



Queensland

Planning Legislation (Fees and Other Matters) Amendment Regulation 2019

Subordinate Legislation 2019 No. 104

made under the

Planning Act 2016

Regional Planning Interests Act 2014

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Planning Legislation (Fees and Other Matters) Amendment Regulation 2019*.

2 Commencement

This regulation commences on 1 July 2019 immediately after the commencement of the *Plumbing and Drainage Regulation 2019*.

Part 2 Amendment of Planning Regulation 2017

3 Regulation amended

This part amends the *Planning Regulation 2017*.

4 Amendment of s 33 (Required fee for development applications—Act, s 51)

Section 33(1)(b), example, ‘\$22,675.00’—

omit, insert—

\$23,185.00

5 Amendment of s 34 (Required fee for referral agency’s assessment—Act, s 54)

Section 34(1)(b), example, ‘\$10,528.00’—

omit, insert—

\$10,765.00

[s 6]

6 Amendment of s 35 (Fee for operational work for clearing native vegetation)

Section 35, ‘\$12,956’—

omit, insert—

\$13,248

7 Amendment of s 36 (Fee for operational work that is waterway barrier works)

Section 36, ‘\$12,956’—

omit, insert—

\$13,248

8 Amendment of s 36A (Fee for assessable development under sch 10, pt 16)

Section 36A, ‘\$1,619’—

omit, insert—

\$1,655

9 Amendment of s 37 (Fee for fast-track development)

Section 37, ‘\$809’—

omit, insert—

\$827

10 Amendment of s 38 (Required fee for registered non-profit organisations and government-funded community development)

(1) Section 38(2), example 1, ‘\$12,956, is \$6,478’—

omit, insert—

\$13,248, is \$6,624

(2) Section 38(2), example 2, ‘\$809, is \$404.50’—

omit, insert—

\$827, is \$413.50

11 Amendment of s 56 (Required fees for tribunal proceedings—Act, s 237)

Section 56—

insert—

- (2) A reference in schedule 17, item 6, 11 or 16 to an appeal about a decision under the *Plumbing and Drainage Act 2018* is taken to include a reference to an appeal about a decision under the repealed *Plumbing and Drainage Act 2002*, part 4 or 5.
- (3) A reference in schedule 17, item 18 to an appeal about an enforcement notice given in relation to a matter relating to the *Plumbing and Drainage Act 2018* is taken to include a reference to an appeal about an enforcement notice given in relation to a matter relating to the repealed *Plumbing and Drainage Act 2002*.

12 Amendment of sch 6, pt 2, s 2 (Material change of use for particular buildings or structures)

Schedule 6, part 2, section 2(2)—

omit, insert—

- (2) A material change of use of premises for a dwelling house, if—
 - (a) the use is for a residential purpose in a residential zone; and
 - (b) either—
 - (i) there is no dwelling on the premises; or
 - (ii) the material change of use involves repairing, renovating, altering or adding to the dwelling house in a way

[s 12]

that does not change the classification for the dwelling house under the Building Code; and

- (c) either—
 - (i) no overlay, as identified in the local categorising instrument and relevant to assessment of the material change of use, applies to the premises; or
 - (ii) only an overlay about bush fire hazards applies to the premises and the premises are less than 2,000m².
- (3) A material change of use of premises for a dual occupancy, if—
 - (a) the use is for a residential purpose in a residential zone; and
 - (b) either—
 - (i) the material change of use involves repairing, renovating, altering or adding to the dual occupancy in a way that does not change the classification for the dual occupancy under the Building Code; or
 - (ii) if the dual occupancy is made up of 2 attached dwellings—the local government for the local government area where the premises are has, by resolution, decided to apply this subsection to the premises.
- (4) A material change of use of premises for a class 10 building or structure, if—
 - (a) the use is for a residential purpose in a residential zone; and
 - (b) either—

- (i) no overlay, as identified in the local categorising instrument and relevant to assessment of the material change of use, applies to the premises; or
- (ii) only an overlay about bush fire hazards applies to the premises and the premises are less than 2,000m².

13 Omission of sch 6, pt 2, s 6A (Material change of use for particular supervised accommodation service)

Schedule 6, part 2, section 6A—

omit.

14 Amendment of sch 6, pt 5 (Other development)

Schedule 6, part 5—

insert—

31 Development for detention centre on lot 395 on SP118987

Development for a detention centre under the *Youth Justice Act 1992* on lot 395 on SP118987, if the development—

- (a) results in an increase in capacity of the centre to accommodate not more than 16 detainees; and
- (b) results in any building or structure being at least the same distance from the road frontage of the lot as the nearest existing building or structure; and
- (c) does not reduce the number of existing car parks at the centre; and
- (d) complies with assessment benchmarks stated in the State Planning Policy relevant

[s 14]

to the development, to the extent the matters relate to—

- (i) liveable communities; and
- (ii) mining and extractive resources; and
- (iii) natural hazards, risk and resilience; and
- (iv) strategic airports and aviation facilities; and
- (v) water quality.

32 Development for detention centre on lot 409 on SP257441

- (1) Development for a detention centre under the *Youth Justice Act 1992* in the area (the ***development area***) shown on the detention centre map, if the development—
 - (a) results in a detention centre with capacity to accommodate not more than 32 detainees; and
 - (b) results in any new building or covered outdoor area being at least 6m from each boundary of the development area; and
 - (c) results in any new building or covered outdoor area having a height of not more than the higher of the following—
 - (i) the tallest building located on lot 395 on SP118987;
 - (ii) 15m; and
 - (d) complies with AS 2560.1:2018 Sports lighting Part 1: General principles for any outdoor lighting; and
 - (e) results in any car park being located within—
 - (i) the development area; or

- (ii) lot 395 on SP118987; and
- (f) complies with assessment benchmarks stated in the State Planning Policy relevant to the development, to the extent the matters relate to—
 - (i) liveable communities; and
 - (ii) mining and extractive resources; and
 - (iii) natural hazards, risk and resilience; and
 - (iv) strategic airports and aviation facilities; and
 - (v) water quality.
- (2) In this section—

detention centre map means the map called ‘development area map’ dated 3 June 2019 and published on the website of the department within which the *Youth Justice Act 1992* is administered.

15 Amendment of sch 9 (Building work under Building Act)

- (1) Schedule 9, part 3, division 1, table 1, item 8, column 2, ‘\$3,240.00’—
omit, insert—
 \$3,313.00
- (2) Schedule 9, part 3, division 1, table 2, entry for item 8—
omit, insert—

8	Fee for referral—	
	(a) if the building work is on Brisbane core port land	Nil

[s 15]

(b) if paragraph (a) does not apply and the applicant holds a resource allocation authority for all of the development	\$1,655.00
(c) if paragraphs (a) and (b) do not apply and the development is expected to cause a permanent loss of capacity of tidal land—	
(i) if the development is to be carried out in an area of no more than 500m ²	\$6,625.00
(ii) otherwise	\$13,248.00
(d) if paragraphs (a) and (b) do not apply and the development is not expected to cause a permanent loss of capacity of tidal land—	
(i) if the development is to be carried out in an area of no more than 1,500m ²	\$6,625.00
(ii) otherwise	\$13,248.00

(3) Schedule 9, part 3, division 1, table 3, item 8, column 2, ‘\$1,619.00’—

omit, insert—

\$1,655.00

(4) Schedule 9, part 3, division 1, table 4, item 8, column 2, ‘\$1,619.00’—

omit, insert—

\$1,655.00

16 Amendment of sch 10 (Development assessment)

(1) Schedule 10, part 1, division 2, table 1, item 5, ‘\$1,619.00’—
omit, insert—

\$1,655.00

(2) Schedule 10, part 3, division 3, table 1, entry for item 5—
omit, insert—

<p>5 Fee for development application, if the chief executive is the assessment manager—</p> <p>(a) if the operational work is necessary environmental clearing because it is necessary to—</p> <p>(i) restore the ecological and environmental condition of land</p> <p>(ii) divert existing natural channels in a way that replicates the existing form of the natural channels</p> <p>(iii) prepare for the likelihood of a natural disaster</p> <p>(iv) remove contaminants from land</p>	<p>Nil</p> <p>\$6,625.00</p> <p>Nil</p> <p>Nil</p>
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[s 16]

<p>(b) if the operational work is for a purpose other than reconfiguring a lot, a material change of use or necessary environmental clearing and 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>\$3,313.00</p>
<p>(ii) fodder harvesting as defined under the Vegetation Management Act, schedule</p>	<p>\$3,313.00</p>
<p>(iii) for managing thickened vegetation as defined under the Vegetation Management Act, schedule</p>	<p>\$3,313.00</p>
<p>(iv) the clearing of encroachment as defined under the Vegetation Management Act, schedule</p>	<p>\$3,313.00</p>

(v) necessary for controlling declared pests or vegetation that is not native vegetation	Nil
(vi) necessary for ensuring public safety	Nil
(c) otherwise	\$13,248.00

(3) Schedule 10, part 3, division 4, table 2, entry for item 8—
omit, insert—

8 Fee for referral—	
(a) if the reconfiguration involves a material change of use stated in table 3, item 1, column 2	Nil
(b) if paragraph (a) does not apply and the reconfiguration is rearranging the boundaries of a lot	\$1,655.00

[s 16]

<p>(c) if paragraph (a) does not apply and the reconfiguration is the subdivision of 1 lot into 2 lots on premises that do not include an endangered regional ecosystem, of concern regional ecosystem or essential habitat for protected wildlife</p>	<p>\$3,313.00</p>
<p>(d) if paragraphs (a), (b) and (c) do not apply</p>	<p>\$6,625.00</p>

(4) Schedule 10, part 3, division 4, table 3, entry for item 8—
omit, insert—

<p>8 Fee for referral—</p> <p>(a) if the material change of use—</p> <p>(i) does not involve reconfiguring a lot, or involves reconfiguring a lot that is the subdivision of 1 lot into 2 or rearranging the boundaries of a lot; and</p>	<p>\$3,313.00</p>
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<p>(ii) is on premises that does not include an endangered regional ecosystem, of concern regional ecosystem or essential habitat for protected wildlife</p> <p>(b) otherwise</p>	<p>\$6,625.00</p>
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(5) Schedule 10, part 4, division 3, table 1, item 8, column 2, ‘\$809.00’—

omit, insert—

\$827.00

(6) Schedule 10, part 5, division 3, table 1, entry for item 5—

omit, insert—

<p>5 Fee for development application if the chief executive is the assessment manager—</p> <p>(a) if the environmentally relevant activity involves a relevant activity stated in the Environmental Protection Regulation, schedule 2, section 2, 3 or 4</p> <p>(b) otherwise—</p> <p>(i) if the aggregate environmental score for the environmentally relevant activity is 25 or less</p>	<p>\$3,313.00</p> <p>\$1,655.00</p>
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[s 16]

(ii) if the aggregate environmental score for the environmentally relevant activity is more than 25, but no more than 74	\$3,313.00
(iii) if the aggregate environmental score for the environmentally relevant activity is more than 74	\$13,248.00

(7) Schedule 10, part 6, division 1, subdivision 2, table 1, entry for item 5—

omit, insert—

5 Fee for development application, if the chief executive is the assessment manager—	
(a) if the aquaculture—	\$3,313.00
(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—	\$6,625.00

<p>(i) is carried out in a tank, pond or hatchery that covers an area of 100ha or less; and</p> <p>(ii) is expected to cause the discharge of waste into Queensland waters</p>	
<p>(c) if the aquaculture—</p>	<p>\$13,248.00</p>
<p>(i) is carried out in a tank, pond or hatchery that covers an area of more than 100ha; and</p> <p>(ii) is expected to cause the discharge of waste into Queensland waters</p>	
<p>(d) if the aquaculture—</p>	<p>\$13,248.00</p>
<p>(i) is carried out on tidal land; and</p> <p>(ii) involves the addition of feed</p>	
<p>(e) if—</p>	<p>\$3,313.00</p>
<p>(i) the aquaculture is carried out on tidal land that covers an area of 50ha or less and does not involve the addition of feed; and</p>	

<p>(b) if paragraph (a) does not apply and the development is expected to cause a permanent loss of capacity of tidal land—</p> <p style="padding-left: 2em;">(i) if the development is to be carried out in an area of no more than 500m²</p> <p style="padding-left: 2em;">(ii) otherwise</p> <p>(c) if paragraph (a) does not apply and the development is not expected to cause a permanent loss of capacity of tidal land—</p> <p style="padding-left: 2em;">(i) if the development is to be carried out in an area of no more than 1,500m²</p> <p style="padding-left: 2em;">(ii) otherwise</p>	<p>\$6,625.00</p> <p>\$13,248.00</p> <p>\$6,625.00</p> <p>\$13,248.00</p>
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(9) Schedule 10, part 6, division 3, subdivision 2, table 1, entry for item 5—

omit, insert—

<p>5 Fee for development application, if the chief executive is the assessment manager—</p> <p style="padding-left: 2em;">(a) if—</p>	<p>\$3,313.00</p>
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[s 16]

<p>(i) the operational work is the removal, destruction or damage of marine plants covering an area less than 25m²; or</p> <p>(ii) the operational work is to be carried out in an area that is above the level of the highest astronomical tide; or</p> <p>(iii) the operational work is for education or research</p> <p>(b) if—</p> <p>(i) the operational work is the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 500m², and is expected to cause a loss of capacity of tidal land; or</p> <p>(ii) the operational work is the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 1,500m², and is not expected to cause a loss of capacity of tidal land</p>	<p>\$6,625.00</p>
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<p>(c) if—</p> <p>(i) the operational work is the removal, destruction or damage of marine plants covering an area of more than 500m² and is expected to cause a loss of capacity of tidal land; or</p> <p>(ii) the operational work is the removal, destruction or damage of marine plants covering an area of more than 1,500m² and is not expected to cause a loss of capacity of tidal land</p>	<p>\$13,248.00</p>
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(10) Schedule 10, part 6, division 3, subdivision 3, table 2, entry for item 8—

omit, insert—

<p>8 Fee for referral—</p> <p>(a) for a material change of use or reconfiguring a lot, if—</p> <p>(i) the development involves the removal, destruction or damage of marine plants covering an area less than 25m²; or</p>	<p>\$3,313.00</p>
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[s 16]

<p>(ii) the development is to be carried out in an area that is above the level of the highest astronomical tide; or</p> <p>(iii) the development is for education or research</p>	
<p>(b) for a material change of use or reconfiguring a lot, if—</p> <p>(i) the development involves the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 500m², and is expected to cause a loss of capacity of tidal land; or</p> <p>(ii) the development involves the removal, destruction or damage of marine plants covering an area of at least 25m², but no more than 1,500m², and is not expected to cause a loss of capacity of tidal land</p>	<p>\$6,625.00</p>
<p>(c) for a material change of use or reconfiguring a lot, if—</p>	<p>\$13,248.00</p>

<p>(i) the development involves the removal, destruction or damage of marine plants covering an area of more than 500m² and is expected to cause a loss of capacity of tidal land; or</p> <p>(ii) the development involves the removal, destruction or damage of marine plants covering an area of more than 1,500m² and is not expected to cause a loss of capacity of tidal land</p>	
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(11) Schedule 10, part 6, division 4, subdivision 2, table 1, entry for item 5—

omit, insert—

<p>5 Fee for development application, if the chief executive is the assessment manager—</p> <p>(a) for each waterway barrier works the subject of the application, if—</p>	<p>\$3,313.00</p>
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[s 16]

<p>(i) the applicant has a fish movement exemption notice under the Fisheries Act for the application and the notice still applies; or</p> <p>(ii) the waterway barrier works are to be constructed or raised in a low-risk waterway and the primary purpose of the works is not the impounding of water</p>	
<p>(b) for each waterway barrier works the subject of the application, if—</p> <p>(i) the waterway barrier works are a bridge to be constructed in a major-risk waterway; or</p> <p>(ii) the waterway barrier works are to be constructed or raised in a moderate-risk waterway or high-risk waterway and the primary purpose of the works is not the impounding of water</p>	<p>\$6,625.00</p>
<p>(c) for each waterway barrier works the subject of the application, if—</p>	<p>\$13,248.00</p>

<p>(i) the primary purpose of the waterway barrier works is to impound water; or</p> <p>(ii) the waterway barrier works are to be constructed or raised in a major-risk waterway or an unmapped tidal waterway and is not a bridge</p> <p>(d) otherwise, for each waterway barrier works the subject of the application</p>	<p>\$3,313.00</p>
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(12) Schedule 10, part 7, division 2, table 1, item 5, column 2, ‘\$12,956.00’—

omit, insert—

\$13,248.00

(13) Schedule 10, part 7, division 3, table 1, item 8, column 2, ‘\$809.00’—

omit, insert—

\$827.00

(14) Schedule 10, part 8, division 2, subdivision 2, table 1, item 5, column 2, ‘\$3,240.00’—

omit, insert—

\$3,313.00

(15) Schedule 10, part 8, division 2, subdivision 2, table 2, item 5, column 2, ‘\$1,619.00’—

omit, insert—

\$1,655.00

[s 16]

- (16) Schedule 10, part 9, division 1, table 1, item 8, column 2, ‘\$1,619.00’—

omit, insert—

\$1,655.00

- (17) Schedule 10, part 9, division 4, subdivision 1, table 1, entry for item 8—

omit, insert—

<p>8 Fee for referral—</p> <p>(a) if the development involves reconfiguring a lot stated in subdivision 2, table 1, item 1, column 2, table 2, item 1, column 2 or table 3, item 1, column 2 or a material change of use stated in subdivision 2, table 4, item 1, column 2—</p> <p>(i) for premises in local government area 1</p> <p>(ii) for premises in local government area 2</p> <p>(b) if paragraph (a) does not apply—</p> <p>(i) for premises in local government area 1</p> <p>(ii) for premises in local government area 2</p>	<p>\$3,313.00</p> <p>\$1,655.00</p> <p>\$6,625.00</p> <p>\$3,313.00</p>
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- (18) Schedule 10, part 9, division 4, subdivision 2, table 1, entry for item 8—

omit, insert—

<p>8 Fee for referral—</p> <p>(a) if the reconfiguration results in less than 50 lots</p> <p>(b) if the reconfiguration results in 50 lots or more, but no more than 200 lots</p> <p>(c) if the reconfiguration results in more than 200 lots</p>	<p>$\\$1,655.00 + (\\$827.00 \times S)$</p> <p>where—</p> <p><i>S</i> means the number of State transport corridors that all or part of the premises are within 25m of, minus 1</p> <p><i>Example—</i></p> <p>For premises within 25m of 3 State transport corridors, the fee is $\\$1,655.00 + (\\$827.00 \times 2) = \\$3,309.00$.</p> <p>$\\$3,313.00 + (\\$1,655.00 \times S)$</p> <p>where—</p> <p><i>S</i> means the number of State transport corridors that all or part of the premises are within 25m of, minus 1</p> <p><i>Example—</i></p> <p>For premises within 25m of 3 State transport corridors, the fee is $\\$3,313.00 + (\\$1,655.00 \times 2) = \\$6,623.00$.</p> <p>$\\$6,625.00 + (\\$3,313.00 \times S)$</p> <p>where—</p>
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[s 16]

	<p>S means the number of State transport corridors that all or part of the premises are within 25m of, minus 1</p> <p><i>Example—</i></p> <p>For premises within 25m of 3 State transport corridors, the fee is \$6,625.00 + (\$3,313.00 x 2) = \$13,251.00.</p>
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(19) Schedule 10, part 9, division 4, subdivision 2, table 2, entry for item 8—

omit, insert—

<p>8 Fee for referral—</p> <p>(a) if the reconfiguration results in less than 50 lots</p> <p>(b) if the reconfiguration results in 50 lots or more, but no more than 200 lots</p> <p>(c) if the reconfiguration results in more than 200 lots</p>	<p>\$827.00 for each future State transport corridor</p> <p>\$1,655.00 for each future State transport corridor</p> <p>\$3,313.00 for each future State transport corridor</p>
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(20) Schedule 10, part 9, division 4, subdivision 2, table 3, entry for item 8—

omit, insert—

<p>8 Fee for referral—</p> <p>(a) if the reconfiguration involves reconfiguring a lot stated in table 1, item 1, column 2</p>	<p>Nil</p>
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(b) if paragraph (a) does not apply and the reconfiguration results in 50 lots or less	\$827.00
(c) if paragraph (a) does not apply and the reconfiguration results in more than 50 lots, but no more than 200 lots	\$1,655.00
(d) if paragraph (a) does not apply and the reconfiguration results in more than 200 lots	\$3,313.00

(21) Schedule 10, part 9, division 4, subdivision 2, table 4, entry for item 8—

omit, insert—

8 Fee for referral—	
(a) if the material change of use involves reconfiguring a lot stated in table 1, item 1, column 2, table 2, item 1, column 2 or table 3, item 1, column 2	Nil
(b) if paragraph (a) does not apply and the material change of use is stated in item 1, column 2, paragraph (a) and does not involve new relevant vehicular access to a State transport corridor—	

[s 16]

<p>(i) for premises that consist of at least 1 dwelling but no more than 4 dwellings</p>	<p>\$827.00 for each State transport corridor that all or part of the premises is within 25m of</p>
<p>(ii) otherwise</p>	<p>\$1,655.00 + (\$827.00 x S) where— <i>S</i> means the number of State transport corridors that all or part of the premises is within 25m of, minus 1 <i>Example—</i> For premises within 25m of 3 State transport corridors, the fee is \$1,655.00 + (\$827.00 x 2) = \$3,309.00.</p>
<p>(c) if paragraph (a) does not apply and the material change of use is stated in item 1, column 2, paragraph (c) and does not involve new relevant vehicular access to a State transport corridor—</p>	
<p>(i) for premises that consist of at least 1 dwelling but no more than 4 dwellings</p>	<p>\$827.00</p>
<p>(ii) otherwise</p>	<p>\$1,655.00</p>

<p>(d) if paragraph (a) does not apply and the material change of use is stated in item 1, column 2, paragraph (a) or (c) and involves a new relevant vehicular access to a State transport corridor—</p> <p>(i) for premises that consist of at least 1 dwelling but no more than 4 dwellings</p> <p>(ii) otherwise</p>	<p>$\\$1,655.00 + (\\$827.00 \times S)$</p> <p>where—</p> <p><i>S</i> means the number of State transport corridors that all or part of the premises is within 25m of, minus 1</p> <p><i>Example—</i></p> <p>For premises within 25m of 3 State transport corridors, the fee is $\\$1,655.00 + (\\$827.00 \times 2) = \\$3,309.00$.</p> <p>$\\$3,313.00 + (\\$1,655.00 \times S)$</p> <p>where—</p> <p><i>S</i> means the number of State transport corridors that all or part of the premises is within 25m of, minus 1</p> <p><i>Example—</i></p> <p>For premises within 25m of 3 State transport corridors, the fee is $\\$3,313.00 + (\\$1,655.00 \times 2) = \\$6,623.00$.</p>
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[s 16]

<p>(e) if paragraph (a) does not apply and all or part of the premises are a future State transport corridor—</p> <p>(i) for premises that consist of at least 1 dwelling but no more than 4 dwellings</p> <p>(ii) otherwise</p>	<p>\$827.00 for each future State transport corridor</p> <p>\$1,655.00 for each future State transport corridor</p>
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(22) Schedule 10, part 9, division 4, subdivision 2, table 5, entry for item 8—

omit, insert—

<p>8 Fee for referral</p>	<p>$\\$3,313.00 + (\\$1,655.00 \times S)$</p> <p>where—</p> <p>S means the number of State transport corridors that all or part of the premises is within 25m of, minus 1</p> <p><i>Example—</i></p> <p>For premises within 25m of 3 State transport corridors, the fee is $\\$3,313.00 + (\\$1,655.00 \times 2) = \\$6,623.00$.</p>
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(23) Schedule 10, part 9, division 4, subdivision 2, table 6, entry for item 8—

omit, insert—

8	Fee for referral	$\$3,313.00 + (\$1,655.00 \times F)$ where— <i>F</i> means the number of future State transport corridors on the premises, minus 1 <i>Example—</i> For premises that have 3 future State transport corridors on the premises, the fee is $\$3,313.00 + (\$1,655.00 \times 2) = \$6,623.00$.
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(24) Schedule 10, part 9, division 4, subdivision 3, table 1, item 8, column 2, ‘\$6,479.00’—

omit, insert—

\$6,625.00

(25) Schedule 10, part 9, division 4, subdivision 3, table 2, item 8, column 2, ‘\$6,479.00’—

omit, insert—

\$6,625.00

(26) Schedule 10, part 9, division 4, subdivision 3, table 3, item 8, column 2, ‘\$6,479.00’—

omit, insert—

\$6,625.00

(27) Schedule 10, part 13, division 1, subdivision 1, table 1, entry for item 5—

omit, insert—

[s 16]

<p>5 Fee for development application, if the chief executive is the assessment manager—</p> <p>(a) if the development is consistent with the Brisbane port LUP and requires code assessment</p> <p>(b) if the development is inconsistent with the Brisbane port LUP and requires—</p> <p>(i) code assessment</p> <p>(ii) impact assessment</p>	<p>\$9,659.00</p> <p>\$15,179.00</p> <p>\$27,597.00</p>
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(28) Schedule 10, part 15, division 1, table 1, item 8, column 2, ‘\$1,619.00’—

omit, insert—

\$1,655.00

(29) Schedule 10, part 15, division 2, subdivision 3, table 1, item 8, column 2, ‘\$1,619.00’—

omit, insert—

\$1,655.00

(30) Schedule 10, part 16, division 2, subdivision 3, table 1, item 8, column 2, ‘\$1,619.00’—

omit, insert—

\$1,655.00

(31) Schedule 10, part 16, division 3, subdivision 4, table 1, item 8, column 2, ‘\$1,619.00’—

omit, insert—

\$1,655.00

- (32) Schedule 10, part 16, division 4, subdivision 3, table 1, item 8, column 2, '\$1,619.00'—

omit, insert—

\$1,655.00

- (33) Schedule 10, part 16, division 6, subdivision 4, table 1, item 8, column 2, '\$1,619.00'—

omit, insert—

\$1,655.00

- (34) Schedule 10, part 16, division 6, subdivision 4, table 2, item 8, column 2, '\$1,619.00'—

omit, insert—

\$1,655.00

- (35) Schedule 10, part 16, division 7, subdivision 3, table 1, item 8, column 2, '\$1,619.00'—

omit, insert—

\$1,655.00

- (36) Schedule 10, part 17, division 2, table 1, entry for item 5—

omit, insert—

5	Fee for development application, if the chief executive is the assessment manager—	
(a)	if—	\$6,625.00

[s 16]

<p>(i) the operational work involves the disposal of dredge spoil or other solid waste material in tidal water; or</p> <p>(ii) the operational work is for the construction of an artificial waterway</p>	
<p>(b) if the operational work is for coastal management purposes that involve beach nourishment or stinger net enclosures</p>	<p>Nil</p>
<p>(c) if the operational work is directly related to the provision of lifesaving or rescue services by a volunteer community organisation</p>	<p>Nil</p>
<p>(d) otherwise</p>	<p>\$3,313.00</p>

(37) Schedule 10, part 17, division 3, table 1, entry for item 8—
omit, insert—

<p>8 Fee for referral—</p> <p>(a) if—</p> <p>(i) the operational work involves the disposal of dredge spoil or other solid waste material in tidal water; or</p>	<p>\$6,625.00</p>
--	-------------------

(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 or stinger net enclosures	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 single boat ramp, jetty, pontoon or similar structure	\$827.00
(e) otherwise	\$3,313.00

(38) Schedule 10, part 17, division 3, table 2, entry for item 8—
omit, insert—

8 Fee for referral—	
(a) if the tidal works are—	\$1,655.00
(i) a boat ramp, jetty or pontoon with capacity for a single vessel; or	

[s 16]

<ul style="list-style-type: none"> (ii) a deck, or other structure, that is for private use, other than a structure mentioned in subparagraph (i); or (iii) a drainage outlet; or (iv) a stormwater outlet; or (v) a revetment wall associated with tidal works stated in subparagraph (i) 	
<p>(b) if the tidal works are—</p>	\$3,313.00
<ul style="list-style-type: none"> (i) a boat ramp, jetty or pontoon with capacity for more than 1 vessel, but no more than 5 vessels; or (ii) a revetment wall associated with tidal works stated in subparagraph (i) 	
<p>(c) otherwise</p>	\$13,248.00

(39) Schedule 10, part 17, division 3, table 5, entry for item 8—
omit, insert—

<p>8 Fee for referral—</p> <ul style="list-style-type: none"> (a) if the reconfiguration is in connection with the construction of an artificial waterway 	\$13,248.00
--	-------------

(b) if the premises are to be reconfigured to create 100 or more lots	\$13,248.00
(c) otherwise	\$6,625.00

(40) Schedule 10, part 17, division 3, table 6, item 8, column 2, ‘\$3,240.00’—

omit, insert—

\$3,313.00

(41) Schedule 10, part 18, table 1, item 8, column 2, ‘\$15,525.00’—

omit, insert—

\$15,874.00

(42) Schedule 10, part 19, division 1, subdivision 2, table 1, entry for item 5—

omit, insert—

5 Fee for development application, if the chief executive is the assessment manager—	
(a) if the work involves the taking of water	\$165.00
(b) if the work involves interfering with water	\$6,625.00

(43) Schedule 10, part 19, division 2, subdivision 2, table 1, item 5, column 2, ‘\$3,240.00’—

omit, insert—

\$3,313.00

(44) Schedule 10, part 19, division 2, subdivision 3, table 1, item 8, column 2, ‘\$3,240.00’—

[s 16]

omit, insert—

\$3,313.00

- (45) Schedule 10, part 19, division 3, subdivision 2, table 1, entry for item 5—

omit, insert—

5	Fee for development application, if the chief executive is the assessment manager—	
	(a) if the accepted failure impact assessment for the dam states the dam has, or will have, a category 2 failure impact rating	\$13,248.00
	(b) if the accepted failure impact assessment for the dam states the dam has, or will have, a category 1 failure impact rating, and the dam is, or is intended to be—	\$6,625.00
	(i) more than 20m high; and	
	(ii) capable of impounding 5,000ML or more	
	(c) otherwise	\$3,313.00

- (46) Schedule 10, part 19, division 4, subdivision 3, table 1, item 8, column 2, '\$6,479.00'—

omit, insert—

\$6,625.00

-
- (47) Schedule 10, part 20, division 3, table 1, item 5, column 2,
'\$3,240.00'—

omit, insert—

\$3,313.00

- (48) Schedule 10, part 20, division 4, table 2, item 8, column 2,
'\$3,240.00'—

omit, insert—

\$3,313.00

- (49) Schedule 10, part 20, division 4, table 3, item 8, column 2,
'\$3,240.00'—

omit, insert—

\$3,313.00

- (50) Schedule 10, part 21, division 2, table 1, item 5, column 2,
'\$12,956.00'—

omit, insert—

\$13,248.00

17 Replacement of schs 15–17

Schedules 15 to 17—

omit, insert—

Schedule 15 Required fee for particular change applications and extension applications

section 39

[s 17]

Column 1	Column 2	Column 3
	Type of application	Required fee
1	Change application for a minor change to a development approval— (a) if the development approval was given for a prescribed development application— (i) made by a registered non-profit organisation; or (ii) to which section 38 applied (b) otherwise	 \$827.50 \$1,655.00
2	Change application other than for a minor change to a development approval	The fee that would be payable to the assessment manager if the change application were a development application
3	Extension application— (a) if the development approval that the extension application relates to was given for a prescribed development application made by a registered non-profit organisation (b) otherwise	 \$413.50 \$827.00

Schedule 16 Prescribed amount

section 52

Table 1—Prescribed amount	
Column 1	Column 2
Use	Prescribed amount
Residential uses	
1 Dwelling house	1 \$20,956.80 for each dwelling with 2 or less bedrooms
2 Dual occupancy	
3 Caretaker’s accommodation	2 \$29,339.55 for each dwelling with 3 or more bedrooms
4 Multiple dwelling	
Accommodation (short-term)	
1 Tourist park	1 If the tourist park has tent or caravan sites— (a) \$10,478.40 for each group of 2 sites or less (b) \$14,669.75 for each group of 3 sites 2 If the tourist park has cabins— (a) \$10,478.40 for each cabin with 2 or less bedrooms (b) \$14,669.75 for each cabin with 3 or more bedrooms
2 Hotel	1 \$10,478.40 for each suite with 2 or less bedrooms
3 Short-term accommodation	2 \$14,669.75 for each suite with 3 or more bedrooms
4 Resort complex	3 \$10,478.40 for each bedroom that is not part of a suite

[s 17]

Table 1—Prescribed amount	
Column 1	Column 2
Use	Prescribed amount
Accommodation (long-term)	
1 Relocatable home park	1 \$20,956.80 for each relocatable dwelling site for 2 or less bedrooms 2 \$29,339.55 for each relocatable dwelling site for 3 or more bedrooms
2 Community residence 3 Retirement facility 4 Rooming accommodation	1 \$20,956.80 for each suite with 2 or less bedrooms 2 \$29,339.55 for each suite with 3 or more bedrooms 3 \$20,956.80 for each bedroom that is not part of a suite
Places of assembly	
1 Club 2 Community use 3 Function facility 4 Funeral parlour 5 Place of worship	1 \$73.35 for each square metre of gross floor area 2 \$10.50 for each square metre impervious to stormwater
Commercial (bulk goods)	
1 Agricultural supplies store 2 Bulk landscape supplies 3 Garden centre 4 Hardware and trade supplies 5 Outdoor sales 6 Showroom	1 \$146.70 for each square metre of gross floor area 2 \$10.50 for each square metre impervious to stormwater
Commercial (retail)	

Table 1—Prescribed amount	
Column 1	Column 2
Use	Prescribed amount
1 Adult store 2 Food and drink outlet 3 Service industry 4 Service station 5 Shop 6 Shopping centre	1 \$188.60 for each square metre of gross floor area 2 \$10.50 for each square metre impervious to stormwater
Commercial (office)	
1 Office 2 Sales office	1 \$146.70 for each square metre of gross floor area 2 \$10.50 for each square metre impervious to stormwater
Educational facility	
1 Childcare centre 2 Community care centre 3 Educational establishment	1 \$146.70 for each square metre of gross floor area 2 \$10.50 for each square metre impervious to stormwater
Entertainment	
1 Hotel 2 Nightclub entertainment facility 3 Theatre 4 Resort complex	1 \$209.55 for each square metre of gross floor area, other than areas for providing accommodation 2 \$10.50 for each square metre impervious to stormwater
Indoor sport and recreation	

[s 17]

Table 1—Prescribed amount	
Column 1	Column 2
Use	Prescribed amount
1 Indoor sport and recreation	1 \$209.55 for each square metre of gross floor area, other than court areas 2 \$20.90 for each square metre of gross floor area that is a court area 3 \$10.50 for each square metre impervious to stormwater
High impact industry or special industry	
1 High impact industry 2 Special industry	1 \$73.35 for each square metre of gross floor area 2 \$10.50 for each square metre impervious to stormwater
Other industry	
1 Low impact industry 2 Medium impact industry 3 Research and technology industry 4 Rural industry 5 Warehouse 6 Marine industry	1 \$52.40 for each square metre of gross floor area 2 \$10.50 for each square metre impervious to stormwater
High impact rural	
1 Cultivating, in a confined area, aquatic animals or plants for sale 2 Intensive animal industry 3 Intensive horticulture 4 Wholesale nursery 5 Winery	1 \$20.90 for each square metre of gross floor area
Low impact rural	

Table 1—Prescribed amount	
Column 1	Column 2
Use	Prescribed amount
1 Animal husbandry 2 Cropping 3 Permanent plantation 4 Wind farm	Nil
Essential services	
1 Correctional facility 2 Emergency services 3 Health care service 4 Hospital 5 Residential care facility 6 Veterinary service	1 \$146.70 for each square metre of gross floor area 2 \$10.50 for each square metre impervious to stormwater
Minor uses	
1 Advertising device 2 Cemetery 3 Home-based business 4 Landing 5 Market 6 Outdoor lighting 7 Park 8 Roadside stall 9 Telecommunications facility 10 Temporary use	Nil
Other uses	

[s 17]

Table 1—Prescribed amount	
Column 1	Column 2
Use	Prescribed amount
1 Air service	The prescribed amount for another similar use listed in column 1 (other than in this row) that the local government or distributor-retailer decides to apply to the use
2 Animal keeping	
3 Car park	
4 Crematorium	
5 Extractive industry	
6 Major sport, recreation and entertainment facility	
7 Motor sport facility	
8 Non-resident workforce accommodation	
9 Outdoor sport and recreation	
10 Port service	
11 Tourist attraction	
12 Utility installation	
13 Any other use not listed in column 1, including a use that is unknown	

Schedule 17 Tribunal fees

section 56

\$

- | | | |
|---|---|--------|
| 1 | Declaration under the Act, chapter 6, part 2, division 2 | 276.55 |
| 2 | Appeal about a development application, change application or extension application involving a material change of use for a classified building— | |

	\$
	407.15
	677.40
3	
	407.15
	677.40
4	
	407.15
	677.40
5	
	407.15
	677.40

[s 17]

	\$
6	
Appeal about a decision under the Building Act, or the <i>Plumbing and Drainage Act 2018</i> , that may be made to a tribunal and for which an information notice is required to be given, if the decision relates to a class 1 building or class 10 building or structure—	
(a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal	407.15
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	677.40
7	
Appeal about a decision under the Building Act about the inspection of building work, if the decision relates to a class 1 building or class 10 building or structure—	
(a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal	407.15
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	677.40
8	
Appeal about an enforcement notice, if the notice relates to a class 1 building or class 10 building or structure—	
(a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal	407.15
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	677.40
9	
Appeal about a decision under the Residential Services Act, section 29, if the decision relates to a class 1 building or class 10 building or structure—	

	\$
(a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal	407.15
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	677.40
10 Appeal about a development application, change application or extension application involving building work under the Building Act relating to 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 tribunal without a site inspection by the tribunal or a member of the tribunal	593.20
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	855.95
11 Appeal about a decision under the Building Act, or the <i>Plumbing and Drainage Act 2018</i> , that may be made to a tribunal and for which an information notice is required to be given, if the decision relates to 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 tribunal without a site inspection by the tribunal or a member of the tribunal	593.20
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	855.95
12 Appeal about a decision under the Building Act about the inspection of building work, if the decision relates to a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area of 500m ² or less—	

[s 17]

	\$
(a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal	593.20
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	855.95
13 Appeal about an enforcement notice, if the notice relates to 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 tribunal without a site inspection by the tribunal or a member of the tribunal	593.20
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	855.95
14 Appeal about a decision under the Residential Services Act, section 29, if the decision relates to 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 tribunal without a site inspection by the tribunal or a member of the tribunal	593.20
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	855.95
15 Appeal about a development application, change application or extension application involving building work under the Building Act relating to a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area of more than 500m ² —	

[s 17]

	\$
(a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal	855.95
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	1,271.95
16 Appeal about a decision under the Building Act, or the <i>Plumbing and Drainage Act 2018</i> , that may be made to a tribunal and for which an information notice is required to be given, if the decision relates to 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 tribunal without a site inspection by the tribunal or a member of the tribunal	855.95
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	1,271.95
17 Appeal about a decision under the Building Act about the inspection of building work, if the decision relates to 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 tribunal without a site inspection by the tribunal or a member of the tribunal	855.95
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	1,271.95
18 Appeal about an enforcement notice given in relation to a matter relating to the Building Act or the <i>Plumbing and Drainage Act 2018</i> , if the notice relates to a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area of more than 500m ² —	

[s 17]

	\$
(a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal	855.95
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	1,271.95
19 Appeal about a decision under the Residential Services Act, section 29, if the decision relates to 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 tribunal without a site inspection by the tribunal or a member of the tribunal	855.95
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	1,271.95
20 Appeal about an infrastructure charges notice or conversion application—	
(a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal	713.85
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	984.15
21 Appeal under the SEQ Water Act, section 99BRBE—	
(a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal	407.15
(b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal	677.40

\$

- 22 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 tribunal without a site inspection by the tribunal or a member of the tribunal 713.85
 - (ii) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal 984.15
 - (b) otherwise 689.75
- 23 Appeal under the SEQ Water Act, section 99BRBFA—
- (a) if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal 713.85
 - (b) if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal 984.15

18 Amendment of sch 24 (Dictionary)

- (1) Schedule 24, definition *community activity*, paragraph (i)—
omit.
- (2) Schedule 24, definition *community activity*, paragraphs (j) and (k)—
renumber as definition *community activity*, paragraphs (i) and (j).
- (3) Schedule 24, definition *residential development*, paragraph (b)(iv)—
omit.

- (ii) Central Highlands Isaac—\$5,386;
- (iii) Goondiwindi—\$5,952;
- (iv) Maranoa—\$6,519;
- (v) Western Downs—\$6,802;
- (b) for land in the eastern Darling Downs zone—\$8,503;
- (c) for land in the following sub-zones in the Coastal Queensland zone—
 - (i) Burdekin—\$12,755;
 - (ii) Burnett North and South—\$12,755;
 - (iii) Mackay Whitsunday—\$12,755;
 - (iv) Wide Bay Bundaberg—\$12,755;
 - (v) Central Queensland Coast—\$17,004;
 - (vi) South East Queensland—\$28,342;
- (d) for land in the Granite Belt zone—\$15,871;
- (e) for land in the Wet Tropics zone—\$22,674.

21 Amendment of sch 4 (Assessment application fees)

Schedule 4, parts 2 to 5—

omit, insert—

Part 2 Priority agricultural areas

Nature of assessment application	Fee
	\$
1 for an assessment application that states it complies with the prescribed solution for required outcome 1 stated in schedule 2, part 2, section 3(2)	3,314.00

[s 21]

Nature of assessment application	Fee
	\$
2 otherwise—	
(a) for an assessment application with an expected area of impact of less than 30 hectares	6,626.00
(b) for an assessment application with an expected area of impact of 30 hectares or more, but less than 100 hectares	13,251.00
(c) for an assessment application with an expected area of impact of 100 hectares or more	26,500.00

Part 3 Priority living areas

Nature of assessment application	Fee
	\$
1 for an assessment application with an expected area of impact of less than 30 hectares	6,626.00
2 for an assessment application with an expected area of impact of 30 hectares or more, but less than 100 hectares	13,251.00
3 for an assessment application with an expected area of impact of 100 hectares or more	26,500.00

Part 4 Strategic cropping areas

Nature of assessment application	Fee
	\$
1 for an assessment application with an expected area of impact of less than 30 hectares	6,626.00
2 for an assessment application with an expected area of impact of 30 hectares or more, but less than 100 hectares	13,251.00
3 for an assessment application with an expected area of impact of 100 hectares or more	26,500.00

Part 5 Strategic environmental areas

Nature of assessment application	Fee
	\$
1 for an assessment application with an expected area of impact of less than 30 hectares	6,626.00
2 for an assessment application with an expected area of impact of 30 hectares or more, but less than 100 hectares	13,251.00
3 for an assessment application with an expected area of impact of 100 hectares or more	26,500.00

ENDNOTES

- 1 Made by the Governor in Council on 20 June 2019.
- 2 Notified on the Queensland legislation website on 21 June 2019.
- 3 The administering agency is the Department of State Development, Manufacturing, Infrastructure and Planning.

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