every occupier of adjoining land known by the applicant;
- (f) the steps taken by the applicant to notify every occupier of adjoining land about the application and when the steps were taken;
- (g) if the applicant knows an occupier of adjoining land objects to the lighting of the fire—
  - (i) a statement that the occupier objects; and
  - (ii) any reasons for the objection given to the applicant by the occupier.

## **Part 3 Funding for urban fire brigades**

### **6 Administration fee—Act, s 117(4)**

- (1) For the Act, section 117(4), the administration fee to which a component local government is entitled for a financial year must be calculated in the following way—

- 
- (a) if  $N$  is not more than 40000—the amount worked out using the following formula—

$$N \times \$3.35$$

- (b) if  $N$  is more than 40000—the amount worked out using the following formula—

$$\$134000 + (N - 40000) \times \$2.80$$

- (2) In this section—

$N$  means the number of prescribed properties for which the component local government gives fire levy notices for the financial year.

## **7 Constitution and naming of urban districts—Act, s 106(1)**

- (1) For the Act, section 106(1), a portion of the State shown on an urban district map is—

- (a) constituted an urban district; and  
(b) assigned the name stated on the map.

- (2) In this section—

*urban district map* means a map held by the commissioner immediately before 1 July 2011—

- (a) showing a portion of the State as an urban district for the purpose of the Act, part 10; and  
(b) stating a name for the portion.

*Editor's note—*

A copy of the map is available for inspection, without charge, at the head office or a relevant regional office of the department during normal business hours.

## **8 Fire levy classes of urban districts—Act, s 108**

- (1) The fire levy class of an urban district for a financial year is class A if, immediately before the financial year, there was in the district a fire station with at least 16 full-time fire officers.

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- (2) The fire levy class of an urban district for a financial year is class B if, immediately before the financial year, there was in the district—
  - (a) a fire station with at least 6 full-time fire officers; and
  - (b) no fire station with more than 15 full-time fire officers.
- (3) The fire levy class of an urban district for a financial year is class C if, immediately before the financial year, there was in the district—
  - (a) a fire station with at least 1 full-time fire officer; and
  - (b) no fire station with more than 5 full-time fire officers.
- (4) The fire levy class of an urban district for a financial year is class D if, immediately before the financial year, there was in the district—
  - (a) a fire station with at least 1 part-time fire officer; and
  - (b) no fire station with a full-time fire officer.
- (5) To help users of this regulation, the fire levy class of an urban district mentioned in schedule 1 is stated opposite the urban district in the schedule.
- (6) If there is an inconsistency between subsections (1) to (4) and schedule 1, the subsection prevails to the extent of the inconsistency.
- (7) In this section—

*full-time fire officer* means a fire officer employed in the service on a full-time basis.

*part-time fire officer* means a fire officer employed in the service on a part-time basis.

## **9 Categories of prescribed properties assigned to fire levy groups—Act, s 108(3)**

- (1) Schedule 2 states the categories that apply to prescribed properties according to the purposes for which the properties are used.

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- (2) Each category in schedule 2 is assigned to the fire levy group under which it appears.

**10 Annual contributions of owners of prescribed properties—1 category—Act, s 108**

- (1) This section applies to a prescribed property if only 1 category applies to the entire property.
- (2) The amount of the contribution payable, for a financial year, by the owner of the property is the amount stated in schedule 2, column 2, according to—
- (a) the fire levy group for the category applying to the property; and
  - (b) the fire levy class for the property.

**11 Annual contributions of owners of prescribed properties—multiple categories—Act, s 108**

- (1) This section applies to a prescribed property if there is more than 1 relevant category for the property.
- (2) The amount of the contribution payable, for a financial year, by the owner of the property is the amount stated in schedule 2, column 2, according to—
- (a) the fire levy group that would apply to the property if the deciding category applied to the entire property; and
  - (b) the fire levy class for the property.
- (3) In this section—
- deciding category*, for a property, means—
- (a) if 1 of the relevant categories is in a higher fire levy group than the other relevant categories—that category; or
  - (b) otherwise—the category in the highest fire levy group that would apply to the property if the entire property were used for each of the purposes to which the relevant categories relate.

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*relevant category*, for a property, means a category applying to the property or part of the property.

## **12 References to types of industry**

A category in schedule 2 described as ‘industry’ followed by the word ‘light’, ‘service’, ‘offensive’ or ‘heavy’ applies to a prescribed property if the property is used for an industry of a type ordinarily described, by the local government in whose area the property is situated, by that word.

## **13 Annual returns by component local governments—Act, s 109(1)**

For the Act, section 109(1), the particulars prescribed for a return are the number of properties within each fire levy group mentioned in schedule 2, column 1.

## **14 Discount for pensioners—Act, s 110**

- (1) A pension payable under a law of the Commonwealth is declared to be a pension for the Act, section 110.
- (2) For the Act, section 110(2), it is declared that a pensioner, who is the owner of a prescribed property that is the pensioner’s principal place of residence, is granted a discount of 20% on the contributions payable under the Act, part 10, for the property.

## **15 Prescribed provisions for general rates applying to amount in fire levy notice—Act, s 115(2)**

For the Act, section 115(2), definition *relevant provisions*, the following are prescribed provisions—

- (a) the *Local Government Act 2009*, section 94(1)(a);
- (b) the *Local Government (Finance, Plans and Reporting Regulation) 2010*, chapter 2, other than the following—
  - (i) sections 41(1), 43, 44, 45 and 48;



- (ii) part 10;
- (iii) sections 64 and 65;
- (iv) part 12, division 3, subdivision 3;
- (c) the *City of Brisbane Act 2010*, section 96(1)(a);
- (d) the *City of Brisbane (Finance, Plans and Reporting) Regulation 2010*, chapter 2, other than the following—
  - (i) sections 39(1), 41, 42, 43 and 46;
  - (ii) part 10;
  - (iii) sections 62 and 63;
  - (iv) part 12, division 3, subdivision 3.

**16 Payments by component local governments to department—Act, s 118(5)**

For the Act, section 118(5), definition *declared period*, the following periods are declared periods—

- (a) for a component local government for a local government area mentioned in schedule 3—
  - 1 July to 30 September
  - 1 October to 31 December
  - 1 January to 31 March
  - 1 April to 31 May
  - 1 June to 30 June;
- (b) for a component local government for a local government area mentioned in schedule 4—
  - 1 July to 30 September
  - 1 October to 31 March
  - 1 April to 30 June.

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## **Part 4**                      **Repeal**

### **17**      **Repeal**

The Fire and Rescue Service Regulation 2001, SL No. 75 is repealed.

## Schedule 1      Fire levy classes of urban districts

section 8(5)

| <b>Urban district</b> | <b>Fire levy class</b> | <b>Urban district</b> | <b>Fire levy class</b> |
|-----------------------|------------------------|-----------------------|------------------------|
| Agnes Water           | D                      | Biloela               | D                      |
| Airlie Beach          | C                      | Blackall              | D                      |
| Allora                | D                      | Blackbutt             | D                      |
| Alpha                 | D                      | Blackwater            | D                      |
| Amity Point           | D                      | Bollon                | D                      |
| Aramac                | D                      | Boonah                | D                      |
| Arana Hills           | A                      | Boulia                | D                      |
| Atherton              | B                      | Bowen                 | B                      |
| Augathella            | D                      | Boyne/Tannum          | D                      |
| Ayr                   | B                      | Bramston Beach        | D                      |
| Babinda               | D                      | Bribie Island         | C                      |
| Baralaba              | D                      | Brisbane              | A                      |
| Barcaldine            | D                      | Bundaberg             | A                      |
| Beaudesert            | C                      | Burnett Heads         | D                      |
| Beenleigh             | A                      | Burpengary            | A                      |
| Beerwah               | D                      | Caboolture            | A                      |
| Biggenden             | D                      | Cairns                | A                      |

Schedule 1

| <b>Urban district</b> | <b>Fire levy class</b> | <b>Urban district</b> | <b>Fire levy class</b> |
|-----------------------|------------------------|-----------------------|------------------------|
| Cairns South          | A                      | Crows Nest            | D                      |
| Calliope              | D                      | Cunnamulla            | D                      |
| Caloundra             | A                      | Dalby                 | D                      |
| Canungra              | D                      | Dayboro               | D                      |
| Capella               | D                      | Dimbulah              | D                      |
| Capricorn Coast       | C                      | Dirranbandi           | D                      |
| Cardwell              | D                      | Dulacca               | D                      |
| Cecil Plains          | D                      | Dunwich               | D                      |
| Charleville           | D                      | Dysart                | D                      |
| Charters Towers       | C                      | Eatons Hill           | A                      |
| Childers              | D                      | Eidsvold              | D                      |
| Chinchilla            | D                      | El Arish              | D                      |
| Clermont              | D                      | Elliott Heads         | D                      |
| Cleveland             | A                      | Emerald               | D                      |
| Clifton               | D                      | Esk                   | D                      |
| Cloncurry             | D                      | Forest Hill           | D                      |
| Collinsville          | D                      | Forrest Beach         | D                      |
| Coochie Mudlo         | D                      | Gatton                | C                      |
| Cooktown              | D                      | Gayndah               | D                      |
| Coolum                | D                      | Gin Gin               | D                      |
| Cooran                | D                      | Giru                  | D                      |
| Cooroy                | D                      | Gladstone             | A                      |

| <b>Urban district</b> | <b>Fire levy class</b> | <b>Urban district</b> | <b>Fire levy class</b> |
|-----------------------|------------------------|-----------------------|------------------------|
| Glenden               | D                      | Kalbar                | D                      |
| Goombungee            | D                      | Kawana                | A                      |
| Goomeri               | D                      | Kenilworth            | D                      |
| Goondiwindi           | D                      | Kilcoy                | D                      |
| Gordonvale            | C                      | Kilkivan              | D                      |
| Gympie                | A                      | Killarney             | D                      |
| Halifax               | D                      | Kingaroy              | C                      |
| Harrisville           | D                      | Kooralbyn             | D                      |
| Helidon               | D                      | Kumbia                | D                      |
| Herberton             | D                      | Kuranda               | D                      |
| Hervey Bay            | A                      | Kurrimine Beach       | D                      |
| Home Hill             | C                      | Laidley               | D                      |
| Hughenden             | D                      | Longreach             | D                      |
| Imbil                 | D                      | Lowood                | D                      |
| Ingham                | B                      | Mackay                | A                      |
| Inglewood             | D                      | Magnetic Island       | D                      |
| Injune                | D                      | Malanda               | D                      |
| Innisfail             | B                      | Maleny                | D                      |
| Ipswich               | A                      | Marburg               | D                      |
| Jandowae              | D                      | Mareeba               | B                      |
| Jimboomba             | D                      | Maroochydore          | A                      |
| Julia Creek           | D                      | Maryborough           | A                      |

## Schedule 1

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| <b>Urban district</b> | <b>Fire levy class</b> | <b>Urban district</b> | <b>Fire levy class</b> |
|-----------------------|------------------------|-----------------------|------------------------|
| Meandarra             | D                      | Oakey                 | D                      |
| Middlemount           | D                      | Petrie                | A                      |
| Miles                 | D                      | Pittsworth            | D                      |
| Millaa Millaa         | D                      | Point Lookout         | D                      |
| Millmerran            | D                      | Pomona                | D                      |
| Miriam Vale           | D                      | Port Douglas          | C                      |
| Mission Beach         | D                      | Proserpine            | D                      |
| Mitchell              | D                      | Proston               | D                      |
| Monto                 | D                      | Quilpie               | D                      |
| Mooloolah             | D                      | Rainbow Beach         | D                      |
| Moranbah              | D                      | Rathdowney            | D                      |
| Morven                | D                      | Ravenshoe             | D                      |
| Mossman               | D                      | Redcliffe             | A                      |
| Mount Isa             | A                      | Richmond              | D                      |
| Mount Morgan          | C                      | Rockhampton           | A                      |
| Mount Tamborine       | D                      | Roma                  | D                      |
| Moura                 | D                      | Rosewood              | D                      |
| Mundubbera            | D                      | Sarina                | D                      |
| Murgon                | D                      | Southport             | A                      |
| Nambour               | A                      | Springsure            | D                      |
| Nanango               | D                      | Stanthorpe            | D                      |
| Noosa Heads           | A                      | St George             | D                      |

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| <b>Urban district</b> | <b>Fire levy class</b> | <b>Urban district</b> | <b>Fire levy class</b> |
|-----------------------|------------------------|-----------------------|------------------------|
| Surat                 | D                      | Wondai                | D                      |
| Tara                  | D                      | Woodford              | D                      |
| Taroom                | D                      | Wooroolin             | D                      |
| Texas                 | D                      | Yarraman              | D                      |
| Thangool              | D                      | Yelarbon              | D                      |
| Theodore              | D                      | Yungaburra            | D                      |
| Thursday Island       | C                      |                       |                        |
| Tieri                 | D                      |                       |                        |
| Tin Can Bay           | D                      |                       |                        |
| Toogoolawah           | D                      |                       |                        |
| Toowoomba             | A                      |                       |                        |
| Townsville            | A                      |                       |                        |
| Tully                 | D                      |                       |                        |
| Wallangarra           | D                      |                       |                        |
| Wallaville            | D                      |                       |                        |
| Wallumbilla           | D                      |                       |                        |
| Wandoan               | D                      |                       |                        |
| Warwick               | B                      |                       |                        |
| Winton                | D                      |                       |                        |

## Schedule 2 Annual contributions of owners of prescribed properties

sections 9, 10 and 11

| Column 1<br>Category  | Column 2<br>Annual contribution |
|---|---------------------------------|
|   | \$                              |
| <b>Fire levy group 1</b>  |                                 |
| 1.01 Advertising hoarding   | class A ..... 44.60             |
| 1.02 Jetty  | class B ..... 33.80             |
| 1.03 Park or garden with no improvements<br>other than fences or gardens  | class C ..... 26.00             |
|   | class D ..... 20.20             |
| 1.04 Vacant land, including vacant land with a<br>fence   |                                 |
| <b>Fire levy group 2</b>  |                                 |
| 2.01 Car park (1 level)   | class A ..... 161.20            |
| 2.02 Cemetery   | class B ..... 128.00            |
| 2.03 Club that is not licensed premises   | class C ..... 94.80             |
| 2.04 Farm, or area used for grazing, with a<br>dwelling house   | class D ..... 79.40             |
| 2.05 Industry—light, service or offensive<br>(gross floor area less than 51m <sup>2</sup> )   |                                 |
| 2.06 Mini storage unit (gross floor area not<br>more than 85m <sup>2</sup> )  |                                 |
| 2.07 Office, shop or commercial premises,<br>other than drive-in shopping centre (not<br>more than 2 levels, gross floor area less<br>than 51m <sup>2</sup> ) |                                 |



| <b>Column 1<br/>Category</b>   | <b>Column 2<br/>Annual contribution</b> |
|--|---|
|  | <b>\$</b>                               |
| 2.08 Outbuilding   |   |
| 2.09 Park or garden, with building   |   |
| 2.10 Plant nursery   |   |
| 2.11 Residential flats or units that are not lots<br>(not more than 2 flats or units)      |   |
| 2.12 Residential unit that is a lot  |   |
| 2.13 Single unit residence   |   |
| 2.14 Walkway—suspended or underground  |   |
| 2.15 Transformer, substation, television or<br>radio transmission tower                    |   |
| <br><b>Fire levy group 3</b>   |   |
| 3.01 Caravan park (not more than 50 sites)   | class A ..... 390.80                    |
| 3.02 Car park (2 levels)   | class B ..... 311.20                    |
| 3.03 Child care centre   | class C ..... 232.40                    |
| 3.04 Church, church hall or community hall   | class D ..... 193.80                    |
| 3.05 Club that is licensed premises (not more<br>than 2 levels)                            |   |
| 3.06 Community protection centre   |   |
| 3.07 Construction site   |   |
| 3.08 Day care centre for aged, disabled or<br>handicapped persons                          |   |
| 3.09 Forest used for commercial growing or<br>harvesting of timber (less than 10ha)        |   |
| 3.10 Funeral parlour   |   |
| 3.11 Guest house or hostel, with shared<br>bathroom facilities (not more than 2<br>levels) |   |

Schedule 2

| <b>Column 1<br/>Category</b>  | <b>Column 2<br/>Annual contribution</b> |
|---|---|
|   | <b>\$</b>                               |
| 3.12 Industry—light, service or offensive<br>(gross floor area 51–500m <sup>2</sup> )   |   |
| 3.13 Library, museum, art gallery or zoo  |   |
| 3.14 Marina, non-residential  |   |
| 3.15 Mini storage unit (gross floor area more<br>than 85m <sup>2</sup> )  |   |
| 3.16 Office, shop or commercial premises,<br>other than drive-in shopping centre (not<br>more than 2 levels, gross floor area<br>51–250m <sup>2</sup> ) |   |
| 3.17 Outdoor storage area (less than 2025m <sup>2</sup> )   |   |
| 3.18 Residential flats or units that are not lots<br>(more than 2 units or flats, not more than 2<br>levels)  |   |
| 3.19 Restaurant, including floating restaurant,<br>that is not licensed premises  |   |
| 3.20 Sales area—outdoor (less than 2025m <sup>2</sup> )   |   |
| 3.21 Service station  |   |
| <b>Fire levy group 4</b>  |   |
| 4.01 Caravan park (51–100 sites)  | class A ..... 784.40                    |
| 4.02 Car park (3–4 levels)  | class B ..... 626.40                    |
| 4.03 Drive-in shopping centre (area devoted to<br>buildings, roadways, parking and<br>landscaping less than 4050m <sup>2</sup> )                        | class C ..... 468.80                    |
|   | class D ..... 390.80                    |
| 4.04 Drive-in theatre   |   |
| 4.05 Guest house or hostel, with shared<br>bathroom facilities (3–4 levels)   |   |
| 4.06 Hotel or motel (not more than 2 levels)  |   |

| <b>Column 1<br/>Category</b>   | <b>Column 2<br/>Annual contribution</b> |
|--|---|
|  | <b>\$</b>                               |
| 4.07 Industry—light, service or offensive<br>(gross floor area 501–1125m <sup>2</sup> )  |   |
| 4.08 Office, shop or commercial premises,<br>other than drive-in shopping centre (not<br>more than 2 levels, gross floor area<br>251–500m <sup>2</sup> ) |   |
| 4.09 Outdoor storage area (2025–4050m <sup>2</sup> )   |   |
| 4.10 Residential flats or units that are not lots<br>(more than 2 units or flats, 3–4 levels)  |   |
| 4.11 Restaurant, including floating restaurant,<br>that is licensed premises   |   |
| 4.12 Sales area, outdoor (2025–4050m <sup>2</sup> )  |   |
| 4.13 School, non-boarding (not more than 100<br>pupils)  |   |
| 4.14 Theatre or cinema, 1 auditorium, not part<br>of a drive-in shopping centre  |   |
| 4.15 Tourist attraction (less than 4050m <sup>2</sup> )  |   |
| <br><b>Fire levy group 5</b>   |   |
| 5.01 Airfield  | class A ..... 1 290.80                  |
| 5.02 Caravan park (more than 100 sites)  | class B ..... 1 029.00                  |
| 5.03 Deagon Training Complex   | class C ..... 771.00                    |
| 5.04 Drive-in shopping centre (area devoted to<br>buildings, roadways, parking and<br>landscaping 4050–7500m <sup>2</sup> )                              | class D ..... 642.20                    |
| 5.05 Forest used for commercial growing or<br>harvesting of timber (10–40ha)   |   |
| 5.06 Industry—extractive (less than 10001m <sup>2</sup> )  |   |

Schedule 2

| <b>Column 1<br/>Category</b>  | <b>Column 2<br/>Annual contribution</b> |
|---|---|
|   | <b>\$</b>                               |
| 5.07 Industry—light, service or offensive<br>(gross floor area 1126–2000m <sup>2</sup> )  |   |
| 5.08 Office, shop or commercial premises,<br>other than drive-in shopping centre (not<br>more than 2 levels, gross floor area<br>501–1012m <sup>2</sup> ) |   |
| 5.09 Office, shop or commercial premises,<br>other than drive-in shopping centre (3–4<br>levels, gross floor area less than 601m <sup>2</sup> )           |   |
| 5.10 Oil or fuel depot, including refinery<br>(licensed capacity less than 1000000L)  |   |
| 5.11 School, non-boarding (101–500 pupils)  |   |
| 5.12 Showground or racecourse, other than a<br>major Brisbane venue   |   |
| 5.13 Tourist attraction (4050–10000m <sup>2</sup> )   |   |
| <br><b>Fire levy group 6</b>  |   |
| 6.01 Car park (more than 4 levels)  | class A ..... 2 314.60                  |
| 6.02 Club that is licensed premises (3–4 levels)  | class B ..... 1 851.00                  |
| 6.03 Drive-in shopping centre (area devoted to<br>buildings, roadways, parking and<br>landscaping 7501–10000m <sup>2</sup> )                              | class C ..... 1 385.40                  |
|   | class D ..... 1 155.60                  |
| 6.04 Guest house or hostel, with shared<br>bathroom facilities (5–6 levels)   |   |
| 6.05 Hotel or motel (3 levels)  |   |
| 6.06 Industry—light, service or offensive<br>(gross floor area 2001–3000m <sup>2</sup> )  |   |

| <b>Column 1<br/>Category</b>  | <b>Column 2<br/>Annual contribution</b> |
|---|---|
|   | <b>\$</b>                               |
| 6.07 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area 1013–3500m <sup>2</sup> ) |   |
| 6.08 Office, shop or commercial premises, other than drive-in shopping centre (3–4 levels, gross floor area 601–1012m <sup>2</sup> )              |   |
| 6.09 Outdoor storage area (more than 4050m <sup>2</sup> )   |   |
| 6.10 Residential flats or units that are not lots (more than 2 units or flats, 5–6 levels)  |   |
| 6.11 Sales area—outdoor (more than 4050m <sup>2</sup> )   |   |
| 6.12 School, boarding (not more than 100 boarders)  |   |
| 6.13 School, non-boarding (more than 500 pupils)  |   |
| 6.14 Tertiary residential quarters  |   |
| 6.15 Theatre or cinema complex, not part of a drive-in shopping centre (2–3 auditoriums)  |   |
| 6.16 Welfare residence (not more than 50 beds)  |   |
| <b>Fire levy group 7</b>  |   |
| 7.01 Forest used for commercial growing or harvesting of timber (more than 40ha)  | class A ..... 3 779.40                  |
|   | class B ..... 3 020.60                  |
| 7.02 Guest house or hostel, with shared bathroom facilities (more than 6 levels)  | class C ..... 2 266.40                  |
| 7.03 Hospital (not more than 50 beds)   | class D ..... 1 888.20                  |
| 7.04 Industry—light, service or offensive (gross floor area 3001–4000m <sup>2</sup> )   |   |

| <b>Column 1<br/>Category</b>   | <b>Column 2<br/>Annual contribution</b>        |
|--|--|
|  | \$   |
| 7.05 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area 3501–5500m <sup>2</sup> )      |  |
| 7.06 Office, shop or commercial premises, other than drive-in shopping centre (3–4 levels, gross floor area 1013–3500m <sup>2</sup> )                  |  |
| 7.07 Residential flats or units that are not lots (more than 2 units or flats, 7–10 levels)  |  |
| 7.08 Tavern  |  |
| 7.09 Theatre or cinema complex, not part of a drive-in shopping centre (4–6 auditoriums)   |  |
| <br><b>Fire levy group 8</b>   |  |
| 8.01 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping 10001–15000m <sup>2</sup> )                                | class A .....5 781.20<br>class B .....4 548.20 |
| 8.02 Hotel or motel (4 levels)   | class C .....3 466.60                          |
| 8.03 Industry—extractive (10001–20000m <sup>2</sup> )  | class D .....2 889.80                          |
| 8.04 Industry—light, service or offensive (gross floor area 4001–5500m <sup>2</sup> )  |  |
| 8.05 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area more than 5500m <sup>2</sup> ) |  |
| 8.06 Office, shop or commercial premises, other than drive-in shopping centre (3–4 levels, gross floor area 3501–5500m <sup>2</sup> )                  |  |
| 8.07 Oil or fuel depot, including refinery (licensed capacity 1000000–25000000L)   |  |

| <b>Column 1<br/>Category</b>   | <b>Column 2<br/>Annual contribution</b> |
|--|---|
|  | <b>\$</b>                               |
| 8.08 Residential flats or units that are not lots (more than 2 units or flats, 11–15 levels)   |   |
| 8.09 Tertiary education institution (not more than 500 students)   |   |
| 8.10 Theatre or cinema complex, not part of a drive-in shopping centre (more than 6 auditoriums)   |   |
| 8.11 Tourist attraction (more than 10000m <sup>2</sup> )   |   |
| 8.12 Welfare residence (51–100 beds)   |   |
| <b>Fire levy group 9</b>   |   |
| 9.01 Albion Park Raceway   | class A ..... 10 261.00                 |
| 9.02 Club that is licensed premises (more than 4 levels)   | class B ..... 8 206.00                  |
| 9.03 Doomben Racecourse  | class C ..... 6 154.20                  |
| 9.04 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping 15001–20000m <sup>2</sup> )                    | class D ..... 5 128.20                  |
| 9.05 Eagle Farm Racecourse   |   |
| 9.06 Hospital (51–100 beds)  |   |
| 9.07 Hotel or motel (5–6 levels)   |   |
| 9.08 Industry—heavy (gross floor area less than 3001m <sup>2</sup> )   |   |
| 9.09 Industry—light, service or offensive (gross floor area 5501–7500m <sup>2</sup> )  |   |
| 9.10 Office, shop or commercial premises, other than drive-in shopping centre (3–4 levels, gross floor area more than 5500m <sup>2</sup> ) |   |

## Schedule 2

| <b>Column 1<br/>Category</b>   | <b>Column 2<br/>Annual contribution</b>   |
|--|---|
|  | <b>\$</b>   |
| 9.11 Office, shop or commercial premises, other than drive-in shopping centre (5–6 levels)                               |   |
| 9.12 Residential flats or units that are not lots (more than 2 units or flats, more than 15 levels)                      |   |
| 9.13 Royal National Agricultural and Industrial Association of Queensland showgrounds                                    |   |
| 9.14 School, boarding (more than 100 boarders)   |   |
| 9.15 Tertiary education institution (501–1000 students)  |   |
| 9.16 Welfare residence (101–200 beds)  |   |
| <b>Fire levy group 10</b>  |   |
| 10.01 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping 20001–30000m <sup>2</sup> ) | class A .....21 069.00<br>class B ..... 16 853.40<br>class C ..... 12 636.60<br>class D ..... 10 533.20 |
| 10.02 Hospital (101–200 beds)  |   |
| 10.03 Industry—extractive (more than 20000m <sup>2</sup> )   |   |
| 10.04 Industry—heavy (gross floor area 3001–7500m <sup>2</sup> )   |   |
| 10.05 Industry—light, service or offensive (gross floor area more than 7500m <sup>2</sup> )                              |   |
| 10.06 Office, shop or commercial premises, other than drive-in shopping centre (7–10 levels)                             |   |
| 10.07 Welfare residence (201–500 beds)   |   |



| <b>Column 1<br/>Category</b>   | <b>Column 2<br/>Annual contribution</b> |
|--|---|
|  | <b>\$</b>                               |
| <b>Fire levy group 11</b>  |   |
| 11.01 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping 30001–40000m <sup>2</sup> ) | class A .....35 667.80                  |
|  | class B.....28 534.00                   |
| 11.02 Hospital (201–500 beds)  | class C.....21 401.00                   |
| 11.03 Hotel or motel (7–10 levels)   | class D .....17 831.60                  |
| 11.04 Industry—heavy (gross floor area 7501–15000m <sup>2</sup> )  |   |
| 11.05 Office, shop or commercial premises, other than drive-in shopping centre (11–20 levels)                            |   |
| 11.06 Oil or fuel depot, including refinery (licensed capacity 25000001–50000000L)                                       |   |
| 11.07 Tertiary education institution (1001–5000 students)  |   |
| 11.08 Welfare residence (more than 500 beds)   |   |
| <b>Fire levy group 12</b>  |   |
| 12.01 Brewery, other than a brewery for which most of the brewed product is served on the premises where it is brewed    | class A .....65 940.20                  |
|  | class B.....52 749.20                   |
| 12.02 Bulk sugar terminal  | class C.....39 563.20                   |
| 12.03 Distillery   | class D .....32 968.40                  |
| 12.04 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping 40001–60000m <sup>2</sup> ) |   |
| 12.05 Hospital (more than 500 beds)  |   |
| 12.06 Hotel or motel (11–16 levels)  |   |

Schedule 2

| <b>Column 1<br/>Category</b>   | <b>Column 2<br/>Annual contribution</b> |
|--|---|
|  | <b>\$</b>                               |
| 12.07 Industry—heavy (gross floor area more than 15000m <sup>2</sup> )   |   |
| 12.08 Office, shop or commercial premises, other than drive-in shopping centre (21–29 levels)  |   |
| 12.09 Oil or fuel depot, including refinery (licensed capacity 50000001–100000000L)  |   |
| 12.10 Resort complex (gross floor area less than 18000m <sup>2</sup> )   |   |
| 12.11 Sugar mill, sugar factory or sugar refinery  |   |
| <b>Fire levy group 13</b>  |   |
| 13.01 Bulk coal terminal   | class A .....75 589.00                  |
| 13.02 Drive-in shopping centre (1 shopping level, area devoted to buildings, roadways, parking and landscaping more than 60000m <sup>2</sup> ) | class B .....60 469.80                  |
|  | class C .....45 351.00                  |
|  | class D .....37 792.00                  |
| 13.03 Hotel or motel (17–25 levels)  |   |
| 13.04 Office, shop or commercial premises, other than drive-in shopping centre (30–40 levels)  |   |
| 13.05 Oil or fuel depot, including refinery (licensed capacity 100000001–150000000L)   |   |
| 13.06 Power station  |   |
| 13.07 Resort complex (gross floor area 18000–35000m <sup>2</sup> )   |   |
| 13.08 Tertiary education institution (5001–10000 students)   |   |

| <b>Column 1<br/>Category</b>  | <b>Column 2<br/>Annual contribution</b>            |
|---|--|
|   | \$   |
| <b>Fire levy group 14</b>   |  |
| 14.01 Casino, including accommodation, entertainment or restaurant facilities (not more than 20 levels)   | class A ... 113 387.00<br>class B ..... 90 709.80  |
| 14.02 Drive-in shopping centre (more than 1 shopping level, area devoted to buildings, roadways, parking and landscaping 60001–100000m <sup>2</sup> )                 | class C ..... 68 030.00<br>class D ..... 56 690.60 |
| 14.03 Hotel or motel (more than 25 levels)  |  |
| 14.04 Integrated office, shop and commercial complex (more than 5 levels, underground parking facilities for more than 1000 vehicles and underground bus interchange) |  |
| 14.05 Metal refinery or smelter   |  |
| 14.06 Office, shop or commercial premises, other than drive-in shopping centre (more than 40 levels)  |  |
| 14.07 Oil or fuel depot, including refinery (licensed capacity 150000001–200000000L)  |  |
| 14.08 Resort complex (gross floor area more than 35000m <sup>2</sup> )  |  |

## Schedule 2

| <b>Column 1<br/>Category</b>  | <b>Column 2<br/>Annual contribution</b>                                    |
|---|--|
|   | <b>\$</b>  |
| <b>Fire levy group 15</b>   |  |
| 15.01 Drive-in shopping centre (more than 1 shopping level, area devoted to buildings, roadways, parking and landscaping more than 100000m <sup>2</sup> ) | class A ... 188 977.60<br>class B.... 151 181.60<br>class C.... 113 385.20 |
| 15.02 Oil or fuel depot, including refinery (licensed capacity 200000001–250000000L)  | class D ..... 94 486.80  |
| 15.03 Tertiary education institution (more than 10000 students)   |  |
| <b>Fire levy group 16</b>   |  |
| 16.01 Casino, including accommodation, entertainment or restaurant facilities (more than 20 levels)   | class A ... 314 968.40<br>class B.... 251 974.60<br>class C.... 188 977.60 |
| 16.02 Oil or fuel depot, including refinery (licensed capacity more than 250000000L)  | class D ... 157 482.60   |

**Notes to schedule 2**

- 1 Unless otherwise stated, area in square metres refers to the part of a prescribed property used for the purpose stated in the category in column 1.
- 2 For deciding the fire levy group that applies to a prescribed property, if the area of the property, or part of the property, (expressed in square metres) or the licensed capacity of an oil or fuel depot or refinery (expressed in litres) includes a fraction, the number must be rounded to the nearest whole number (rounding one-half upwards).

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**Schedule 3      Local government areas for  
component local governments  
to which 5 declared periods  
apply**

section 16(a)

|                 |                |
|-----------------|----------------|
| Brisbane        | Moreton Bay    |
| Bundaberg       | Mount Isa      |
| Cairns          | Redland        |
| Cassowary Coast | Rockhampton    |
| Fraser Coast    | Scenic Rim     |
| Gladstone       | Southern Downs |
| Gold Coast      | Sunshine Coast |
| Gympie          | Tablelands     |
| Ipswich         | Toowoomba      |
| Logan           | Townsville     |
| Mackay          | Whitsunday     |

**Schedule 4      Local government areas for  
component local governments  
to which 3 declared periods  
apply**

section 16(b)

|                   |                |
|-------------------|----------------|
| Balonne           | Lockyer Valley |
| Banana            | Longreach      |
| Barcaldine        | Maranoa        |
| Blackall Tambo    | McKinlay       |
| Boulia            | Murweh         |
| Burdekin          | North Burnett  |
| Central Highlands | Paroo          |
| Charters Towers   | Quilpie        |
| Cloncurry         | Richmond       |
| Cook              | Somerset       |
| Flinders          | South Burnett  |
| Goondiwindi       | Torres         |
| Hinchinbrook      | Western Downs  |
| Isaac             | Winton         |

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## Schedule 5 Dictionary

### section 3

**category** means a category of property use mentioned in schedule 2, column 1.

**child care centre** means premises, other than a home, for providing child care.

**club** means premises for a body or association of persons established for a community service, cultural, literary, recreational, social or sporting purpose, or a similar lawful purpose.

**community protection centre** means premises used—

- (a) as an ambulance station, fire station or State Emergency Service headquarters; or
- (b) for the activities of the following—
  - (i) Australian Volunteer Coast Guard Association Incorporated;
  - (ii) a squadron of the Volunteer Marine Rescue Association Queensland Inc.

**construction site** means premises on which, when construction is finished, will be a building to which a category (other than ‘construction site’) in fire levy groups 3 to 16 applies.

**drive-in shopping centre** means a prescribed property that includes—

- (a) 2 or more shops, whether or not in the same building; and
- (b) car parking for customers.

**fire levy class**, of a property, means the fire levy class of the urban district where the property is situated.

**gross floor area**, of a prescribed property, a part of a prescribed property, or a level of a building on a prescribed

property, means the total of the floor areas (including all walls, columns and balconies), having a ceiling or roof, of the property, the part of the property, or the level.

**landscaping** means an area of land developed, to enhance or protect the amenities of the land or its locality, by—

- (a) screening all or part of the land with fences, walls or in another way; or
- (b) planting trees, hedges, shrubs or grass; or
- (c) forming banks, terraces or other earthworks; or
- (d) laying out gardens or courts; or
- (e) building walkways or tracks.

**level**, of a building, includes a basement or mezzanine level of the building.

**licensed premises**, in relation to a club or restaurant, means premises for which a licence is in force, under the *Liquor Act 1992*, to sell liquor.

**lot** means a lot included in a community titles scheme under the *Body Corporate and Community Management Act 1997*.

**major Brisbane venue** means the following premises—

- (a) Albion Park Raceway;
- (b) Doomben Racecourse;
- (c) Eagle Farm Racecourse;
- (d) the Royal National Agricultural and Industrial Association of Queensland showground.

**marina, non-residential** means a marina with no buildings other than an ablution block, bridge, fence, jetty, pontoon, pylon or wall.

**mini storage unit** means a lot that, under a lease of the lot, can not be used for a purpose other than storage.

**outbuilding** means a non-habitable building, for example, a carport, garage or shed.



***outdoor storage area*** includes the following—

- (a) an area used as a builder's, or contractor's, yard;
- (b) an area used for storing garden materials;
- (c) a fenced area for parking or storing heavy equipment, materials, motor vehicles or boats, other than for retail sale.

***racecourse*** includes a facility for harness racing, horse racing or greyhound racing.

***resort complex*** means premises that include—

- (a) accommodation, most of which is used for holiday or tourist purposes; and
- (b) recreational or amusement facilities; and
- (c) restaurants; and
- (d) shops or commercial premises; and
- (e) car parking facilities.

***single unit residence*** means prescribed property, that is not a lot, consisting of self-contained accommodation for the exclusive use of persons residing on the property and any other incidental building.

***student***, of a tertiary education institution, does not include a person undertaking study at the institution on an external basis.

***substation*** means a subsidiary station for a service, including, for example, a service for supplying electricity, gas or water, a telecommunications service, or a service for removing sewage.

***tavern*** means premises—

- (a) for which a commercial hotel licence has been issued under the *Liquor Act 1992*; and
- (b) that does not have facilities for providing accommodation.

***tertiary residential quarters*** means residential premises for students of a tertiary education institution, but does not

include a single unit residence used for accommodation by students.

*urban district map* see section 7.

*welfare residence* means premises that—

- (a) are used to provide accommodation, and nursing or personal care, to persons who because of age, disability, disease, illness, incapacity or infirmity have a need for nursing or personal care; and
- (b) are not a hospital or part of a hospital; and
- (c) are not a single unit residence.

*Examples of a welfare residence—*

children's home, hostel for disabled persons, nursing home

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#### ENDNOTES

- 1 Made by the Governor in Council on 25 August 2011.
- 2 Notified in the gazette on 26 August 2011.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Community Safety.

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