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Part I Preliminary

I Shon title

This subordinate local law may be cited as *Aurukun Shire Council Subordinate Local Law No. 1 (Administration) 2014*.

2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement *Aurukun Shire Council Local Law No. 1 (Administration) 2014* which provides for a legal and procedural framework for the administration, implementation and enforcement of the local government's local laws, subordinate local laws and other regulatory powers, and for miscellaneous administrative matters.
- (2) The purpose is to be achieved by providing fur-
  - (a) various matters regarding the granting of approvals for prescribed activities; and
  - (b) further specification of the definitions relevant to various prescribed activities.

3 Authorising local law

The making of the provisions in this subordinate local law is authorised by *Aurukun Shire Council Local Law No. 1 (Administration) 2014* (the **authorising local law**).

4 Definitions

Particular words used in this subordinate local law have the same meaning as provided for in the authorising local law.

Part 2 Approvals for prescribed activities

5 Prescribed activities that do not require an approval-Authorising local law, s 6(3)

For section 6(3) of the authorising local law, it is declared that section 6(2) of the authorising local law does not apply to the prescribed activities listed in schedule 1.

6 Categories of prescribed activities for the purposes of maximum penalties--Authorising local law, s 6(4)

For section 6(4) of the authorising local law, it is declared that-

- (c) the prescribed activities listed in part 1 of schedule 2 are category 1 activities; and
- (d) the prescribed activities listed in part 2 of schedule 2 are category 2 activities; and
- (e) the prescribed activities listed in part 3 of schedule 2 are category 3 activities.

7 Approvals that are non-transferable-Authorising local law, s 15(2)

For section 15(2) of the authorising local law, it is declared that the categories of approval listed in schedule 3 are non-transferable.

8 Prescribed complementary accommodation-Authorising local law, schedule 1

For the purposes of the definition of *complementary accommodation* in schedule I of the authorising local law, the accommodation listed in schedule 4 is prescribed as appropriate for caravan parks.

9 State-controlled roads to which the local law applies-Authorising local law, schedule 1

For the purposes of the definition of *road* in schedule I of the authorising local law, the State-controlled roads listed in schedule 5 are roads to which the authorising local law applies unless otherwise provided in the local law.

10 Public place activities that are prescribed activities-Authorising local law, schedule 2, pan 2

For the purposes of paragraph (c) of the definition of *regulated activities on local government controlled areas and roads* in part 2 of schedule 2 of the authorising local law, the holding of a public place activity listed in schedule 6 is a prescribed activity.

11 Matters regarding prescribed activities-Authorising local law, ss 6(3), 8(2)(a), 9(1)(d), 10(3), 12, 13(a), 14(1)(a)

- (1) For each prescribed activity, a schedule prescribes the matters specified in this section for the prescribed activity named in section 1 of the schedule.
- (2) For section 6(3) of the authorising local law, it is declared that section 6(2) of the authorising local law does not apply to an activity stated in section 2 of the schedule relating to the prescribed activity.
- (3) For section 8(2)(a) of the authorising local law, the documents and materials that must accompany an application for approval for the prescribed activity are stated in section 3 of the schedule relating to the prescribed activity.
- (4) For section 9(1)(d) of the authorising local law, the local government may only grant an approval for a prescribed activity if it is satisfied the proposed operation and management of the activity would be consistent with the additional criteria prescribed in section 4 of the schedule relating to the prescribed activity.
- (5) For section 10(3) of the authorising local law, the conditions that must be imposed on an approval for a prescribed activity are stated in section 5 of the schedule relating to the prescribed activity.
- (6) For section 10(3) of the authorising local law, the conditions that will ordinarily be imposed on an approval for a prescribed activity are stated in section 6 of the schedule relating to the prescribed activity.
- (7) For section 13(a) of the authorising local law, the term of an approval for a prescribed activity is provided for in section 7 of the schedule relating to the prescribed activity.

- (8) For section 14(1)(a) of the authorising local law, the further term for renewal or extension of an approval for a prescribed activity is provided for in section 8 of the schedule relating to the prescribed activity.
- (9) For section 12 of the authorising local law, in Table 1 of the schedule relating to a prescribed activity-
  - (a) column 1 lists the application requirements for which the local government may accept as evidence the certificate of a third party certifier; and
  - (b) column 2 lists the individuals or organisations that are declared to be third party certifiers for the corresponding application requirement in column 1; and
  - (c) column 3 lists the qualifications that are necessary for an individual or organisation to be a third party certifier for the corresponding application requirement in column 1.

**Schedule 1 Prescribed activities that do not require an approval under the authorising local law**

Section 5

1. Traditional ownership and management of the land, the rivers and the sea under traditional law and legislation of Queensland and Australia by the Traditional Owners and members of the Aurukun Aboriginal community as defined in the Aurukun Community Plan.
2. Aurukun Youth Strategy: community elders sharing knowledge with younger community members during fishing, hunting and gathering trips as defined in the Aurukun Community Plan.
3. Access to Shire by persons authorised by *the Aurukun and Mornington Shire Lease Act 1978*.
4. Cultural and Traditional Activities by members of the Aurukun Aboriginal community including (but not limited to):
  - (a) Tombstone opening;
  - (b) House opening.

**Schedule 2 Categories of prescribed activities for the purposes of maximum penalties**

Section 6

**Part 1 Category 1 activities**

1. alteration or improvement to local government controlled areas and roads;
2. commercial use of local government controlled areas and roads;
3. establishment or occupation of a temporary home;
4. installation of advertising devices;
5. keeping of animals;
6. undertaking regulated activities regarding human remains;
7. undertaking regulated activities on local government controlled areas and roads;
8. use of bathing reserves for training, competitions etc;
9. undertaking scientific research in a trust area;
10. camping within a camping site in a trust area;
11. operation of caravan parks;
12. operation of public swimming pools;
13. operation of shared facility accommodation ;
14. operation of temporary entertainment events.

**Pan 2 Category 2 activities**

1. operation of cemeteries.

**Pan 3 Category 3 activities**

1. Nil.

**Schedule 3      Categories of approval that are non-transferable**

Section 7

1. temporary homes.
2. pedestrian malls – vehicle and activities.
3. temporary entertainment events.
4. operation of a lifesaving competition in a bathing reserve.
5. operation of a caravan park.
6. activities on local government controlled facilities, areas and roads.
7. commercial recreational activities.
8. Authorisation for Shire Access and entry.



**Schedule 4 Prescribed complementary accommodation**

Section 8

1. registered caravans;
2. demountable units;
3. relocatable home; and
4. Fishing Lodge and other tourism accommodation.

Schedule 5 State-controlled roads to which the local law applies

Section 9

All State controlled roads within the Aurukun Shire Council Local Government Area.

## Schedule 6 Public place activities that are prescribed activities

Section 10

Column 1 Local government controlled road or area	Column 2 Prescribed Activity
<p>The whole of the local government area including:</p> <ul style="list-style-type: none"> <li>• all pedestrian malls;</li> <li>• all parks and reserves, natural areas and cultural reserves and drainage channels</li> <li>• all footpaths</li> <li>• all bridges *</li> <li>• all roads *</li> </ul> <p>*Driving a vehicle does not apply to bridges or roads</p>	<p><b>Distribution of Business Advertising Publications</b></p> <p>a) If a business publication is distributed in a public place the following persons are taken to have distributed the business advertising publication —</p> <p>i) any person who actually distributes the business advertising publication;</p> <p>ii) any operator or person in control of a business, commercial, trade activity or premises publicised by the distribution of the business advertising publication.</p> <p><b>Touting or Soliciting</b></p> <p>a) If touting is conducted in a public place, the following persons are taken to have touted -</p> <p>i) any person who actually touts;</p> <p>ii) any operator or person in control of a business, commercial, trade activity or premises publicised by the touting.</p> <p><b>Drive a vehicle *</b></p> <p>The whole of the local government area including:</p> <p>a) all rivers, tributaries, parks and reserves, natural areas and cultural reserves and drainage channels;</p> <p><b>b) all footpaths;</b></p> <p>c) all bridges *;</p> <p>d) all roads *</p> <p><b>Activities or conduct:</b></p> <p>a) formal or organised sporting or recreation activities;</p> <p>b) social or community events for more than 50 people;</p> <p>c) research and scientific investigation;</p> <p>d) marriage ceremony or marriage reception;</p> <p>e) public meeting, public demonstration or public address;</p>

	<p>f) public education information and interest display or events;</p> <p>g) life saving competition or training or other aquatic activity;</p> <p>h) hiring of equipment;</p> <p>i) stage events, markets, festivals or concerts.</p> <p>Busking</p> <p>a) Performance of any entertainment or use of any sound amplifying equipment.</p> <p>Erect, remove or alter a building, structure, path, facility, sign, fence, notice, equipment or any measure of access control and security.</p> <p>Erect an awning or balcony over a footpath</p>
<b>Harbour and Three Rivers</b>	<p>Cast, place, leave or cause to be cast, placed or left any buoy mooring upon, in, over, through or across any portion of the bottom or bed of the Harbour</p> <p>Moor a vessel</p> <p>Anchor a vessel for a period exceeding 48 hours</p> <p>Live aboard a vessel</p> <p>Carrying out repairs, sanding, welding, grinding, painting or refitting to any barge, jetty, wharf or equipment</p>
<b>Cemeteries in the Local Government Area</b>	<p>Bury or inter a deceased person</p> <p>Construct or erect a private vault or columbarium</p> <p>Perform any customary or religious ceremony in the burial of the deceased person in accordance with a particular custom or religious denomination to which the deceased belonged (including personally dosing or covering the grave of the deceased person other than by an undertaker)</p> <p>Have any animal in the cemetery as part of the ceremony</p> <p>Conduct a funeral other than by an undertaker</p> <p>Erect or install a memorial</p>

**Schedule 7 Alteration or improvement to local government controlled areas and roads**

Section 11

**I Prescribed activity**

Alteration or improvement to local government controlled areas and roads

**2 Activities that do not require approval under the authorising local law**

Nil

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval-

- a) whether in the opinion of an authorised person the proposed activity would
  - i. adversely affect the interests of any aboriginal person, group or impact upon any area of Aboriginal Cultural Heritage; or
  - ii. adversely effect the amenity of the area and/or the environment; or
  - iii. adversely effect existing services located in, on or over a road.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on approvals:

- a) The approval holder, its contractors or agents must-
  - i. only carry out the approved works or activities at the location specified in the approval;
  - ii. ensure unobstructed movement of vehicles and pedestrians;
  - iii. operate within the hours specified on the approval;
  - iv. take out public liability insurance in an amount nominated by the local government in the application for approval, and to name local government as an interested party on the policy;
  - v. indemnify the local government, against claims for personal injury (including death) and damage to property (including economic loss) arising by, through or in connection with the works or activity;

- v1. lodge a security for performance bond in the amount decided by the local government and specified in the approval;
- vii. comply with any deadline for completion of the works or ceasing of the activity;
- viii. observe the standards specified in the approval in the carrying out the works or activity;
- ix. reinstate the area/road to the satisfaction of the local government's engineer following completion of the works or ceasing of an activity;
- x. ensure the safety of pedestrians and vehicles including but not limited to the safe temporary diversion of traffic, erection of warning lights and barricades;
- x1. comply with the requirements of relevant legislation and Australian standards;
- xii. Comply with all reasonable directions of an authorised person in the time specified by the authorised person;
- xiii. ensure that vegetation, soil, sand, rocks, native animals or natural things are not interfered with, damaged or removed.

**6 Conditions that will ordinarily be imposed on approvals**

As determined by an authorised person.

**7 Term of approval**

The term of approval is the period stated on the Approval.

**8 Term of renewal of approval**

The Term of any renewal is the same term as the original approval subject to compliance with all conditions stated in the approval.

**Schedule 8 Commercial use of local government controlled areas and roads**

Section 11

**1 Prescribed activity**

Commercial use of local government controlled areas and roads.

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval-

- a) whether in the opinion of an authorised person the proposed activity would
  - i. adversely effect the amenity of the area and/or the environment; or
  - ii. adversely effect existing services located in, on or over a road; or
  - iii. adversely affect the interests of any aboriginal person, group or impact upon any area of Aboriginal Cultural Heritage.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on approvals-

- a) The approval holder, its contractors or agents must—
  - i. conduct the commercial recreation activity on the days and hours specified on the approval;
  - ii. adhere to the safety standards;
  - iii. do not cause nuisance;
  - iv. indemnify the local government against all liability directly or indirectly associated with the activity;

- v. if the approval relates to an activity on a road indemnify the Shire against all liability directly or indirectly associated with the activity;
- vi. take out a public liability insurance policy in the amount specified in the approval in the name of the operator and the local government;
- vii. provide to its customers or any other persons undertaking the activity all necessary or appropriate safety equipment, warnings and instruction;
- viii. comply with all reasonable directions of an authorised person in the time specified by the authorised person.
- ix. if the approval authorises the holder to use a specified part of a road for carrying on a business--require the approval holder to pay specified rental to the local government at specified intervals.

## 6 Conditions that will ordinarily be imposed on approvals

The following conditions are the conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person--

- a) The approval holder, its contractors or agents may be required to--
  - i. supply a written report advising compliance with the approval must be submitted to the Chief Executive Officer on an annual basis;
  - ii. be responsible for any costs or expenses incurred by local government for rectifying any damage caused by the activity;
  - iii. make smoking receptacles available to collect cigarette: butts, lighted matches, tobacco products or any other lit materials;
  - iv. ensure that vegetation, soil, sand, rocks, native animals or natural things are not interfered with, damaged or removed;
  - v. not interfere with, paint, permanently mark, damage or remove any buildings, structures, fixtures, fittings or facilities provided by local government;
  - vi. not erect any permanent or temporary buildings, signs or structures upon the approved activity area without the written consent of local government;
  - vii. not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance;
  - viii. ensure that litter is collected and lawfully disposed at a local government waste transfer station;
  - ix. ensure that portable toilets are supplied as directed by local government;
  - x. ensure that waste from portable toilets is collected by a regulated waste transporter and disposed of lawfully at a facility licensed to accept such waste
  - xi. ensure that serving or selling any food, refreshments, souvenirs or other retail items is prohibited unless written approval of local government;
  - xii. ensure that cleaning, maintaining or repairing any vehicle, vessel, aircraft or other equipment except for emergency repairs is prohibited;



- xiii. advise the means by which impacts on the environment must be minimised;
- xiv. advise the means by which impacts on the amenity of neighbouring areas must be minimised;
- xv. ensure that its customers and all other persons undertaking the activity are accompanied and supervised by a person holding a recognised first aid certificate and all other certifications required by any State or Commonwealth authority;
- xvi. only permit experienced and competent guides, agents or supervisors to oversee the operation of the activity;
- xvii. accept full responsibility for the safe transportation of customers and all other persons undertaking the activity;
- xviii. provide information, explanations, cautions and warnings to customers and all other persons undertaking the activity regarding the hazards likely to be encountered by them when the activity is undertaken;
- xix. ensure that any motor vehicle, vessel, aircraft or other machinery used in connection with the activity, complies with all safety requirements and regulations and are operated in accordance with requirements, guidelines or recommendations published from time to time by the manufacturer or any State or Commonwealth authority;
- xx. identify the points at which an operator is to access the site for the purpose of undertaking the commercial recreation activity;
- xxi. state the number of customers to be taken to the site at any one time;
- xxii. include the programming of a commercial recreation activity on the site;
- xxiii. include the use of any roads, jetties, foreshores or other means of accessing the site;
- xxiv. include the amenities or facilities to be provided for use by customers.

## **7 Term of approval**

The Term of Approval is the period stated on the Approval.

## **8 Term of renewal of approval**

The Term of any renewal is the same term as the original approval subject to compliance with all conditions stated in the approval.

**Schedule 9 Establishment or occupation of a temporary home**

Section 11

**I Prescribed activity**

Establishment or occupation of a temporary home

**2 Activities that do not require approval under the authorising local law**

Nil

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval-

- a) **that-**
  - (i) the temporary home is not intended to be used as a permanent or indefinite place of habitation; and
  - (ii) there is a current development approval to erect a dwelling on the relevant land which dwelling (or a part of which dwelling) will be used as a permanent or indefinite place of habitation; and
- b) the temporary home has in the opinion of an authorised person a sufficient source of water supply and sufficient means of disposal of effluent and refuse to ensure that minimum standards of health and hygiene for safe human habitation can be established and maintained.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on approvals--

- a) The approval must state--
  - (i) the date by which substantial progress must be made towards the completion of the dwelling to be constructed on the land; and
  - (ii) the date by which habitation must cease; and
  - (iii) the dimensions of the temporary home or any part thereof; and

- (iv) toilet and laundry facilities which must be provided as part of the temporary home; and
- (v) the method by which water is to be supplied to the temporary home; and
- (vi) the method by which waste water and refuse are to be disposed of from the temporary home.

**6 Conditions that will ordinarily be imposed on approvals**

The following conditions are the conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person-

- a) The approval may state-
  - (i) the construction materials and methods of construction of the temporary home or any part thereof; and
  - (ii) painting and other external treatment of the temporary home or any part thereof, either at the stage of construction or at any later time.

**7 Term of approval**

An approval commences on the date of issue and terminates on:

- a) the date specified in the approval, being a date determined by the local government but being not more than 12 months after the date of issue; or
- b) the date on which a dwelling on the relevant land is removed; or "substantially" completed, whichever is sooner.

**8 Term of renewal of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

## Schedule 10 Installation of advertising devices

## Section 11

## 1 Prescribed activity

Installation of advertising devices

## 2 Activities that do not require approval under the authorising local law

Location	Activity - Installation of advertising devices
(a) all areas	(i) home based business advertisements; (ii) home activity advertisements; (iii) construction advertisements with an advertisement area not exceeding 2m <sup>2</sup> ; (iv) public information advertisements; (v) real estate advertisements with an advertisement area not exceeding 1.5m <sup>2</sup> ; (vi) ancillary advertisements with an advertisement area not exceeding 3m <sup>2</sup> ; (vii) window advertisements; (viii) bunting.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges);and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval, in the opinion of an authorised person-

Type of advertisement	Criteria
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(3.) all ad.vcrt.1Sements	<ul style="list-style-type: none"> <li>(i) be structurally sound; and</li> <li>(ii) cause no significant obstruction of, or distraction co, vehicular or pedestrian traffic;and</li> <li>(iii) be consistent with rdevant applicable environmental protection policies; and</li> <li>(iv) have dimensions that bear a reasonable relationship co the dimensions of surrounding buildings and lots, so that its presence is not unduly dominating or oppressive; and</li> <li>(v) not unreasonably obstruct existing views; and</li> <li>(vi) be consistent in colour and appearance with building and natural features of the environment in which it is to be sicuated; and</li> <li>(vii) be in other respects consistent with the character and values of the environment in which it is co be situated; and</li> <li>(viii) when overhanging a footpath, provide a minimum clearance of 2.5m between the lowest part of the advertisement and the footpath; and</li> <li>(ix) <b>be</b> coordinated and compatible in its contents, where there are multiple advertisements on site, with the other advertisements on site and reflect the architeccure and style of any buildings or structures on the site;and</li> <li>(x) be designed so as not to detrimentally affect the amenity of the site or the locality, by reason of their location, construction or design; and</li> <li>(xi) not emit excessive glare or reflection from internal or external illumination; and</li> <li>(xii) be constructed of durable materials and maintained in good condition at all times; and</li> <li>(xiii) be constructed in a workmanlike manner, so as not to endanger public safety; and</li> <li>(xiv) <b>be</b> constructed so that there is no exposure of supports, fixing, suspension or other systems required for proper installation, unless constructed as an integral feature of the advertisement; and</li> <li>(xv) not obscure a motorist's view in any way, particularly when an advertisement is proposed to be located on or near a street corner or junction; and</li> <li>(xvi) be consistent with the character of the surrounding area and pose no hazard to pedestrians or distraction to motorists;and</li> </ul>
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	<p>(xvii) comply with relevant Australian standards in regard to all electrical services and systems associated with the advertisement; and</p> <p>(xviii) not be able to be misconstrued as a traffic control device or obscure motorist's view of a traffic control device; and</p> <p>(xix) display street numbers when they are not already displayed on the premises; and</p> <p>(xx) A-frame sandwich board advertisements must display information relating directly to the primary business it is advertising; and</p> <p>(xxi) must be on-site.</p>
(b) construction advertisements	<p>(i) must not be animated or internally illuminated;</p> <p>(ii) the advertisement must be removed when construction work is completed.</p>
(c) estate entrance advertisement/ estate sales office	<p>(i) details of the advertisement must be provided with applications for reconfiguration of a lot.</p>
(d) real estate advertisements	<p>(i) a real estate advertisement must be displayed on the property or premises for sale, lease, tender or auction only, and shall be removed within a reasonable period, in the opinion of an authorised person, after sale or lease of the property or premises;</p> <p>(ii) the maximum height of the advertisement must not exceed 3.6 metres;</p> <p>(iii) advertisements are limited to one advertisement per street frontage.</p>
(e) transom advertisements	<p>(i) must not extend below the head of a doorway;</p> <p>(ii) must not project more than 100mm from a wall.</p>
(f) advertisements in all areas-	<p>(i) the number of advertisements already existing on the site;</p> <p>(ii) the impact of the proposed advertisement on the amenity of the area;</p> <p>(iii) whether the proposed advertisement is likely to obscure existing advertisements;</p> <p>(iv) the number, type and location of advertisements on adjoining structures;</p>

	(v) the number and placement of existing advertisements and the proposed advertisement on the site or building;
(h) advertisements in the industrial or commercial planning area	<p>(i) freestanding advertisement-</p> <ul style="list-style-type: none"> <li>a. the length of the site frontage;</li> <li>b. the height of surrounding buildings and structures;</li> <li>c. the number and location of other advertisements on the site and in the vicinity;</li> <li>d. the number of advertisers the advertisement is intended to promote;</li> <li>e. the provision of landscaping around the advertisement.</li> </ul> <p>(ii) roof advertisement-</p> <ul style="list-style-type: none"> <li>a. whether the advertisement is flush with the building.</li> </ul> <p>(iii) the size of the building or site on which the advertisement is to be exhibited, or adjoining structures;</p> <p>(iv) the need for the advertisement to achieve the intended visibility.</p>
(i) advertisements in rural 1, rural 2, low density residential, residential 1, residential 2, residential 3 or tourist and residential planning area-	<p>(i) the size of the building or site on which the advertisement is to be exhibited and adjoining structures;</p> <p>(ii) the extent to which the advertisement is proposed to be incorporated into the architecture of the building design or design of the site in such a way as to minimise the impact of the advertisement on surrounding properties.</p>

## 5 Conditions that must be imposed on approvals

Nil

## 6 Conditions that will ordinarily be imposed on approvals

The following conditions are the conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person-

Location	Conditions
1. all areas	(a) freestanding advertisement-

	<p>(i) <b>the</b> advenisemem must not overhang a road reserve or footpath.</p> <p>(b) ponable advertisements-</p> <p>(i) for advertisements exhibited on a footpath the advertisement area must not exceed 0.54m<sup>2</sup>;</p> <p>(ii) for advertisements exhibited in locations other than on a footpath the advertisement area must not exceed 1m<sup>2</sup>;</p> <p>(iii) the number of advertisements are limited to one advertisement per business;</p> <p>(c) projecting advertisement-</p> <p>(i) where the advertisement is erected over a footpath there must be a minimum clearance of at least 2.5 metres between the lowest part of the advertisement and the roadway below;</p> <p>(d) temporary advertisements-</p> <p>(i) the advertisement must be affixed to structures that will accommodate wind loadings;</p> <p>(ii) the advertisement must not obstruct approved or permitted advertisements on adjoining properties or the vision of pedestrians or motorists;</p> <p>(iii) the advertisement must not be affixed to trees, lighting standards or power poles;</p> <p>(iv) bunting must not be placed above 6m height from the ground level of the site;</p> <p>(v) all inflatable parts of the advertisement are to be inflated by a non-flammable and non-toxic gas;</p> <p>(vi) a public risk policy to the value as determined by local government from time to time, shall be taken out by the applicant for a temporary balloon advertisement, against any claims for damages or injury to any person or thing caused by the flying of the balloon;</p> <p>(vii) flags displaying company logos or products shall be limited to the height specified for freestanding advenisements;</p> <p>(e) wall or fascia advenisements-</p> <p>(i) the advertisement must display the street number of the premises.</p> <p>(f) banner advenisements-</p> <p>(i) the advertisement may only be displayed for a temporary period.</p>
2. all areas	(a) over awning advertisements--the advertisement



	area must not exceed 1.5m <sup>2</sup>
3. industrial or commercial planning area	<p>(a) bunting-</p> <ul style="list-style-type: none"> <li>(i) the advertisement may only be displayed for a temporary period;</li> <li>(ii) the advertisement must not be hung under awnings which overhang a footpath or roadway.</li> </ul> <p>(b) freestanding advertisements-</p> <ul style="list-style-type: none"> <li>(i) the number of advertisements are limited to one advertisement per site;</li> <li>(ii) the advertisement must not exceed 8m in height if promoting a single business;</li> <li>(iii) the advertisement must not exceed 10m in height if promoting multiple businesses;</li> <li>(iv) the width of advertisement must not exceed 2.5m;</li> <li>(v) the advertisement must not overhang a roadway or footpath.</li> </ul> <p>(c) over awning advertisements-</p> <ul style="list-style-type: none"> <li>(i) the number of advertisements are limited to one advertisement per business;</li> <li>(ii) the advertisement may only be displayed by businesses with street frontage;</li> <li>(iii) the advertisement may be illuminated but must not be an animated or moving advertisement;</li> <li>(iv) the advertisement area must not exceed 3m<sup>2</sup>.</li> </ul> <p>(d) projecting advertisements-</p> <ul style="list-style-type: none"> <li>(i) the number of advertisements are limited to one advertisement per business;</li> <li>(ii) the advertisement may only be displayed by businesses with street frontage;</li> <li>(iii) the advertisement must not be an animated or moving advertisement;</li> <li>(iv) the advertisement must not project beyond the edge of the awning, verandah or canopy;</li> <li>(v) the advertisement area must not exceed 1.5m<sup>2</sup> if erected under an awning, verandah or canopy;</li> <li>(vi) the advertisement must not project above the parapet of the building.</li> </ul> <p>(e) under awning advertisements-</p> <ul style="list-style-type: none"> <li>(vii) the advertisement area must not exceed 2.5m<sup>2</sup>;</li> <li>(viii) the advertisement must not project beyond the outer edge of an awning;</li> </ul>

	<ul style="list-style-type: none"> <li>(ix) the number of advertisements are limited to one advertisement per business;</li> <li>(x) the advertisement may only be displayed by businesses with street frontage;</li> <li>(xi) the advertisement must not be an animated or moving advertisement.</li> </ul> <p>(f) wall advertisements-</p> <ul style="list-style-type: none"> <li>(i) the advertisement must only be erected or installed at the ground floor level of a building;</li> <li>(ii) the advertisement is not to be orientated towards residential houses or entrances to residential streets.</li> </ul>
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#### 7 Term of approval

The term of approval is the period stated on the approval.

#### 8 Term of **renewal** of **approval**

The term of any renewal of an approval is the same term as the original approval subject to compliance with all conditions stated on the approval, or such lesser term as stated on the renewal.

## Schedule 11 Keeping of animals

## Section 11

1 Prescribed activity  
Keeping of animals

2 Activities that do not require approval under the authorising local law  
Any native, non-domestic animal for which an approval is required under other Queensland or Commonwealth legislation.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval-

- a) whether in the opinion of an authorised person-
  - (i) the land is physically suitable for the keeping of the animal;
  - (ii) the enclosure in which the animal is to be kept is of a suitable standard;
  - (iii) there is a likelihood of the animal causing nuisance, inconvenience, or annoyance to the occupiers of adjoining land;
  - (iv) there is likelihood that there will be an effect on the local environment and a potential for pollution;
  - (v) there is a likelihood that there will be any other environmental damage;
  - (vi) in the case of dogs--if it is appropriate to grant an approval for the dogs to breed; and
  - (vii) the number of animals permitted.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on approvals-

- (a) The approval holder must-
  - (i) care for the animal in accordance with appropriate and reasonable standards; and

- (ii) keep the animal in enclosures that comply with reasonable standards;and
- (iii) comply with reasonable standards of hygiene;and
- (iv) ensure that the animal wears or displays an appropriate identifying tag; and
- (v) ensure that the animal does not cause nuisance, inconvenience or annoyance to others;and
- (vi) take specified action to protect against possible harm to the local environment;and
- (vii) a female dog or cat that is not permitted to breed must be de-sexed or treated with contraception; and
- (viii) comply with all reasonable directions of an authorised person in the time specified by the authorised person.

## **6 Conditions that will ordinarily be imposed on approvals**

The following conditions are conditions that will ordinarily be imposed on approvals where applicable in the opinion of an authorised person-

- a) for the breeding of dogs--
  - (i) a maximum of two (2) adult dogs to be kept at the approved location; and
  - (ii) be appropriately vaccinated and receive worm treatment; and
  - (iii) approvals to be renewed on the 1st day of July each year.

## **7 Term of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

## **8 Term of renewal of approval**

The term of any renewal of an approval is the same term as the original approval subject to compliance with all condition stated on the approval, or such lesser terms as stated on the renewal.

## Schedule 12 Operation of camping grounds

## Section 11

## 9 Prescribed activity

Operation of camping grounds

**10 Activities that do not require approval under the authorising local law**

Nil.

**11 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges; and
- c) documents, information and materials identified within the relevant approved application form.

## 12 Additional criteria for the granting of approval

The following criteria are criteria that must be considered for the granting of approval-

- a) whether in the opinion of an authorised person the application is consistent with the provisions of local government's planning scheme and any development approval issued for the site.

## 13 Conditions that must be imposed on approvals

The following conditions are conditions that must be imposed on approvals—

- a) ensure that the maximum number people accommodated at the camping ground does not exceed the limit specified on any development approval; and
- b) maintain all facilities in the camping ground to a good standard of hygiene and safety to the satisfaction of an authorised person; and
- c) provide and maintain a current site plan; and
- d) provide and maintain an adequate supply of water to the camping ground; and
- e) supply potable water for drinking and cooking; and

- f) ensure every outlet within the camping ground that receives non-potable water displays a permanent, prominent and legible sign "UNSUITABLE FOR DRINKING"; and
- g) provide appropriate facilities for collection, storage and disposal of waste to the satisfaction of an authorised person; and
- h) not locate or permit an accommodation to be located at any place within the camping ground other than on a site approved by the local government; and
- i) at all times keep the camping ground, its buildings, sanitary conveniences and other facilities in a clean, sanitary and safe conditions to the satisfaction of an authorised person; and
- j) unless an accommodation is fitted with a sanitary convenience, as a minimum standard provide for the exclusive use of the occupants separate sanitary conveniences for each sex in accordance with the table below; and

**Table A**

<b>No. of Sites</b>	<b>No. of water closets and pans for females</b>	<b>No. of water closets and pans for males</b>	<b>Length of urinals for males</b>
Up to 40	1 for every 7 sites or part thereof	1 for every 10 sites or part thereof	0.6m for every 20 sites or part thereof
Over 40	6 plus an additional 1 for every 15 sites or part thereof in excess of 40 sites	4 plus an additional 1 for every 15 sites or part thereof in excess of 40 sites	0.6m for every 20 sites or part thereof

- k) in any case where 10 or more water closet fixtures are provided, ensure that at least 1 such water closet fixture and its compartment or cubicle is constructed, equipped and provided with access in accordance with AS1428, Code of Practice for Design Rules for Access by the Disabled; and
- l) ensure all sanitary conveniences are constructed so as to ensure privacy to the satisfaction of an authorised person; and
- m) unless an accommodation is fitted with ablutionary facilities, provide for the exclusive use of the occupants separate ablutionary facilities as per Table A above; and
- n) ensure a shower or bath is installed:
  - (i) with separate drainage points for the discharge of water into the drainage system; and
  - (ii) in a separate compartment or cubicle which is constructed so as to ensure privacy to the satisfaction of an authorised person; and
- o) provide for the exclusive use of the occupants, laundry facilities in the ratio of 1 laundry tub and 1 clothes washing machine and 1 clothes hoist, or suitable length of clothes line, for every 20 sites or part thereof; and
- p) provide sewerage or a drainage system in conformity with the requirements of the local government for the carrying off and disposal of all wastes from every water closet fixture, urinal, ablutionary facility, laundry facility and camp; and

- q) a notice advising of the conditions must be displayed at each public entrance to the camping ground to which the conditions apply; and
- r) provide an on-site manager, available at all times the camping ground is operating, and have provision for emergency contact; and
- s) keep an up-to-date register of all persons accommodated at the camping ground. Such register must have the occupants forwarding contact details as well as name, address and site number; and
- t) comply with all requirements contained within the current fire safety report from Queensland Fire and Rescue Services; and
- u) not adversely affect the interests of any aboriginal person, group or impact upon any area of Aboriginal Cultural Heritage.

#### **14 Conditions that will ordinarily be imposed on approvals**

The following conditions are conditions that will ordinarily be imposed on approvals where applicable, in the opinion of an authorised person-

- a) maintain to the satisfaction of an authorised person buffer zones between accommodation sites and roads, external boundaries, or facilities on the camping ground; and
- b) provide overhead and internal lighting in the camping ground to the satisfaction of an authorised person for specified hours; and
- c) require the operator to maintain the site in such a manner and to the satisfaction of an authorised person so as not to inhibit the access, egress and transit through the camping ground of the emergency services and their vehicles, having regard to the minimum turning circles and height clearances of overhead structures.

#### **15 Term of approval**

The term of approval is the period stated on the approval.

#### **16 Term of renewal of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

## Schedule 13 Operation of cane railways

Section 11

**I Prescribed activity**

Operation of cane railways.

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval —

- a) The cane railway must be able in the opinion of an authorised person to be-
  - (i) constructed and operated so as not to cause any inconvenience, hindrance or damage to any person using the roads or bridges upon over or under which such cane railway is constructed; and
  - (ii) constructed so as not to damage such roads or bridges; and
  - (iii) operated and adequately guarded so as protect the safety of any vehicle or pedestrian traffic; and
  - (iv) not adversely affect the interests of any aboriginal person, group or impact upon any area of Aboriginal Cultural Heritage.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on approvals-

- a) The approval must include-
  - (i) the standards and method of construction including best practices for stormwater, erosion and sediment control during construction and operation; and
  - (ii) requirements for safety precautions, signs, warning devices and guard rails; and
  - (iii) the standards and methods of operation of any cane railway; and



- (iv) the standards and methods of maintenance of any cane railway; and
- (v) requirements for the construction of any grids; and
- (vi) drainage works; and
- (vii) speed of operation; and
- (viii) weight and nature of cane railway; and
- (ix) maintenance of and repairs to roads or bridges adjoining or in the vicinity of the cane railway; and
- (x) access for trucks.

b) The approval holder, its contractors or agents are required to-

- (i) take out public liability insurance in an amount nominated by the local government and to name local government as an interested party on the policy; and
- (ii) indemnify the local government and any other person who has an interest in or takes a benefit from the cane railway against claims for person injury (including death) and damage to property (including economic loss) arising by, through or in connection with the construction, operation or maintenance of the cane railway; and
- (iii) comply with all reasonable directions of an authorised person within the time specified, by the authorised person.

**6 Conditions that will ordinarily be imposed on approvals**

As determined by an authorised person.

**7 Term of approval**

The term of approval is the period stated on the approval.

**8 Term of renewal of approval**

The terms of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

**Schedule 14 Operation of caravan parks**

Section 11

**I Prescribed activity**

Operation of caravan parks.

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges);and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval, in the opinion of an authorised person, is required for the granting of approval-

- a) whether in the opinion of an authorised person the application is consistent with the provisions of local government' s planning scheme and any development approval issued for the site.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on an approval-

The approval holder and operator must-

- a) reside, or delegate an approved representative to reside, on the land at all times; and
- b) ensure that the maximum number people accommodated at the caravan park does not exceed the limit specified on the approval; and
- c) maintain all facilities in the caravan park to a good standard of hygiene and safety to the satisfaction of an authorised person; and
- d) provide and maintain a current site plan; and
- e) provide and maintain an adequate supply of water to the caravan park; and
- f) supply potable water that is used for drinking, cooking, cleaning and personal hygiene; and

- g) ensure every outlet within the caravan park that receives non-potable water displays a permanent, prominent and legible sign "UNSUITABLE FOR DRINKING"; and
- h) provide appropriate facilities for collection, storage and disposal of waste to the satisfaction of an authorised person; and
- i) not locate or permit accommodation at any place within the caravan park other than on a site approved by the local government; and
- j) at all times keep the caravan park, its buildings, sanitary conveniences and other facilities in a clean, sanitary and safe conditions to the satisfaction of an authorised person; and
- k) at all times ensure any supplied bedding is kept in a clean and sanitary conditions and changed whenever the occupier changes;
- l) not to change the sites or structures or facilities in the caravan park without agreement of the local government;
- m) not to permit a person to bring onto a site a caravan or other type of accommodation that is not fit for human habitation;
- n) unless an accommodation is fitted with a sanitary convenience, as a minimum standard provide for the exclusive use of the occupants separate sanitary conveniences for each sex in accordance with the table below; and

No. of sites	No. of water closets and pans for females	No. of water closets and pans for males	Length of urinals for males
Up to 40	1 for every 7 sites or part thereof	1 for every 10 sites or part thereof	0.6m for every 20 sites or part thereof
Over 40	6 plus an additional 1 for every 15 sites or part thereof in excess of 40 sites	4 plus an additional 1 for every 15 sites or part thereof in excess of 40 sites	0.6m for every 20 sites or part thereof

- o) in any case where 10 or more water closet fixtures are provided, ensure that at least 1 such water closet fixture and its compartment or cubicle is constructed, equipped and provided with access in accordance with AS1428, Code of Practice for Design Rules for Access by the Disabled; and
- p) ensure **all** sanitary conveniences are constructed to ensure privacy to the satisfaction of an authorised person; and
- q) unless an accommodation is fitted with ablutionary facilities, provide for the exclusive use of the occupants separate ablutionary facilities, as per Table A above; and
- r) ensure a shower or bath facilities is installed-
  - (i) with separate drainage points for the discharge of water into the drainage system; and
  - (ii) in a separate compartment or cubicle which is constructed to ensure privacy to the satisfaction of an authorised person; and
- s) provide for the exclusive use of the occupants, laundry facilities in the ratio of 1 laundry tub and 1 clothes washing machine and 1 clothes hoist, or an equivalent length of clothes line, for every 20 sites or part thereof, and

- t) provide sewerage or a drainage system in conformity with the requirements of the local government for the carrying off and disposal of all wastes from every water closet fixture, urinal, ablutionary facility, laundry facility and site; and
- u) provide, at a distance not more than 10m from any site, a waste water disposal point which
  - is -
    - (i) provided with a water stand pipe; and
    - (ii) provided with an impervious paved area measuring not less than 1m x 1m and graded to a central drainage inlet which is connected to sewerage or drainage system; and
- v) a notice advising of the conditions must be displayed at each public entrance to the caravan park to which the conditions apply; and
- w) provide an on-site manager, available at all times the caravan park is operating, and have provision for emergency contact; and
- x) keep an up-to-date register of all persons accommodated at the caravan park. Such register must have the occupants forwarding contact details as well as name, address and site number; and
- y) ensure all sites are clearly numbered; and
- z) provide ground anchor points designed to withstand wind loads in accordance with Structural design actions, Part 2 Wind Actions (AS/NZS 1170:2:2002) to enable tie-down of caravans, mobile homes, temporary buildings or any other accommodation; and
- aa) comply with all requirements contained within the current fire safety report from Queensland Fire and Rescue Services;
- bb) not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance.

## 6 Conditions that will ordinarily be imposed on approvals

The following conditions are conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person-

- a) maintain to the satisfaction of an authorised person buffer zones between accommodation sites and roads, external boundaries, or facilities on the caravan park; and
- b) provide overhead and internal lighting in the caravan park to the satisfaction of an authorised person for specified hours; and
- c) require the operator to maintain the site in such a manner and to the satisfaction of an authorised person so as not to inhibit the access, egress and transit through the caravan park of the emergency services and their vehicles, having regard to the minimum turning circles and height clearances of overhead structures; and
- d) such other conditions as are considered appropriate by an authorised person.

## 7 Term of approval

The terms of approval is the period stated on the approval.

**8 Term of renewal of approval**

The terms of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

## Schedule 15 Operation of cemeteries

## Section 11

**1 Prescribed activity**

Operation of cemeteries

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval-

- a) whether in the opinion of an authorised person the application is consistent with the provisions of local government's planning scheme and any development approval issued for the site; and
- b) any other criteria prescribed under relevant legislation or local laws.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on an approval —

- a) The approval holder, its contractors or agents are required to—
  - (i) keep a publicly available register containing the following information about burials and cremations at the cemetery—
    - (A) full name of deceased; and
    - (B) sex of deceased; and
    - (C) date of death; and
    - (D) age at time of death

- (E) cause of death; and
- (F) date of burial or cremation; and
- (G) location of burial site-grave number; and
- (H) last known address; and
- (I) next of kin.

- (ii) comply with the local government's policies about matters such as the exhumation or disturbance of human remains; and
- (iii) maintain the memorials and other buildings and structures in the cemetery to the satisfaction of an authorised person.

b) The approval must state--

- (i) the hours when the cemetery may be open to the public; and
- (ii) the hours when burials and cremations may be conducted in the cemetery; and
- (iii) the size and position of grave sites; and
- (iv) minimum periods of leases of grave sites.

## **6 Conditions that will ordinarily be imposed on approvals**

determined by an authorised person.

## **7 Term of approval**

The term of approval is the period stated on the approval.

## **8 Term of renewal of approval**

The term of any renewal is the same as the original approval subject to compliance with all conditions stated on the approval.

## Schedule 16 Operation of public swimming pools

## Section 11

**1 Prescribed activity**

Operation of public swimming pools

**2 Activities that do not require approval under the authorising local law**

**Nil**

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval-

- a) equipment for chlorination, filtration and recirculation of swimming pool water is adequate to protect public health; and
- b) maintenance, management and supervision of the swimming pool will be adequate to protect public health and safety and prevent nuisance; and
- c) consistency with the development approval.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on an approval-

- a) The approval holder, its contractors or agents are required to-
  - (i) provide appropriate equipment for-
    - A. emergency medical treatment and first aid; and
    - B. rescue of persons in difficulty.
  - (ii) erect and display of notices providing information about basic life saving, resuscitation and first aid techniques; and warning about possible danger; and
  - (iii) ensure that biological contaminants are kept within acceptable levels by means of regular testing; and



- (iv) keep appropriate records as required by an authorised person of all testing and have it readily available for Council officers to view upon inspection; and
- (v) install special equipment for filtering, purifying and recirculating the water to the satisfaction of an authorised person; and
- (vi) advise the local government in writing of any intention to empty a swimming pool, unless instruction has been received from the local government to do so; and
- (vii) allow an authorised person access to the premises stated in the approval at any reasonable time to inspect a swimming pool and associated equipment; and
- (viii) allow an authorised person to take samples of water from a swimming pool and have them analysed.

## **6 Conditions that will ordinarily be imposed on approvals**

The following conditions are the conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person-

- a) The approval holder, its contractors or agents are required to--
  - (i) provide attendance and supervision at the swimming pool at all times, or at specified times by a person with appropriate qualifications and experience; and
  - (ii) provide dressing rooms and facilities for showering and sanitation; and
  - (iii) comply with the Queensland health Swimming and Spa Pool Water Quality Guidelines 2004 minimum chemical criteria to minimise the public health risks to bathers to acceptable level; and
  - (iv) carry out tests at a frequency as determined by the local authority.

## **7 Term of approval**

The term of approval is the period stated on the approval.

## **8 Term of renewal of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

## Schedule 17 Operation of shared facility accommodation

## Section 11

**J Prescribed activity**

Operation of shared facility accommodation- example: guest house.

**2 Activities that do not require approval under the authorising local law**

Nil

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval-

- a) whether the approval includes a pest management plan, incorporating che--
  - (i) prevention of introduction of pests; and
  - (ii) maintenance required to prevent harbourage of pests; and
  - (iii) procedures to monitor the detection of the presence of pests; and
  - (iv) intervention strategies when pests are detected; and
  - (v) record keeping pertaining to the plan; and
- b) whether the premises will be suitable and convenient for operation as accommodation premises and will provide a proper standard of hygiene, safety and comfort in the opinion of an authorised person.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on approvals-

- a) the approval holder and operator must-
  - (i) ensure that the maximum number people accommodated at the shared accommodation facility does not exceed the limit specified on any development

- approval;
- (ii) ensure that the accommodation premises is kept in a clean and sanitary condition to the satisfaction of an authorised person; and
  - (iii) ensure that the accommodation premises is maintained in a good state of repair and working order to the satisfaction of an authorised person; and
  - (iv) ensure that all fixtures, equipment, fittings and furniture is kept in a good state of repair and working order to the satisfaction of an authorised person; and
  - (v) reside, or delegate an approved representative to reside, on the land at all times; and
  - (vi) keep a register which includes the following details-
    - A. the name and address of each occupant; and
    - B. the date of each occupant's arrival at and departure from the accommodation premises; and
    - C. the number of the bedroom and bed allocated to each occupant; and
  - (vii) keep a record of all fire safety management plans; and
  - (viii) keep a record of pest control; and
  - (ix) keep appropriate records for any swimming pool as required by and to the satisfaction of an authorised person; and
  - (x) keep an up-to-date site plan that identifies all rooms, bed allocation and communal facilities; and
  - (xi) ensure that all records and site plans are maintained and made available for perusal by an authorised person on request, and kept at the office at all times while the office is open in a fireproof safe located at the accommodation premises when the office is not open and saved and backed up electronically off site; and
  - (xii) not make any changes or alterations to the accommodation premises without prior approval by local government with such application for approval to be submitted in writing; and
  - (xiii) establish and maintain a clearly designated office; and
  - (xiv) ensure that occupants can contact emergency services at all times; and
  - (xv) provide shared or communal areas and facilities and maintain such areas and facilities in a good condition to the satisfaction of an authorised person; and
  - (xvi) provide a set of clean sheets or clean sheet sleeping envelopes to each occupant on arrival at the accommodation premises; and
  - (xvii) ensure all light fittings and other ceiling and wall projections (including ceiling and wall fans) are provided with safety guards or positioned so as not to be a danger to any occupants of a bedroom in the accommodation premises to the satisfaction of an authorised person; and
  - (xviii) ensure all rooms are clearly numbered.

## **6 Conditions that will ordinarily be imposed on approvals**

The following conditions are conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person-

- a) The approval holder may be required to---
  - (i) provide kitchen, clothes washing, clothes drying, bathroom, rooms, shower and toilet facilities and maintain such facilities in a good condition to the satisfaction of an authorised person; and
  - (ii) provide furniture, fittings, equipment and chattels and maintain such items in a good condition to the satisfaction of an authorised person; and
  - (iii) ensure that no cooking or facilities for cooking are allowed in any bedroom of the accommodation premises; and
  - (iv) ensure that sleeping bags are not used to sleep on any bed in the accommodation premises; and
  - (v) provide a secure, lockable storage area for the purpose of storing occupants' packs and luggage; and
  - (vi) ensure that in any bunk, the distance between the surface of –
    - A. the lower bed and the base of the upper bed is at least 87cm; and
    - B. the upper bed and the ceiling is at least 100cm; and
  - (vii) towels and bed linen supplied shall be replaced with clean towels and bed linen before a change of occupancy, or replaced every third day thereafter until occupancy has ceased; and
  - (viii) provide the following kitchen facilities at the accommodation premises to enable occupants to prepare a substantial meal-
    - A. one hand wash basin with hot and cold water delivered through a common outlet in each kitchen; and
    - B. refrigerator space which is sufficient to meet the reasonable needs of the maximum potential number of occupants at the accommodation premises; and
    - C. vermin proof dry food stage space which is sufficient to meet the reasonable needs of the maximum potential number of occupants at the accommodation premises; and
    - D. washing up sinks or dishwashers which are sufficient to meet the reasonable needs of the maximum potential number of occupants at the accommodation premises.
  
- b) The approval may state--
  - (i) the approved use of the rooms; and
  - (ii) the number of beds that may be placed and the number of persons who may sleep —
    - A. in a specified room in the premises; or
    - B. in the premises as a whole; and

C. such other conditions as are considered appropriate by an authorised person.

**7 Term of approval**

The terms of approval is the period stated on the approval.

**8 Term of renewal of approval**

The terms of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

**Schedule 18 Operation of temporary entertainment events**

Section 11

**L Prescribed activity**

Operation of temporary entertainment events- example: concert held for visiting performing artist and travelling performance show and festivals

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval—

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of approval-

- a) whether in the opinion of an authorised person-
  - (i) the operation of the temporary entertainment venue does not unreasonably detract from the established amenity in the vicinity of the temporary entertainment venue; and
  - (ii) the premises are suitable and convenient for use as a temporary entertainment venue taking into account the type of activity proposed, the numbers of persons expected or likely to attend the premises, the location and appearance of the premises and the means of entry and exit for persons and, where applicable, vehicles; and
  - (iii) the premises comply with the environmental, health and safety standards;
  - (iv) entertainments provided at the temporary entertainment event will not generate significant noise, dust or light pollution or other significantly adverse effects on the surrounding neighbourhood; and
  - (v) the use of the temporary entertainment venue complies with the local government's planning scheme.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on an approval-

- a) The temporary entertainment venue must—
- (i) not generate (or be likely to generate) noise, dust, excessive light or other adverse effects outside the temporary entertainment venue to any significant degree in the opinion of an authorised person (unless such matters may be effectively abated by control measures) to the satisfaction of an authorised person; and
  - (ii) provide a sufficient number of sanitary conveniences for both sexes to the satisfaction of an authorised person; and
  - (iii) be able to collect and dispose of any refuse generated during the operation and conduct of the activity; and
  - (iv) only operate on the dates and times specified on the approval; and
  - (v) provide safe pedestrian and vehicular access to and from the site to the satisfaction of an authorised person; and
  - (vi) provide appropriate access for emergency vehicles into the site at all times including access to the First Aid Station; and
  - (vii) the First Aid Station must be attended by a qualified First Aid Officer at all times during the event;
  - (viii) not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance; and
  - (ix) ensure that adequate waste receptacles are placed around the venue to meet the reasonable needs of attendees to the satisfaction of an authorised person. Clean-up of waste must be carried out within 24 hours of the event.

## **6 Conditions that will ordinarily be imposed on approvals**

The following conditions are conditions that will ordinarily be imposed on approvals where applicable, in the opinion of an authorised person-

- a) The approval holder or operator of the temporary entertainment venue may be required to---
- (i) conduct a letter drop to residents in the vicinity of the property pursuant to a map attached to the approval (500 metre radius or some other distance determined by an authorised person). The letter must detail the nature of the event, date, hours of operation and contact details of the event organiser; and
  - (ii) ensure that food shall only be sold from licensed food premises and temporary food stalls are approved by local government's Public Health Unit; and
  - (iii) ensure that a sufficient number of security officers are present at all times during the event for crowd control purposes; and
  - (iv) provide an adequate number of toilets to meet the reasonable needs of all attendees and staff to the satisfaction of an authorised person; and
  - (v) ensure that all toilets are to be maintained in a sanitary state during the event to the satisfaction of an authorised person; and
  - (vi) ensure that pyrotechnics displays are carried out by an individual or corporation with

the appropriate fireworks licence issued by the relevant statutory body or government department. A current public liability policy must also cover the approval holder, operator and local government in the sum determined by the local government; and

- (vii) ensure that the stage, including lighting and sound towers, are erected by suitably qualified persons; and
- (viii) if the approval relates to an activity on a road-require the approval holder to indemnify the State; and
- (ix) ensure that all temporary electrical work is carried out in accordance with relevant Australian Standards or Industry Codes of Practice.

**7 Term of approval**

The terms of approval is the period stated on the approval.

**8 Term of renewal of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.



**Schedule 19 Undertaking regulated activities regarding human remains- (a) disturbance of human remains buried outside a cemetery**

Section 11

**1 Prescribed activity**

Undertaking regulated activities regarding human remains- (a) disturbance of human remains buried outside a cemetery.

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of an approval-

- a) whether the human remains have been buried for not more than three (3) days or not less than twelve (12) months.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on approvals-

- a) The disturbance of the human remains must only be carried out by a recognised undertaker.

**6 Conditions that will ordinarily be imposed on approvals**

The following conditions are conditions that will ordinarily be imposed on approvals where applicable in the opinion of an authorised person-

- a) The local government may—
  - (i) **require** the approval holder, its contractors or agents to--

- A. give notice to the local government of the disturbance of human remains to enable an authorised person to enter the land and inspect the grave; and
  - B. remove all markers or means of identification on or around the grave if the human remains are removed from the grave and dispose of appropriately; and
  - C. provide Council with confirmation of the disturbance of human remains within 14 days of the event; and
- (ii) stipulate the day on which the disturbance of human remains may be performed; and
  - (iii) stipulate the hours between which the disturbance of human remains may be performed; and
  - (iv) not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance.

**7 Term of approval**

Not applicable,

**8 Term of renewal of approval**

Not applicable.

**Schedule 20 Undertaking regulated activities regarding human remains-- (b) burial or disposal of human remains outside a cemetery**

Section 11

**I Prescribed activity**

Undertaking regulated activities regarding human remains- (b) burial or disposal of human remains outside a cemetery.

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criterion must be considered in deciding whether or not to grant an approval-

- a) whether in the opinion of an authorised person there is a special family, personal or historical association between the deceased person and the place at which it is sought to bury the body of that person; and
- b) whether in the opinion of an authorised person there is a risk to health or other nuisance and will not cause reasonable offence to others.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on an approval-

- a) The approval holder, *its* contractors or agents are required to give notice to the local government of the preparation of the grave to enable an authorised person to enter the land and inspect the grave before the burial; and
- b) The local government may—
  - (i) stipulate the day on which the burial may be performed;
  - (ii) stipulate the hours between which the burial may be performed;

- (iii) regulate the manner of the preparation of the grave.

**6 Conditions that will ordinarily be imposed on approvals**

The following conditions are the conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person-

- a) The approval holder, its contractors or agents may be required to supply the Global Positioning System (G.P.S) coordinates of the grave to the local government, so that the details of the deceased person can be placed on the property record; and
- b) The local government may require the approval holder, its contractors or agents to erect a marker or means of identification on or around the grave and stipulate the information required to be recorded on it; and
- c) not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance.

**7 Term of approval**

Not applicable.

**8 Term of renewal of approval**

Not applicable.

**Schedule 21    Undertaking regulated activities regarding human remains-- (c) disturbance of human remains in a local government cemetery**

Section 11

**I    Prescribed activity**

Undertaking regulated activities regarding human remains--(c) disturbance of human remains in a local government cemetery.

**2    Activities that do not require approval under the authorising local law**

Nil.

**3    Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4    Additional criteria for the granting of approval**

The following criterion must be considered in deciding whether or not to grant an approval-

- a) whether the human remains have been buried for not more than three (3) days or not less than twelve (12) months.

**5    Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval-

- a) The approval holder, its contractors or agents are required to--
  - (i) remove any monuments on the existing grave and dispose of appropriately in the opinion of an authorised person; and
  - (ii) ensure that the coffin, body, ashes or other remains disinterred are removed under the supervision and to the satisfaction of the local government; and
  - (iii) ensure that the grave is opened and closed by the local government; and
  - (iv) ensure that exhumation to be carried out by a recognised undertaker; and
  - (v) not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance.

**6 Conditions that will ordinarily be imposed on approvals**

The following conditions are the conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person-

- a) The local government may-
  - (i) regulate the manner of preparation of the grave; and
  - (ii) stipulate the day on which the disturbance of human remains may be performed; and
  - (iii) stipulate the hours between which the disturbance of human remains may be performed.

**7 Term of approval**

Not applicable.

**8 Term of renewal of approval**

Not applicable.

**Schedule 22 Undertaking regulated activities on local government controlled areas and roads--  
(a) driving or leading of animals to cross a road**

Section 11

**1 Prescribed activity**

Undertaking regulated activities on local government controlled areas and roads- (a) driving or leading of animals to cross a road

**2 Activities that do not require approval under the authorising local law**

The following activities do not require approval under the authorising local law-

- a) where no more than two animals are being led by a single person; or
- b) where the animals are being led or driven pursuant to an approval to operate a commercial recreation activity.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

- a) whether in the opinion of an authorised person, the leading of animals would not unduly interfere with the proper use of the road or create a safety hazard for users of the road; and
- b) not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance.

**5 Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval —

- a) restrict the times of day that animals may be led across the road;
- b) restrict the number of animals that may be driven or led across the road;
- c) require compliance with safety requirements specified by an authorised person; and

- d) require the approval holder to exhibit specified warning notices and to take other precautions specified by an authorised person for the safety of users of the road or area.

**6 Conditions that will ordinarily be imposed on approvals**

The following conditions are conditions that will ordinarily be imposed on approvals where applicable, in the opinion of an authorised person-

- a) the approval holder, its contractors or agents may be required to give specified indemnities and to take out specified insurance.

**7 Term of approval**

The term of approval is the term stated in the approval.

**8 Term of renewal of approval**

Not applicable.



**Schedule 23 Undertaking regulated activities on local government controlled areas and roads-  
(b) depositing of goods or materials**

Section 11

**I Prescribed activity**

Undertaking regulated activities on local government controlled areas and roads- (b) depositing of goods or materials.

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are the criteria that must be considered in deciding whether or not to grant an approval-

- a) whether in the opinion of an authorised person the activity —
  - (i) will not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance;
  - (ii) significantly detracts from the capacity of the road to provide a vehicular and where relevant pedestrian thoroughfare;
  - (iii) constitutes a nuisance or a danger to any person or property;
  - (iv) obstructs access from the footway to kerbside parking;
  - (v) adversely effects the amenity of the area or the environment; and
  - (vi) adversely affects the existing services located in, along, over or adjacent to a road.

**5 Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval-

- a) the location of such works or activity;
- b) hours of operation;
- c) The approval holder, its contactors or agents are required to-
  - (i) ensure unobstructed movement of vehicles and pedestrians; and
  - (ii) take out public liability insurance in an amount nominated by the local government and to name local government as an interested party on the policy; and
  - (iii) indemnify the local government and any other person who has an interest in or takes a benefit from the work or activity against all claims and liability, including claims for personal injury (including death) and damage to property (including economic loss) arising directly or indirectly by, through or in connection with the works or activity; and
  - (iv) observe standards specified by the local government in the carrying out of the works or activity; and
  - (v) ensure safety of pedestrians and vehicles including but not limited to the safe temporary diversion of traffic, erection of warning lights and barricades to the satisfaction of an authorised person; and
  - (vi) specify a deadline for completion of the works or ceasing of the activity; and
  - (vii) reinstate the road to the satisfaction of an authorised person following completion of the works or ceasing of the activity.

## 6 Conditions that will ordinarily be imposed on approvals

The following conditions are the conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person-

- a) The approval holder, its contactors or agents may be required to--
  - (i) lodge security for performance of any requirement under this local law or any condition of approval.

## 7 Term of approval

The term of approval is the period stated on the approval.

## 8 Term of renewal of approval

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

Schedule 24 Undertaking regulated activities on local government controlled areas and roads--  
(c) holding of a public place activity prescribed by subordinate local law

Section 11

**1 Prescribed activity**

Undertaking regulated activities on local government controlled areas and roads-- (c) holding of a public place activity prescribed by subordinate local law, excluding the operation of a temporary entertainment event.

—Example: commercial filming/photography

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- a) application form;
- b) application fee (as determined within Council's Schedule of Fees and Charges); and
- c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered for the granting of an approval-

- a) whether in the opinion of an authorised person-
  - (i) the activity will not unduly interfere with the usual use and enjoyment of the area or road; and
  - (ii) that the operation of the activity can be lawfully conducted on the site; and
  - (iii) the operation of the activity does not unreasonably detract from the established amenity in the vicinity of the temporary entertainment venue; and
  - (iv) the premises are suitable and convenient for use as a temporary entertainment venue taking into account the type of activity proposed, the numbers of persons expected or likely to attend the premises, the location and appearance of the premises and the means of entry and exit for persons and, where applicable, vehicles;
  - (v) there will be enough toilets and sanitary conveniences, complying with standards and

- requirements imposed by the local government, for the use of the public;
- (vi) adequate provision will exist for the disposal of refuse generated by the conduct of the event;
- (vii) the activity complies with the environmental, health and safety standards;
- (viii) the activity complies with the local government's planning scheme;
- (ix) not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance; and
- (x) the activity will not generate significant noise, dust or light pollution or other significantly adverse effects on the surrounding neighbourhood.

## 5 Conditions that must be imposed on approvals

The following conditions will ordinarily be imposed on approvals where applicable, in the opinion of an authorised person-

- a) any permits or approvals by any Government Department are to be obtained. Compliance with the conditions of the permit or approval that any Government Department may impose is mandatory;
- b) the local government is to be indemnified and kept indemnified in respect of any actions, suits, proceedings, costs, claims and demands brought or made by any person or persons, corporation or corporations, authority or authorities in respect of any accident, injury or damage in consequence of or arising out of the filming operation;
- c) evidence that insurance has been taken out to cover any claims which may arise from injury to persons or damage to property arising from or attributable to the filming operation will be necessary. The policy is to be kept current during the continuance of the filming operation and shall be endorsed to note that the local government is a joint insured. The minimum amount of public **risk** cover shall be as determined by an authorised person;
- d) all areas used are to be left in a clean and tidy condition;
- e) the amenity of residents is not to be disturbed or adversely impacted upon whether by noise or any other manner;
- f) at least seven (7) days before filming commences residents living adjacent to the filming locations are to be informed in writing by a letter drop of the approximate filming date and time and the nature and scale of proposed activities;
- g) filming on roads is to be carried out so as not to compromise road safety or unduly disrupt traffic. In all instances the necessary approvals are to be obtained from bodies such as Main Roads, Queensland Transport, Queensland Police etc;
- h) the environment, its flora and fauna are not to be adversely impacted upon in any manner;
- i) use of vehicles, aircraft, vessels and non-filming equipment on foreshores, parks and reserves requires special local government approval;
- j) vegetation growing on such areas are not to be disturbed or damaged in any manner;
- k) the local government is to be kept fully informed in writing of any alterations to the filming schedule;

- l) an adequate number of portable chemical type toilets are to be provided and serviced for the use of the filming crew and extras should insufficient facilities be available onsite;
- m) the payment in advance of all fees which are to be assessed in accordance with the rates specified by local government (refer local government's current fees and charges);
- n) should the applicant fail to observe any of the conditions of the approval or cause damage which necessitates remedial or reinstatement works to be performed by the local government, the costs of the works undertaken are to be met by the applicant;
- o) the provisions of local government's local laws relating to Parks, Reserves and Foreshores are to be observed at all times;
- p) the permit or conditions of the permit may be altered, amended or revoked by the local government at any time and for any reason.

**6 Conditions that will ordinarily be imposed on approvals**

As determined by authorised person.

**7 Term of approval**

The term of approval is the period stated on the approval.

**8 Term of renewal of approval**

Not applicable.

Schedule 25 **Bringing or driving motor vehicles onto a park or reserve**

## Section 11

**1 Prescribed activity**

Bringing a motor vehicle onto or driving a motor vehicle on a place that **is**-  
(Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2014, section 6(2)).

- (a) on any part of a park or reserve; and
- (b) not within a motor vehicle access area.

**2 Activities that do not require approval under the authorising local law**

Access to a local government controlled area by an authorised contractor for the purposes of repairing or maintaining a local government facility.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- (a) application form;
- (b) application fee (as determined within Council's Schedule of Fees and Charges); and
- {c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered in deciding whether or not to grant an approval-

- {a) whether the vehicle access is required for-
  - (i) construction, repair and maintenance work within the local government controlled area;
  - {ii) access to a temporary entertainment venue for which the applicant has received approval under another local law;
  - (iii) the purposes of commercial use of the local government controlled area for which the applicant has received approval under another local law;
  - (iv) holding a celebration, ceremony or competition for which the applicant has received approval under another local law.
- (b) whether access by the vehicle will—
  - 0) unduly interfere with the usual use and enjoyment of the area;

- (ii) impact on the natural resources and native wildlife of the area;
- (Hi) cause damage to the area;
- (iv) generate significant noise or dust or other significantly adverse effects on the surrounding neighbourhood or other users of the area; and
- (v) interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance.

## **5 Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval-

- (a) the approval will be valid only for the dates specified in the approval; and
- (b) the approval will be valid only for the specific vehicle or type of vehicle specified in the approval; and
- (c) the approval is not transferable; and
- (d) the approval holder will strictly comply with any speed limits specified in the approval; and
- (e) the approval holder will comply with any restrictions specified in the approval regarding of the parts of the local government controlled area that may be accessed by vehicle and notwithstanding any contrary restrictions in the area; and
- (f) the approval must be displayed on the dashboard of the vehicle while it is within the local government controlled area; and
- (g) the approval holder must ensure the safety of other users of the local government controlled area arising from the carrying out of the approved activity; and
- (h) the approval holder must give at least 24 hours' notice of the vehicle access to affected neighbours of the area; and
- (i) the approval holder will be liable to pay to the local government the cost of rectifying any significant damage caused by the use of the vehicle in *the* area to the satisfaction of an authorised person.

## **6 Conditions that will ordinarily be imposed on approvals**

As determined by an authorised person.

## **7 Term of approval**

The term of approval is the period stated on the approval.

## **8 Term of renewal of approval**

Not applicable.

**Schedule 26 Bringing or driving prohibited vehicles onto motor vehicle access areas**

Section 11

**I Prescribed activity**

Bringing a prohibited vehicle onto or driving a prohibited vehicle on a specified motor vehicle access area. (Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2011, section 6(4)).

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- (a) application form;
- (b) application fee (as determined within Council's Schedule of Fees and Charges); and
- (c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered in deciding whether or not to grant an approval-

- (a) whether the vehicle access **will-**
  - (i) unduly interfere with the usual use and enjoyment of the area;
  - (ii) cause damage to the area;
  - (iii) interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance; and
  - (iv) generate significant noise or dust or other significantly adverse effects on the surrounding neighbourhood.

**5 Conditions that must be imposed on approvals**

The following conditions are conditions that must be imposed on an approval-

- (a) limit the parts of the area accessed and the hours of day when vehicle access is permitted; and



- (b) require compliance with safety requirements specified by an authorised person; and
- (c) require the operator to take specified measures to reduce adverse effects of the vehicle access on the users of the area or surrounding neighbourhood to acceptable levels in the opinion of an authorised person.

**6 Conditions that will ordinarily be imposed on approvals**

As determined by an authorised person.

**7 Term of approval**

The term of approval is the period stated on the approval.

**8 Term of renewal of approval**

Not applicable.

Schedule 27 Use of bathing reserves for training, competitions etc

Section 11

**1 Prescribed activity**

To –

- (a) use apart a bathing reserve or a part of a bathing reserve for life-saving training on an exclusive basis; or
- (b) use any part of a bathing reserve for the conduct of a surfing competition, a life-saving competition or another aquatic activity. (*Local Law No.6 (Bathing Reserves) 2014* section 10(1))

**2 Activities that do not require approval under the authorising local law**

Nil.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- (a) application form;
- (b) application fee (as determined within Council's Schedule of Fees and Charges); and
- (c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered in deciding whether or not to grant an approval-

- (a) whether in the opinion of an authorised person-
  - (i) the activity is appropriate in the bathing reserve; and
  - (ii) the facilities in the bathing reserve are adequate for the activity proposed in the application.

**5 Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval-

- (a) prior to commencing the activity, the approval holder must-
  - (i) sign and return to local government a deed in a form prescribed by the local government indemnifying the local government in respect of any loss, damage, actions, claims or demands which may be incurred by the local government

- directly or indirectly through the granting of this approval or carrying out of the approved activity; and
- (ii) take out and maintain a current public liability insurance policy in the joint names of the approval holder and the local government in the amount of **\$10,000,000.00** per any one claim or such sum as determined by the local government from time to time and otherwise in a form satisfactory to the local government; and
  - (iii) ensure that the public liability insurance policy covers claims which may arise against *the* local government or the approval holder for personal injury and property damage resulting from the conduct of *the* activity; and that the policy is submitted to the local government for its prior consent.
- (b) where applicable a Certificate of Company Registration must be submitted to local government within 14 days from *the* date the approval is granted; and
  - (c) the activity must only be carried out in the location specified in the approval; and
  - (d) the approval does not provide the approval holder with any exclusive rights to undertake the activity at the approved sites; and
  - (e) the activity must only be conducted during the hours specified in the approval; and
  - (f) only approved equipment is to be used with the activity; and
  - (g) all reasonable and practicable steps are to be used to ensure that staff and customers access the approved activity area by the designated access and egress points;
  - (h) where the approval holder is granted the right to use a bathing reserve or a particular part of a bathing reserve for a specified event on a commercial basis, make facilities installed under the approval available for use by patrons of the event at specified times or over specified periods; and
  - (i) provide temporary toilet facilities at a rate of 1 toilet per 80 people who attend the bathing reserve for the activity; and
  - (j) remove any barrier or other structure placed or erected on the bathing reserve at the conclusion of the activity; and
  - (k) collect and properly dispose of all waste and rubbish at the conclusion of the activity; and
  - (l) the approval holder must comply with all reasonable directions given by the local government or an authorised person regarding the use of any roads, jetties, foreshores or other means of accessing the approved activity area.

## **6 Conditions that will ordinarily be imposed on approvals**

As determined by an authorised person.

## **7 Term of approval**

The term of approval is the period stated on the approval.

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

Schedule 28 Parking contrary to an indication on an official traffic sign regulating parking by time or payment of a fee

Section 11

**1 Prescribed activity**

Parking contrary to an indication on an official traffic sign regulating parking by time or payment of a fee. (*Local Law No.5 (Parking) 2014* section 7(1))

Parking contrary to an indication on an official traffic sign regulating parking by time or payment of a fee (Transport Operations (Road Use Management) Act 1995, section 103(4)(a)(ii)).

**2 Activities that do not require approval under the authorising local law**

Not applicable.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- (a) application form;
- (b) application fee (as determined within Council's Schedule of Fees and Charges); and
- (c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered in deciding whether or not to grant an approval-

- (a) whether the approval
  - (i) is for a designated parking space where parking is restricted to permit parking;
  - (ii) is for a regulated parking area contrary to an indication by an official parking sign;
  - (iii) is needed because access to nearby premises is restricted or difficult;
  - (iv) relates to parking if building or construction work is being conducted or proposed at nearby premises;
  - (v) relates to parking that is needed for a special event, festival or public assembly.

**5 Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval-

- (a) the permit is only valid for the places specified in the permit at the times specified in the permit; and
- (b) the permit is valid for the dates specified in the permit; and
- (c) the permit must be publicly displayed within the vehicle while it is parked in the place for which the permit is valid;
- (d) the holder of an approval or the owner of the vehicle must return the identification label to Council within three (3) days after the expiration or revocation of the approval; and
- (e) the approval holder must display the identification label prominently on the left hand side front of the vehicle affixed in close proximity to the vehicle registration label; and
- (f) the approval holder must take out public liability insurance in an amount nominated by the local government and name the local government as an interested party on the policy.

**6 Conditions that will ordinarily be imposed on approvals**

As determined by an authorised person.

**7 Term of approval**

The term of approval is the period stated on the approval.

**8 Term of renewal of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

**Schedule 29 Parking in a loading zone by displaying a commercial vehicle identification label**

Section 11

**1 Prescribed activity**

Parking in a loading zone by displaying a commercial vehicle identification label. (*Local Law No.5 (Parking) 2014*, section 8(1))

(*Transport Operations (Road Use Management) Act 1995*, section 103(5))

**2 Activities that do not require approval under the authorising local law**

Not applicable.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- (a) application form;
- (b) application fee {as determined within Council's Schedule of Fees and Charges}; and
- (c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered in deciding whether or not to grant an approval-

- {a) show that the vehicle is within the list of vehicles prescribed as eligible for a commercial vehicle identification label under a subordinate local law made under Local Law No.5 (Parking) 2014, section 8(2).
- (b) whether the approval is required for demonstrated business purposes.

**5 Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval-

- (a) a vehicle displaying a commercial vehicle identification label may park in a commercial loading zone for the purpose of loading or unloading for up to a maximum of 20 minutes unless otherwise stated; and
- (b) when not parking in a loading zone, a commercial vehicle must comply with all applicable parking requirements; and
- (c) the vehicle identification label must be affixed securely to the inside of the windscreen so it is clearly visible to a person outside the vehicle; and

- (d) the holder of a commercial vehicle approval must return the identification labd to Council within three (3) days after expiration or revocation of the approval.

**6 Conditions that will ordinarily be imposed on approvals**

As determined by an authorised person.

**7 Term of approval**

The term of approval is the period stated on the approval.

**8 Term of renewal of approval**

The term of any renewal is the same term as che original approval subject to compliance with all conditions stated on the approval.

**Schedule 30 Carrying out works on a road or interfering with a road or its operation**

Section 11

**I Prescribed activity**

Carrying out works on a road or interfering with a road or its operation (Local Government Act 2009, section 75(2))

-Example: construction of kerb and channel or road works on a road associated with development activities.

**2 Activities that do not require approval under the authorising local law**

Not Applicable.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- (a) application form;
- (b) application fee (as determined within Council's Schedule of Fees and Charges); and
- (c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

As required by applicable Council General Policies.

**5 Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval-

- (a) the works or activity must not in the opinion of an authorised person significantly detract from the capacity of the road to provide a vehicular and, where relevant, pedestrian thoroughfare; or
- (b) the works or activity must not in the opinion of an authorised person significantly cause a nuisance or danger to any person or property; or
- (c) the works or activity must not in the opinion of an authorised person significantly obstruct access from the footway to kerbside parking; and
- (d) the works or activity must not in the opinion of an authorised person adversely effect the amenity of the area or the environment; and
- (e) not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance; and
- (f) the works or activity must not in the opinion of an authorised person adversely effect existing services located in, on, over or adjacent to a road.



**6 Conditions that will ordinarily be imposed on approvals**

The following conditions are the conditions that will ordinarily be imposed on an approval where applicable, in the opinion of an authorised person-

- (a) location of such works or activity;
- (b) measure to ensure unobstructed movement of vehicles and pedestrians;
- (c) hours of operation;
- (d) the requirement to take out public liability insurance in an amount nominated by the local government and to name local government as an interested party on the policy;
- (e) indemnification of the local government by the holder of the approval and any other person who has an interest in or takes a benefit from the work or activity against claims for personal injury (including death) and damage to property (including economic loss) arising directly or indirectly by, through or in connection with the works or activity;
- (f) lodgement of security for performance in amount determined by an authorised person;
- (g) specification of a deadline for completion of the works or ceasing of the activity;
- (h) standards to be observed in the carrying out of the works or activity;
- (i) reinstatement of the road to the satisfaction of an authorised person following completion of the works or ceasing of an activity;
- (j) requirements to ensure safety of pedestrians and vehicles including but not limited to the safe temporary diversion of traffic, erection of warning lights and barricades to the satisfaction of an authorised person.

**7 Term of approval**

The term of approval is the period stated on the approval.

**8 Term of renewal of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

## Schedule 31 Entry to trust areas

## Section 11

## I Prescribed activity

## Entry to Trust Areas

## 2 Activities that do not require approval under the authorising local law

Activities conducted pursuant to section 53(b) of the Aboriginal and Torres Strait Islander Justice, Land and other Matters) Act 1984.

**3 Documents and materials that must accompany applications for approval**

The following documents and materials must accompany an application for an approval-

- (a) application form;
- (b) application fee (as determined within Council's Schedule of Fees and Charges); and
- (c) documents, information and materials identified within the relevant approved application form.

**4 Additional criteria for the granting of approval**

The following criteria are criteria that must be considered in deciding whether or not to grant an approval-

- (a) the entry to the trust area would not cause an unreasonable strain on the public facilities and amenities of the trust area; and
- (b) the entry to the trust area would not cause nuisance, inconvenience or annoyance to the residents of the trust area; and
- (c) the entry to the trust area would not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance ;and
- (d) the entry to the trust area would not adversely affect the interests of any aboriginal person, group or impact upon any area of Aboriginal Cultural Heritage;
- (e) the entry to the trust area would not adversely affect the amenity of the surrounding area.

**5 Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval-

- (a) Designate the particular trust area that the persons are permitted to enter e.g. a particular site or beach; and
- (b) limit the validity of the approval to the places specified in the approval at the times specified in the approval; and
- (c) require the holder of the approval to display the approval in a specified position or to produce the approval for inspection on demand by an authorised person; and

- (d) require the holder of the approval to take specified measures to protect the safety of persons who may be involved in, or affected by, the activities authorised by the approval; and
- (e) require the holder of the approval to take out insurance against personal injury or property damage resulting from activities authorised by the approval; and
- (f) require the holder of the approval to take specified measures to ensure that the activities authorised by the approval do not cause a nuisance; and
- (g) require the holder of the approval to follow any direction given by an authorised person.

**6 Conditions that will ordinarily be imposed on approvals**

As determined by the authorised person.

**7 Term of approval**

The term of approval is the period stated on the approval.

**8 Term of renewal of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

Schedule 32      **Undertaking scientific research in a trust area**

Section 11

**I      Prescribed activity**

Undertaking scientific research within a trust area

**2      Activities that do not require approval under the authorising local law***Intentionally left blank***3      Documents and materials that must accompany applications for approval**

An application for approval must be accompanied by -

- { a) the prescribed fee; and
- (b) full details of the nature, scope and purpose of the proposed scientific research for which the approval is sought, including specific details of the times and places that the proposed research will be conducted; and
- (c) details and proof of affiliation with an accredited scientific research organisation; and
- (d) the period of time for which the approval is sought; and
- (e) the parts of the trust area for which the approval is sought; and
- (f) details about any vehicles associated with the approval, such as registration number, vehicle make and type; and
- (g) any other documentation or materials requested by the local government in writing.

**4      Additional criteria for the granting of approval**

An application for approval should -

- (a) not interfere with or damage or remove any thing from an area of recognised Aboriginal Cultural or historical significance; and
- (b) not cause nuisance, inconvenience or annoyance to the residents of the trust area; and
- (c) not adversely affect the amenity of the surrounding area.

**5      Conditions that must be imposed on approvals**

The following conditions are the conditions that must be imposed on an approval-

- (a) Designate the particular trust area that the persons are permitted to enter e.g. a particular site or beach; and
- (b) limit the validity of the approval to the places specified in the approval at the times specified in the approval; and
- (c) require the holder of the approval to display the approval in a specified position or to produce the approval for inspection on demand by an authorised person; and
- (d) require the holder of the approval to take specified measures to protect the safety of

persons who may be involved in, or affected by, the activities authorised by the approval; and

- (e) require the holder of the approval to take out insurance against personal injury or property damage resulting from activities authorised by the approval; and
- (f) require the holder of the approval to take specified measures to ensure that the activities authorised by the approval do not cause a nuisance; and
- (g) require the holder of the approval to follow any direction given by an authorised person.

## **6 Conditions that will ordinarily be imposed on approvals**

*Intentionally left blank*

## **7 Term of approval**

The term of approval is the period stated on the approval.

## **8 Term of renewal of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

## Schedule 33 Camping within a camping site in a trust area

Section 11

## 1 Prescribed activity

Camping within a camping site in a trust area

## 2 Activities that do not require approval under the authorising local law

*Intentionally left blank*

## 3 Documents and materials that must accompany applications for approval

An application for approval must be accompanied by -

- (a) *the* prescribed fee; and
- (b) full details of the nature, scope and purpose of the proposed scientific research for which the approval is sought, including specific details of the times and places that the proposed research will be conducted; and
- (c) details and proof of affiliation with an accredited scientific research organisation; and
- (d) the period of time for which the approval is sought; and
- (e) the parts of the trust area for which the approval is sought; and
- (f) details about any vehicles associated with the approval, such as registration number, vehicle make and type; and

any other documentation or materials requested by the local government in writing.

4 **Additional criteria for the granting of approval***Intentionally left blank*5 **Conditions that must be imposed on approvals**The following conditions are the conditions that must *be* imposed on an approval-

- (a) Designate the particular trust area that the persons are permitted to enter **e.g.** a particular site or beach; and
- (b) limit the validity of the approval to the places specified in the approval at the times specified in the approval; and
- (c) require the holder of the approval to display the approval in a specified position or to produce the approval for inspection on demand by an authorised person; and
- (d) require the holder of the approval to take specified measures to protect the safety of persons who may be involved in, or affected by, the activities authorised by the approval; and
- (e) require the holder of the approval to take out insurance against personal injury or property damage resulting from activities authorised by the approval; and
- (f) require the holder of the approval to take specified measures to ensure that the

- activities authorised by the approval do not cause a nuisance; and
- (g) require the holder of the approval to follow any direction given by an authorised person;
  - (h) all rubbish must be removed by the camper or placed in receptacles provided; and
  - (i) camping sites must be kept in a clean and tidy state; and
  - (j) fires must not be lit other than in the fireplaces provided; and
  - (k) total fire bans imposed by authorised persons must be observed; and
  - (l) dogs, cats or other domestic animals must not be brought into a camping site; and
  - (m) plants, animals and natural and cultural resources must not be disturbed or damaged; and
  - (n) wildlife must not be fed, and food must not be left in a place where it can be scavenged; and
  - (o) watercourses must not be polluted with shampoos, soaps, detergents, sunscreens or other harmful substances; and
  - (p) any directions given by an authorised person must be complied with; and
  - (q) appliances such as axes must not be used other than to split firewood or drive tent pegs; and
  - (r) machetes must not be used; and
  - (s) noise must not be made as to disturb other visitors, particularly between 10pm and 7am; and
  - (t) electric generating equipment and compressors must not be used without approval; and
  - (u) if camping in an area without toilet facilities, all human waste must be buried at least 45cm deep, at least 50 metres from any lakes, watercourses, walking tracks, campsites or public facilities.

## **6 Conditions that will ordinarily be imposed on approvals**

*Intentionally left blank*

## **7 Term of approval**

The term of approval is the period stated on the approval.

## **8 Term of renewal of approval**

The term of any renewal is the same term as the original approval subject to compliance with all conditions stated on the approval.

**Schedule 34 - Dictionary**

**Act** means an Act of the Queensland Parliament;

**advertisement area** means the total area of an advertisement;

**ancillary advertisement** means an advertisement which provides information about a business or commercial enterprise or industry conducted on-site; excluding uses otherwise defined. The information may include:

- (a) the use of the site (including the proposed future use of the land);
- (b) the use of a building on the land;
- (c) goods manufactured or offered for sale or hire on the land;
- (d) services offered on the land;
- (e) the name and address of the owner or occupier of the land;
- (f) where a number of persons are carrying on different businesses on the land, an advertisement identifying the place;
- (g) where an event or activity is to be conducted on the land, information about the event or activity.

**animated or moving advertisement** means an advertisement that has moving parts or which rotates or revolves. The term includes advertisements containing chasing or running bulbs, reader boards (electronic variable message) and similar features;

**appropriate records** means, as described in Appendix 6 - Records, QLD Health Swimming and Spa Water Quality and Operational Guidelines.

**banner advertisement** means any advertisement:

- (a) suspended from any structure, tree or pole;
- (b) with or without supporting frame work; and
- (c) displaying an advertisement applied to paper, plastic or similar material or fabric of any kind.

The term excludes symbolic flags of any institution or business;

**bunting** includes decorative flags, pennants and streamers;

**construction advertisement** means a temporary advertisement used to identify the name of a development or developer during the construction of a development.

**distribute a business advertising publication---**

- (a) includes make the business advertising publication available to other persons; but
- (b) does not include merely display of the business advertising publication.;

*examples-*

*J. A person "distributes" a business advertising publication if the person hands the business advertising publication out to other persons or leaves it at a place for other persons to take away, including posting the business advertising publication on a car windscreen;*



2. A person does not "distribute" a business advertising publication **if** the person attaches the business advertising publication onto walls and other structures, **merely** for display;

**estate entrance advertisement** means an advertisement placed or erected at the entrance to an industrial or residential development, identifying the particular development;

**estate sales office** means any premises including a caravan or relocatable home on which a sign is exhibited for the promotion and/or sale of land within an industrial or residential development, where the use of such facilities shall not be more than two (2) years from the date of commencement, unless approved by Council;

**fascia advertisement** means an advertisement which is affixed to, posted or painted on a fascia of a building, such that the advertisement protrudes no more than 100mm from the surface to which it is attached;

**freestanding advertisement** means an advertisement which:

- (a) is erected on a pole or poles, or on a pylon structure ("a freestanding pole advertisement"); or
- (b) a solid, free standing structure, and does not form part of any building or other structure.

**home activity advertisements** means an advertisement associated with a lawful home activity limited to one advertisement per premises, not exceeding 0.3m<sup>2</sup> in size, and not illuminated.

**home based business advertisements** means an advertisement associated with a lawful home based business limited to one advertisement per premises, not exceeding 0.3m<sup>2</sup> in size, and not illuminated.

**off-site advertisement** means an advertisement, either freestanding or affixed to a building or structure, that is intended to promote goods, services, a business, commercial enterprise or industry not available or conducted on-site;

**on-site advertisement** means an advertisement, either freestanding or affixed to a building or structure, that is intended to promote goods, services, a business, commercial enterprise or industry that is available or conducted on-site;

**over awning advertisement** means an advertisement which is located on top of an awning, veranda or canopy with no part of the advertisement projecting above the roofline or beyond the awning, canopy or veranda edge;

**planning area** as defined by the Planning Scheme.

**political advertisement** means a temporary advertisement exhibited for the purposes of an election;

**portable advertisement** means a freestanding moveable advertisement placed on the footpath, road reserve or other public place. The term includes sandwich and spinning boards;

**projecting advertisement** means an advertisement attached to and protruding more than 100mm either vertically, or horizontally from a building or structure, but not attached to the roof of a building or structure;

**public information advertisement** means an advertisement erected or displayed to indicate the location of a public building, service or place of interest, and which carries no other information or advertisement;

**public place activity** means an activity as described in Schedule 6 where undertaken on or in a 'Public Place' as defined in Section 125(5) of the Act.

**real estate advertisement** means a temporary advertisement on-site, advising of the owner's intention to sell, lease, tender or auction the land and/or building;

**temporary advertisement** means an advertisement which, by its nature, is intended to be in place for only a limited amount of time, not exceeding three months. The term includes:

- (a) a political advertisement;
- (b) a real estate advertisement; or
- (c) an advertisement for the sale, lease, tender or auction of a product

**temporary entertainment event** means an event that is held temporarily – not on a regular basis – to provide entertainment to the public whether or not upon payment of a fee for admission and whether or not the management reserves the right to exclude individual members of the public....

**touting** means to publicise to another person either verbally or with a publication a business, commercial or trade activity, including by approaching that person and "touted" and "touting" have the corresponding meanings.

**transom advertisement** means an advertisement attached to the transom, horizontal beam, of a doorway in a building;

**under awning advertisement** means an advertisement which is attached to the underside of an awning, veranda, or canopy;

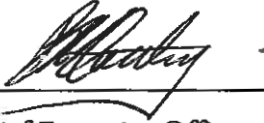
**vehicle** means any air cushion vehicle, articulated vehicle, bicycle, caravan trailer, commercial vehicle, motor car, motor cycle, motor omnibus, motor truck, motor utility, truck, motor vehicle, omnibus, side car, tractor, trailer, tricycle or vehicle as defined in section 9 of the *Traffic Act*;

**wall advertisement** means an advertisement which is affixed to, posted or painted on a wall surface of a building, such that the advertisement protrudes no more than 100mm from the wall to which it is attached. The term excludes fascia, or transom advertisements;

**window advertisement** means an advertisement which is attached to or displayed on the exterior or interior surface of a window. The term includes a device which is suspended from the window frame and may also be illuminated, and excludes product displays or showcases viewed by pedestrians.

Certification

This and the preceding 82 pages bearing my initials is a certified copy of Aurukun Shire Council Subordinate Local Law No. 1 (Administration) 2014 made in Accordance with the provisions of the Local Government Act 2009, by Aurukun Shire Council by resolution dated 14 August 2014.



**Chief Executive Officer**

Aurukun Shire Council