



Sustainable Planning Act 2009

Sustainable Planning Regulation 2009

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Queensland

Sustainable Planning Regulation 2009

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Sustainable Planning Regulation 2009

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.

4A Guideline for reviewing LGIP—Act, s 94A

For section 94A(2)(b) of the Act, the guidelines for conducting an LGIP review are contained in the following documents published by the department—

- (a) ‘Statutory guideline 03/14—Local government infrastructure plans’, dated 12 June 2014;
- (b) ‘Statutory guideline 04/14—Making and amending local planning instruments’, dated 9 October 2014.

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

For section 117(1)(b) of the Act, the guideline for making or amending a planning scheme or planning scheme policy is contained in the document called ‘Statutory guideline 04/14—Making and amending local planning instruments’, dated 9 October 2014 and published by the department.

6 Guideline for preparing LGIP or amendment of LGIP—Act, s 117(2)

For section 117(2)(b) of the Act, an LGIP or an amendment of an LGIP must be prepared as required under the document called ‘Statutory guideline 03/14—Local government infrastructure plans’, dated 12 June 2014 and published by the department.

7 Guideline for making temporary local planning instrument—Act, s 117(3)

For section 117(3)(b) of the Act, for making a temporary local planning instrument, a local government must follow the process stated in the document called ‘Statutory guideline 04/14—Making and amending local planning instruments’, dated 9 October 2014 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—

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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
 - (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.

[s 18]

- (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, 397 and 415

For sections 232(1)(b), 397(3) and 415(b) and (c) of the Act, schedule 18 prescribes—

- (a) particular development that requires compliance assessment; and
- (b) the matters or things against which the development must be assessed; and
- (c) the entity to whom the request for compliance assessment must be made; and
- (d) additional actions that must be taken by the compliance assessor; and
- (e) the form of a compliance permit.

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

[s 21]

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

Subdivision 1A Preliminary

21AA Definition for div 3

In this division—

registered non-profit organisation means an incorporated organisation that is—

- (a) currently recorded in the register kept under the *Collections Act 1966*, part 6; or

Editor's note—

The register of charities kept under the *Collections Act 1966* can be inspected on the website of the Office of Fair Trading.

- (b) currently recorded in a register kept under a law of another State substantially corresponding to the register kept under the *Collections Act 1966*, part 6; or
- (c) a registered entity within the meaning of the *Australian Charities and Not-for-profits Commission Act 2012* (Cwlth).

Editor's note—

The Australian Charities and Not-for-profits Register kept under the *Australian Charities and Not-for-profits Commission Act 2012* (Cwlth) can be inspected on the website of the Australian Charities and Not-for-profits Commission.

Subdivision 1 **Assessment manager application fee**

21A Assessment manager application fee applies for relevant aspects of development—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 1, column 2, is the fee stated in schedule 7A, part 1, column 3, opposite the relevant aspect.
- (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 (each an *assessment manager application fee component*) payable under subsection (1) for each relevant aspect of development.
- (3) This section is subject to sections 21B to 21E.

21B Assessment manager application fee components for particular applications for vegetation clearing

- (1) This section applies for a development application if—

[s 21C]

- (a) the application is for more than 1 relevant aspect of development mentioned in schedule 7A, part 1, item 4; and
 - (b) the total of the assessment manager application fee components for the relevant aspects would, but for this section, be more than \$11,686.
- (2) Despite section 21A(2), the total of the assessment manager application fee components for the relevant aspects is \$11,686.

Example—

For a development application for relevant aspects of development mentioned in schedule 7A, part 1, item 4(a)(i)(A), (b)(iv) and (c)(iii), the total of the assessment manager application fee components for the relevant aspects is \$11,686.

- (3) This section is subject to sections 21D and 21E.

21C Assessment manager application fee components for particular applications for waterway barrier works

- (1) This section applies for a development application if—
- (a) the application is for more than 1 relevant aspect of development mentioned in schedule 7A, part 1, item 13; and
 - (b) the total of the assessment manager application fee components for the relevant aspects would, but for this section, be more than \$11,686.
- (2) Despite section 21A(2), the total of the assessment manager application fee components for the relevant aspects is \$11,686.

Example—

For a development application for relevant aspects of development mentioned in schedule 7A, part 1, item 13(a), (b) and (c), the total of the assessment manager application fee components for the relevant aspects is \$11,686.

- (3) This section is subject to sections 21D and 21E.

21D Assessment manager application fee for particular applications for fast-track development

- (1) This section applies for a development application if—
 - (a) the application is for a relevant aspect of development that is fast-track development; and
 - (b) the assessment manager application fee for the relevant aspect would, but for this section, be more than \$730.
- (2) Despite sections 21A to 21C, the assessment manager application fee for the relevant aspect is \$730.
- (3) This section is subject to section 21E.

21E Assessment manager application fee for applications by registered non-profit organisations

- (1) Subsection (2) applies for a development application for a relevant aspect of development if the application is made by a registered non-profit organisation.
- (2) Despite sections 21A to 21D, the assessment manager application fee for the relevant aspect is 50% of the fee that would, but for this section, have applied for the relevant aspect.

Examples—

- 1 For a development application made by a registered non-profit organisation for a relevant aspect of development mentioned in schedule 7A, part 1, item 4(d), the assessment manager application fee for the relevant aspect, which would but for this section be \$11,686, is \$5843.
- 2 For a development application made by a registered non-profit organisation for a relevant aspect of development mentioned in schedule 7A, part 1, item 4(d) that is fast-track development, the assessment manager application fee for the relevant aspect, which would but for this section be \$730, is \$365.

[s 21F]

21F Assessment manager application fee for concurrence agency assessment manager

- (1) This section applies to a development application mentioned in schedule 6, table 6, item 1.
- (2) Despite section 21A, the assessment manager application fee for the application is the concurrence agency application fee that would have applied if the assessment manager was a concurrence agency for the application.

Subdivision 2 Concurrence agency application fee

21G Concurrence agency application fee applies for relevant aspects of development—Act, s 272

- (1) For section 272(1)(c)(i) of the Act, the prescribed fee (the *concurrence 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 the relevant aspect.
- (2) However, if the development application is for 2 or more relevant aspects of development, the concurrence agency application fee for the application is each fee (each a *concurrence agency application fee component*) payable under subsection (1) for each relevant aspect of development.
- (3) This section is subject to sections 21H to 21L.

21H Concurrence agency application fee for particular building work

- (1) This section applies for a development application if a relevant aspect of development the subject of the application is building work to which the Queensland Development Code, part 1.4 applies and the work—
 - (a) is in relation to a sewer, water main or stormwater drain; and
 - (b) either—

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- (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.
- (2) Despite section 21G, 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.

21I Concurrence agency application fee components for particular applications for clearing vegetation

- (1) This section applies for a development application if—
- (a) the application is for more than 1 relevant aspect of development mentioned in schedule 7A, part 2, item 19; and
 - (b) the total of the concurrence agency application fee components for the relevant aspects would, but for this section, be more than \$11,686.
- (2) Despite section 21G(2), the total of the concurrence agency application fee components for the relevant aspects is \$11,686.

Example—

For a development application for relevant aspects of development mentioned in schedule 7A, part 2, item 19(a)(i)(A), (b)(iv) and (c)(iii), the total of the concurrence agency application fee components for the relevant aspects is \$11,686.

- (3) This section is subject to sections 21K and 21L.

21J Concurrence agency application fee components for particular applications for waterway barrier works

- (1) This section applies for a development application if—

[s 21K]

- (a) the application is for more than 1 relevant aspect of development mentioned in schedule 7A, part 2, item 33; and
 - (b) the total of the concurrence agency application fee components for the relevant aspects would, but for this section, be more than \$11,686.
- (2) Despite section 21G(2), the total of the concurrence agency application fee components for the relevant aspects is \$11,686.

Example—

For a development application for relevant aspects of development mentioned in schedule 7A, part 2, item 33(a), (b) and (c), the total of the concurrence agency application fee components for the relevant aspects is \$11,686.

- (3) This section is subject to sections 21K and 21L.

21K Concurrence agency application fee for particular applications for fast-track development

- (1) This section applies for a development application if—
- (a) the application is for a relevant aspect of development that is fast-track development; and
 - (b) the concurrence agency application fee for the relevant aspect would, but for this section, be more than \$730.
- (2) Despite sections 21G, 21I and 21J, the concurrence agency application fee for the relevant aspect is \$730.
- (3) This section is subject to section 21L.

21L Concurrence agency application fee for applications by registered non-profit organisations

- (1) Subsection (3) applies for a development application for a relevant aspect of development if the application is made by a registered non-profit organisation.

- (2) However, subsection (3) does not apply for a development application to the extent the application is for a relevant aspect of development mentioned in section 21H(1).
- (3) Despite sections 21G and 21I to 21K, the concurrence agency application fee for the relevant aspect is 50% of the fee that would, but for this section, have applied for the relevant aspect.

Examples—

- 1 For a development application made by a registered non-profit organisation for a relevant aspect of development mentioned in schedule 7A, part 2, item 19(d), the concurrence agency application fee for the relevant aspect, which would but for this section be \$11,686, is \$5843.
- 2 For a development application made by a registered non-profit organisation for a relevant aspect of development mentioned in schedule 7A, part 2, item 19(d) that is fast-track development, the concurrence agency application fee for the relevant aspect, which would but for this section be \$730, is \$365.

Subdivision 3 Other fees

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

- (1) This section applies to a request to change a development approval (a *permissible change request*), made under section 369(1) of the Act, to the chief executive or the Minister as the responsible entity.
- (2) For section 370(2)(a)(ii) of the Act, the prescribed fee for the permissible change request is—
 - (a) if the development approval was given for a development application mentioned in section 21E(1) or 21L(1)—\$730; or
 - (b) otherwise—\$1460.

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

- (1) This section applies to an extension request notice for a development approval given to the chief executive as the assessment manager for the development application to which the approval relates.
- (2) For section 383(3)(c)(ii) of the Act, the prescribed fee that must accompany the extension request notice is—
 - (a) if the development approval was given for an application mentioned in section 21E(1) or 21L(1)—\$365; or
 - (b) otherwise—\$730.
- (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.

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.

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- (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.

Part 5 Prescribed matters for Act, chapter 8

27 Guideline for parameters for working out cost of infrastructure for offset or refund—Act, s 633(2)

For section 633(2)(b) of the Act, the guideline for parameters for the purpose of working out an offset or refund under the Act, chapter 8, part 2, is contained in the document called ‘Statutory guideline 03/14—Local government infrastructure plans’, dated 12 June 2014 and published by the department.

28 Guideline for parameters for criteria for deciding conversion application—Act, s 633A(2)

For section 633A(2) of the Act, the guideline for parameters for deciding a conversion application is contained in the document called ‘Statutory guideline 03/14—Local government infrastructure plans’, dated 12 June 2014 and published by the department.

Part 6 Prescribed matters for environmental impact statements

31 Definitions for pt 6

In this part—

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

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

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

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

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

Note—

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

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

-
- (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—

[s 36]

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

(2) In this section—

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

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

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

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

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

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

38 Content of EIS assessment report—Act, s 699

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

-
- (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*.

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.

40B Guideline for method for working out cost of infrastructure for offset or refund—Act, s 979(3)

For section 979(3)(b) of the Act, the guideline for the method for working out the cost of infrastructure the subject of an offset or refund is contained in the document called ‘Statutory guideline 03/14—Local government infrastructure plans’, dated 12 June 2014 and published by the department.

40C Guideline for criteria for deciding conversion application—Act, s 979(3A)

For section 979(3A)(b) of the Act, the guideline for the criteria for deciding a conversion application is contained in the document called ‘Statutory guideline 03/14—Local government infrastructure plans’, dated 12 June 2014 and published by the department.

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).

[s 41A]

- (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 provisions

Division 1 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 2 Transitional provision for Building and Other Legislation Amendment Regulation (No. 3) 2013

44 Development applications involving child care centres

Schedule 7, table 1, item 10, as in force immediately before the commencement of this section, continues to apply to development applications mentioned in that item that were made before the commencement.

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).

Division 4 **Transitional provision for Sustainable Planning Amendment Regulation (No. 2) 2015**

46 **Particular clearing of vegetation not assessable development**

- (1) This section applies if—
 - (a) a development approval is given, before or after the commencement, for a prescribed development application; and
 - (b) after the commencement, operational work that is the clearing of native vegetation is carried out for the development approved by the development approval; and
 - (c) the operational work is clearing—

- (i) mentioned in schedule 24, part 1, section 1(12) or (16) as in force immediately before the commencement; or
 - (ii) for an activity mentioned in schedule 24, part 1, section 1(11) as in force immediately before the commencement.
- (2) Schedule 3, part 1, table 4, item 1 does not apply to the operational work.
- (3) In this section—

prescribed development application means a development application—

- (a) that was made before the commencement but not decided before 2 August 2013; and
- (b) for development for community infrastructure mentioned in schedule 2.

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 QEC approved service under the *Education and Care Services Act 2013* is operated, 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		

Table 2—Material change of use of premises		
Column 1	Column 2	Column 3
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> <p>(a) an environmental authority to carry out a concurrence ERA has been approved for the premises; and</p> <p>(b) the relevant ERA and concurrence ERA mentioned in paragraph (a) are to be carried out under the environmental authority; and</p> <p>(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>	<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>
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		

Table 2—Material change of use of premises		
Column 1	Column 2	Column 3
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
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

Table 3—Reconfiguring a lot		
Column 1	Column 2	Column 3
Under the <i>Land Title Act 1994</i>		

Table 3—Reconfiguring a lot		
Column 1	Column 2	Column 3
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> <p>(a) is a building format plan of subdivision that does not subdivide land on or below the surface of the land; or</p> <p>(b) is for the amalgamation of 2 or more lots; or</p> <p>(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</p> <p>(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</p> <p>(e) is in relation to the acquisition, including by agreement, under the Acquisition Act or otherwise, of land by—</p> <p>(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</p> <p>(ii) an authorised electricity entity; or</p> <p>(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> <p>(g) is for reconfiguring a lot comprising strategic port land; 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

Table 3—Reconfiguring a lot		
Column 1	Column 2	Column 3
	<ul style="list-style-type: none"> (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; or (l) is for implementing the <i>Aboriginal and Torres Strait Islander Land Holding Act 2013</i> 	

Table 4—Operational work		
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
Associated with reconfiguration		

Table 4—Operational work		
Column 1	Column 2	Column 3
2	Operational work for reconfiguring a lot, other than a lot in a priority development area, if the reconfiguration is also assessable development	Code assessment
For taking or interfering with water		
3	<p>Operational work (other than PDA-related development or work carried out 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>(i) the taking or interfering is permitted under the <i>Water Act 2000</i>, chapter 2, part 2, division 1A; or</p> <p>(ii) the work is self-assessable development under part 2; or</p> <p>(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>(iv) the work involves the installation of a pump to take water under a water entitlement if the water entitlement—</p> <p>(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>(B) states the rate at which water may be taken; or</p> <p>(v) the interfering is authorised under a water licence and the work complies with the conditions of the licence; or</p>	Code assessment, if the chief executive is the assessment manager

Table 4—Operational work		
Column 1	Column 2	Column 3
	(b) taking, or interfering with, artesian water as defined under the <i>Water Act 2000</i> , schedule 4, other than through a monitoring bore; or (c) taking or interfering with subartesian water— (i) 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> ; or (ii) other than through an exempt bore; or (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>	
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
For tidal works, or work within a coastal management district		

Table 4—Operational work		
Column 1	Column 2	Column 3
5	Operational work (other than excluded work, work that is self-assessable development under part 2, table 4, item 8, PDA-related development or work carried out on premises to which structure plan arrangements apply) that is— (a) tidal works; or (b) any of the following carried out completely or partly within a coastal management district— (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	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
For removal, destruction or damage of marine plants		

Table 4—Operational work		
Column 1	Column 2	Column 3
8	Operational work that is the removal, destruction or damage of a marine plant, other than operational work that is— (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) PDA-related development; or (e) carried out on premises to which structure plan arrangements apply	Code assessment, if the chief executive is the assessment manager
For a wetland protection area		
10	Operational work that is high impact earthworks in a wetland protection area, other than operational work— (a) for a domestic housing activity; or (b) that is the natural and ordinary consequence of development involving— (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
For construction of new levees or modification of existing levees		
11	Operational work that is— (a) construction of a new category 2 levee; or (b) modification of an existing levee if, after the modification, the levee will fulfil the requirements for a category 2 levee	Code assessment

Table 4—Operational work		
Column 1	Column 2	Column 3
12	Operational work that is— (a) construction of a new category 3 levee; or (b) modification of an existing levee if, after the modification, the levee will fulfil the requirements for a category 3 levee	Impact assessment

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

Table 5—Various aspects of development		
Column 1	Column 2	Column 3
3	<p>(1) All aspects of development on a local heritage place, other than—</p> <p>(a) development that is self-assessable development under part 2, table 1, item 1; or</p> <p>(b) development to which chapter 9, part 5 of the Act applies; or</p> <p>(c) development carried out by the State on designated land; or</p> <p>(d) development mentioned in schedule 4; or</p> <p>(e) if the place is not a Queensland heritage place—development for which an exemption certificate under the <i>Queensland Heritage Act 1992</i> has been issued by a local government</p> <p>(2) In this item— local heritage place includes a place that is identified as a place of cultural heritage significance in a local government’s planning scheme.</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
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
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 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
Development in a priority port’s master planned area		

Table 5—Various aspects of development		
Column 1	Column 2	Column 3
8	All aspects of development in a priority port's master planned area, other than development in a priority development area or State development area, if the port overlay for the master planned area states the development is assessable development	If the port overlay requires impact assessment —impact assessment Otherwise—code 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
For declared fish habitat area	

Table 1—Building work	
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> <ul style="list-style-type: none"> (a) is of indigenous freshwater fish species for aquarium display or human consumption only and is carried out— <ul style="list-style-type: none"> (i) in a river basin or catchment to which the species is native; and (ii) in ponds, or using above-ground tanks, that have a total water surface area of no more than 10ha; or (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— <ul style="list-style-type: none"> (i) that have a total floor area, excluding water storage area, of no more than 100m²; and (ii) that are impervious to predators and rainwater; or (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 100m²

Table 3—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 PDA-related development or work carried out on premises to which structure plan arrangements apply) that involves—</p> <p>(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, unless—</p> <p>(i) the taking or interfering is permitted under the <i>Water Act 2000</i>, chapter 2, part 2, division 1A; or</p> <p>(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</p> <p>(iii) the work involves the installation of a pump to take water under a water entitlement if the water entitlement—</p> <p>(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>(B) states the rate at which water may be taken; or</p> <p>(iv) 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 subartesian water—</p> <p>(i) if the operations are mentioned as self-assessable development in a water resource plan; or</p> <p>(ii) other than through an exempt bore; or</p> <p>(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></p>
For waterway barrier works	

Table 4—Operational work	
2	<p>For assessing operational work against the Fisheries Act, operational work for constructing or raising waterway barrier works (other than work carried out 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
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
For the removal, destruction or damage of marine plants	

Table 4—Operational work	
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> <p>(a) is of dead marine wood on unallocated State land for trade or commerce; or</p> <p>(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—</p> <p>(i) boat ramps, boardwalks, drains, fences, jetties, roads, safety signs, swimming enclosures and weirs;</p> <p>(ii) drainage structures;</p> <p>(iii) powerlines or associated powerline infrastructure; or</p> <p>(c) is reasonably necessary for educational or research purposes or for monitoring the impact of development on marine plants; or</p>
	<p>(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—</p> <p>(i) the extent of the removal, destruction or damage is minor; and</p> <p>(ii) the structures were constructed in compliance with all the requirements, under any Act, relating to a structure of that type; or</p> <p>(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</p>
For local government roads	
5	For assessing road works on a local government road, other than a local government road in or for 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
For tidal works, or works within a coastal management district	

Table 4—Operational work	
8	Operational work mentioned in part 1, table 4, item 5(a) or (b)(i) if— <ul style="list-style-type: none"> (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
For construction of new levees or modification of existing levees	
9	Operational work that is— <ul style="list-style-type: none"> (a) construction of a new category 1 levee; or (b) modification of an existing levee if, after the modification, the levee will fulfil the requirements for a category 1 levee

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
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

Table 2—Material change of use of premises	
	<p>(e) either—</p> <p>(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</p> <p>(ii) only an overlay about bush fire hazards applies to the premises and the premises are less than 2000m²; and</p> <p>(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</p>

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>
	Under the <i>Land Title Act 1994</i>

Table 3—Reconfiguring a lot	
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; or (j) is for implementing the <i>Aboriginal and Torres Strait Islander Land Holding Act 2013</i>

Table 4—Operational work	
By or on behalf of a public sector entity	
1	<p>Operational work or plumbing or drainage work (including maintenance and repair work) if the work—</p> <ul style="list-style-type: none"> (a) is carried out by or on behalf of a public sector entity authorised under a State law to carry out the work; and (b) is not development mentioned in table 5, items 7 to 10D.
For ancillary works and encroachments	

Table 4—Operational work	
2	Operational work that is ancillary works and encroachments that are— (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
For agriculture	

Schedule 4

Table 4—Operational work	
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 Emergency Services 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	

Table 5—All aspects of development	
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
Community infrastructure activities	

Table 5—All aspects of development	
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—</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	All aspects of development for the light rail project known as the Gold Coast Light Rail project to provide light rail transport infrastructure along the route shown on the map depicted in the <i>Transport Operations (Passenger Transport) Regulation 2005</i> , schedule 7A
10B	All aspects of development for the rail project known as Moreton Bay Rail Link described in the document called 'Moreton Bay Rail Link, Figure 01, Rev A' <i>Editor's note—</i> 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.
10C	All aspects of development for the underground busway and railway infrastructure project known as BaT to provide busway and rail transport infrastructure along the route shown on the map called 'Draft Reference Design for Consultation Purposes' dated March 2014 <i>Editor's note—</i> The map is available for inspection at the offices of the Department of Transport and Main Roads during business hours and on the department's website.
10D	All aspects of development for the road infrastructure project known as the Toowoomba Second Range Crossing project to provide road infrastructure along the route shown on the map called 'Toowoomba Second Range Crossing, Business case reference design' dated April 2014

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’;
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Table 5—All aspects of development

	<p>(g) for a facility that includes a classroom, library, multipurpose hall or trade training centre, the facility is completely within an existing school campus;</p> <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> <p style="padding-left: 20px;">(i) between 7a.m. and 7p.m.; and</p> <p style="padding-left: 20px;">(ii) at the boundary of the campus nearest to the facility;</p> <p><i>Examples of appropriate measures—</i></p> <p style="padding-left: 20px;">construction materials designed to reduce noise, building orientation, noise barriers</p> <p style="padding-left: 20px;">(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 style="padding-left: 20px;">(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> <p style="padding-left: 20px;">(a) is in a coastal management district; or</p> <p style="padding-left: 20px;">(b) is in an area for which a UXO area management advice has been given; or</p> <p style="padding-left: 20px;">(c) for development at a non-State school—</p> <p style="padding-left: 40px;">(i) is in an area to which the SEQ koala State planning regulatory provisions apply; or</p> <p style="padding-left: 40px;">(ii) involves the clearing of native vegetation—</p> <p style="padding-left: 60px;">(A) in a category A area or category B area shown on a PMAV; or</p> <p style="padding-left: 60px;">(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>
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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.</p>

Table 5—All aspects of development

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> <ul style="list-style-type: none"> (a) 50% or more of the gross floor area of all buildings of the development is 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) 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’;
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Table 5—All aspects of development

	<p>(g) the facility is completely within an existing school campus;</p> <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> <p>(a) is in a coastal management district; or</p> <p>(b) is in an area for which a UXO area management advice has been given; or</p> <p>(c) for development at a non-State school—</p> <p>(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 <i>SPRP</i>; or</p> <p>(ii) involves the clearing of native vegetation—</p> <p>(A) in a category A area or category B area shown on a PMAV; or</p> <p>(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> <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 matters apply to the development—</p> <p>(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;</p> <p>(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;</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>
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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
Connections under SEQ Water Act	
16	All aspects of development for a connection under the SEQ Water Act, chapter 4C or any work for the purpose of the connection
Boot camp centres	

Table 5—All aspects of development	
17	<p>All aspects of development for a boot camp centre, if all of the following apply in relation to the development—</p> <ul style="list-style-type: none"> (a) at least 10 business days before the development is started, the boot camp centre provider gives the local government for the area in which the boot camp centre is located written notice of the proposed development; (b) for a facility that involves the installation of external floodlights, the installation 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’; (c) the development does not involve the construction or extension of any vehicular access to the premises, other than a vehicular access for the following— <ul style="list-style-type: none"> (i) persons with a disability; (ii) emergency service and other service vehicles; (iii) vehicles used for transporting children who are participating in a boot camp program or persons involved in the operation of a boot camp centre; (d) the development does not reduce the number of dedicated vehicle parking spaces on the land on which the facility is located; (e) for development on land that shares a boundary with residential land— <ul style="list-style-type: none"> (i) any single storey building is located at least 3m from the boundary; and (ii) any multistorey building or covered outdoor area is located at least 10m from the boundary; (f) all new 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

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	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	
2 Building work requiring code assessment under schedule 3, part 1, table 1, item 2	If the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions

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	(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—the provisions of the <i>Environmental Protection Regulation 2008</i> , chapter 3, part 1, division 3A.
Certain brothels	
2 Development requiring code assessment under schedule 3, table 2, item 2	The IDAS code mentioned in the <i>Prostitution Regulation 2014</i> , schedule 3
3 Development requiring impact assessment under schedule 3, table 2, item 2	The following— (a) the IDAS code mentioned in the <i>Prostitution Regulation 2014</i> , schedule 3; (b) the relevant provision of any local planning instrument
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	

Table 2—Material change of use	
Column 1 Development	Column 2 Codes, laws, policies and prescribed matters that may apply for assessment
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
Certain aquaculture	
8 Development requiring code assessment under schedule 3, part 1, table 2, item 10	If the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions

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 code or impact assessment under schedule 3, part 1, 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	

Table 4—Operational works	
Column 1 Development	Column 2 Codes, laws, policies and prescribed matters that may apply for assessment
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
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)	(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—the relevant provisions of the <i>Water Act 2000</i>
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— (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	The relevant provisions of the following— (a) the IDAS code in the <i>Coastal Protection and Management Regulation 2003</i> , schedule 4A; (b) any applicable 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
Tidal works, or work in a coastal management district	
7 Tidal works or work in a coastal management district— (a) requiring code assessment under schedule 3, part 1, table 4, item 5; and (b) for which the chief executive is the assessment manager	If the chief executive is the assessment manager or a referral agency—the relevant provisions of the State development assessment provisions
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—the relevant provisions of the Fisheries Act
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—the relevant provisions of the Fisheries Act
Removal, destruction or damage of marine plants	

Table 4—Operational works	
Column 1 Development	Column 2 Codes, laws, policies and prescribed matters that may apply for assessment
10 Development requiring code assessment under schedule 3, part 1, table 4, item 8	(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—the relevant provisions of the Fisheries Act
Construction of new levees or modification of existing levees	
12 Construction of a new category 2 levee	the IDAS code in the <i>Water Regulation 2002</i> , schedule 15B
13 Modification of an existing levee if, after the modification, the levee will fulfil the requirements for a category 2 levee	the IDAS code in the <i>Water Regulation 2002</i> , schedule 15B
14 Construction of a new category 3 levee	(a) the IDAS code in the <i>Water Regulation 2002</i> , schedule 15B; and (b) if the chief executive is a referral agency—the relevant provisions of the State development assessment provisions
15 Modification of an existing levee if, after the modification, the levee will fulfil the requirements for a category 3 levee	(a) the IDAS code in the <i>Water Regulation 2002</i> , schedule 15B; and (b) if the chief executive is a referral agency—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
Strategic port land	

Table 5—Various aspects of development	
Column 1 Development	Column 2 Codes, laws, policies and prescribed matters that may apply for assessment
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—the relevant provisions of the <i>Water Act 2000</i>
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
Local heritage place	

Table 5—Various aspects of development	
Column 1 Development	Column 2 Codes, laws, policies and prescribed matters that may apply for assessment
5 Development requiring code assessment under schedule 3, part 1, table 5, item 3	The following— (a) the IDAS code in the <i>Queensland Heritage Regulation 2015</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
Master planned area for a priority port	
6 Development in a priority port's master planned area if the port overlay for the master planned area states the development is assessable development	The current port overlay for the priority port's master planned area

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	

Table 1—Building work	
Column 1 Development	Column 2 Codes, laws, policies and prescribed matters that may apply for assessment
1 Building work made self-assessable under schedule 3, part 2, table 1, item 1	The relevant provisions of the following, as they apply under the Building Act, chapter 4, part 1, division 1— (a) the Building Act, chapters 3 and 4; (b) any local law or local planning instrument that the division allows to apply to the assessment; (c) the Queensland Development Code; (d) the BCA
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	The IDAS codes mentioned in the <i>Fisheries Regulation 2008</i> , section 702

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	The IDAS code mentioned in the <i>Fisheries Regulation 2008</i> , section 703

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	Taking or interfering with water under the <i>Water Act 2000</i> made self-assessable under schedule 3, part 2, table 4, item 1
The codes mentioned in the <i>Water Regulation 2002</i> , section 62	
Waterway barrier works	
2	Constructing or raising waterway barrier works made self-assessable under schedule 3, part 2, table 4, item 2
The IDAS codes mentioned in the <i>Fisheries Regulation 2008</i> , section 704	
Works in a declared fish habitat area	
3	Completely or partly within a declared fish habitat area made self-assessable under schedule 3, part 2, table 4, item 3
The IDAS codes mentioned in the <i>Fisheries Regulation 2008</i> , section 705	
Removal, destruction or damage of marine plants	
4	The removal, destruction or damage of a marine plant made self-assessable under schedule 3, part 2, table 4, item 4
The IDAS codes mentioned in the <i>Fisheries Regulation 2008</i> , section 706	
Local government roads	
5	Works on local government roads made self-assessable under schedule 3, part 2, table 4, item 5
The code mentioned in the <i>Transport Planning and Coordination Regulation 2005</i> , section 3	
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	

Table 4—Operational work	
Column 1 Development	Column 2 Codes, laws, policies and prescribed matters that may apply for assessment
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
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
Construction of new levees or modification of existing levees	
9 Construction of a new category 1 levee	the code mentioned in the <i>Water Regulation 2002</i> , section 62(e)
10 Modification of an existing levee if, after the modification, the levee will fulfil the requirements for a category 1 levee	the code mentioned in the <i>Water Regulation 2002</i> , section 62(e)

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
Tidal works or work within a coastal management district	

Table 3	
Column 1 Application type	Column 2 Assessment manager
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
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
Fisheries development other than aquaculture	

Table 3	
Column 1 Application type	Column 2 Assessment manager
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
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
Construction of new levees or modification of existing levees	
14 If tables 1 and 2 do not apply and the application is for operational work that is— (a) construction of a new category 2 levee or a new category 3 levee; or (b) modification of an existing levee if, after the modification, the levee will fulfil the requirements for a category 2 levee or a category 3 levee	The local government for the local government area where the new levee is proposed to be constructed or the existing levee is located

Table 4	
Column 1 Application type	Column 2 Assessment manager
Applications involving multiple jurisdictions	

Table 4	
Column 1 Application type	Column 2 Assessment manager
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	
1 An application— (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	The entity that would have been the concurrence agency for the application

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		
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— <ul style="list-style-type: none"> (a) requires special fire services mentioned in schedule 8, part 1; or (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 (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 	Queensland Fire and Emergency Service—as an advice agency	For the special fire services mentioned in schedule 8, part 1—the matters mentioned in schedule 8, part 2 For item 1(b) and (c)—the Building Act, chapters 3 and 4
Fire safety system—budget accommodation buildings		

Table 1—For building work assessable against the Building Act		
Column 1 Application involving	Column 2 Referral agency and type	Column 3 Referral jurisdiction
2 A fire safety system for a budget accommodation building as defined in the Building Act, section 216, if the work involves a solution— (a) assessed against— (i) the performance criteria stated in the Queensland Development Code, part 2.1; or (ii) the performance requirements of the BCA, volumes 1 and 2, for the fire safety system; and (b) that includes fire safety management procedures as a condition of the use and occupation of the building	Queensland Fire and Emergency Service—as an advice agency	The fire safety management procedures under the <i>Fire and Emergency Services Act 1990</i>
Water-based fire safety installations		
2A A water-based fire safety installation for a building or structure, if the building work includes— (a) the installation of the water-based fire safety installation; and (b) an alternative solution assessed against the performance criteria 3, 4 and 5 of the Queensland Development Code, part 6.1	Queensland Fire and Emergency Service—as a concurrence agency	Compliance with the performance criteria 3, 4 and 5 of the Queensland Development Code, part 6.1.
Fire safety system—farm buildings		
2AA Building work to which the Queensland Development Code, part 3.7, performance criteria P1 applies, if the building work includes an alternative solution assessed against performance criteria P1	Queensland Fire and Emergency Service—as an advice agency	Compliance with the Queensland Development Code, part 3.7, performance criteria P1

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>2AB Building work to which the Queensland Development Code, part 3.7, performance criteria P3 applies, if the building work—</p> <p>(a) does not comply with the Queensland Development Code, part 3.7, acceptable solution A3(1)(a)(ii), (2) or (3); and</p> <p>(b) includes an alternative solution assessed against the Queensland Development Code, part 3.7, performance criteria P3</p>	<p>Queensland Fire and Emergency Service—as an advice agency</p>	<p>Compliance with the Queensland Development Code, part 3.7, performance criteria P3</p>
Residential care buildings		
<p>3 A residential care building under the Queensland Development Code, part 2.2</p>	<p>Queensland Fire and Emergency Service—as an advice agency</p>	<p>For item A2 of the acceptable solutions stated in the Queensland Development Code, part 2.2—compliance with the Queensland Development Code, part 2.2, schedule 2</p> <p>For item P2 of the performance criteria stated in the Queensland Development Code, part 2.2—the fire and evacuation plan for the building under the <i>Fire and Emergency Services Act 1990</i></p>
Workplace involving spray painting		

Table 1—For building work assessable against the Building Act		
Column 1 Application involving	Column 2 Referral agency and type	Column 3 Referral jurisdiction
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
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 2.3m ²		

Table 1—For building work assessable against the Building Act		
Column 1 Application involving	Column 2 Referral agency and type	Column 3 Referral jurisdiction
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
State-controlled road		
8 Building work if— (a) any part of the land is— (i) within 25m of a State-controlled road; or (ii) future State-controlled road; and (b) the building work is not associated with— (i) a material change of use mentioned in table 3, item 1; or (ii) reconfiguring a lot mentioned in table 2, item 2; or (iii) government supported transport infrastructure; and (c) the building work is for a non-residential purpose; and (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 625cm ² , to a State-controlled road or future State-controlled road	The chief executive—as a concurrence agency	The purpose of the Act
Pastoral workers' accommodation		

Table 1—For building work assessable against the Building Act		
Column 1 Application involving	Column 2 Referral agency and type	Column 3 Referral jurisdiction
9 Pastoral worker's accommodation if— (a) the Queensland Development Code, part 5.6, applies to the work; and (b) the work is required to comply with the performance criteria for accommodation stated in the part (other than by an acceptable solution)	The chief executive administering the <i>Pastoral Workers' Accommodation Act 1980</i> —as a concurrence agency	The performance criteria stated in the Queensland Development Code, part 5.6
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 2015</i> , schedule 2; (b) the relevant provision of any planning scheme
Public passenger transport		

Table 1—For building work assessable against the Building Act		
Column 1 Application involving	Column 2 Referral agency and type	Column 3 Referral jurisdiction
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 (b) a material change of use mentioned in table 3, item 14; 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
Amenity and aesthetic impact of particular building work		

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>17 Building work for a building or structure if it is—</p> <p>(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</p> <p>(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—</p> <p>(i) have an extremely adverse effect on the amenity, or likely amenity, of the locality; or</p> <p>(ii) be in extreme conflict with the character of the locality</p>	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		
<p>19 If—</p> <p>(a) the Queensland Development Code, part 1.1, 1.2 or 1.3 applies for building work; and</p> <p>(b) under the part, the proposed building or structure does not include an acceptable solution for a relevant performance criteria under the part</p>	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
Higher risk personal appearance services		

Table 1—For building work assessable against the Building Act		
Column 1 Application involving	Column 2 Referral agency and type	Column 3 Referral jurisdiction
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
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		

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>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—</p> <p>(a) is for a residential purpose in a residential zone; and</p> <p>(b) would have required a development permit if schedule 4, table 2, item 2 did not apply for the use</p>	<p>The local government— as a concurrence agency</p>	<p>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</p>
Temporary accommodation buildings		
<p>27 Building work for a temporary accommodation building as defined under the <i>Building Regulation 2006</i>, section 54A if—</p> <p>(a) the Queensland Development Code, part 3.3 applies to the work; and</p> <p>(b) the requirements of acceptable solution A1 stated in the part are not complied with</p>	<p>The local government— as a concurrence agency</p>	<p>Performance criteria 1 of the Queensland Development Code, part 3.3</p>
Building work for Queensland Development Code, part 1.4		

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>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 P12 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 P12 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> <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 maximum flow velocity of water for the part of the flood hazard area within which the lot is located; and (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>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> <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 flow velocity of water that has been recorded for a flood for— <ul style="list-style-type: none"> (i) all or part of the flood hazard area within which the lot is located; or (ii) the part of the lot on which the building work is to be carried out; (c) any other matter the local government considers relevant

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	(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 (b) for all other environmentally relevant activities mentioned in column 1, the chief executive—as a concurrence agency	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 For an environmentally relevant activity mentioned opposite in column 2, paragraph (b), the purpose of the Act
State-controlled road		

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>2 Reconfiguring a lot 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; or</p> <p>(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>(i) the total number of lots is increased;</p> <p>(ii) the total number of lots abutting the State-controlled road is increased;</p> <p>(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) involves extracting, excavating or filling more than 50m³; 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>
Clearing vegetation		

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>4 Reconfiguring a lot if—</p> <ul style="list-style-type: none"> (a) a lot to which the application relates is 5ha or larger; and (b) the size of any lot created is 25ha, or smaller; and (c) either— <ul style="list-style-type: none"> (i) the reconfiguration 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
<p>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</p>	The chief executive—as a concurrence agency	The purpose of the Act
Strategic port land		
<p>6 A material change of use on strategic port land made assessable under schedule 3, part 1, table 2, item 3</p>	The Minister under the Transport Infrastructure Act—as a concurrence agency	The purposes of the Transport Infrastructure Act
Major hazard facilities		

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
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
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	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
Tidal works, or development in a coastal management district		

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>13 Operational work made assessable under schedule 3, part 1, table 4, item 5, other than—</p> <p>(a) prescribed tidal work in a canal; or</p> <p>(b) work that is for the installation, maintenance or repair of overhead cables or lines that extend over tidal water; or</p> <p>(c) work that is for the construction, installation, maintenance or repair of pipelines, cables or lines under tidal water</p>	<p>The chief executive—as a concurrence agency</p>	<p>The purpose of the Act</p>
<p>14 Reconfiguring a lot made assessable under schedule 3, part 1, table 3, item 1 if—</p> <p>(a) the land is situated completely or partly within a coastal management district; or</p> <p>(b) the reconfiguration is in connection with the construction of a canal</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>15 Operational work in tidal waters, other than work for government supported transport infrastructure, made assessable under schedule 3, part 1, table 4, item 5, that is—</p> <p>(a) tidal works, other than the following tidal works in Gold Coast waters—</p> <p>(i) a boat ramp, jetty or private single vessel pontoon; or</p> <p>(ii) a drainage outlet; or</p> <p>(iii) a stormwater outlet; or</p> <p>(b) disposing of dredge spoil or other solid waste material in tidal water; or</p> <p>(c) reclaiming land under tidal water; or</p> <p>(d) constructing a canal, if the canal is associated with reconfiguring a lot</p>	<p>The chief executive—as a concurrence agency</p>	<p>The purpose of the Act</p>
<p>15B Operational work made assessable under schedule 3, part 1, table 4, item 5, carried out in Gold Coast waters that is—</p> <p>(a) tidal works; or</p> <p>(b) disposing of dredge spoil or other solid waste material in tidal water; or</p> <p>(c) reclaiming land under tidal water; or</p> <p>(d) constructing a canal, if the canal is associated with reconfiguring a lot</p>	<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>

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>16 Development on land below high-water mark and within the limits of a port under the Transport Infrastructure Act if the development is—</p> <p>(a) within 200m of a shipping channel or an entry and exit shipping corridor for the port; or</p> <p>(b) within 100m of a swing basin, a commercial shipping wharf, a mooring, anchorage or spoil grounds; or</p> <p>(c) within 1000m of a planned port facility identified in a land use plan</p>	The chief executive of the port authority for the land—as a concurrence agency	Port authority functions under the Transport Infrastructure Act, chapter 8, part 3
<p>17 Development on land below high-water mark and within the limits of a port under the Transport Infrastructure Act, other than development in an area mentioned in item 16</p>	The chief executive of the port authority for the land—as an advice agency	Port authority functions under the Transport Infrastructure Act, chapter 8, part 3
<p>18 Operational work made assessable under schedule 3, part 1, table 4, item 5, that—</p> <p>(a) is tidal works; and</p> <p>(b) involves a marina, as defined under the <i>Transport Operations (Marine Pollution) Act 1995</i>, with more than 6 vessel berths</p>	Queensland Fire and Emergency Service—as an advice agency	The fire safety management procedures under the <i>Fire and Emergency Services Act</i>
Queensland heritage place		
<p>19 Development on a Queensland heritage place made assessable under schedule 3, part 1, table 5, item 2</p>	The chief executive—as a concurrence agency	The purpose of the Act
Electricity infrastructure		

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
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>
Land contaminated because of unexploded ordnance		
22 Reconfiguring a lot if all or part of the premises are in an area for which a UXO area management advice has been given	The chief executive—as a concurrence agency	The purpose of the Act
Works or other development in 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
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		

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
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
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

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
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
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		

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
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
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
Construction of new levees or modification of existing levees		
48 Operational work that is— (a) construction of a new category 3 levee; or (b) modification of an existing levee if, after the modification, the levee will fulfil the requirements for a category 3 levee	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 road		
1 Making a material change of use of premises, other than an excluded material change of use, 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) involves extracting, excavating or filling more than 50m³; 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>
Development impacting on State transport infrastructure		

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>2 An aspect of development identified in schedule 9 that—</p> <ul style="list-style-type: none"> (a) is for a purpose mentioned in schedule 9, column 1; and (b) meets or exceeds the threshold— <ul style="list-style-type: none"> (i) for development in LGA population 1— mentioned in schedule 9, column 2 for the purpose; or (ii) for development in LGA population 2— mentioned in schedule 9, column 3 for the purpose. <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>	The chief executive—as a concurrence agency	The purpose of the Act
Coastal management districts		
<p>5 Material change of use, if carrying out the change of use will involve—</p> <ul style="list-style-type: none"> (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— <ul style="list-style-type: none"> (i) the construction of new premises with a GFA of at least 1000m²; or (ii) the enlargement of the GFA of existing premises by more than 1000m² 	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
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
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>

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>9 Operational work that is filling or excavation, not associated with reconfiguring a lot, if—</p> <p>(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</p> <p>(b) the work is located completely or partly within 10m of a substation site</p>	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>
Clearing vegetation		

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>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>
Land contaminated because of unexploded ordnance		

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
11 Material change of use of premises if all or part of the premises are in an area for which a UXO area management advice has been given	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		

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>14 Development—</p> <p>(a) that is either—</p> <p>(i) a material change of use of premises, other than an excluded material change of use; or</p> <p>(ii) operational work (other than work associated with a material change of use of premises, reconfiguring a lot as mentioned in table 2, item 33 or government supported transport infrastructure) that—</p> <p>(A) is associated with access to a public passenger transport corridor or a future public passenger corridor; or</p> <p>(B) involves extracting, excavating or filling more than 50m³; and</p> <p>(b) if any part of the land is—</p> <p>(i) within 25m of a public passenger transport corridor; or</p> <p>(ii) future public passenger transport corridor</p>	<p>The chief executive—as a concurrence agency</p>	<p>The purpose of the Act</p>
Railways		

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
15A A material change of use of premises, other than an excluded material change of use, 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
State-controlled transport tunnels		
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— (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	The chief executive—as a concurrence agency	The purpose of the Act
Oil and gas infrastructure		

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>16 A material change of use not associated with reconfiguring a lot if—</p> <p>(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</p> <p>(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>	<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>
<p>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</p>	<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>
Land in or near a wetland		

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>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—</p> <p>(a) any part of the land is situated in a wetland protection area; and</p> <p>(b) the material change of use involves operational work that is high impact earthworks in a wetland protection area</p>	The chief executive—as a concurrence agency	The purpose of the Act
Removal, destruction or damage of marine plants		
<p>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</p>	The chief executive—as a concurrence agency	The purpose of the Act

Schedule 7A Particular assessment manager and concurrence agency application fees

sections 21A(1) and 21G(1)

Part 1 Assessment manager application fees

Note—

See also sections 21B to 21F.

1	2	3
	Development to which application relates	Application fee \$
Brisbane core port land		
1	Development mentioned in the Transport Infrastructure Act, section 283ZP(1)—	
	(a) if the development is consistent with the Brisbane port LUP and requires code assessment	8520.00
	(b) if the development is inconsistent with the Brisbane port LUP and requires—	
	(i) code assessment	13,389.00
	(ii) impact assessment	24,343.00
Airport land		
2	Development mentioned in schedule 6, table 2, item 2	1460.00
Environmentally relevant activities		
3	Development mentioned in schedule 6, table 3, item 1(a)—	
	(a) if the environmentally relevant activity involves intensive animal feedlotting, pig keeping or poultry farming	2922.00

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1	2	3
	Development to which application relates	Application fee \$
	(b) otherwise— (i) if the aggregate environmental score for the environmentally relevant activity is 25 or less (ii) if the aggregate environmental score for the environmentally relevant activity is more than 25, but no more than 74 (iii) if the aggregate environmental score for the environmentally relevant activity is more than 74	1460.00 2922.00 11,686.00
Vegetation clearing		
4	Operational work mentioned in schedule 6, table 3, item 2(a)— (a) for high value agriculture clearing or irrigated high value agriculture clearing— (i) if the total area to be cleared is 30ha or less— (A) for an area that includes an endangered regional ecosystem or of concern regional ecosystem (B) otherwise (ii) if the total area to be cleared is more than 30ha (b) for necessary environmental clearing— (i) if the clearing is necessary to restore the ecological and environmental condition of land (ii) if the clearing is necessary to divert existing natural channels in a way that replicates the existing form of the natural channels (iii) if the clearing is necessary to prepare for the likelihood of a natural disaster (iv) if the clearing is necessary to remove contaminants from land	5843.00 2922.00 11,686.00 nil 5843.00 nil nil

1	2	3
	Development to which application relates	Application fee \$
	(c) for a purpose other than reconfiguring a lot, a material change of use of premises, high value agriculture clearing, irrigated high value agriculture clearing or necessary environmental clearing, if the clearing is— <ul style="list-style-type: none"> (i) of an area less than 5ha and is for establishing a necessary fence, firebreak, road or vehicular track, or necessary built infrastructure (ii) for fodder harvesting (iii) for thinning (iv) the clearing of encroachment (v) necessary for controlling non-native vegetation or declared pests (vi) necessary for ensuring public safety (d) otherwise	2922.00 2922.00 2922.00 2922.00 nil nil 11,686.00
Taking or interfering with water		
5	Operational work mentioned in schedule 6, table 3, item 3(a)— <ul style="list-style-type: none"> (a) if the work involves the taking of water (b) if the work involves interfering with water 	146.00 5843.00
6	Operational work mentioned in schedule 6, table 3, item 3A(a)— <ul style="list-style-type: none"> (a) if all of the following apply— <ul style="list-style-type: none"> (i) the dam is, or is intended to be, more than 20 metres high; (ii) the dam is, or is intended to be, capable of impounding more than 5000 megalitres; (iii) an accepted failure impact assessment for the dam states that the population at risk for the dam is more than 20 persons, but no more than 100 persons 	5843.00

Schedule 7A

1	2	3
	Development to which application relates	Application fee \$
	(b) if an accepted failure impact assessment for the dam states that the population at risk for the dam is more than 100 persons	11,686.00
	(c) otherwise	2922.00
Major hazard facilities		
7	Material change of use of premises mentioned in schedule 6, table 3, item 4(a)	11,686.00
Quarrying in a watercourse or lake		
8	Development mentioned in schedule 6, table 3, item 5(a)	2922.00
Tidal works or work within a coastal management district		
9	<p>Operational work mentioned in schedule 6, table 3, item 6(a)(i) or (ii)—</p> <p>(a) if 1 or both of the following apply—</p> <p style="padding-left: 20px;">(i) the operational work involves the disposal of dredge spoil or other solid waste material in tidal water;</p> <p style="padding-left: 20px;">(ii) the operational work is for the construction of an artificial waterway</p> <p>(b) for works for coastal management purposes that involve beach nourishment, stinger net enclosures, fencing of coastal dunes or re-vegetation of coastal dunes with endemic native vegetation</p> <p>(c) for works directly related to the provision of lifesaving or rescue services by a volunteer community organisation</p> <p>(d) otherwise</p>	<p style="text-align: center;">5843.00</p> <p style="text-align: center;">nil</p> <p style="text-align: center;">nil</p> <p style="text-align: center;">2922.00</p>
Development on Queensland heritage place		
10	<p>Development mentioned in schedule 6, table 3, item 7(a)—</p> <p>(a) if the development is a material change of use of premises that would result in the premises being comprised of at least 1 dwelling but not more than 4 dwellings</p>	nil

1	2	3
	Development to which application relates	Application fee \$
	(b) if the development is building work or operational work associated with premises comprised of at least 1 dwelling but not more than 4 dwellings (c) otherwise	nil 2922.00
Aquaculture		
11	<p>Material change of use of premises mentioned in schedule 6, table 3, item 10(a)—</p> <p>(a) if the aquaculture—</p> <p style="padding-left: 20px;">(i) is carried out in a tank, pond or hatchery; and</p> <p style="padding-left: 20px;">(ii) is not expected to cause the discharge of waste into Queensland waters</p> <p>(b) if the aquaculture—</p> <p style="padding-left: 20px;">(i) is carried out in a tank, pond or hatchery that covers an area of 100ha or less; and</p> <p style="padding-left: 20px;">(ii) is expected to cause the discharge of waste into Queensland waters</p> <p>(c) if the aquaculture—</p> <p style="padding-left: 20px;">(i) is carried out in a tank, pond or hatchery that covers an area of more than 100ha; and</p> <p style="padding-left: 20px;">(ii) is expected to cause the discharge of waste into Queensland waters</p> <p>(d) if the aquaculture—</p> <p style="padding-left: 20px;">(i) is carried out on tidal land; and</p> <p style="padding-left: 20px;">(ii) involves the addition of feed</p> <p>(e) if both of the following apply—</p> <p style="padding-left: 20px;">(i) the aquaculture—</p>	<p>2922.00</p> <p>5843.00</p> <p>11,686.00</p> <p>11,686.00</p> <p>2922.00</p>

Schedule 7A

1	2	3
	Development to which application relates	Application fee \$
	<p>(A) is carried out on tidal land that covers an area of 50ha or less; and</p> <p>(B) does not involve the addition of feed;</p> <p>(ii) the applicant holds a resource allocation authority for the material change of use</p> <p>(f) if both of the following apply—</p> <p>(i) the aquaculture—</p> <p>(A) is carried out on tidal land that covers an area of more than 50ha; and</p> <p>(B) does not involve the addition of feed;</p> <p>(ii) the applicant holds a resource allocation authority for the material change of use</p> <p>(g) otherwise</p>	<p>5843.00</p> <p>11,686.00</p>
Fisheries development other than aquaculture		
12	Building work mentioned in schedule 6, table 3, item 11(a)	2922.00
13	<p>Operational work mentioned in schedule 6, table 3, item 11(a)(i)—</p> <p>(a) for each waterway barrier works the subject of the application, if 1 or both of the following apply—</p> <p>(i) the applicant has a fish movement exemption notice for the application and the notice still applies;</p> <p>(ii) the waterway barrier works—</p> <p>(A) is to be constructed or raised in a low-risk waterway; and</p> <p>(B) does not have as its primary purpose the impounding of water</p> <p>(b) for each waterway barrier works the subject of the application, if 1 or both of the following apply—</p>	<p>2922.00</p> <p>5843.00</p>

1	2	3
	Development to which application relates	Application fee \$
	<ul style="list-style-type: none"> (i) the waterway barrier works is a bridge to be constructed in a major-risk waterway; (ii) the waterway barrier works— <ul style="list-style-type: none"> (A) is to be constructed or raised in a moderate or high-risk waterway; and (B) does not have as its primary purpose the impounding of water (c) for each waterway barrier works the subject of the application, if 1 or both of the following apply— <ul style="list-style-type: none"> (i) the primary purpose of the waterway barrier works is to impound water; (ii) the waterway barrier works— <ul style="list-style-type: none"> (A) is to be constructed or raised in a major-risk waterway or an unmapped tidal waterway; and (B) is not a bridge (d) otherwise, for each waterway barrier works the subject of the application 	<p style="text-align: right;">11,686.00</p> <p style="text-align: right;">2922.00</p>
14	<p>Operational work mentioned in schedule 6, table 3, item 11(a)(ii)—</p> <ul style="list-style-type: none"> (a) if the applicant holds a resource allocation authority for all the operational work (b) otherwise— <ul style="list-style-type: none"> (i) for operational work that is expected to cause a permanent loss of capacity of tidal land— <ul style="list-style-type: none"> (A) if the operational work is to be carried out in an area of no more than 500m² (B) otherwise (ii) for operational work that is not expected to cause a permanent loss of capacity of tidal land— 	<p style="text-align: right;">1460.00</p> <p style="text-align: right;">5843.00</p> <p style="text-align: right;">11,686.00</p>

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1	2	3
	Development to which application relates	Application fee \$
	(A) if the operational work is to be carried out in an area of no more than 1500m ²	5843.00
	(B) otherwise	11,686.00
15	<p>Operational work mentioned in schedule 6, table 3, item 11(a)(iii)—</p> <p>(a) if 1 or more of the following apply—</p> <p>(i) the operational work is the removal, destruction or damage of marine plants covering an area less than 25m²;</p> <p>(ii) the operational work is to be carried out in an area that is above the level of the highest astronomical tide;</p> <p>(iii) the operational work is for education or research</p> <p>(b) if either or both of the following apply—</p> <p>(i) the operational work—</p> <p>(A) is the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 500m²; 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 marine plants covering an area of at least 25m², but no more than 1500m²; and</p> <p>(B) is not expected to cause a loss of capacity of tidal land</p> <p>(c) if either or both of the following apply—</p> <p>(i) the operational work—</p> <p>(A) is the removal, destruction or damage of marine plants covering an area of more than 500m²; and</p>	<p>2922.00</p> <p>5843.00</p> <p>11,686.00</p>

1	2	3
	Development to which application relates	Application fee \$
	(B) is expected to cause a loss of capacity of tidal land; (ii) the operational work— (A) is the removal, destruction or damage of marine plants covering an area of more than 1500m ² ; and (B) is not expected to cause a loss of capacity of tidal land	
Development in wetland protection area		
17	Development mentioned in schedule 6, table 3, item 13(a)	2922.00
Decided by the Minister		
18	Development mentioned in schedule 6, table 5, item 1	nil

Part 2 Concurrence agency application fees

Note—

See also sections 21H to 21L.

1	2	3
	Development to which application relates	Application fee \$
State-controlled road		
1	Building work for which a referral agency is stated in schedule 7, table 1, item 8	2922.00
2	Reconfiguring a lot for which a referral agency is stated in schedule 7, table 2, item 2—	

Schedule 7A

1	2	3
	Development to which application relates	Application fee \$
	(a) if the reconfiguration results in 50 lots or less	1460.00
	(b) if the reconfiguration results in more than 50 lots, but no more than 200 lots	2922.00
	(c) otherwise	5843.00
3	Operational work for which a referral agency is stated in schedule 7, table 2, item 3	2922.00
4	Material change of use of premises for which a referral agency is stated in schedule 7, table 3, item 1—	
	(a) if the material change of use does not involve the construction or extension of a relevant vehicular access to a State-controlled road—	
	(i) for premises that are to be comprised of at least 1 dwelling but not more than 4 dwellings	730.00
	(ii) otherwise	1460.00
	(b) if the material change of use involves the construction or extension of a relevant vehicular access to a State-controlled road—	
	(i) if the premises are to be comprised of at least 1 dwelling but not more than 4 dwellings	1460.00
	(ii) otherwise	2922.00
5	Operational work for which a referral agency is stated in schedule 7, table 3, item 1A	2922.00
Coastal management districts		
6	Building work for which a referral agency is stated in schedule 7, table 1, item 11	2922.00
7	Material change of use of premises for which a referral agency is stated in schedule 7, table 3, item 5	2922.00
Queensland heritage place		
8	Building work for which a referral agency is stated in schedule 7, table 1, item 12—	

1	2	3
	Development to which application relates	Application fee \$
	(a) if the building work is associated with premises comprised of at least 1 dwelling but not more than 4 dwellings (b) otherwise	nil 2922.00
9	Development for which a referral agency is stated in schedule 7, table 2, item 19— (a) if the development is a material change of use of premises that would result in the premises being comprised of at least 1 dwelling but not more than 4 dwellings (b) if the development is building work or operational work associated with premises comprised of at least 1 dwelling but not more than 4 dwellings (c) otherwise	nil nil 2922.00
Public passenger transport		
10	Building work for which a referral agency is stated in schedule 7, table 1, item 14	2922.00
11	Reconfiguring a lot for which a referral agency is stated in schedule 7, table 2, item 33	1460.00
12	Development for which a referral agency is stated in schedule 7, table 3, item 14— (a) if the development is in connection with the construction of at least 1 dwelling but not more than 4 dwellings (b) if any part of the land is within 25m of— (i) 2 or more public passenger transport corridors; or (ii) 2 or more future public passenger transport corridors; or (iii) 1 or more public passenger transport corridors and 1 or more future public passenger transport corridors (c) otherwise	730.00 2922.00 1460.00
Railways		

Schedule 7A

1	2	3
	Development to which application relates	Application fee \$
13	Building work for which a referral agency is stated in schedule 7, table 1, item 16	2922.00
14	Reconfiguring a lot for which a referral agency is stated in schedule 7, table 2, item 34	2922.00
15	Material change of use of premises for which a referral agency is stated in schedule 7, table 3, item 15A— (a) if the premises are to be comprised of at least 1 dwelling but not more than 4 dwellings (b) otherwise	730.00 2922.00
16	Operational work for which a referral agency is stated in schedule 7, table 3, item 15B	2922.00
Environmentally relevant activities		
17	Material change of use of premises mentioned in schedule 7, table 2, item 1 for which the chief executive is a referral agency— (a) if the environmentally relevant activity involves intensive animal feedlotting, pig keeping or poultry farming (b) otherwise— (i) if the aggregate environmental score for the environmentally relevant activity is 25 or less (ii) if the aggregate environmental score for the environmentally relevant activity is more than 25, but no more than 74 (iii) if the aggregate environmental score for the environmentally relevant activity is more than 74	2922.00 1460.00 2922.00 11,686.00
Clearing vegetation		
18	Reconfiguring a lot for which a referral agency is stated in schedule 7, table 2, item 4	5843.00
19	Operational work for which a referral agency is stated in schedule 7, table 2, item 5—	

1	2	3
	Development to which application relates	Application fee \$
	<p>(a) for high value agriculture clearing or irrigated high value agriculture clearing—</p> <p>(i) if the total area to be cleared is 30ha or less—</p> <p style="padding-left: 40px;">(A) for an area that includes an endangered regional ecosystem or of concern regional ecosystem</p> <p style="padding-left: 40px;">(B) otherwise</p> <p>(ii) if the total area to be cleared is more than 30ha</p> <p>(b) for necessary environmental clearing—</p> <p>(i) if the clearing is necessary to restore the ecological and environmental condition of land</p> <p>(ii) if the clearing is necessary to divert existing natural channels in a way that replicates the existing form of the natural channels</p> <p>(iii) if the clearing is necessary to prepare for the likelihood of a natural disaster</p> <p>(iv) if the clearing is necessary to remove contaminants from land</p> <p>(c) for a purpose other than reconfiguring a lot, a material change of use of premises, high value agriculture clearing, irrigated high value agriculture clearing or necessary environmental clearing, if the clearing is—</p> <p>(i) of an area less than 5ha and is for establishing a necessary fence, firebreak, road or vehicular track, or necessary built infrastructure</p> <p>(ii) for fodder harvesting</p> <p>(iii) for thinning</p> <p>(iv) the clearing of encroachment</p> <p>(v) necessary for controlling non-native vegetation or declared pests</p>	<p></p> <p>5843.00</p> <p>2922.00</p> <p>11,686.00</p> <p>nil</p> <p>5843.00</p> <p>nil</p> <p>nil</p> <p>2922.00</p> <p>2922.00</p> <p>2922.00</p> <p>2922.00</p> <p>nil</p>

Schedule 7A

1	2	3
	Development to which application relates	Application fee \$
	(vi) necessary for ensuring public safety	nil
	(d) otherwise	11,686.00
20	Material change of use of premises for which a referral agency is stated in schedule 7, table 3, item 10	5843.00
Major hazard facilities		
21	Material change of use of premises for which a referral agency is stated in schedule 7, table 2, item 8— (a) for an existing major hazard facility (b) for a proposed major hazard facility— (i) if the facility is to be a tier 3 major hazard facility (ii) otherwise	nil 5843.00 730.00
Taking or interfering with water		
22	Operational work for which a referral agency is stated in schedule 7, table 2, item 9— (a) if the work is for the taking of water (b) if the work is for interfering with water	146.00 5843.00
Particular dams		
24	Operational work for which a referral agency is stated in schedule 7, table 2, item 11— (a) if all of the following apply— (i) the dam is, or is intended to be, more than 20 metres high; (ii) the dam is, or is intended to be, capable of impounding more than 5000 megalitres; (iii) an accepted failure impact assessment for the dam states that the population at risk for the dam is more than 20 persons, but no more than 100 persons	5843.00

1	2	3
	Development to which application relates	Application fee \$
	(b) if an accepted failure impact assessment for the dam states that the population at risk for the dam is more than 100 persons	11,686.00
	(c) otherwise	2922.00
Removal of quarry material		
25	Development for which a referral agency is stated in schedule 7, table 2, item 12	2922.00
Tidal works, or development in a coastal management district		
26	Operational work for which a referral agency is stated in schedule 7, table 2, item 13—	
	(a) if 1 or both of the following apply—	5843.00
	(i) the operational work involves the disposal of dredge spoil or other solid waste material in tidal water;	
	(ii) the operational work is for the construction of an artificial waterway	
	(b) if the operational work is for coastal management purposes that involve beach nourishment, stinger net enclosures, fencing of coastal dunes or re-vegetation of coastal dunes with endemic native vegetation	nil
	(c) if the operational work is directly related to the provision of lifesaving or rescue services by a volunteer community organisation	nil
	(d) if the operational work is tidal works for a private purpose	730.00
	(e) otherwise	2922.00
27	Reconfiguring a lot for which a referral agency is stated in schedule 7, table 2, item 14—	
	(a) if the reconfiguration is in connection with the construction of an artificial waterway	11,686.00
	(b) if the lot—	11,686.00
	(i) is more than 2ha; and	

Schedule 7A

1	2	3
	Development to which application relates	Application fee \$
	(ii) is to be reconfigured to create 10 or more lots (c) otherwise	5843.00
28	Operational work for which a referral agency is stated in schedule 7, table 2, item 15— (a) if the works are for a private purpose (b) otherwise	1460.00 11,686.00
Land contaminated because of unexploded ordnance		
29	Development for which a referral agency is stated in schedule 7, table 2, item 22 or schedule 7, table 3, item 11	nil
Works or other development in a fish habitat area		
30	Building work for which a referral agency is stated in schedule 7, table 2, item 25— (a) if the applicant holds a resource allocation authority for all the development (b) otherwise— (i) for development that is expected to cause a permanent loss of capacity of tidal land— (A) if the development is to be carried out in an area of no more than 500m ² (B) otherwise (ii) for development that is not expected to cause a permanent loss of capacity of tidal land— (A) if the development is to be carried out in an area of no more than 1500m ² (B) otherwise	1460.00 5843.00 11,686.00 5843.00 11,686.00
31	Operational work for which a referral agency is stated in schedule 7, table 2, item 26—	

1	2	3
	Development to which application relates	Application fee \$
	(a) if the applicant holds a resource allocation authority for all the development (b) otherwise— <ul style="list-style-type: none"> (i) for development that is expected to cause a permanent loss of capacity of tidal land— <ul style="list-style-type: none"> (A) if the development is to be carried out in an area of no more than 500m² 5843.00 (B) otherwise 11,686.00 (ii) for development that is not expected to cause a permanent loss of capacity of tidal land— <ul style="list-style-type: none"> (A) if the development is to be carried out in an area of no more than 1500m² 5843.00 (B) otherwise 11,686.00 	1460.00
Certain aquaculture		
32	Material change of use of premises for which a referral agency is stated in schedule 7, table 2, item 28— <ul style="list-style-type: none"> (a) if the aquaculture— 2922.00 <ul style="list-style-type: none"> (i) is carried out in a tank, pond or hatchery; and (ii) is not expected to cause the discharge of waste into Queensland waters (b) if the aquaculture— 5843.00 <ul style="list-style-type: none"> (i) is carried out in a tank, pond or hatchery that covers an area of 100ha or less; and (ii) is expected to cause the discharge of waste into Queensland waters (c) if the aquaculture— 11,686.00 <ul style="list-style-type: none"> (i) is carried out in a tank, pond or hatchery that covers an area of more than 100ha; and 	

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1	2	3
	Development to which application relates	Application fee \$
	<ul style="list-style-type: none"> (ii) is expected to cause the discharge of waste into Queensland waters (d) if the aquaculture— <ul style="list-style-type: none"> (i) is carried out on tidal land; and (ii) involves the addition of feed (e) if both of the following apply— <ul style="list-style-type: none"> (i) the aquaculture— <ul style="list-style-type: none"> (A) is carried out on tidal land that covers an area of 50ha or less; and (B) does not involve the addition of feed; (ii) the applicant holds a resource allocation authority for the material change of use (f) if both of the following apply— <ul style="list-style-type: none"> (i) the aquaculture— <ul style="list-style-type: none"> (A) is carried out on tidal land that covers an area of more than 50ha; and (B) does not involve the addition of feed; (ii) the applicant holds a resource allocation authority for the material change of use (g) otherwise 	<p style="text-align: right;">11,686.00</p> <p style="text-align: right;">2922.00</p> <p style="text-align: right;">5843.00</p> <p style="text-align: right;">11,686.00</p>
Constructing or raising waterway barrier works		
33	<p>Operational work for which a referral agency is stated in schedule 7, table 2, item 29—</p> <ul style="list-style-type: none"> (a) for each waterway barrier works the subject of the application, if 1 or both of the following apply— <ul style="list-style-type: none"> (i) the applicant has a valid fish movement exemption notice for the application and the notice still applies; 	2922.00

1	2	3
	Development to which application relates	Application fee \$
	<p>(ii) the waterway barrier works—</p> <p>(A) is to be constructed or raised in a low-risk waterway; and</p> <p>(B) does not have as its primary purpose the impounding of water</p> <p>(b) for each waterway barrier works the subject of the application, if 1 or both of the following apply—</p> <p>(i) the waterway barrier works is a bridge to be constructed in a major-risk waterway;</p> <p>(ii) the waterway barrier works—</p> <p>(A) is to be constructed or raised in a moderate or high-risk waterway; and</p> <p>(B) does not have as its primary purpose the impounding of water</p> <p>(c) for each waterway barrier works the subject of the application, if 1 or both of the following apply—</p> <p>(i) the primary purpose of the waterway barrier works is to impound water;</p> <p>(ii) the waterway barrier works—</p> <p>(A) is to be constructed or raised in a major-risk waterway or an unmapped tidal waterway; and</p> <p>(B) is not a bridge</p> <p>(d) otherwise, for each waterway barrier works the subject of the application</p>	<p>5843.00</p> <p>11,686.00</p> <p>2922.00</p>
Removal, destruction or damage of marine plants		
34	<p>Operational work for which a referral agency is stated in schedule 7, table 2, item 30—</p> <p>(a) if 1 or more of the following apply—</p>	2922.00

Schedule 7A

1	2	3
	Development to which application relates	Application fee \$
	<p>(i) the development is, or involves, the removal, destruction or damage of marine plants covering an area of less than 25m²;</p> <p>(ii) the development is to be carried out in an area that is above the level of the highest astronomical tide;</p> <p>(iii) the development is for education or research</p> <p>(b) if either or both of the following apply—</p> <p>(i) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 500m²; and</p> <p>(B) is expected to cause a loss of capacity of tidal land;</p> <p>(ii) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 1500m²; and</p> <p>(B) is not expected to cause a loss of capacity of tidal land</p> <p>(c) if either or both of the following apply—</p> <p>(i) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of more than 500m²; and</p> <p>(B) is expected to cause a loss of capacity of tidal land;</p> <p>(ii) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of more than 1500m²; and</p>	<p>5843.00</p> <p>11,686.00</p>

1	2	3
	Development to which application relates	Application fee \$
	(B) is not expected to cause a loss of capacity of tidal land	
35	<p>Reconfiguring a lot for which a referral agency is stated in schedule 7, table 2, item 31—</p> <p>(a) if 1 or more of the following apply—</p> <p>(i) the development is, or involves, the removal, destruction or damage of marine plants covering an area of less than 25m²;</p> <p>(ii) the development is to be carried out in an area that is above the level of the highest astronomical tide;</p> <p>(iii) the development is for education or research</p> <p>(b) if either or both of the following apply—</p> <p>(i) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 500m²; and</p> <p>(B) is expected to cause a loss of capacity of tidal land;</p> <p>(ii) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 1500m²; and</p> <p>(B) is not expected to cause a loss of capacity of tidal land</p> <p>(c) if either or both of the following apply—</p> <p>(i) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of more than 500m²; and</p> <p>(B) is expected to cause a loss of capacity of tidal land;</p>	<p>2922.00</p> <p>5843.00</p> <p>11,686.00</p>

Schedule 7A

1	2	3
	Development to which application relates	Application fee \$
	<p>(ii) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of more than 1500m²; and</p> <p>(B) is not expected to cause a loss of capacity of tidal land</p>	
36	<p>Material change of use of premises for which a referral agency is stated in schedule 7, table 2, item 32—</p> <p>(a) if 1 or more of the following apply—</p> <p>(i) the development is, or involves, the removal, destruction or damage of marine plants covering an area of less than 25m²;</p> <p>(ii) the development is to be carried out in an area that is above the level of the highest astronomical tide;</p> <p>(iii) the development is for education or research</p> <p>(b) if either or both of the following apply—</p> <p>(i) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 500m²; and</p> <p>(B) is expected to cause a loss of capacity of tidal land;</p> <p>(ii) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 1500m²; and</p> <p>(B) is not expected to cause a loss of capacity of tidal land</p> <p>(c) if either or both of the following apply—</p> <p>(i) the development—</p>	<p>2922.00</p> <p>5843.00</p> <p>11,686.00</p>

1	2	3
	Development to which application relates	Application fee \$
	<p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of more than 500m²; and</p> <p>(B) is expected to cause a loss of capacity of tidal land;</p> <p>(ii) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of more than 1500m²; and</p> <p>(B) is not expected to cause a loss of capacity of tidal land</p>	
37	<p>Material change of use of premises for which a referral agency is stated in schedule 7, table 3, item 25—</p> <p>(a) if 1 or more of the following apply—</p> <p>(i) the development is, or involves, the removal, destruction or damage of marine plants covering an area of less than 25m²;</p> <p>(ii) the development is to be carried out in an area that is above the level of the highest astronomical tide;</p> <p>(iii) the development is for education or research</p> <p>(b) if either or both of the following apply—</p> <p>(i) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 500m²; and</p> <p>(B) is expected to cause a loss of capacity of tidal land;</p> <p>(ii) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 1500m²; and</p>	<p>2922.00</p> <p>5843.00</p>

Schedule 7A

1	2	3
	Development to which application relates	Application fee \$
	<p>(B) is not expected to cause a loss of capacity of tidal land</p> <p>(c) if either or both of the following apply—</p> <p>(i) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of more than 500m²; and</p> <p>(B) is expected to cause a loss of capacity of tidal land;</p> <p>(ii) the development—</p> <p>(A) is, or involves, the removal, destruction or damage of marine plants covering an area of more than 1500m²; and</p> <p>(B) is not expected to cause a loss of capacity of tidal land</p>	11,686.00
State-controlled transport tunnels		
38	Reconfiguring a lot for which a referral agency is stated in schedule 7, table 2, item 34A	5843.00
39	Development for which a referral agency is stated in schedule 7, table 3, item 15C	5843.00
Regional plans		
40	Reconfiguring a lot for which a referral agency is stated in schedule 7, table 2, item 39	1460.00
41	Material change of use of premises for which a referral agency is stated in schedule 7, table 3, item 12	1460.00
Land in or near a wetland		
44	Reconfiguring a lot for which a referral agency is stated in schedule 7, table 2, item 43A	2922.00
45	Operational work for which a referral agency is stated in schedule 7, table 2, item 43B	2922.00

1	2	3
	Development to which application relates	Application fee \$
46	Material change of use of premises for which a referral agency is stated in schedule 7, table 3, item 21A	2922.00
Construction of new levees or modification of existing levees		
47	Operational work for which a referral agency is stated in schedule 7, table 2, item 48	11,686.00
Development impacting on State transport infrastructure		
48	Development for which a referral agency is stated in schedule 7, table 3, item 2—	
	(a) if the development is in LGA population 2	2922.00
(b) otherwise	5843.00	
Land designated for community infrastructure		
49	Development for which a referral agency is stated in schedule 7, table 3, item 6	2922.00

Schedule 8 Special fire services and referral jurisdiction of Queensland Fire and Emergency 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 the following—
 - (a) stand-alone smoke alarms not required to be interconnected or connected to a fire indicator panel;
 - (b) smoke alarms in a class 1 building that are required to be interconnected;
 - (c) smoke alarms in a sole-occupancy unit in a class 2, 3 or 4 building that are required to be interconnected
- 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 schedule 9 dwellings, whether of the same type or 2 or more types, or premises designed to accommodate 300 people	50 schedule 9 dwellings, whether of the same type or 2 or more types, or premises designed to accommodate 75 people
2 Club 3 Hotel 4 Function facility 5 Theatre	8000m ² GFA or seating capacity for 1500 people	4000m ² GFA or seating capacity for 1500 people
6 Shop 7 Showroom 8 Shopping centre (including theatres, food and drink outlets and offices) 9 Hardware and trade supplies	8000m ² GFA	4000m ² GFA
10 Office	12,000m ² GFA	6000m ² GFA
12 Hospital 13 Residential care facility	100 beds	50 beds

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	All new establishments and extensions to existing establishments likely to accommodate an additional 100 students
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 (other than an abattoir) 20 Special industry	Using machinery having an annual throughput of product of 10,000t	Using machinery having an annual throughput of product of 10,000t
21 Intensive animal industries 22 High impact industry that is an abattoir	Total facility capacity of— (a) for cattle—2000 head; or (b) for pigs—3000 head; or (c) for sheep—10,000 head; or (d) for poultry—200,000 birds	Total facility capacity of— (a) for cattle—2000 head; or (b) for pigs—3000 head; or (c) for sheep—10,000 head; or (d) for poultry—200,000 birds
23 One, or a combination, of the following— (a) warehouse; (b) medium impact industry; (c) low impact industry	16,000m 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

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 schedule 9 dwellings, whether of the same type or 2 or more types	50 schedule 9 dwellings, whether of the same type or 2 or more types
28 Business activities	12,000m ² TSA (combined total)	3000m ² TSA (combined total)
29 Industry activities	32,000m ² TSA (combined total)	16,000m ² TSA (combined total)
Operational works		
30 Filling or excavation not associated with a material change of use or reconfiguring a lot	10,000t	10,000t

Schedule 15 Referral agency assessment periods

section 15

Column 1	Column 2
Name of referral agency	Referral agency's assessment period (in business days)
1 The local government, as the concurrence agency for—	
(a) building work to demolish or remove any building or structure or rebuild, after removal, any building or structure; or	10
(b) building assessment work, as defined in the Building Act, section 7, for 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	10
(c) other building assessment work	15
2 Chief executive of the department in which the <i>Pastoral Workers' Accommodation Act 1980</i> is administered	20
3 Queensland Fire and Emergency Service	15
4 The relevant service provider as the concurrence agency for building work on a lot that contains, or is adjacent to a lot that contains, a sewer, water main or stormwater drain operated by or for the relevant service provider.	20

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

Table 1—Reconfiguring a lot

	<p>(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</p> <p>(iv) is in relation to the acquisition, including by agreement, under the Acquisition Act or otherwise, of land by—</p> <p>(A) a constructing authority, as defined under that Act, for a purpose set out in parts 1 to 13 (other than part 10, second dot point) of the schedule to that Act; or</p> <p>(B) an authorised electricity entity; or</p> <p>(v) is for land held by the State, or a statutory body representing the State, and the land is being subdivided for a purpose set out in the Acquisition Act, schedule, parts 1 to 13 (other than part 10, second dot point) whether or not the land relates to an acquisition; or</p> <p>(vi) is for reconfiguring a lot comprising strategic port land; or</p> <p>(vii) is for reconfiguring a South Bank lot within the corporation area under the <i>South Bank Corporation Act 1989</i>; or</p> <p>(viii) is for the Transport Infrastructure Act, section 240; or</p> <p>(ix) is in relation to the acquisition of land for a water infrastructure facility; or</p> <p>(x) is for land in a priority development area; or</p> <p>(e) the reconfiguration is on any of the following land and the total number of lots abutting the State-controlled road is increased—</p> <p>(i) land that is within 25m of a State-controlled road;</p> <p>(ii) land that abuts a road that intersects with a State-controlled road within 100m of the land; or</p> <p>(f) the reconfiguration is of a lot that is 2ha or larger, if—</p> <p>(i) the size of any lot created is 25ha, or smaller; and</p> <p>(ii) either—</p>
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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>(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>(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> <p>(r) the reconfiguration is—</p> <p>(i) in connection with the construction, installation, use, maintenance, repair, alteration, decommissioning, demolition or removal of G20 radiocommunications works; and</p> <p>(ii) to be carried out on or before 30 June 2015</p>
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Table 1—Reconfiguring a lot		
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
Additional actions		
4	Additional actions that must be taken by the compliance assessor	—
Form requirements		
5	Form of a compliance permit	—

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
Additional actions		

Table 2—Operational works for reconfiguring a lot	
4	Additional actions that must be taken by the compliance assessor
—	
Form requirements	
5	Form of a compliance permit
—	

Table 3—Particular material change of use of premises	
Preliminary matters	
1	Development for which compliance assessment is required
Making a material change of use of premises if—	
(a) all or part of the premises are on the contaminated land register or the environmental management register; and	
(b) the premises are not being used for a sensitive land use; and	
(c) the material change of use is completely or partly for—	
(i) a sensitive land use; or	
(ii) a commercial purpose involving an accessible underground facility, including, for example, a basement car park, workshop or office.	
2	Matters or things against which the development is assessed
The guideline that is part D of the document called 'Queensland auditor handbook for contaminated land, module 5: Contaminated land investigation documents, auditor certification and compliance assessment' made by the chief executive of the department administering the Environmental Protection Act and published on that department's website.	
Process for assessment	
3	Compliance assessor
An individual approved as an auditor under the Environmental Protection Act, chapter 12, part 3A, division 2.	
Additional actions	
4	Additional actions that must be taken by the compliance assessor
A copy of a compliance permit issued for the material change of use must be given to the department in which the Environmental Protection Act is administered.	

Table 3—Particular material change of use of premises	
Form requirements	
5 Form of the compliance permit	The approved form of the compliance permit.

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) the conditions of a water approval under the SEQ Water Act have been complied with; (vi) there are no outstanding fees or charges levied by a distributor-retailer under 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) the conditions of a water approval under the SEQ Water Act have been complied with; (v) there are no outstanding fees or charges levied by a distributor-retailer under 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
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Table 1—Subdivision plans	
	<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> <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) the conditions of a water approval under the SEQ Water Act have been complied with; and</p> <p>(d) there are no outstanding fees or charges levied by a distributor-retailer under 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	570.30
(b) otherwise	1129.00
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	570.30
(b) otherwise	1129.00
3 Issuing a certificate on a final judgment, order, finding or decision	60.20
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	86.60
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	2.35
(b) maximum fee for first copy	64.25
(c) additional copy—each page	0.55
(d) maximum fee for additional copy	25.30
6 Opening or keeping open the registry after hours	469.30

Schedule 20

	\$
7 Searching the record in an appeal or other proceeding—for each name or file	22.40
8 Attending a view—	
(a) for each hour or part of an hour	99.75
(b) but not more than, for each day	499.20
9 Making an appointment for assessment of a costs statement	99.75
10 Assessing a costs statement—for each \$100 or part of \$100 allowed	12.05

Schedule 21 Building and development committee fees

section 23

	\$
1 Declaration under the Act, chapter 7, part 2, division 3, subdivision 1	243.90
2 Appeal under the Act, section 519, 520, 521, 522, 523, 524 or 525—	
(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	359.20
(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	597.55
3 Appeal under the Act, section 527, 528, 529, 530, 531, 532 or 533 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	359.20
(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	597.55
4 Appeal under the Act, section 527, 528, 529, 530, 531, 532 or 533 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	523.30

	\$
(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	755.00
5 Appeal under the Act, section 527, 528, 529, 530, 531, 532 or 533 about a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area of 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	755.00
(b) if the appeal is to be decided by a building and development committee after a site inspection by the committee or a member of the committee	1122.00
6 Appeal under the Act, section 535, 535A or 849—	
(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	629.70
(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	868.10
7 Appeal under the SEQ Water Act, section 99BRBE—	
(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	359.20
(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	597.55
8 Appeal under the SEQ Water Act, section 99BRBF—	
(a) for an appeal about a review decision relating to a decision to give an infrastructure charges notice—	

	\$
(i) 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	629.70
(ii) 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	868.10
(b) otherwise	629.70
9 Appeal under the SEQ Water Act, section 99BRBFA—	
(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	629.70
(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	868.10

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 Emergency Services 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) Clearing for the construction or maintenance of community infrastructure mentioned in schedule 2 that is government supported transport infrastructure.
- (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 if the clearing is carried out on designated land.
- (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) PDA-related development; 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) PDA-related development; 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 Emergency Services 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) PDA-related development; 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) PDA-related development; 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

accepted failure impact assessment, for a dam mentioned in schedule 7A, means a failure impact assessment for the dam accepted by the chief executive administering the *Water Supply (Safety and Reliability) Act 2008* under section 349 of that Act.

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.

aggregate environmental score, for schedule 7A, see the *Environmental Protection Regulation 2008*, section 14.

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.

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.

alternative solution see the Building Act, schedule 2.

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.

aquaculture furniture, for schedule 7A, see the Fisheries Act, schedule.

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

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

assessment manager application fee component see section 21A(2).

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

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.

boot camp centre means a boot camp centre under the *Youth Justice Act 1992*, schedule 4.

boot camp centre provider means a boot camp centre provider under the *Youth Justice Act 1992*, section 282A.

boot camp program means a boot camp program under the *Youth Justice Act 1992*, section 226E.

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.

caretaker’s accommodation means caretaker’s accommodation as defined under the standard planning scheme provisions.

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

category 1 levee see the *Water Regulation 2002*, section 62C(2).

category 2 levee see the *Water Regulation 2002*, section 62C(3).

category 3 levee see the *Water Regulation 2002*, section 62C(4).

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 21G(1).

concurrency agency application fee component see section 21G(2).

construction work, for schedule 7A, see the *Building and Construction Industry Payments Act 2004*, section 10.

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 3, part 1, table 5, item 3 and 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—

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

domestic outbuilding means a domestic outbuilding as defined under the standard planning scheme provisions.

domestic purposes see the Water Act 2000, schedule 4.

dual occupancy means a dual occupancy as defined under the standard planning scheme provisions.

dwelling means a dwelling house or dwelling unit.

dwelling house means a dwelling house as defined under the standard planning scheme provisions.

dwelling unit means a dwelling unit as defined under the standard planning scheme provisions.

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

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.

erosion prone area see the Coastal Protection and Management Act, schedule.

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 Emergency Services 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 material change of use—

- 1 *Excluded material change of use*, for schedule 7, table 3, item 1, means a material change of use of premises that—
 - (a) does not involve new or changed access between the premises and a State-controlled road; and
 - (b) either—
 - (i) is for 1 or more of the following uses—
 - (A) a dwelling house;
 - (B) a secondary dwelling associated with a dwelling house on the premises;
 - (C) a domestic outbuilding associated with a dwelling house on the premises; or
 - (ii) involves building work for which the GFA is 100m² or less, unless the building work is for a service station or fast food outlet.
- 2 *Excluded material change of use*, for schedule 7, table 3, item 14, means a material change of use of premises that—
 - (a) does not involve new or changed access between the premises and a public passenger transport corridor on which light rail transport infrastructure is situated; and
 - (b) either—
 - (i) is for 1 or more of the following uses—

-
- (A) a dwelling house;
 - (B) a secondary dwelling associated with a dwelling house on the premises;
 - (C) a domestic outbuilding associated with a dwelling house on the premises; or
 - (ii) involves building work for which the GFA is 250m² or less.
- 3 *Excluded material change of use*, for schedule 7, table 3, item 15A, means a material change of use of premises that—
- (a) is for 1 or more of the following uses—
 - (i) a dwelling house;
 - (ii) a secondary dwelling associated with a dwelling house on the premises;
 - (iii) a domestic outbuilding associated with a dwelling house on the premises; or
 - (b) involves building work for which the GFA is 250m² or less.

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.

exempt bore means—

- (a) a monitoring bore; or
- (b) for taking or interfering with water outside the Great Artesian Basin plan area—any of the following—
 - (i) a water bore for working out the sustainable extraction rate of water for an aquifer;
 - (ii) a water bore for taking water for stock or domestic purposes;
 - (iii) a replacement water bore.

existing levee see the *Water Act 2000*, section 1247(2).

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.

failure impact assessment see the *Water Supply (Safety and Reliability) Act 2008*, section 342(1).

fast-track development means development that meets the criteria stated in the State development assessment provisions for fast-track development.

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

Fisheries Act means the *Fisheries Act 1994*.

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, 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 car park;
 - (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.

Great Artesian Basin plan area means the plan area under the *Water Resource (Great Artesian Basin) Plan 2006*, schedule 6.

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.

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

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- (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, 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 Emergency Services 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-risk waterway, for schedule 7A, means a waterway shown in the waterways spatial data layer as a high-risk waterway.

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 feedlotting, for schedule 7A, means a relevant activity mentioned in the *Environmental Protection Regulation 2008*, schedule 2, section 2.

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.

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, 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.

low-risk waterway, for schedule 7A, means a waterway shown in the waterways spatial data layer as a low-risk waterway.

Lyngbya means a plant of the genus *Lyngbya*.

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.

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

major-risk waterway, for schedule 7A, means a waterway shown in the waterways spatial data layer as a major-risk waterway.

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

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.

master planned area, for a priority port, see the *Sustainable Ports Development Act 2015*, section 6.

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.

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

moderate-risk waterway, for schedule 7A, means a waterway shown in the waterways spatial data layer as a moderate-risk waterway.

modify, for an existing levee, see the *Water Regulation 2002*, schedule 17.

monitoring bore means a water bore used for monitoring—

- (a) the physical characteristics of an aquifer; or
- (b) the physical, chemical or biological characteristics of water in an aquifer.

Examples of physical characteristics of water—

standing water level, water discharge rate, water pressure

multiple dwelling means a multiple dwelling as defined under the standard planning scheme provisions.

necessary environmental clearing see the Vegetation Management Act, schedule.

new or changed access, between premises and a State-controlled road or public passenger transport corridor on which light rail transport infrastructure is situated, means—

- (a) the use of a new location as a relevant vehicular access between the premises and the State-controlled road or public passenger transport corridor; or
- (b) the construction of a new relevant vehicular access between the premises and the State-controlled road or public passenger transport corridor; or

- (c) an extension of an existing relevant vehicular access between the premises and the State-controlled road or public passenger transport corridor; or

Example for paragraph (c)—

widening a driveway to allow access by a wide-turning vehicle

- (d) an increase in the number of vehicles regularly using an existing relevant vehicular access between the premises and the State-controlled road or public passenger transport corridor; or
- (e) a change in the type of vehicles regularly using an existing relevant vehicular access between the premises and the State-controlled road or public passenger transport corridor.

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.

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.

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

PDA-related development means—

- (a) development carried out in a priority development area; or

- (b) development for a priority development area that is not carried out within the area.

petroleum activities see the Environmental Protection Act, schedule 4.

pig keeping, for schedule 7A, means a relevant activity mentioned in the *Environmental Protection Regulation 2008*, schedule 2, section 3.

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

population at risk, for schedule 7A, see the *Water Supply (Safety and Reliability) Act 2008*, section 346(2).

port authority see the Transport Infrastructure Act, schedule 6.

port overlay, for a priority port's master planned area, means the port overlay made for the area under the *Sustainable Ports Development Act 2015*, part 2, division 3.

poultry farming, for schedule 7A, means a relevant activity mentioned in the *Environmental Protection Regulation 2008*, schedule 2, section 4.

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

priority port see the *Sustainable Ports Development Act 2015*, section 5.

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.

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.

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 rail 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 non-profit organisation, for part 3, division 3, see section 21AA.

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

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

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

relevant aspect, of development the subject of a development application—

- (a) for an assessment manager application fee—see section 21A(1); or
- (b) for a concurrence agency application fee—see section 21G(1).

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.

relevant vehicular access, to a State-controlled road, or between premises and a State-controlled road or public passenger transport corridor, means—

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- (a) a road, other than a pedestrian or bicycle path, that provides access to the State-controlled road, or between the premises and the State-controlled road or public passenger transport corridor; or
 - (b) a driveway that provides access to the State-controlled road, or between the premises and the State-controlled road or public passenger transport corridor.

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.

replacement water bore means a water bore that—

- (a) is constructed or installed—
 - (i) to replace a water bore (the **previous bore**) used for the taking of, or interfering with, water—
 - (A) for which a development permit was held or, under the *Water Act 2000* section 1048A, was taken to be held; or
 - (B) which, under section 681(1) of the Act, was taken to be a lawful use of the premises in which the previous bore was constructed or installed; and
 - (ii) within 10m of the location of the previous bore; and
- (b) taps the same aquifer tapped by the previous bore.

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—

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- (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) a lease granted under the *Aboriginal Land Act 1991* to an Aboriginal person for residential use; or
- (b) a lease granted under the *Torres Strait Islander Land Act 1991* to a Torres Strait Islander for residential use.

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.

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

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.

schedule 9 dwelling means a dwelling of any of the following types—

- (a) a dwelling house;
- (b) a dwelling unit;
- (c) a self-contained residence in a dual occupancy;
- (d) a self-contained residence in a multiple dwelling;
- (e) caretaker's accommodation;
- (f) an independent accommodation unit in a retirement facility.

Examples for paragraph (f)—

- an independent living unit
- a serviced unit
- an on-site residence for the manager of a retirement facility

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

secondary dwelling means a secondary dwelling as defined under the standard planning scheme provisions.

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

sensitive land use, for schedule 18, table 3, has the same meaning as in the State Planning Policy.

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.

service station means a service station as defined under the standard planning scheme provisions.

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 granted to the State under the *Aboriginal Land Act 1991* or the *Torres Strait Islander Land Act 1991* for the purpose of providing subsidised housing for residential use; or
- (b) a sublease under the *Aurukun and Mornington Shire Leases Act 1978*, section 29(a) for the purposes of social housing.

sole-occupancy unit, in a class 2, 3 or 4 building, means a room or other part of the building used as a dwelling by a person to the exclusion of any other person.

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.

springs 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 area means a State development area under the *State Development and Public Works Organisation Act 1971*.

State development assessment provisions means the document called ‘State development assessment provisions’, made by the chief executive, dated 23 November 2015 and published by the department.

Editor’s note—

The document can be inspected on the department’s website.

State Planning Policy means the State planning policy made by the Minister and published on the department's website.

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.

stock purposes see the *Water Act 2000*, schedule 4.

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.

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

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

tidal land, for schedule 7A, see the Fisheries Act, schedule.

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

tier 3 major hazard facility, for schedule 7A, see the *Work Health and Safety Regulation 2011*, schedule 19.

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.

unmapped tidal waterway, for schedule 7A, means a tidal waterway not shown in the waterways spatial data layer.

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.

UXO 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 unexploded ordnance.

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.

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

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), has the meaning given by the *Vegetation Management Act 1999*, schedule.

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.

waterways spatial data layer, means the document called ‘Queensland waterways for waterway barrier works’, made by the department in which the Fisheries Act is administered and published on the Queensland Government Information Service website.

Note—

The Queensland Government Information Service website is <dds.information.qld.gov.au/DDS/>.

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.

1 Index to endnotes

- 2 Key
- 3 Table of reprints
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- 5 List of annotations

2 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
amd	= amendment	prov	= provision
t			
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	renu	= renumbered
		m	
ins	= inserted	rep	= repealed
lap	= lapsed	(retro	= retrospectively
)	
notf	= notified	rv	= revised version
d			
num	= numbered	s	= section

Key	Explanation	Key	Explanation
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
		m	
prev	= previous		

3 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 3003 9601 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	

Reprint No.	Amendments included	Effective	Notes
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 2010 Act No. 20 2010 SL No. 148	1 July 2010	
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 2010 SL No. 344	3 December 2010	
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	

Reprint No.	Amendments included	Effective	Notes
2L	2011 SL No. 246	25 November 2011	
2M	2011 SL No. 252	2 December 2011	
2N	2011 SL No. 265 2011 SL No. 266	9 December 2011	
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	
1 January 2014	2013 SL No. 257 2013 SL No. 265	
20 February 2014	2013 Act No. 2	RA s 44
4 April 2014	2014 SL No. 38	
28 April 2014	2014 SL No. 47	
16 May 2014	2014 SL No. 63	
21 May 2014	2014 Act No. 17	

Current as at	Amendments included	Notes
23 May 2014	2014 SL No. 66	
28 May 2014	2014 Act No. 29	
13 June 2014	2014 SL No. 88	
1 July 2014	2014 Act No. 16	
4 July 2014	2014 SL No. 137	
	2014 SL No. 149	
4 August 2014	2014 SL No. 149	
1 September 2014	2014 SL No. 192	RA s 26(2)
1 October 2014	2014 Act No. 40	
27 October 2014	2014 SL No. 236	RA s 44
1 January 2015 rv	2014 Act No. 45	
1 May 2015	2015 SL No. 14	RA s 35
1 June 2015	2015 SL No. 30	RA s 35
1 July 2015	2015 SL No. 44	
6 July 2015	2015 SL No. 44	
1 September 2015	2015 SL No. 44	
	2015 SL No. 107	
11 September 2015	2014 Act No. 64	
	2014 SL No. 334 (amd 2015 SL No. 123)	
20 November 2015	2015 Act No. 28	
23 November 2015	2015 SL No. 156	
27 November 2015	2015 SL No. 164	

4 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
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 commenced 20 February 2014 (automatic commencement under AIA s15DA(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 commenced 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
ss 1–2 commenced on date of notification
remaining provisions commenced 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)

Sustainable Planning Amendment Regulation (No. 1) 2014 SL No. 38

notfd <www.legislation.qld.gov.au> 4 April 2014
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 2) 2014 SL No. 47

notfd <www.legislation.qld.gov.au> 24 April 2014
ss 1–2 commenced on date of notification
remaining provisions commenced 28 April 2014 (see s 2)

Water Supply Services Legislation Amendment Act 2014 No. 16 ss 1–2(1), ch 2 pt 3

date of assent 13 May 2014
ss 1–2 commenced on date of assent
remaining provisions commenced 1 July 2014 (2014 SL No. 79)

Water and Another Regulation Amendment Regulation (No. 1) 2014 SL No. 63 pts 1–2

notfd <www.legislation.qld.gov.au> 16 May 2014
commenced on date of notification

Public Safety Business Agency Act 2014 No. 17 ss 1, 184 sch 1 pts 2, 4

date of assent 21 May 2014
commenced on date of assent

Sustainable Planning Amendment Regulation (No. 3) 2014 SL No. 66

notfd <www.legislation.qld.gov.au> 23 May 2014
commenced on date of notification

Land and Other Legislation Amendment Act 2014 No. 29 s 1, pt 12 div 1

date of assent 28 May 2014
commenced on date of assent

Regional Planning Interests Regulation 2014 SL No. 88 s 1, pt 9

notfd <www.legislation.qld.gov.au> 13 June 2014
commenced on date of notification

Sustainable Planning Amendment Regulation (No. 5) 2014 SL No. 137

notfd <www.legislation.qld.gov.au> 27 June 2014

ss 1–2 commenced on date of notification
remaining provisions commenced immediately after the commencement of Sustainable Planning Amendment Regulation (No. 4) 2014, pt 2 (see s 2)

Sustainable Planning Amendment Regulation (No. 4) 2014 SL No. 149

notfd <www.legislation.qld.gov.au> 4 July 2014

ss 1–2 commenced on date of notification

pt 2 commenced 4 July 2014 immediately after the commencement of the Sustainable Planning (Infrastructure Charges) and Other Legislation Amendment Act 2014, part 2 (see s 2(1))

pt 3 commenced 4 August 2014 (see s 2(2))

remaining provisions commenced on date of notification

State Development, Infrastructure and Planning (Red Tape Reduction) and Other Legislation Amendment Act 2014 No. 40 ss 1–2, 154 sch 1 pt 3

date of assent 15 August 2014

ss 1–2 commenced on date of assent

remaining provisions commenced 1 October 2014 (2014 SL No. 209)

Prostitution Regulation 2014 SL No. 192 ss 1–2, 27 sch 5

notfd <www.legislation.qld.gov.au> 29 August 2014

ss 1–2 commenced on date of notification

remaining provisions commenced 1 September 2014 (see s 2)

Aboriginal and Torres Strait Islander Land (Providing Freehold) and Other Legislation Amendment Act 2014 No. 45 ss 1–2(1), 58 sch 1 pt 1

date of assent 5 September 2014

ss 1–2 commenced on date of assent

remaining provisions commenced 1 January 2015 (see s 2(1))

Sustainable Planning Amendment Regulation (No. 6) 2014 SL No. 236

notfd <www.legislation.qld.gov.au> 24 October 2014

ss 1–2 commenced on date of notification

remaining provisions commenced 27 October 2014 (see s 2)

Water Reform and Other Legislation Amendment Act 2014 No. 64 ss 1, 2(2), pt 10 div 2, s 254 sch 1

date of assent 5 December 2014

ss 1–2 commenced on date of assent

pt 10 div 2 commenced 11 September 2015 (2015 SL No. 122)

remaining provisions not yet proclaimed into force (see s 2) (previous proclamation 2014 SL No. 333 item 2 was amd (2015 SL No. 2))

Water and Other Legislation Amendment Regulation (No. 1) 2014 SL No. 334 ss 1, 2(1)(g), pt 4 (this regulation is amended, see amending legislation below)

notfd <www.legislation.qld.gov.au> 19 December 2014

ss 1–2 commenced on date of notification

s 45 never commenced and om 2015 SL No. 3 s 4

remaining provisions commenced 11 September 2015 (see s 2(1)(g))

amending legislation—

Water and Other Legislation Amendment Regulation (No. 1) 2015 SL No. 3 (amends 2014 SL No. 334 above)

notfd <www.legislation.qld.gov.au> 17 February 2015
commenced on date of notification

Water and Other Legislation Amendment Regulation (No. 2) 2015 SL No. 123 ss 1–2(1), 4 (amends 2014 SL No. 334 above)

notfd <www.legislation.qld.gov.au> 11 September 2015
ss 1–2 commenced on date of notification
remaining provisions commenced 11 September 2015 (see s 2(1))

Sustainable Planning Amendment Regulation (No. 1) 2015 SL No. 14

notfd <www.legislation.qld.gov.au> 1 May 2015
commenced on date of notification

Building and Other Legislation Amendment Regulation (No. 1) 2015 SL No. 30 pts 1, 3

notfd <www.legislation.qld.gov.au> 29 May 2015
ss 1–2 commenced on date of notification
remaining provisions commenced 1 June 2015 (see s 2)

Sustainable Planning Amendment Regulation (No. 2) 2015 SL No. 44

notfd <www.legislation.qld.gov.au> 26 June 2015
ss 1–2 commenced on date of notification
pt 2 commenced 1 July 2015 (see s 2(1))
pt 3 commenced 6 July 2015 (see s 2(2))
pt 4 commenced 1 September 2015 (see s 2(3))
remaining provision commenced on date of notification

Queensland Heritage Regulation 2015 SL No. 107 pts 1, 4 div 2

notfd <www.legislation.qld.gov.au> 28 August 2015
ss 1–2 commenced on date of notification
remaining provisions commenced 1 September 2015 (see s 2)

Youth Justice and Another Regulation Amendment Regulation (No. 1) 2015 SL No. 127 ss 1–2(1), pt 2

notfd <www.legislation.qld.gov.au> 18 September 2015
ss 1–2 commenced on date of notification
remaining provisions commence 18 December 2015 (see s 2(1))

Sustainable Ports Development Act 2015 No. 28 ss 1, 54 sch 2

date of assent 20 November 2015
commenced on date of assent

Sustainable Planning Amendment Regulation (No. 3) 2015 SL No. 156

notfd <www.legislation.qld.gov.au> 23 November 2015
ss 1–2 commenced on date of notification
remaining provisions commenced 23 November 2015 (see s 2)

Environmental Protection and Another Regulation Amendment Regulation (No. 1) 2015 SL No. 164 pts 1, 3

notfd <www.legislation.qld.gov.au> 27 November 2015

commenced on date of notification

5 List of annotations

Guideline for reviewing LGIP—Act, s 94A

s 4A prev s 4A ins 2011 SL No. 252 s 3
om 2013 SL No. 258 s 4
pres s 4A ins 2014 SL No. 236 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; 2014 SL No. 66 s 3; 2014 SL No. 149 s 4; 2014 SL No. 236 s 5

Guideline for preparing LGIP or amendment of LGIP—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; 2014 SL No. 66 s 3
sub 2014 SL No. 149 s 5

Guideline for making temporary local planning instrument—Act, s 117(3)

s 7 prev s 7 om 2012 SL No. 228 s 3
pres s 7 ins 2014 SL No. 149 s 5
amd 2014 SL No. 236 s 6

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

s 11 amd 2013 SL No. 114 s 5

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

Compliance assessment of particular development—Act, ss 232, 397 and 415

s 18 sub 2014 SL No. 149 s 6

Division 3—Fees

div hdg ins 2013 SL No. 114 s 6
sub 2014 SL No. 149 s 19

Subdivision 1A—Preliminary

sdiv 1A (s 21AA) ins 2015 SL No. 14 s 3

Subdivision 1—Assessment manager application fee

sdiv hdg ins 2013 SL No. 114 s 6

**Assessment manager application fee applies for relevant aspects of development—
Act, s 260**

s 21A ins 2013 SL No. 114 s 6

sub 2014 SL No. 149 s 19

**Assessment manager application fee components for particular applications for
vegetation clearing**

s 21B ins 2013 SL No. 114 s 6

amd 2013 SL No. 217 s 8

sub 2014 SL No. 149 s 19

amd 2015 SL No. 44 s 6

**Assessment manager application fee components for particular applications for
waterway barrier works**

s 21C ins 2013 SL No. 114 s 6

sub 2014 SL No. 149 s 19

amd 2015 SL No. 44 s 7

**Assessment manager application fee for particular applications for fast-track
development**

s 21D ins 2013 SL No. 114 s 6

sub 2014 SL No. 149 s 19

amd 2015 SL No. 44 s 8

**Assessment manager application fee for applications by registered non-profit
organisations**

s 21E ins 2014 SL No. 149 s 19

amd 2015 SL No. 14 s 4; 2015 SL No. 44 s 9

Assessment manager application fee for concurrence agency assessment manager

s 21F ins 2014 SL No. 149 s 19

Subdivision 2—Concurrence agency application fee

sdiv hdg ins 2014 SL No. 149 s 19

**Concurrence agency application fee applies for relevant aspects of development—
Act, s 272**

s 21G ins 2014 SL No. 149 s 19

Concurrence agency application fee for particular building work

s 21H ins 2014 SL No. 149 s 19

**Concurrence agency application fee components for particular applications for
clearing vegetation**

s 21I ins 2014 SL No. 149 s 19

amd 2015 SL No. 44 s 10

**Concurrence agency application fee components for particular applications for
waterway barrier works**

s **21J** ins 2014 SL No. 149 s 19
amd 2015 SL No. 44 s 11

Concurrence agency application fee for particular applications for fast-track development

s **21K** ins 2014 SL No. 149 s 19
amd 2015 SL No. 44 s 12

Concurrence agency application fee for applications by registered non-profit organisations

s **21L** ins 2014 SL No. 149 s 19
amd 2015 SL No. 14 s 5; 2015 SL No. 44 s 13

Subdivision 3—Other fees

sdiv hdg ins 2014 SL No. 149 s 19

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

s **21M** ins 2014 SL No. 149 s 19
amd 2015 SL No. 44 s 14

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

s **21N** ins 2014 SL No. 149 s 19
amd 2015 SL No. 44 s 15

Qualifications of general referee—Act, s 571

s **26** amd 2011 SL No. 139 s 5

Guideline for parameters for working out cost of infrastructure for offset or refund—Act, s 633(2)

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; 2014 SL No. 66
s 3
sub 2014 SL No. 149 s 7

Guideline for parameters for criteria for deciding conversion application—Act, s 633A(2)

s **28** sub 2014 SL No. 149 s 7

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

s **29** om 2011 SL No. 139 s 7

Trunk infrastructure charge rates—Act, s 640

s **30** om 2014 SL No. 149 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

Guideline for method for working out cost of infrastructure for offset or refund—
Act, s 979(3)
s 40B ins 2014 SL No. 149 s 8

Guideline for criteria for deciding conversion application—Act, s 979(3A)
s 40C ins 2014 SL No. 149 s 8

References to maintenance covers
s 41A ins 2013 SL No. 217 s 9

PART 9—TRANSITIONAL PROVISIONS

pt hdg ins 2011 SL No. 265 s 33
sub 2013 SL No. 257 s 9

Division 1—Transitional provision for Building and Other Legislation Amendment
Regulation (No. 4) 2011
div hdg ins 2013 SL No. 257 s 10

Applications for building development approval to continue under pre-amended
regulation
s 43 ins 2011 SL No. 265 s 33

Division 2—Transitional provision for Building and Other Legislation Amendment
Regulation (No. 3) 2013
div hdg ins 2013 SL No. 257 s 11

Development applications involving child care centres
s 44 ins 2013 SL No. 257 s 11

Division 3—Transitional Provision for Sustainable Planning Amendment Regulation
(No. 7) 2013
div 3 (s 45) ins 2013 SL No. 258 s 8

Division 4—Transitional Provision for Sustainable Planning Amendment Regulation
(No. 2) 2015
div 4 (s 46) ins 2015 SL No. 44 s 21

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); 2013 SL
No. 265 s 81 sch 5 pt 2

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); 2013 Act No. 2 s 149; 2014 SL No. 63 s 4; 2014 Act No. 29 s 134; 2014 SL No. 149 s 9; 2014 SL No. 149 s 20; 2014 Act No. 40 s 154 sch 1 pt 3; 2015 SL No. 14 s 6; 2015 SL No. 107 s 12; 2014 Act No. 64 s 245; 2015 Act No. 28 s 54 sch 2

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; 2013 Act No. 2 s 150; 2014 SL No. 38 s 3; 2014 SL No. 47 s 4; 2014 Act No. 17 s 184 sch 1 pt 2; 2014 Act No. 16 s 34; 2014 SL No. 149 s 10; 2014 SL No. 236 s 7; 2015 SL No. 14 s 7

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

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; 2013 SL No. 197 s 4; 2013 SL No. 258 s 11; 2014 SL No. 63 s 5; 2014 SL No. 149 s 11; 2014 SL No. 192 s 27 sch 5; 2014 Act No. 40 s 154 sch 1 pt 3; 2014 SL No. 236 s 8; 2015 SL No. 44 s 16; 2015 SL No. 107 s 13; 2014 Act No. 64 s 246; 2015 Act No. 28 s 54 sch 2

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; 2014 SL No. 63 s 6; 2014 SL No. 149 s 12; 2014 Act No. 40 s 154 sch 1 pt 3

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; 2013 SL No. 257 s 12; 2014 SL No. 47 s 5; 2014 SL No. 63 s 7; 2014 Act No. 17 s 184 sch 1 pts 2, 4; 2014 SL No. 88 s 22; 2014 SL No. 149 s 13; 2014 Act No. 40 s 154 sch 1 pt 3; 2014 SL No. 236 s 9; 2015 SL No. 14 s 8; 2015 SL No. 30 s 8; 2015 SL No. 44 s 17; 2015 SL No. 107 s 14; 2014 Act No. 64 s 247; 2014 SL No. 334 s 43; 2015 SL No. 156 s 4

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; 2014 SL No. 88 s 23
sub 2014 SL No. 149 s 21
amd 2014 SL No. 236 s 10
sub 2015 SL No. 44 s 18
amd 2014 SL No. 334 s 44

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

amd 2011 SL No. 77 s 8; 2014 Act No. 17 s 184 sch 1 pt 4; 2014 SL No. 149 s 14

SCHEDULE 9—DEVELOPMENT IMPACTING ON STATE TRANSPORT INFRASTRUCTURE AND THRESHOLDS

sub 2013 SL No. 28 s 11
amd 2014 SL No. 47 s 6; 2014 SL No. 236 s 11; 2015 SL No. 44 s 19; 2015 SL No. 156 s 5

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

amd 2011 SL No. 77 s 9; 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
om 2014 SL No. 88 s 24

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; 2014 Act No. 17 s 184 sch 1 pt 4

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; 2014 SL No. 149 s 15; 2014 Act No. 40 s 154 sch 1 pt 3; 2015 SL No. 164 s 5

SCHEDULE 19—COMPLIANCE ASSESSMENT OF SUBDIVISION PLANS

amd 2010 Act No. 20 s 73; 2014 Act No. 16 s 35

SCHEDULE 20—COURT FEES

sub 2011 SL No. 139 s 11; 2012 SL No. 100 s 4; 2013 SL No. 114 s 14; 2014 SL No. 149 s 16; 2015 SL No. 44 s 4

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; 2014 SL No. 149 s 16; 2014 SL No. 137 s 4; 2015 SL No. 44 s 5

SCHEDULE 22—LOCAL GOVERNMENTS REQUIRED TO REVIEW PRIORITY INFRASTRUCTURE PLANS

om 2014 SL No. 149 s 16

SCHEDULE 23—TRUNK INFRASTRUCTURE CHARGE RATES

om 2014 SL No. 149 s 16

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; 2014 Act No. 17 s 184 sch 1 pt 2; 2015 SL No. 44 s 22

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)
amd 2014 SL No. 149 s 17

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)
amd 2014 SL No. 149 s 17

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)

amd 2014 Act No. 17 s 184 sch 1 pt 2

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)

amd 2014 SL No. 149 s 17

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)

amd 2014 SL No. 149 s 17

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

ins 2010 SL No. 279 s 4

SCHEDULE 26—DICTIONARY

def *accepted failure impact assessment* ins 2014 SL No. 149 s 22(2)

def *accommodation activities* ins 2013 SL No. 28 s 16(2)

def *active transport infrastructure* ins 2010 SL No. 343 s 5(2)

def *aggregate environmental score* ins 2014 SL No. 149 s 22(2)

def *airport* sub 2013 SL No. 258 s 16(1)–(2)

amd 2014 SL No. 236 s 12(1)

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 *alternative solution* ins 2015 SL No. 30 s 9

def *ANEF contour* ins 2013 SL No. 28 s 16(2)

def *aquaculture furniture* ins 2014 SL No. 149 s 22(2)

def *area management advice* om 2014 SL No. 149 s 18(1)

def *assessment manager application fee* ins 2013 SL No. 114 s 15(2)

def *assessment manager application fee component* ins 2014 SL No. 149 s 22(2)

def *Australian Noise Exposure Forecast* sub 2013 SL No. 258 s 16(1)–(2)

amd 2014 SL No. 236 s 12(1)

def *background level* ins 2010 SL No. 84 s 4(1)

def *bankfull width* ins 2013 SL No. 114 s 15(2)

om 2014 SL No. 149 s 22(1)

def *beach replenishment* ins 2013 SL No. 114 s 15(2)

om 2014 SL No. 149 s 22(1)

def *bed and banks* om 2014 Act No. 64 s 248(1)

def *boot camp centre* ins 2014 SL No. 38 s 4

def *boot camp centre provider* ins 2014 SL No. 38 s 4

def *boot camp program* ins 2014 SL No. 38 s 4

- 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 *caretaker's accommodation* ins 2015 SL No. 156 s 6(2)
- def *car park* ins 2013 SL No. 28 s 16(2)
- def *category 1 levee* ins 2014 SL No. 63 s 8(1)
- def *category 2 levee* ins 2014 SL No. 63 s 8(1)
- def *category 3 levee* ins 2014 SL No. 63 s 8(1)
- 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)
- sub 2014 SL No. 149 s 22(1)–(2)
- def *concurrence agency application fee component* ins 2014 SL No. 149 s 22(2)
- def *construction work* ins 2014 SL No. 149 s 22(2)
- def *cultural heritage significance* amd 2011 SL No. 266 s 4(2); 2012 SL No. 42 s 6(3) (disallowed 11 July 2012); 2015 SL No. 107 s 15
- 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 Act No. 20 s 74
- def *domestic housing activity* amd 2015 SL No. 156 s 6(3)
- def *domestic outbuilding* ins 2015 SL No. 156 s 6(2)
- def *domestic purposes* ins 2014 Act No. 29 s 135
- def *dual occupancy* ins 2015 SL No. 156 s 6(2)
- def *dwelling* ins 2014 SL No. 149 s 22(2)
- sub 2015 SL No. 156 s 6(1)–(2)
- def *dwelling house* ins 2015 SL No. 156 s 6(2)
- def *dwelling unit* ins 2015 SL No. 156 s 6(2)
- def *educational establishment* ins 2013 SL No. 28 s 16(2)
- def *education and care service premises* ins 2011 SL No. 278 s 28
- om 2014 SL No. 149 s 18(1)
- def *electricity infrastructure* ins 2011 SL No. 246 s 13(2)
- def *eligible development* ins 2014 SL No. 149 s 22(2)
- om 2015 SL No. 14 s 9(1)
- 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 *erosion prone area* ins 2014 SL No. 149 s 22(2)
- def *essential management* amd 2014 Act No. 17 s 184 sch 1 pt 2
- def *excluded material change of use* ins 2015 SL No. 156 s 6(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 *exempt bore* ins 2014 Act No. 29 s 135
- def *existing levee* ins 2014 SL No. 63 s 8(1)

- 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 *failure impact assessment* ins 2014 SL No. 149 s 22(2)
- def *fast-track development* ins 2014 SL No. 149 s 22(2)
- def *fisheries department* ins 2013 SL No. 114 s 15(2)
- om 2014 SL No. 149 s 22(1)
- def *fish habitat management operational policy* ins 2013 SL No. 114 s 15(2)
- om 2014 SL No. 149 s 22(1)
- 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; 2014 SL No. 88 s 25
- 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 Artesian Basin plan area* ins 2014 Act No. 29 s 135
- def *Great Barrier Reef wetland protection area* ins 2010 SL No. 76 s 14
- om 2011 SL No. 246 s 13(1)
- def *hazardous contaminant* om 2014 SL No. 149 s 18(1)
- def *health care services* ins 2013 SL No. 28 s 16(2)
- om 2014 SL No. 149 s 18(1)
- 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; 2014 Act No. 17 s 184 sch 1 pt 2; 2014 Act No. 40 s 154 sch 1 pt 3
- def *high impact industry* ins 2013 SL No. 28 s 16(2)
- def *high-risk waterway* ins 2014 SL No. 149 s 22(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 feedlotting* ins 2014 SL No. 149 s 22(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)
amd 2014 SL No. 236 s 12(1)
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)
amd 2014 SL No. 149 s 22(3)
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def *low-risk waterway* ins 2014 SL No. 149 s 22(2)
def *mainstream waterway* ins 2013 SL No. 114 s 15(2)
om 2014 SL No. 149 s 22(1)
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)
om 2014 SL No. 149 s 22(1)
def *major hazard facility* sub 2011 SL No. 240 s 824
def *major-risk waterway* ins 2014 SL No. 149 s 22(2)
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)
om 2014 SL No. 149 s 22(1)
def *master plan* ins 2012 SL No. 228 s 6
def *master planned area* ins 2015 No. 28 s 54 sch 2
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)
def *minor waterway barrier works code* ins 2013 SL No. 114 s 15(2)
om 2014 SL No. 149 s 22(1)
def *moderate-risk waterway* ins 2014 SL No. 149 s 22(2)
def *modify* ins 2014 SL No. 63 s 8(1)
def *monitoring bore* ins 2014 Act No. 29 s 135
def *multiple dwelling* ins 2015 SL No. 156s 6(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 *new or changed access* ins 2015 SL No. 156 s 6(2)
def *non-profit organisation* ins 2014 SL No. 149 s 22(2)
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def *non-State school* amd 2011 SL No. 266 s 4(4); 2012 SL No. 42 s 6(5)
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def *notifiable activity* om 2014 SL No. 149 s 18(1)
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- om 2014 SL No. 88 s 25(1)
- def *pig keeping* ins 2014 SL No. 149 s 22(2)
- def *population at risk* ins 2014 SL No. 149 s 22(2)
- def *port overlay* ins 2015 No. 28 s 54 sch 2
- 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)
- om 2014 SL No. 149 s 18(1)
- def *potentially sensitive material change of use of premises* ins 2013 SL No. 28 s 16(2)
- om 2014 SL No. 149 s 18(1)
- def *potential SCL* ins 2011 Act No. 47 s 299
- om 2014 SL No. 88 s 25(1)
- def *poultry farming* ins 2014 SL No. 149 s 22(2)
- def *priority development area* ins 2013 SL No. 2 s 30(2)
- def *priority port* ins 2015 No. 28 s 54 sch 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
- om 2014 SL No. 88 s 25(1)
- 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)
- amd 2014 SL No. 236 s 12(1)
- def *QPW code* ins 2012 SL No. 167 s 52
- def *railway* ins 2013 SL No. 28 s 16(2)
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- 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)
- om 2014 SL No. 149 s 22(1)
- def *registered non-profit organisation* ins 2015 SL No. 14 s 9(2)
- def *regrowth clearing authorisation* om 2014 SL No. 149 s 22(1)
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- om 2014 SL No. 149 s 22(1)
- def *regrowth vegetation code* om 2014 SL No. 149 s 22(1)
- def *regrowth vegetation map* om 2014 SL No. 149 s 22(1)
- def *regulated vegetation management map* ins 2013 SL No. 258 s 16(2)
- def *relevant aspect* ins 2014 SL No. 149 s 22(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 *relevant vehicular access* ins 2015 SL No. 44 s 20(1)
sub 2015 SL No. 156 s 6(1)–(2)
- def *remediate* ins 2013 SL No. 258 s 16(2)
- def *replacement water bore* ins 2014 Act No. 29 s 135
- def *residence* ins 2013 SL No. 114 s 15(2)
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- 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)
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- def *residential lease* ins 2012 SL No. 118 s 8(1)
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- def *resource activity* ins 2013 SL No. 258 s 16(2)
- def *resource allocation authority* ins 2013 SL No. 114 s 15(2)
- def *retirement facility* ins 2015 SL No. 156 s 6(2)
- def *road frontage* amd 2011 SL No. 266 s 4(7); 2012 SL No. 42 s 6(6) (disallowed 11 July 2012)
- def *saleyards* ins 2013 SL No. 151 s 5
- def *schedule 9 dwelling* ins 2015 SL No. 156 s 6(2)
- 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
om 2014 SL No. 88 s 25(1)
- def *SCL Act* ins 2011 Act No. 47 s 299
om 2014 SL No. 88 s 25(1)
- def *SCL chief executive* ins 2011 Act No. 47 s 299
om 2014 SL No. 88 s 25(1)
- def *SCL principles* ins 2011 Act No. 47 s 299
om 2014 SL No. 88 s 25(1)
- def *scour protection component* ins 2013 SL No. 114 s 15(2)
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- def *secondary dwelling* ins 2015 SL No. 156 s 6(2)
- def *self-assessable vegetation clearing code* ins 2013 SL No. 258 s 16(2)
- def *sensitive land use* ins 2014 SL No. 149 s 18(2)
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- 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 *service station* ins 2015 SL No. 156 s 6(2)
- def *sewer* ins 2013 SL No. 217 s 12
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- def *shop* ins 2013 SL No. 28 s 16(2)
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- 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)
amd 2014 Act No. 45 s 58 sch 1 pt 1

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- def *sole-occupancy unit* ins 2014 SL No. 149 s 18(2)
- 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 area* ins 2015 No. 28 s 54 sch 2
- def *State development assessment provisions* ins 2013 SL No. 114 s 15(2)
amd 2013 SL No. 258 s 16(5); 2014 SL No. 47 s 7(2); 2014 SL No. 63 s 8(2); 2014
SL No. 149 s 18(3); 2014 SL No. 236 s 12(2); 2015 SL No. 44 s 20(2); 2015 SL
No. 156 s 6(4)
- def *State Planning Policy* ins 2014 SL No. 236 s 12(3)
- def *State Planning Policy 2013* ins 2013 SL No. 258 s 16(2)
om 2014 SL No. 236 s 12(3)
- def *State school* amd 2011 SL No. 266 s 4(9); 2012 SL No. 42 s 6(8) (*disallowed 11
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- def *State toll road corridor land* ins 2010 SL No. 343 s 5(2)
- def *stock purposes* ins 2014 Act No. 29 s 135
- 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)
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- def *theatre* ins 2013 SL No. 28 s 16(2)
- def *thinning* ins 2013 SL No. 114 s 15(2)
- def *tidal land* ins 2014 SL No. 149 s 22(2)
- def *tier 3 major hazard facility* ins 2014 SL No. 149 s 22(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 *unmapped tidal waterway* ins 2014 SL No. 149 s 22(2)
- def *urban area* amd 2013 SL No. 258 s 16(6)
- def *urban development area* om 2013 SL No. 2 s 30(1)
- def *UXO area management advice* ins 2014 SL No. 149 s 18(2)
- def *warehouse* ins 2013 SL No. 28 s 16(2)
- def *water-based fire safety installation* ins 2011 SL No. 265 s 35
- def *water bore* ins 2014 Act No. 29 s 135
- def *watercourse* amd 2012 SL No. 118 s 8(3)–(4); 2014 Act No. 64 s 248(2)
- 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
- def *waterway* ins 2013 SL No. 114 s 15(2)
- def *waterways spatial data layer* ins 2014 SL No. 149 s 22(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)
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- def *wetland protection area* ins 2011 SL No. 246 s 13(2)

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