

Integrated Planning Act 1997

# **Integrated Planning Regulation 1998**

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Reprint No. 7E

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#### Also see endnotes for information about—

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- editorial changes made in earlier reprints.

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# Queensland

# **Integrated Planning Regulation 1998**

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[as amended by all amendments that commenced on or before 12 September 2008]

# Part 1 Preliminary

#### 1 Short title

This regulation may be cited as the *Integrated Planning Regulation 1998*.

#### 2 Definitions

The dictionary in schedule 14 defines particular words used in this regulation.

# Part 2 Application of schedules

- Type of assessment and applicable codes, laws and policies for development—Act, s 3.1.3 and sch 8 (schedule 1)
  - (1) For section 3.1.3(1) of the Act—
    - (a) schedule 1, part 1, column 1 identifies an aspect of development requiring impact assessment; and
    - (b) schedule 1, part 1, column 2 identifies the codes, laws and policies that may apply for assessing the aspect.
  - (2) For section 3.1.3(1) of the Act—
    - (a) schedule 1, part 2, column 1 identifies an aspect of development requiring code assessment unless a planning scheme requires impact assessment; and

- (b) schedule 1, part 2, column 2 identifies the codes, laws and policies that may apply for assessing the aspect.
- (3) For section 3.1.3(1) of the Act—
  - (a) schedule 1, part 3, column 1 identifies an aspect of development requiring code assessment; and
  - (b) schedule 1, part 3, column 2 identifies the codes, laws and policies that may apply for assessing the aspect.
- (4) For self-assessable development—
  - (a) schedule 1, part 4, column 1 identifies an aspect of development that is self-assessable under schedule 8, part 2 of the Act; and
  - (b) schedule 1, part 4, column 2 identifies the codes, laws and policies that may apply for assessing the aspect.

# 4 Local governments that must review priority infrastructure plans—Act, s 2.2.5 (schedule 3)

For section 2.2.5 of the Act, the local governments mentioned in schedule 3 are prescribed.

## 4A Designated regions—Act, s 2.5A.2

- (1) Each group of local government areas, or parts of local government areas, mentioned in a part of schedule 3A is prescribed for section 2.5A.2(1)(a) of the Act.
- (2) The name of each designated region has the name given in schedule 3A.

# 5 Referral agencies and their jurisdictions—Act, s 3.1.8 (schedule 2)

For section 3.1.8 of the Act and schedule 10 of the Act, definitions *advice agency* and *concurrence agency*—

(a) schedule 2, column 2 states the referral agency, and whether it is an advice agency or a concurrence agency, for the development application mentioned in column 1; and

(b) schedule 2, column 3 states the jurisdiction of the referral agency mentioned in column 2.

#### 6 Referral agency assessment period—Act, s 3.3.14

For section 3.3.14(1)(a) of the Act, schedule 4, column 2 states the number of business days for the referral agency mentioned opposite the number in column 1.

# 7 Development for which particular applications require public notification—Act, s 6.7.1A

For section 6.7.1A(1)(c)(ii) of the Act, schedules 7 and 8 prescribe development for which a notification period of 30 business days applies under section 6.7.1A(2) of the Act.

#### 8 Court fees (schedule 9)

The fees payable for a proceeding in the court are in schedule 9.

## 9 Jurisdiction of tribunals—Act, s 4.2.7

A decision about a part of a building development application for which part the local government is the concurrence agency is prescribed for section 4.2.7(2)(c) of the Act.

## 10 Tribunal appeal fees—Act, s 4.2.15

- (1) For section 4.2.15(2) of the Act, the fees payable for an appeal against a decision mentioned in section 9, other than an appeal started by a building referral agency, are stated in subsections (2) and (3).
- (2) The fee payable, if the appeal is to be decided by a tribunal without a site inspection by the tribunal or a member of the tribunal, is—
  - (a) if the decision is about a class 1 building or a class 10 building or structure—\$285; or
  - (b) if the decision is about a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area of 500m<sup>2</sup> or less—\$415; or

- (c) if the decision is about a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area greater than 500m<sup>2</sup>—\$598.
- (3) The fee payable, if the appeal is to be decided by a tribunal after a site inspection by the tribunal or a member of the tribunal, is—
  - (a) if the decision is about a class 1 building or a class 10 building or structure—\$474; or
  - (b) if the decision is about a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area of 500m<sup>2</sup> or less—\$598; or
  - (c) if the decision is about a class 2, 3, 4, 5, 6, 7, 8 or 9 building with a floor area greater than 500m<sup>2</sup>—\$889.
- (4) The fee payable for an appeal against an error in the calculation of a charge in an infrastructure charges notice or a regulated State infrastructure charges notice is \$500.

#### 11 Tribunal fast track fee—Act, s 4.2.16

- (1) This section prescribes the fee to accompany a request under section 4.2.16 of the Act to the chief executive to appoint a tribunal to start hearing an appeal within 2 business days after starting the appeal.
- (2) The fee payable under this section is 50% of, and is in addition to, the fee payable for the appeal under section 10.
- (3) However, if the chief executive refuses the request, the fee must be refunded.

## 12 State resources (schedule 10)

- (1) For section 3.2.1(5) of the Act, schedule 10 prescribes State resources and the evidence required to support an application that involves taking or interfering with a resource.
- (2) The chief executive may decide that evidence provided to support an application that involves taking or interfering with a resource may be used to support 1 or more other applications for the same type of development, regardless of who is the applicant.

- (3) If the chief executive makes a decision under subsection (2), the evidence is a *general authority* to support applications for the particular type of development.
- (4) If the evidence required to support an application is a general authority, a copy of the general authority must be attached to the application.
- (5) The chief executive may decide that a general authority can no longer be used to support an application for a particular type of development.
- (6) In this section—

*chief executive* means the chief executive of the department administering the resource.

# Development for community infrastructure exempt from planning scheme assessment (schedule 11)

For schedule 9, table 5, item 5 of the Act, development, identified in schedule 11, for community infrastructure is exempt from assessment against a planning scheme.

# 14 Conditions requiring compliance assessment (schedule 12)

- (1) For section 3.5.31A of the Act, schedule 12 prescribes—
  - (a) matters for which a condition may require a document or work to be assessed for compliance with a condition; and
  - (b) the way the assessment, and the process for the assessment, of the document or work must be carried out.
- (2) For section 4.4.15 of the Act, schedule 12 also prescribes, for the assessment—
  - (a) the circumstances in which a person may appeal; and
  - (b) the entity to whom the appeal must be made; and
  - (c) the time by which, and the way in which, the appeal must be made; and

(d) the provisions of the Act applying for hearing and deciding the appeal.

# Part 2A Prescribed matters for environmental impact statements

#### 14A Definitions for pt 2A

In this part—

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

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

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

#### 14B Development for which EIS process applies—Act, s 5.8.1

- (1) Development is prescribed for section 5.8.1 of the Act if—
  - (a) the Commonwealth Minister has, under the Commonwealth Environment Act—
    - (i) decided the approach for assessing the relevant impacts of the development is assessment by an accredited assessment process; and
    - (ii) given notice of the decision; or

Note-

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

(b) the relevant impacts of the development are to be assessed under a bilateral agreement.

- (2) However, the development must be development for which the chief executive decides an EIS is required.
- (3) Any steps or actions taken in the EIS process before the action mentioned in subsection (1)(a) happens are taken to have complied with this part.
- (4) In this section—

**bilateral** agreement has the meaning given by the Commonwealth Environment Act, section 45(2).

### 14C Criteria for making decision about requirement for EIS

In making a decision under section 14B(2), the chief executive must consider—

- (a) the importance of the development to the State or part of the State; and
- (b) the complexity of the development including—
  - (i) the size or nature of the development; and
  - (ii) the number of entities, or local government areas potentially affected by the development; and
- (c) the significance of the potential environmental, economic and social impacts of the development.

# 14D Criteria for public notification of draft terms of reference for EIS

For section 5.8.4(1)(b) of the Act, the criteria for public notification of draft terms of reference for an EIS are—

- (a) the complexity of the matters mentioned in the application for terms of reference for the EIS; and
- (b) the likely level of public interest in the draft terms of reference.

#### 14E Content of draft terms of reference for EIS and draft EIS

- (1) For sections 5.8.4(3)(f) and 5.8.7(1)(a)(v) of the Act, each of the following matters must be stated in a notice—
  - (a) the development's name;

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

#### (2) In this section—

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

# 14F Public notification of draft terms of reference for EIS and draft EIS

For sections 5.8.4(4) and 5.8.7(2) of the Act, a notice must be published—

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

#### 14G Matters for inclusion in draft EIS

For section 5.8.6(2) of the Act, the draft EIS must include the matters mentioned in the *Environment Protection and Biodiversity Conservation Regulations* 2000 (Cwlth), schedule 4.

## 14H Content of EIS assessment report

- (1) For section 5.8.12(e) of the Act, an EIS assessment report about an EIS for development must contain each of the following—
  - (a) the development's name;
  - (b) the name of the designated proponent for the development;

- (c) the development's location;
- (d) a description of any matters of national environmental significance;
- (e) a summary of the relevant impacts of the development;
- (f) a description of feasible mitigation measures, or changes to the development or procedures, to prevent or minimise the development's relevant impacts, proposed by the proponent or suggested in relevant submissions;
- (g) to the extent practicable, a description of feasible alternatives to the development identified in the EIS process, and the likely impact of the alternatives on matters of national environmental significance;
- (h) a statement of conditions of approval for the development that may be imposed to address impacts, identified in the EIS process, on matters of national environmental significance.

#### (2) In this section—

matters of national environmental significance means matters of national environmental significance mentioned in the Commonwealth Environment Act, chapter 2, part 3, division 1.

**relevant submissions** means properly made submissions, or other submissions accepted by the chief executive under section 5.8.8 of the Act.

# 14I To whom EIS and other material must be given

For section 5.8.13(e) of the Act, the entity is the Commonwealth Minister.

# Part 3 Miscellaneous

#### 15 Qualifications of general referee—Act, s 4.2.37

- (1) For section 4.2.37 of the Act, each of the following qualifications or experience for a member of a tribunal that is to hear and decide a matter is prescribed for the matter—
  - (a) a demonstrated ability—
    - (i) to negotiate and mediate outcomes between parties to an appeal; and
    - (ii) to apply the principles of natural justice; and
    - (iii) to analyse complex technical issues; and
    - (iv) to communicate effectively, including, for example, to write informed, succinct, and well organised reports, submissions, decisions or other documents;
  - (b) demonstrated knowledge of at least 1 of the following the Minister considers is sufficient to enable the person to perform the functions of a member of the tribunal in relation to the matter—
    - (i) building design and construction;
    - (ii) siting of residential buildings;
    - (iii) neighbourhood amenity issues;
    - (iv) relevant health or fire safety issues;
    - (v) the Act, the *Building Act 1975* or the *Plumbing and Drainage Act 2002*;
    - (vi) Building Code of Australia, Queensland Development Code, or Australian Standards relating to building work;
    - (vii) National Plumbing and Drainage Code, or Australian Standards relating to plumbing and drainage work.
- (2) If the matter is about a part of a building development application for which part the local government is the

concurrence agency, at least 1 member of the tribunal must, in addition, have—

- (a) a university qualification in town planning; and
- (b) substantial experience in interpreting and applying provisions of a planning scheme when assessing development.

# 18 Requirements for placing public notices on land—Act, s 3.4.4

- (1) This section prescribes, for section 3.4.4.(1)(b) of the Act, requirements for the placing of a notice on land.
- (2) The notice must be—
  - (a) placed on, or within 1.5m of, the road frontage for the land; and
  - (b) mounted at least 300mm above ground level; and
  - (c) positioned so that it is visible from the road; and
  - (d) made of weatherproof material; and
  - (e) not less than 1200mm x 900mm.
- (3) The lettering on the notice must be—
  - (a) for lettering in the heading, as indicated on the approved form of the notice—at least 50mm in height and in a bold style; or
  - (b) for lettering in the subheadings, as indicated on the approved form of the notice—at least 25mm in height and in a bold style; or
  - (c) for lettering not mentioned in paragraphs (a) and (b)—at least 25mm in height, of regular weight and in sentence case.
- (4) Each sentence in the notice must start on a new line.
- (5) If the land has more than 1 road frontage, a notice must be placed on each road frontage for the land.
- (6) The applicant must maintain the notice from the day it is placed on the land until the end of the notification period.
- (7) In this section—

#### *road frontage*, for land, means—

- (a) the boundary between the land and any road adjoining the land; or
- (b) if the only access to the land is across other land—the boundary between the other land and any road adjoining the other land at the point of access.

### 19 Guidelines for priority infrastructure plans—Act, s 5.1.3

The guidelines for priority infrastructure plans are contained in 'IPA Infrastructure Guideline 1/08, Priority Infrastructure Plans', dated 25 June 2008, and published by the department.

# 20 Guidelines for making or amending infrastructure charges schedules—Act, s 5.1.5

The guidelines for making or amending infrastructure charges schedules are contained in 'IPA Infrastructure Guideline 2/08, Infrastructure Charges Schedules', dated 25 June 2008, and published by the department.

# 21 Trunk infrastructure charge rates—Act, s 5.1.15 (schedule 13)

- (1) For section 5.1.15 of the Act—
  - (a) the development for which a charge may be levied is—
    - (i) reconfiguring a lot; or
    - (ii) a material change of use of premises that is assessable under a planning scheme; or
    - (iii) carrying out building work that is assessable development; and
  - (b) the charges are the amounts calculated under schedule 13.
- (2) For calculating an amount under schedule 13, a charge unit is the amount decided by the relevant local government applying schedule 13.
- (3) However, a charge unit must not be more than \$2000.

(4) A charge under subsection (1) applies only for development that could reasonably be expected to create or add to demand

on the infrastructure network for which the charge is taken.

(5) If in relation to infrastructure for which a charge is levied a previous regulated infrastructure charge, infrastructure charge or contribution has been made, the charge levied must be reduced by an amount that fairly represents the current value of the amount previously paid.

# Schedule 1

# Type of assessment and applicable codes, laws and policies for particular development

section 3

Note-

This schedule identifies the type of assessment for some aspects of development, in particular development made assessable under schedule 8 of the Act. The type of assessment for other aspects of development may be stated in a planning scheme, a temporary local planning instrument or the regulatory provisions.

# Part 1 Impact assessable development

# Table 1: Building work

1	Table not used

#### Table 2: Material change of use

De	evelopment	Coc	des, laws and policies that may bly for assessment
	Certain b	rothe	els
1	A brothel, as defined under the <i>Prostitution Act 1999</i> , in an area other than an industrial area or on strategic port land, unless a local planning instrument, or amendment of a local planning instrument made after 1 July 2000, requires code assessment	(a)	following—  IDAS code mentioned in the  Prostitution Regulation 2000,  schedule 3; and  the relevant provision of any local  planning instrument

# Part 2 Code assessment unless a planning scheme requires impact assessment

# Table 1: Building work

1	Table not used

#### Table 2: Material change of use

1	Table not used

# Table 3: Reconfiguring a lot

Development		Codes, laws and policies that may apply for assessment	
Ī	Under the Land	Title Act 1994	
	Reconfiguring a lot made assessable under the Act, schedule 8	The relevant provisions of any local planning instrument	

# **Table 4: Operational work**

Ī		
	1	Table not used

Table 5: Various aspects of development

De	evelo	ppment		es, laws and policies that may ly for assessment
	R	esidential, commercial or industrial	deve	elopment in a wild river area
1	resid	following aspects of development for dential, commercial or industrial poses in a wild river area—  material change of use of premises made assessable under a planning scheme or temporary local planning instrument;	Any	Rivers Act 2005, section 43 applicable code for the development tioned in the wild river declaration for wild river area
	(b)	reconfiguring a lot made assessable under the Act, schedule 8;		
	(c)	operational works for the reconfiguration of a lot made assessable under the Act, schedule 8, part 1, table 4, item 2;		
	(d)	operational work made assessable under a planning scheme or temporary local planning instrument		
		Local herita	ge pla	ace
2	6 I		The	following—
	item	er the Act, schedule 8, part 1, table 5, a 2A	(a)	IDAS code in the <i>Queensland Heritage Regulation 2003</i> , schedule 2
			(b)	the relevant provision of any planning scheme

# Part 3 Code assessment

Table 1: Building work

		Codes, laws and policies that may apply for assessment		
		For the <i>Buildin</i>	g Ac	ct 1975
1		ding work made assessable under the schedule 8, part 1, table 1, item 1	The relevant provisions of the following, as they apply under the <i>Building Act</i> 1975, chapter 4, part 1, division 1—	
			(a)	the <i>Building Act 1975</i> , chapters 3 and 4;
			(b)	any local law or local planning instrument that the division allows to apply to the assessment;
			(c)	the Queensland Development Code;
			(d)	the Building Code of Australia
		Declared fish h	abit	at area
2	Buil area	ding work in a declared fish habitat		relevant provisions of the <i>Fisheries</i> 1994
	(a)	made assessable under the Act,	For	a wild river area—
		schedule 8, part 1, table 1, item 2; and	(a)	the Fisheries Act 1994, section 76DC; and
	(b)	for which the chief executive (fisheries) is the assessment manager	(b)	any applicable code for the development mentioned in the wild river declaration for the wild river area

Table 2: Material change of use

De	evelopment	Codes, laws and policies that may apply for assessment	
	Environmentally re	elevant activities	
1	An environmentally relevant activity—  (a) made assessable under the Act, schedule 8, part 1, table 2, item 1; and  (b) for which the administering authority is the assessment manager	The relevant provisions of the <i>Environmental Protection Act 1994</i> For a wild river area—  (a) the <i>Environmental Protection Act 1994</i> , section 73AA; and  (b) any applicable code for the development mentioned in the wild river declaration for the wild river area	
	Certain b	rothels	
2	A brothel, as defined under the <i>Prostitution Act 1999</i> , in an industrial area or on strategic port land	The IDAS code mentioned in the <i>Prostitution Regulation 2000</i> , schedule 3	
	Strategic p	ort land	
3	On strategic port land made assessable under the Act, schedule 8, part 1, table 2, item 3	The current land use plan approved under the <i>Transport Infrastructure Act 1994</i> , section 286	
	Airport	land	
3 <i>A</i>	A On airport land made assessable under the Act, schedule 8, part 1, table 2, item 3A	The current land use plan for the airport land approved under the <i>Airport Assets</i> ( <i>Restructuring and Disposal</i> ) <i>Act 2008</i> , chapter 3, part 1	
	Major hazar	d facilities	
4	A major hazard facility or possible major hazard facility—  (a) made assessable under the Act, schedule 8, part 1, table 2, item 4; and  (b) for which the chief executive under the Dangerous Goods Safety Management Act 2001 is the assessment manager	The relevant provisions of the Dangerous Goods Safety Management Act 2001	

De	evelo	pment	Codes, laws and policies that may apply for assessment
		Contaminat	ed land
5	On (a) (b)	made assessable under the Act, schedule 8, part 1, table 2, items 5 to 7; and for which the administering authority is the assessment manager	The relevant provisions of the Environmental Protection Act 1994
		Certain aqu	aculture
6	Aqu (a) (b)	aculture— made assessable under the Act, schedule 8, part 1, table 2, item 8; and for which the chief executive (fisheries) is the assessment manager	The relevant provisions of the <i>Fisheries Act 1994</i> For a wild river area—  (a) the <i>Fisheries Act 1994</i> , section 76DA; and  (b) any applicable code for the development mentioned in the wild river declaration for the wild river area
	С	ertain agricultural or animal husbai	ndry activities in a wild river area
7		icultural or animal husbandry vities in a wild river area— made assessable under the Act, schedule 8, part 1, table 2, item 11; and for which the chief executive under the Wild Rivers Act 2005 is the assessment manager	Wild Rivers Act 2005, section 42 Any applicable code for the development mentioned in the wild river declaration for the wild river area

# Table 3: Reconfiguring a lot

1	Table not used

**Table 4: Operational works** 

De	evelo	pment	Codes, laws and policies that may apply for assessment
		Clearing native	vegetation
1	(a) (b)	made assessable under the Act, schedule 8, part 1, table 4, items 1A to 1G; and for which the chief executive under the Vegetation Management Act 1999 is the assessment manager	The relevant regional vegetation management code  For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area
		Operational works associa	ated with reconfiguring
2	reco	rational work associated with nfiguring a lot made assessable under Act, schedule 8	The relevant provisions of any applicable local planning instrument
		Taking or interfering wi	th water—generally
3	Taki <i>Wate</i>	ng or interfering with water under the er Act 2000—	The relevant provisions of the following—
	(a)	made assessable under the Act,	(a) the Water Act 2000; and
		schedule 8, part 1, table 4, item 3, other than paragraph (d); and	(b) the codes mentioned in the <i>Water Regulation 2002</i> , section 61A
	(b)	for which the chief executive under the <i>Water Act</i> 2000 is the assessment	For a wild river area—
		manager	(a) the Water Act 2000, section 966A; and
			(b) any applicable code for the development mentioned in the wild river declaration for the wild river area

#### **Development**

# Codes, laws and policies that may apply for assessment

# Interfering with overland flow water in a declared drainage and embankment area

- 3A Taking or interfering with water under the *Water Act 2000*
  - (a) made assessable under the Act, schedule 8, part 1, table 4, item 3(d); and
  - (b) for which the chief executive under the *Water Act 2000* is the assessment manager

The relevant provisions of the *Water Act* 2000

For a wild river area—

- (a) the Water Act 2000, section 966B; and
- (b) any applicable code for the development mentioned in the wild river declaration for the wild river area

#### Editor's note—

Under the *Water Act 2000*, section 1013C, a wild river floodplain management area is taken to be a drainage and embankment area for that Act.

#### Referable dams

- 4 A referable dam under the *Water Act* 2000—
  - (a) made assessable under the Act, schedule 8, part 1, table 4, item 4; and
  - (b) for which the chief executive under the *Water Act 2000* is the assessment manager

The relevant provisions of the *Water Act* 2000

#### Development

# Codes, laws and policies that may apply for assessment

#### Tidal work in local government tidal area

#### 4A Tidal work—

- (a) in a local government tidal area; and
- (b) made assessable under the Act, schedule 8, part 1, table 4, item 5; and
- (c) for which a local government is the assessment manager

The relevant provisions of the following—

- (a) the IDAS code in the *Coastal*Protection and Management

  Regulation 2003, schedule 4A;
- (b) any applicable local planning instrument

For a wild river area—

- (a) the Coastal Protection and Management Act 1995, section 104A; and
- (b) any applicable code for the development mentioned in the wild river declaration for the wild river area

#### Tidal work, or work in a coastal management district

- 5 Tidal work or work in a coastal management district—
  - (a) made assessable under the Act, schedule 8, part 1, table 4, item 5; and
  - (b) for which the chief executive under the Coastal Protection and Management Act 1995 is the assessment manager

The relevant provisions of the *Coastal Protection and Management Act 1995* 

For a wild river area—

- (a) the Coastal Protection and Management Act 1995, section 104A; and
- (b) any applicable code for the development mentioned in the wild river declaration for the wild river area

#### Waterway barrier works

- 6 Constructing or raising waterway barrier works—
  - (a) made assessable under the Act, schedule 8, part 1, table 4, item 6; and
  - (b) for which the chief executive (fisheries) is the assessment manager

The relevant provisions of the *Fisheries*Act 1994

For a wild river area—

- (a) the *Fisheries Act 1994*, section 76DA; and
- (b) any applicable code for the development mentioned in the wild river declaration for the wild river area

De	-			des, laws and policies that may bly for assessment
		Works in a declared	fish	habitat area
7		npletely or partly within a declared habitat area—		relevant provisions of the <i>Fisheries</i> 1994
	(11)	For	a wild river area—	
		schedule 8, part 1, table 4, item 7; and	(a)	the <i>Fisheries Act 1994</i> , section 76DC; and
	(b)	for which the chief executive (fisheries) is the assessment manager	(b)	any applicable code for the development mentioned in the wild river declaration for the wild river area
		Removal, destruction or da	mag	ge of marine plants
8		removal, destruction or damage of a ne plant—		relevant provisions of the <i>Fisheries</i> 1994
	(a)	made assessable under the Act,	For	a wild river area—
		schedule 8, part 1, table 4, item 8; and	(a)	the <i>Fisheries Act 1994</i> , section 76DB; and
	(b)	for which the chief executive (fisheries) is the assessment manager	(b)	any applicable code for the development mentioned in the wild river declaration for the wild river area
	С	ertain agricultural or animal husba	ndry	activities in a wild river area
9		cultural or animal husbandry rities in a wild river area—		d Rivers Act 2005, section 42 applicable code for the development
	(a)	made assessable under the Act, schedule 8, part 1, table 4, item 10; and	mer	ntioned in the wild river declaration the wild river area
	(b)	for which the chief executive under the <i>Wild Rivers Act 2005</i> is the assessment manager		

# Table 5: Various aspects of development

D	evelopment	Codes, laws and policies that may apply for assessment
	Strategic po	ort land
1	On strategic port land other than development made assessable under the Act, schedule 8, part 1, table 2, item 3	Nil

De	evelo	pment	Codes, laws and policies that may apply for assessment
		Airport	and
1 <i>A</i>	8, pa plan the A Disp	airport land other than development e assessable under the Act, schedule art 1, table 2, item 3A, if the land use for the airport land approved under Airport Assets (Restructuring and cosal) Act 2008, chapter 3, part 1 es the development is assessable elopment	The current land use plan for the airport land approved under the <i>Airport Assets</i> ( <i>Restructuring and Disposal</i> ) Act 2008, chapter 3, part 1
		Removing qua	rry material
2	For: wate 2000 (a)	removing quarry material in a ercourse or lake under the <i>Water Act</i> 2)—  made assessable under the Act, schedule 8, part 1, table 5, item 1; and  for which the chief executive under the <i>Water Act 2000</i> is the assessment manager	The relevant provisions of the <i>Water Act</i> 2000  For a wild river area—  (a) the <i>Water Act</i> 2000, section 966C; and  (b) any applicable code for the development mentioned in the wild river declaration for the wild river area
		Queensland he	ritage place
3	On a (a)	a Queensland heritage place— made assessable under the Act, schedule 8, part 1, table 5, item 2; and for which the chief executive under the Queensland Heritage Act 1992 is the assessment manager	The relevant provisions of the Queensland Heritage Act 1992
		Mobile and temporary enviror	nmentally relevant activity
4		a mobile and temporary ronmentally relevant activity— made assessable under the Act, schedule 8, part 1, table 5, item 3; and for which the administering authority is the assessment manager	The relevant provisions of the Environmental Protection Act 1994

De	evelo	pment	Codes, laws and policies that may apply for assessment
		Certain environmentally relevant	activities in a wild river area
5		an environmentally relevant activity wild river area—	Environmental Protection Act 1994, section 73AA
	(a)	made assessable under the Act, schedule 8, part 1, table 5, item 4; and	Any applicable code for the development mentioned in the wild river declaration for the wild river area
	(b)	for which the administering authority is the assessment manager	

# Part 4 Self-assessable development

Table 1: Building work

D	evelopment		des, laws and policies that may ly for assessment
	By the State, a public sector en	ntity	or a local government
1	Building work made self-assessable under the Act, schedule 8, part 2, table 1, item 1	as th	relevant provisions of the following, ney apply under the <i>Building Act</i> 5, chapter 4, part 1, division 1—
		(a)	the <i>Building Act 1975</i> , chapters 3 and 4;
		(b)	any local law or local planning instrument that the division allows to apply to the assessment;
		(c) (d)	the Queensland Development Code; the Building Code of Australia

De	evelopment	Codes, laws and policies that may apply for assessment
	For the <i>Buildin</i>	g Act 1975
2	Building work made self-assessable under the Act, schedule 8, part 2, table 1, item 2	The relevant provisions of the following, as they apply under the <i>Building Act</i> 1975, chapter 4, part 1, division 1—
		(a) the <i>Building Act 1975</i> , chapters 3 and 4;
		(b) any local law or local planning instrument that the division allows to apply to the assessment;
		(c) the Queensland Development Code;
		(d) the Building Code of Australia
	Declared fish h	abitat area
3	Building work made self-assessable under the Act, schedule 8, part 2, table 1, item 3	The IDAS codes mentioned in the Fisheries Regulation 2008, section 702
		For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area

# Table 2: Material change of use

	Certain aquaculture			
1		The IDAS codes mentioned in the Fisheries Regulation 2008, section 703		
		For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area		

# Table 3: Reconfiguring a lot

1	Table not used

**Table 4: Operational work** 

De	evelopment	Codes, laws and policies that may apply for assessment					
	Taking or interfering with water						
1	Taking or interfering with water under the Water Act 2000 made self-assessable	The codes mentioned in the <i>Water Regulation 2002</i> , section 62					
	under the Act, schedule 8, part 2, table 4, item 1	For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area					
	Waterway barrier works						
2	Constructing or raising waterway barrier works made self-assessable under the Act, schedule 8, part 2, table 4, item 2	The IDAS codes mentioned in the Fisheries Regulation 2008, section 704					
	Works in a declared	fish habitat area					
3	Completely or partly within a declared fish habitat area made self-assessable	The IDAS codes mentioned in the Fisheries Regulation 2008, section 705					
	under the Act, schedule 8, part 2, table 4, item 3	For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area					
	Removal, destruction or damage of marine plants						
4	The removal, destruction or damage of marine plants made self-assessable under	The IDAS codes mentioned in the Fisheries Regulation 2008, section 706					
	the Act, schedule 8, part 2, table 4, item 4	For a wild river area, any applicable code for the development mentioned in the wild river declaration for the wild river area					
	Local government roads						
5	Works on local government roads made self-assessable under the Act, schedule 8, part 2, table 4, item 5	The code mentioned in the <i>Transport Planning and Coordination Regulation</i> 2005, section 3					

**Table 5: Various aspects of development** 

D	evelopment	Codes, laws and policies that may apply for assessment			
	Environmentally relevant activity				
1	An environmentally relevant activity made self-assessable under the Act, schedule 8, part 2, table 5, item 1	The relevant code of environmental compliance under the <i>Environmental Protection Regulation 1998</i>			

# Schedule 2 Referral agencies and their jurisdictions

section 51

Table 1: For building work assessable against the Building Act 1975

Applic	ation involving	Referral agency and type	Referral jurisdiction						
	Fire safety system—generally								
stru	re safety system for a building or cture, other than a temporary or cial structure, if the building k—  requires special fire services mentioned in schedule 2A, part 1; or  includes an alternative solution <sup>a</sup> assessed against the performance requirements of the Building Code of Australia, Volume 1, or the Queensland Development Code, part 2.2, for the fire safety system	Queensland Fire and Rescue Service—as an advice agency	For the special fire services mentioned in schedule 2A, part 1—the matters mentioned in schedule 2A, part 2 For item 1(b)—the Building Act 1975, chapters 3 and 4						

<sup>1</sup> See section 5 for additional information.

Aŗ	plic	atio	n involving	Referral agency and type	Referral jurisdiction					
	Fire safety system—budget accommodation buildings									
2	acco	omm olves asso (i)	fety system for a budget odation building if the work a solution— essed against— the performance criteria stated in the Queensland Development Code, part 2.1; or the performance requirements of the Building Code of Australia, volumes 1 and 2, for the fire safety system; and	Queensland Fire and Rescue Service—as an advice agency	The fire safety management procedures under the Fire and Rescue Service Act 1990					
	(b)	mai	t includes fire safety nagement procedures as a dition of the use and upation of the building							
			Residential	care buildings						
2A			ntial care building under the and Development Code, part	Queensland Fire and Rescue Service—as an advice agency	For item A2 of the acceptable solutions stated in the Queensland Development Code, part 2.2—compliance with the Queensland Development Code, part 2.2, schedule 2 For item P2 of the performance criteria stated in the Queensland Development Code, part 2.2—the fire and evacuation plan for the building under the Fire and Rescue Service Act 1990					

Αŗ	oplic	ation involving	Referral agency and type	Referral jurisdiction		
	Workplace involving spray painting					
3	A w if—(a)	the Queensland Development Code, part 5.8, applies to the work; and	The chief executive under the Workplace Health and Safety Act 1995—as a concurrence agency	The performance criteria stated in the Queensland Development Code, part 5.8		
	(b)	the work is required to comply with performance criteria for the work (other than by an acceptable solution)				
		Retail me	at premises			
4	A re	etail meat premises if—	Safe Food	The performance		
	(a)	the Queensland Development Code, part 5.3, applies to the work; and	Queensland—as a concurrence agency	criteria stated in the Queensland Development Code, part 5.3		
	(b)	the work is required to comply with performance criteria for the work (other than by an acceptable solution)				
		Private he	alth facilities			
5	A pı	rivate health facility if—	The chief health officer under the	The performance		
	(a)	the Queensland Development Code, part 5.5, applies to the work; and	Health Act 1937—as a concurrence agency	criteria stated in the Queensland Development Code, part 5.5		
	(b)	the work is required to comply with performance criteria for the work (other than by an acceptable solution)	Tours agone,			
		Workplace are	a less than 2.3m <sup>2</sup>			
6	Aw	orkplace area less than 2.3m <sup>2</sup> if—	The chief executive	The performance		
	(a)	the Queensland Development Code, part 5.1, applies to the work; and	under the Workplace Health and Safety Act 1995—as an advice agency	criteria stated in the Queensland Development Code, part 5.1		
	(b)	the work is required to comply with the performance criterion for work areas, b other than by the acceptable solution for work areas, stated in part 1				

Αŗ	Application involving		Referral agency and type	Referral jurisdiction
		Land contiguous to	a State-controlled roa	ad
7		d contiguous to a State-controlled I, if the building work— is not associated with a material change of use mentioned in table 3, item 1(a) or reconfiguring a lot mentioned in table 2, item 2; and is for a non-residential purpose; and involves the redirection or intensification of site stormwater from the land, through a pipe with a cross-sectional area greater than 625cm² that directs stormwater to a State-controlled road	The chief executive under the <i>Transport Infrastructure Act</i> 1994—  (a) if the building work is proposed in a future State-controlled road not defined by route—as an advice agency; and  (b) in all other cases—as a concurrence agency	The purposes of the Transport Infrastructure Act 1994
		Pastoral worker	's accommodation	l
8	Past (a) (b)	oral worker's accommodation if— the Queensland Development Code, part 5.6, applies to the work; and the work is required to comply with the performance requirements for accommodation stated in the part (other than by an acceptable solution)	The chief executive under the <i>Pastoral Workers'</i> Accommodation Act 1980—as a concurrence agency	The performance criteria stated in the Queensland Development Code, part 5.6
		Child ca	are centres	
9	A ch (a) (b)	the Queensland Development Code, part 5.4, applies to the work; and the work is required to comply with the performance requirements for child care centres stated in the part (other than by an acceptable solution)	The chief executive under the <i>Child Care Act 2002</i> —as a concurrence agency	The performance criteria stated in the Queensland Development Code, part 5.4

Application involving	Referral agency and type	Referral jurisdiction
Coastal mana	gement districts	
10 Land completely or partly seaward of a coastal building line under the Coastal Protection and Management Act 1995	The chief executive under the Coastal Protection and Management Act 1995—as a concurrence agency	Coastal management under the Coastal Protection and Management Act 1995, excluding amenity or aesthetic significance or value
Queensland	heritage place	
11 For development on a Queensland heritage place	The chief executive under the Queensland Heritage Act 1992—as a concurrence agency	The purposes of the Queensland Heritage Act 1992
Local her	ritage place	
11A For development on a local heritage place	The local government—as a concurrence agency	The following—  (a) IDAS code in the Queensland Heritage Regulation 2003, schedule 2;  (b) the relevant provision of any planning scheme
Public page	ngor transport	pranning scheme
•	enger transport  The chief executive	Land use and
12 Land completely or partly in a public transport corridor or a future public transport corridor if the building work is not associated with any of the following—  (a) reconfiguration mentioned in table 2, item 30;  (b) a material change of use mentioned in table 3, item 14;  (c) rail, busway, light rail or	under the Transport Planning and Coordination Act 1994—as a concurrence agency	transport coordination under the Transport Planning and Coordination Act 1994
miscellaneous transport infrastructure		

Ap	plica	ation involving	Referral agency and type	Referral jurisdiction
13	encre airsp work	I, development on which baches into the operational acc of an airport if the building is not associated with a material ge of use mentioned in table 3,	The chief executive under the Transport Planning and Coordination Act 1994—as a concurrence agency	Land use and transport coordination under the Transport Planning and Coordination Act 1994
		Rai	lways	
14	futur work follo (a)	d completely or partly within re railway land if the building is not associated with any of the wing— reconfiguration mentioned in table 2, item 31;	The chief executive under the Transport Infrastructure Act 1994—as a concurrence agency	Safety and operational integrity of railways and future railways under the <i>Transport Infrastructure Act</i> 1994
		a material change of use mentioned in table 3, item 15		
		Amenity and aesthetic impa	act of particular build	ling work
15	struc (a) (b)	ding work for a building or ture if it is—  a single detached class 1 building or a class 10 building or structure; and in a locality and of a form for which the local government has, by resolution, declared that the form may—	The local government—as a concurrence agency	The amenity and aesthetic impact of the building or structure if the building work is carried out
		<ul> <li>(i) have an extremely adverse effect on the amenity, or likely amenity, of the locality; or</li> <li>(ii) be in extreme conflict with the character of the locality</li> </ul>		
	W	hether particular buildings may	be occupied for resid	lential purposes
16	than	ding work for a building, other a class 1, 2, 3 or 4 building, for ential purposes	The local government—as a concurrence agency	Approval to use the building for residential purposes

Αŗ	plic	ation involving	Referral agency and type	Referral jurisdiction
		Design	and siting	
17	If—(a)	the Queensland Development Code, part 1.1 or 1.2 applies for building work; and	The local government—as a concurrence agency	Whether the proposed building or structure complies with the performance criteria
	(b)	under the part, the proposed building or structure does not include an acceptable solution for a relevant performance criteria under the part		
18	If—		The local	Whether the proposed
	(a)	under the <i>Building Act 1975</i> , section 33, an alternative provision applies for the building work; and	government—as a concurrence agency	building or structure complies with the qualitative statement
	(b)	under the provision, the proposed building or structure is not of the quantifiable standard for a relevant qualitative statement under the provision		
19	If— (a)	under the <i>Building Regulation</i> 2006, section 10, a planning scheme makes a provision about a matter provided for under performance criteria 4, 5, 7, 8 or 9 of the Queensland Development Code, part 1.1 or 1.2; and	The local government—as a concurrence agency	Whether the proposed building or structure complies with the qualitative statement
	(b)	the provision applies for building work; and		
	(c)	under the provision, the proposed building or structure is not of the quantifiable standard for a relevant qualitative statement under the provision		

Ap	pplication involving	Referral agency and type	Referral jurisdiction
	Fire safety in particular bu	dget accommodation	buildings
20	Building work required to ensure a building complies, under the <i>Building Act 1975</i> , section 220, with the fire safety standard under that Act	The local government—as a concurrence agency	Whether, after the building work is completed, the building will comply with the fire safety standard under the <i>Building Act 1975</i>
	Higher risk persona	al appearance service	es
21	Building work if—  (a) the Queensland Development Code, part 5.2, applies to the work; and  (b) the work does not comply with an acceptable solution stated in the part	The local government—as a concurrence agency	Whether the building work complies with the performance criteria mentioned in the part that are relevant to the acceptable solution
	Building work fo	r residential service	
22	Building work for premises in which a residential service under the <i>Residential Services (Accreditation)</i> Act 2002, section 4, is conducted, or is proposed to be conducted	The local government—as a concurrence agency	Whether, if the building work is carried out, the premises would comply with the requirements stated in the Queensland Development Code, part 5.7

Application involving	Referral agency and type	Referral jurisdiction
Building work for	removal or rebuilding	
23 Building work relating to any of the following—  (a) the removal of a building or other structure, whether for rebuilding at another site or not;  (b) the rebuilding of a building or other structure removed from another site	The local government—as a concurrence agency	Deciding—  (a) whether the local government should require security, of no more than the value of the building work, for the performance of the work; and  (b) if security is required—its amount and form

a Building Code of Australia (2006 edition), part A1 (Interpretation), section A1.1 (Definitions)—

b See the Queensland Development Code, part 5.1, P5, for the performance criterion for work areas.

Table 2: Other development made assessable under the Act, schedule 8 (whether or not the development is also assessable under a planning scheme)

Α	pplic	ation involving	Referral agency and type	Referral jurisdiction
		Environmentally	relevant activities	
1		material change of use for an ironmentally relevant activity— made assessable under the Act, schedule 8, part 1, table 2, item 1 or schedule 8, part 1, table 5, item 4; and for which the administering authority is not the assessment manager	The administering authority—as a concurrence agency	The purposes of the Environmental Protection Act 1994

Alternative Solution means a Building Solution which complies with the Performance Requirements other than by reason of satisfying the Deemed-to-Satisfy Provisions.

Ap	plic	ation involving	Referral agency and type	Referral jurisdiction	
		Land contiguous to a	State-controlled road		
2	Rec to a (a)	onfiguring a lot on land contiguous State-controlled road unless— the total number of lots is not increased; and the total number of lots abutting the State-controlled road is not increased	The chief executive under the <i>Transport</i> Infrastructure Act 1994—  (a) if the development is proposed in a future State-controlled road not defined by route—as an advice agency; and	The purposes of the Transport Infrastructure Act 1994	
			(b) in all other cases—as a concurrence agency		
3	mate	erational work not associated with a erial change of use mentioned in e 3, item 1, or a reconfiguration tioned in item 2 of this table that—	The chief executive under the <i>Transport Infrastructure Act</i> 1994—	The purposes of the Transport Infrastructure Act 1994	
	(a) (b) (c)	is associated with access to the State-controlled road; or is for filling or excavation; or involves the redirection or intensification of site stormwater from the land, through a pipe with a cross-sectional area greater than 625cm² that directs stormwater to a State-controlled road	(a) if the development is proposed in a future State-controlled road not defined by route—as an advice agency; and (b) in all other cases—as a concurrence agency		

Αŗ	plic	ation involving	Referral agency and type	Referral jurisdiction		
	Clearing vegetation					
4	Rec	onfiguration of a lot, if— the lot contains—	The chief executive under the <i>Vegetation</i>	The purposes of the Vegetation		
	(-)	(i) a category 1 area, a category 2 area or a category 3 area shown on a property map of assessable vegetation; or	Management Act 1999—as a concurrence agency	Management Act 1999		
		(ii) if there is no property map of assessable vegetation for the lot—remnant vegetation; and				
	(b)	the size of the lot before the reconfiguration is 2ha, or larger; and				
	(c)	2 or more lots are created; and				
	(d)	the size of any lot created is 25ha, or smaller				
5	a ma table	prational work, not associated with a suffiguration mentioned in item 3 or aterial change of use mentioned in e 3, item 11, for vegetation ring—	The chief executive under the Vegetation Management Act 1999—as a concurrence agency	The purposes of the Vegetation Management Act 1999		
	(a)	made assessable under the Act, schedule 8, part 1, table 4, items 1A to 1G; and				
	(b)	for which the chief executive under the <i>Vegetation Management</i> <i>Act 1999</i> is not the assessment manager				
		Strategic	port land			
6	port	laterial change of use on strategic land made assessable under the schedule 8, part 1, table 2, item 3	The Minister under the Transport Infrastructure Act 1994—as a concurrence agency	The purposes of the Transport Infrastructure Act 1994		

Ap			Referral agency and type	Referral jurisdiction
		Airpo	rt land	
6A		the Act, schedule 8, part 1, table 2, item 3A; or the land use plan for the airport land approved under the Airport Assets (Restructuring and Disposal) Act 2008, chapter 3, part 1	The Minister under the Transport Infrastructure Act 1994—as a concurrence agency	The purposes of the Transport Infrastructure Act 1994
		Major haza	ard facilities	
7	a maje the Mar exec Safe	erial change of use of premises for ajor hazard facility, or possible or hazard facility, as defined under Dangerous Goods Safety magement Act 2001, if the chief cutive under the Dangerous Goods ety Management Act 2001 is not the essement manager	The chief executive under the Dangerous Goods Safety Management Act 2001—as a concurrence agency	Safe storage and handling of hazardous materials and the control of major hazard facilities
		Taking or interf	ering with water	
8	emb of w	erational work for taking or refering with water under the Water 2000 (other than in a drainage and ankment area controlling the flow vater into or out of a watercourse, or spring)—	The chief executive under the <i>Water Act</i> 2000—as a concurrence agency	The purposes of the Water Act 2000, to the extent the purposes relate to taking, or interfering with, water under that Act
	(a)	made assessable under the Act, schedule 8, part 1, table 4, item 3; and		
	(b)	for which the chief executive under the <i>Water Act 2000</i> is not the assessment manager		

Ap	Application involving		Referral agency and type	Referral jurisdiction		
	Controlling the flow of water in drainage and embankment areas					
9	inter Act : emb of w	rational work for taking or refering with water under the <i>Water</i> 2000 (in a drainage and ankment area controlling the flow rater into or out of a watercourse, or spring)—	The chief executive under the <i>Water Act</i> 2000—as a concurrence agency	The purposes of the Water Act 2000, to the extent the purposes relate to taking, or interfering with, water under that Act and the		
	(a)	made assessable under the Act, schedule 8, part 1, table 4, item 3; and		protection of watercourses and water in watercourse		
	(b)	for which the chief executive under the <i>Water Act 2000</i> is not the assessment manager				
		Referab	ole dams			
10	Ope	rational work for a referable dam—	The chief executive under the <i>Water Act</i>	The purposes of the <i>Water Act 2000</i> , to		
	(a)	made assessable under the Act, schedule 8, part 1, table 4, item 4; and	2000—as a concurrence agency	the extent the purposes relate to a referable dam		
	(b)	for which the chief executive, under the <i>Water Act 2000</i> is not the assessment manager				
		Removal of q	uarry material			
11	Dev mate	elopment for the removal of quarry erial—	The chief executive under the <i>Water Act</i> 2000—as a	The purposes of the Water Act 2000, to the extent the		
	(a)	made assessable under the Act, schedule 8, part 1, table 5, item 1; and	concurrence agency	purposes relate to quarry material and riverine vegetation		
	(b)	for which the chief executive under the <i>Water Act 2000</i> is not the assessment manager				
		Tidal work, or development in	a coastal manageme	ent district		
12		rational work, other than cribed tidal work in a canal—	The chief executive under the <i>Coastal</i>	Coastal management under		
	(a)	made assessable under the Act, schedule 8, part 1, table 4, item 5; and	Protection and Management Act 1995—as a concurrence agency	the Coastal Protection and Management Act 1995, excluding		
	(b)	for which the chief executive, under the Coastal Protection and Management Act 1995 is not the assessment manager		amenity and aesthetic significance or value		

Ap	plic	ation involving	Referral agency and type	Referral jurisdiction
13	unde	onfiguring a lot made assessable er the Act, schedule 8, part 1, table em 1 if—	The chief executive under the Coastal Protection and Management Act 1995—as a concurrence agency	Coastal management under the <i>Coastal</i>
	(a)	the land is situated completely or partly within a coastal management district; or		Protection and Management Act 1995, excluding amenity and
	(b)	the reconfiguration is in connection with the construction of a canal		aesthetic significance or value
14	unde	rational work made assessable er the Act, schedule 8, part 1, table em 5, that is—	The chief executive under the <i>Transport Operations (Marine</i>	The purposes of the Transport Operations (Marine
	(a)	tidal work; or	Safety) Act 1994—as a concurrence agency	Safety) Act 1994
	(b)	disposing of dredge spoil or other solid waste material in tidal water; or		
	(c)	reclaiming land under tidal water; or		
	(d)	constructing a canal, if the canal is associated with reconfiguring a lot		
15	marl unde	elopment on land below high water k and within the limits of a port er the <i>Transport Infrastructure Act</i> 4 if the development is—	The chief executive of the port authority for the land—as a concurrence agency	Port authority functions under the Transport Infrastructure Act
	(a)	within 200m of a shipping channel or an entry and exit shipping corridor for the port; or		1994, chapter 8, part 3
	(b)	within 1000m of a swing basin, a commercial shipping wharf, a mooring, anchorage or spoil grounds; or		
	(c)	within 1000m of a planned port facility identified in a land use plan		
16	mar unde 1994	elopment on land below high water k and within the limits of a port er the <i>Transport Infrastructure Act</i> 4, other than development in an mentioned in item 15	The chief executive of the port authority for the land—as an advice agency	Port authority functions under the <i>Transport</i> <i>Infrastructure Act</i> 1994, chapter 8, part 3

Aŗ	plic	ation involving	Referral agency and type	Referral jurisdiction
17	und	rational work made assessable er the Act, schedule 8, part 1, table em 5, that is—	Queensland Fire and Rescue Service—as an advice agency	The fire safety management procedures under
	(a) tidal work; and			the Fire and Rescue Service Act 1990
	(b)	involves a marina, as defined under the <i>Transport Operations</i> ( <i>Marine Pollution</i> ) <i>Regulation</i> 1995, with more than 6 vessel berths		
		Queensland I	neritage place	
18	plac		The chief executive under the <i>Queensland Heritage</i>	The purposes of the Queensland Heritage Act 1992
	(a)	made assessable under the Act, schedule 8, part 1, table 5, item 2; and	Act 1992—as a concurrence agency	Tiernage Tier 1992
	(b)	for which the chief executive under the <i>Queensland Heritage Act 1992</i> is not the assessment manager		
		Declared cat	chment areas	
19	to be	onfiguring a lot, in an area declared e a catchment area under the <i>Water</i> 2000, if any lot resulting from the onfiguring is less than 16ha	The chief executive under the <i>Water Act</i> 2000—as a concurrence agency	Preserving water quality in catchment areas
		Electricity in	nfrastructure	
20	(a) (b)	any part of the lot is subject to an easement in favour of a distribution entity or transmission entity under the <i>Electricity Act</i> 1994 and the easement is for a transmission grid or supply network under that Act; or any part of the lot is situated within 100m of a substation site	The chief executive of the entity—as an advice agency	The purposes of the Electricity Act 1994 and the Electrical Safety Act 2002

Ap	plica	ation involving	Referral agency and type	Referral jurisdiction	
		Contamir	nated land		
21	premises are—		The administering authority—as a concurrence agency	Protection of the environment by the management of	
	(a)	part 1, table 2, item 5 (other than paragraph (d)), item 6 (other than paragraph (e)) or item 7 (other than for a mining activity or petroleum activity); or		contaminated land under the Environmental Protection Act 1994	
	(b)	in an area for which an area management advice has been given for unexploded ordnance			
22	A m	aterial change of use—	The administering	Protection of the	
	(a) made assessable under the Act, schedule 8, part 1, table 2, items 5 to 7; and		authority—as a concurrence agency	environment by the management of contaminated land under the	
	(b)	for which the administering authority is not the assessment manager		Environmental Protection Act 1994	
		Mobile and temporary envi	ronmentally relevant	activity	
23	temp	elopment for a mobile and porary environmentally relevant rity—	The administering authority—as a concurrence agency	The purposes of the Environmental Protection Act 1994	
	(a)	made assessable under the Act, schedule 8, part 1, table 5, item 3; and			
	(b)	for which the administering authority is not the assessment manager			
		Works or other development in	or adjoining a fish ha	abitat area	
24	Buil area-	ding work in a declared fish habitat	The chief executive (fisheries)—as a	The purposes of the Fisheries Act 1994	
	(a)	made assessable under the Act, schedule 8, part 1, table 1, item 2; and	concurrence agency		
	(b)	for which the chief executive (fisheries) is not the assessment manager			

Ар	plica	ation involving	Referral agency and type	Referral jurisdiction
25	Operational work completely or partly within a declared fish habitat area—		The chief executive (fisheries)—as a	The purposes of the Fisheries Act 1994
	(a)	made assessable under the Act, schedule 8, part 1, table 4, item 7; and	concurrence agency	
	(b)	for which the chief executive (fisheries) is not the assessment manager		
26		elopment on land that adjoins a ared fish habitat area—	The chief executive (fisheries)—as an	The purposes of the Fisheries Act 1994
	(a)	made assessable under the Act, schedule 8, part 1; and	advice agency	
	(b)	for which the chief executive (fisheries) is not the assessment manager		
		Certain a	quaculture	
27	A m	aterial change of use of premises quaculture—	The chief executive (fisheries)—as a	The purposes of the Fisheries Act 1994
	(a)	made assessable under the Act, schedule 8, part 1, table 2, item 8; and	concurrence agency	
	(b)	for which the chief executive (fisheries) is not the assessment manager		
		Constructing or raising	waterway barrier wor	rks
28	Operational work that is the constructing or raising of a waterway barrier works—		The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act 1994
	(a)	made assessable under the Act, schedule 8, part 1, table 4, item 6; and		
	(b)	for which the chief executive (fisheries) is not the assessment manager		

Ap	plica	ation involving	Referral agency and type	Referral jurisdiction
		Removal, destruction or	damage of marine pl	ants
29	destruction or damage of marine		The chief executive (fisheries)—as a concurrence agency	The purposes of the Fisheries Act 1994
	(a)	made assessable under the Act, schedule 8, part 1, table 4, item 8; and		
	(b)	for which the chief executive (fisheries) is not the assessment manager		
		Public passer	nger transport	
30	Reco	is for a purpose or on land mentioned in schedule 13A, column 1; and exceeds the threshold in schedule 13A, column 2 for the purpose	The chief executive under the Transport Planning and Coordination Act 1994—as a concurrence agency	Land use and transport coordination under the Transport Planning and Coordination Act 1994
		Rail	ways	
31	Reco	is for a purpose or on land mentioned in schedule 13B, column 1; and exceeds the threshold in schedule 13B, column 2 for the purpose	The chief executive under the <i>Transport</i> Infrastructure Act 1994—as a concurrence agency	Safety and operational integrity of railways and future railways under the <i>Transport Infrastructure Act</i> 1994
		Oil and gas i	infrastructure	
32	32 Reconfiguring a lot if any part of the lot is subject to an easement in favour of the holder of pipeline licence number 1 issued under the <i>Petroleum Act 1923</i> and the easement is for the construction or operation of the Moonie to Brisbane strategic pipeline under that Act		If the holder of the licence is not an individual, the chief executive of the holder—as an advice agency  If the holder of the licence is an individual, the holder—as an advice agency	The purposes of the Petroleum Act 1923 and the Petroleum and Gas (Production and Safety) Act 2004

Ap	plica	ation involving	Referral agency and type	Referral jurisdiction					
	Development in koala conservation area or koala sustainability area								
33	cons	onfiguring a lot in a koala servation area or koala ainability area that will result in— an increased number of lots; or clearing of native vegetation over an area greater than 2500m <sup>2</sup>	The chief executive under the <i>Nature Conservation Act</i> 1992—as a concurrence agency	The purposes of the Nature Conservation Act 1992					
34	cons	rational work in a koala servation area or koala ainability area that is the clearing of we vegetation that—  is made assessable under the Act, schedule 8, part 1, table 4, items 1A to 1G; and is not associated with a reconfiguration mentioned in item 33; and will result in the clearing of native vegetation over an area greater than 2500m <sup>2</sup>	The chief executive under the <i>Nature</i> Conservation Act 1992—as a concurrence agency	The purposes of the Nature Conservation Act 1992					
		Region	al plans						
35	3.1 0	onfiguring a lot to which section of the State planning regulatory risions applies	The chief executive administering the Act, chapter 2, part 5A—as a concurrence agency	The State planning regulatory provisions					
	С	ertain agricultural or animal husb	pandry activities in a	wild river area					
36	for a	aterial change of use of premises agricultural or animal husbandry vities in a wild river area— made assessable under the Act, schedule 8, part 1, table 2, item 11; and for which the chief executive under the <i>Wild Rivers Act 2005</i> is not the assessment manager	The chief executive under the <i>Wild Rivers Act 2005</i> —as a concurrence agency	The purposes of the Wild Rivers Act 2005					

Ap	plic	ation involving	Referral agency and type	Referral jurisdiction
37	anin	rational work for agricultural or nal husbandry activities in a wild rarea— made assessable under the Act, schedule 8, part 1, table 4, item 10; and for which the chief executive under the <i>Wild Rivers Act 2005</i> is not the assessment manager	The chief executive under the Wild Rivers Act 2005—as a concurrence agency	The purposes of the Wild Rivers Act 2005
		Land in or ne	ear a wetland	
38	Reco	onfiguring a lot if—  any part of the lot is situated in, or within 100m of, a wetland; and	The chief executive (environment)—as an advice agency	The purposes of the Environmental Protection Act 1994
	(b)	the reconfiguration results in more than 10 lots, or any lot resulting from the reconfiguring is less than 5ha		

Applic	ation involving	Referral agency and type	Referral jurisdiction
	Land in or near a o	conservation estate	
39 Rec	onfiguring a lot if—	The chief executive	The purposes of the
(a)	any part of the lot is situated in, or within 100m of, any of the following—	under the relevant Act mentioned in column 1—as an advice agency	relevant Act mentioned in column 1
	(i) a protected area, forest reserve, critical habitat or area of major interest under the <i>Nature Conservation Act</i> 1992;		
	(ii) a State forest or timber reserve under the <i>Forestry Act</i> 1959;		
	(iii) a marine park under the <i>Marine Parks Act 2004</i> ;		
	(iv) a recreation area under the Recreation Areas Management Act 2006;		
	(v) a world heritage area listed under the World Heritage Convention;		
	(vi) Brisbane Forest Park under the <i>Brisbane Forest Park Act</i> 1977; and		
(b)	the reconfiguration results in more than 10 lots, or any lot resulting from the reconfiguring is less than 5ha		

Ap	plic	ation involving	Referral agency and type	Referral jurisdiction		
40	purj situ	terial change of use for urban poses if any part of the lot is ated in, or within 100m of, any of following—	The chief executive under the relevant Act mentioned in column 1—as an	The purposes of the relevant Act mentioned in column 1		
	(a) a protected area, forest reserve, critical habitat or area of major interest under the <i>Nature Conservation Act 1992</i> ;		advice agency			
	(b)	a State forest or timber reserve under the <i>Forestry Act 1959</i> ;				
	(c)	a marine park under the <i>Marine Parks Act</i> 2004;				
	(d)	a recreation area under the Recreation Areas Management Act 2006;				
	(e)	a world heritage area listed under the World Heritage Convention;				
	(f)	Brisbane Forest Park under the Brisbane Forest Park Act 1977				
	Land adjacent to a Queensland heritage place					
41	41 Reconfiguring a lot if the lot shares a common boundary with a Queensland heritage place		The chief executive under the <i>Queensland Heritage Act 1992</i> —as an advice agency	The purposes of the Queensland Heritage Act 1992		

Table 3: Development made assessable under a local planning instrument or the regulatory provisions

A	Application involving				ferral agency d type	Referral jurisdiction
			Land contiguous to	a S	State-controlled ro	ad
1		maluse asseplan ope assscha para a lo 2, tl	ment on land contiguous to ontrolled road that is— king a material change of of premises that is essable development under a ming scheme; or rational work, not ociated with a material nge of use mentioned in agraph (a) or reconfiguring t mentioned in table 2, item that—  is associated with access to the State-controlled road; or involves the redirection or intensification of site stormwater from the land, through a pipe with a cross-sectional area greater than 625cm² that directs stormwater to a State-controlled road	unc Infi 199	if the development is proposed in a future State-controlled road not defined by route—as an advice agency; and in all other cases—as a concurrence agency	The purposes of the Transport Infrastructure Act 1994

Ap	plic	ation involving	Referral agency and type	Referral jurisdiction				
	Land not contiguous to a State-controlled road							
		If a local government has	a transitional planning s	scheme				
2	to a (a)	state-controlled road that— is for an aspect of development identified in schedule 5; and	The chief executive under the <i>Transport Infrastructure Act</i> 1994—  (a) for development	The purposes of the Transport Infrastructure Act 1994				
	(b) (c)	is for a purpose or purposes mentioned in schedule 5, column 1; and exceeds the threshold, or combined threshold, in	up to 5 times the thresholds mentioned in schedule 5, column 2—as an					
		schedule 5, column 2 or 3 for the purpose or purposes	advice agency;  (b) for all other cases—as a concurrence agency					
		If a local government I	nas an IPA planning sch	eme				
3	to a	relopment on land not contiguous State-controlled road that—	The chief executive under the <i>Transport Infrastructure Act</i>	The purposes of the Transport Infrastructure Act				
	(a)	is for an aspect of development identified in schedule 5; and	1994—as a concurrence agency	1994				
	(b)	is for a purpose or purposes mentioned in schedule 5, column 1; and						
	(c)	exceeds the threshold, or combined threshold, in schedule 5, column 2 or 3 for the purpose or purposes						
		Acid s	sulfate soils					
4	4 Development to which 'State Planning Policy 2/02 Planning and Managing Development Involving Acid Sulfate Soils' applies if the development involves—		The chief executive under the <i>Land Act</i> 1994—as an advice agency	Planning for, and management of, development involving acid sulfate soils				
	(a)	excavating more than 1000m <sup>3</sup> of soil or sediment; or						
	(b)	using more than 1000m³ of material as fill						

Ap	plic	ation involving	Referral agency and type	Referral jurisdiction
		Declared c	atchment areas	
5	Dev (a)	elopment— involving the establishment or expansion of a waste water disposal system in an area declared to be a catchment area under the <i>Water Act 2000</i> ; and	The chief executive under the Water Act 2000—as a concurrence agency	Preserving water quality in catchment areas
	(b)	other than for carrying out an environmentally relevant activity under the Environmental Protection Act 1994		
		Coastal man	agement districts	
6	Mat out	erial change of use, if carrying the change of use will involve—	The chief executive, under the <i>Coastal</i>	Coastal management under the Coastal
	(a)	operational works carried out completely or partly in a coastal management district; or	Protection and Management Act 1995—as a concurrence agency	Protection and Management Act 1995, excluding amenity and aesthetic significance or value
	(b)	building work, carried out completely or partly in a coastal management district, that is—		
		(i) the construction of new premises with a GFA of at least 1000m <sup>2</sup> ; or		
		(ii) the enlargement of the GFA of existing premises by more than 1000m <sup>2</sup>		
		Land designated for	community infrastruct	ture
7		elopment on land designated for munity infrastructure—	The chief executive of the department	The effects of the development on the
	(a)	intended to be supplied by a public sector entity; and	administering the Act authorising the development for the designated purpose—as a	designated land, and its development for the designated
	(b)	on land not owned by or on behalf of the State; and		purpose
	(c)	other than development—	concurrence agency	
		(i) for the designated purpose; or		
		(ii) carried out by, or on behalf of, the designator		

Application involving		Referral agency and type	Referral jurisdiction
	Electricit	y infrastructure	
8	A material change of use not associated with reconfiguring a lot if—  (a) any part of the premises is subject to an easement in favour of a distribution entity or transmission entity under the <i>Electricity Act 1994</i> and the easement is for a transmission grid or supply network under that Act; and  (b) any structure or work that is the	The chief executive of the entity—as an advice agency	The purposes under the Electricity Act 1994 and the Electrical Safety Act 2002
	natural and ordinary consequence of the use is, or will be, located wholly or partly in the easement		
9	A material change of use not associated with reconfiguring a lot if any part of the premises is situated within 100m of a substation site	The chief executive of the entity—as an advice agency	The purposes under the Electricity Act 1994 and the Electrical Safety Act 2002
10	Operational work that is filling or excavation, not associated with reconfiguring a lot, if—  (a) any part of the premises is subject to an easement in favour of a distribution entity or transmission entity under the <i>Electricity Act 1994</i> and the work is located wholly or partly in the easement; or  (b) the work is located wholly or	The chief executive of the entity—as an advice agency	The purposes under the Electricity Act 1994 and the Electrical Safety Act 2002
	partly within 10m of a substation site		

Application involving	Referral agency and type	Referral jurisdiction			
Clearing vegetation					
(a) the lot contains—  (i) a category 1 area, a category 2 area or a category 3 area shown property map of assess vegetation; or  (ii) if there is no property of assessable vegetation for the lot—remnant vegetation; and  (b) the existing use is a rural of environmental use; and  (c) the size of the land is 2ha, larger	map on or	The purposes of the Vegetation Management Act 1999			
	Contaminated land				
12 A material change of use if all of part of the premises is in an are which an area management adv has been given for unexploded ordnance	a for authority—as a	Protection of the environment by the management of contaminated land under the Environmental Protection Act 1994			
	Regional plans				
13 A material change of use to value division 2 of the State plane regulatory provisions applies	which nning administering the Act, chapter 2, part 5A—as a concurrence agency	The State planning regulatory provisions			
	c passenger transport				
14 Development on land that—  (a) is for an aspect of develop identified in schedule 13C  (b) is for a purpose mentioned schedule 13C, column 1; a  (c) exceeds the threshold mentioned in schedule 13C column 2 for the purpose	; and Coordination Act 1 in 1994—as a concurrence agency	Land use and transport coordination under the <i>Transport Planning and Coordination Act</i> 1994			

Application involving	Referral agency and type	Referral jurisdiction	
Railways			
<ul> <li>(a) is for an aspect of development identified in schedule 13D; and</li> <li>(b) is for a purpose mentioned in schedule 13D, column 1; and</li> <li>(c) exceeds the threshold mentioned in schedule 13D, column 2 for the purpose</li> </ul>	The chief executive under the <i>Transport</i> Infrastructure Act 1994—as a concurrence agency	Safety and operational integrity of railways and future railways under the <i>Transport Infrastructure Act</i> 1994	
Oil and ga	s infrastructure	l	
16 A material change of use not associated with reconfiguring a lot if—  (a) any part of the lot is subject to an easement in favour of the holder of pipeline licence number 1 issued under the Petroleum Act 1923 and the easement is for the construction or operation of the Moonie to Brisbane strategic pipeline under that Act; and  (b) any structure or work that is the natural and ordinary consequence of the use is, or will be, located wholly or partly in the easement	If the holder of the licence is not an individual, the chief executive of the holder—as an advice agency  If the holder of the licence is an individual, the holder—as an advice agency	The purposes of the Petroleum Act 1923 and the Petroleum and Gas (Production and Safety) Act 2004	
17 Operational work that is filling, excavation, compaction, drilling, boring or piling not associated with reconfiguring a lot, if any part of the premises is subject to an easement in favour of the holder of pipeline licence number 1 issued under the <i>Petroleum Act 1923</i> and the work is located wholly or partly in the easement	If the holder of the licence is not an individual, the chief executive of the holder—as an advice agency  If the holder of the licence is an individual, the holder—as an advice agency	The purposes of the Petroleum Act 1923 and the Petroleum and Gas (Production and Safety) Act 2004	

Application involving			Referral agency and type	Referral jurisdiction
	Dev	elopment in koala conserva	tion area or koala sus	tainability area
pro are tha	8 A material change of use of premises in a koala conservation area or koala sustainability area that—  (a) is not for a domestic activity;		The chief executive under the Nature Conservation Act 1992—as a concurrence agency	The purposes of the Nature Conservation Act 1992
(b	and ) wil	ı ll result in—		
	(i)	clearing of native vegetation over an area greater than 2500m <sup>2</sup> ; or		
	(ii)	a new building and any reasonably associated structure with a total footprint greater than 1000m <sup>2</sup> ; or		
	(iii	) an extension to an existing building and any reasonably associated structure if the extension has a total footprint greater than 1000m <sup>2</sup> ; or		
	(iv)	extracting gravel, rock or sand from an area greater than 5000m <sup>2</sup> ; or		
	(v)	excavating or filling an area greater than 5000m <sup>2</sup> ; or		
	(vi	) additional traffic, in a koala conservation area or koala sustainability area, between 6p.m. on a day and 6a.m. on the following day		

Application involving	Referral agency and type	Referral jurisdiction
19 Operational work in a koala conservation area or koala sustainability area that—  (a) is not for a domestic activity and is not associated with a material change of use mentioned in item 18, or a reconfiguration mentioned in table 2, item 33; and  (b) will result in—  (i) clearing of native vegetation over an area greater than 2500m²; or  (ii) extracting gravel, rock or sand from an area greater than 5000m²; or  (iii) excavating or filling an area greater than 5000m²	The chief executive under the Nature Conservation Act 1992—as a concurrence agency	The purposes of the Nature Conservation Act 1992
Land in or	near a wetland	
20 Material change of use, other than for a domestic activity, if any part of the lot is situated in, or within 100m of, a wetland	The chief executive (environment)—as an advice agency	The purposes of the Environmental Protection Act 1994

Application involving			Referral agency and type	Referral jurisdiction		
	Land in or near a conservation estate					
21	purp situa	erial change of use for urban boses if any part of the lot is ated in, or within 100m of, any of collowing—	The chief executive under the relevant Act mentioned in column 1—as an advice	The purposes of the relevant Act mentioned in column 1		
	(a)	a protected area, forest reserve, critical habitat or area of major interest under the <i>Nature Conservation Act 1992</i> ;	agency			
	(b)	a State forest or timber reserve under the <i>Forestry Act 1959</i> ;				
	(c)	a marine park under the Marine Parks Act 2004;				
	(d)	a recreation area under the Recreation Areas Management Act 2006;				
	(e)	a world heritage area listed under the World Heritage Convention;				
	(f)	Brisbane Forest Park under the Brisbane Forest Park Act 1977				
	Land adjacent to a Queensland heritage place					
22	Material change of use if the lot shares a common boundary with a Queensland heritage place		The chief executive under the <i>Queensland</i> <i>Heritage Act</i> 1992—as an advice agency	The purposes of the Queensland Heritage Act 1992		
	Certain preliminary approvals					
23	Development for which preliminary approval is sought under the Act, section 3.1.6		The chief executive administering the Act, chapter 3—as an advice agency	The purposes of the Integrated Planning Act 1997		

# Schedule 2A Special fire services and referral jurisdiction of Queensland Fire and Rescue Service for them

schedule 2, table 1, item 1

#### Part 1 Special fire services

- 1 air-handling systems used for smoke control
- 2 emergency lifts
- 3 emergency warning and intercommunication systems
- 4 fire control centres
- 5 fire detection and alarm systems (other than stand-alone smoke alarms not required to be interconnected or connected to a fire indicator panel)
- 6 fire hydrants
- 7 fire mains (other than fire mains that connect only fire hose reels
- 8 services provided under conditions imposed under the *Building Act 1975*, section 79
- 9 services required under the Building Code of Australia, clause E1.10<sup>2</sup>
- 10 smoke and heat venting systems
- 11 smoke exhaust systems
- special automatic fire suppression systems (including foam, deluge and gas flooding systems)
- 13 sprinklers (including wall-wetting sprinklers)

<sup>2</sup> Building Code of Australia (2006 edition), clause E1.10 (Provision for special hazards)

- 14 stairwell pressurisation systems
- 15 vehicular access for large isolated buildings

#### Part 2 Referral jurisdiction

#### Large isolated buildings

suitability of site provisions for access by fire authority vehicles

#### **Emergency lifts**

• operation of fire officer's controls in lifts

#### **Emergency warning and intercommunication systems**

- operation of suitable auxiliary warning devices, where AS 2220 systems are not specified
- operation of interface of warning system with detection and alarm systems
- location of main emergency control panel and warden intercom points
- suitability of warning tone and sound pressure levels under test

#### Fire control centres

- location of control centre
- suitability of contents, ventilation, signage, lighting and sound levels of control centre

#### Fire detection and alarm systems (other than stand-alone smoke alarms not required to be interconnected or connected to a fire indicator panel)

- achievement of specified performance of detection and alarm systems
- location and operation of main fire indicator panel, sub-indicator panels, mimic panels, local alarm bells and directional signs

- operation of direct fire service alarm
- suitability of nominated types of detection in all areas, and the location of manual call points
- suitability of weather protection, accessibility and lighting of equipment

#### Fire fighting equipment

- achievement of specified performance
- location and suitability of booster connections and enclosures
- location and suitability of internal and roof hydrants and external hydrants including fire separation from adjacent buildings
- operation of fixed pump-set controls and status indication
- provision of additional hydrant services as mentioned in AS 2419
- provisions for connection of fire authority portable relay booster pump
- provisions for hard standing for fire appliances

#### **Sprinklers**

- operation of direct fire service alarm and location of directional signs
- operation of pump-set controls and status indications
- provision of suitable fire-protection for special hazards as mentioned in AS 2118
- the location of valve room, pump-sets, water alarm and booster point

#### Wall-wetting sprinklers

- location of isolating valves
- provision of suitable signs

#### Special automatic fire suppression systems

- achievement of specified performance
- location of control valves

- provision of access for fire service vehicles
- provision of interface with other systems and direct fire service alarm
- suitability of extinguishment media

#### **Provision for special hazards**

• suitability of special fire services for the protection of special hazards as mentioned in the Building Code of Australia, clause E1.10

#### Smoke control systems

- achievement of specified performance of systems
- suitability of automatic detector operation of stairwell pressurisation systems, smoke-and-heat vents and smoke exhaust systems
- suitability of operational controls and indicators

#### **Prescribed buildings**

• suitability of special fire services and site requirements for prescribed buildings mentioned in the *Building Act 1975*, section 79

## Schedule 3 Local governments required to review priority infrastructure plans

section 4

Beaudesert

Brisbane

Bundaberg

Burnett

Caboolture

Cairns

Calliope

Caloundra

Cooloola

Douglas

Gladstone

Gold Coast

Hervey Bay

**Ipswich** 

Livingstone

Logan

Mackay

Maroochy

Noosa

Pine Rivers

Redcliffe

Redland

Rockhampton

Thuringowa

Toowoomba

Townsville

Whitsunday

#### Schedule 3A Designated regions

section 4A

#### Part 1 SEQ region

Brisbane

Gold Coast

**Ipswich** 

Lockyer Valley

Logan

Moreton Bay

Redland

Scenic Rim

Somerset

Sunshine Coast

the part of the local government area of Toowoomba Regional Council that was, immediately before 15 March 2008, the local government area of Toowoomba City Council

Note—

This part is included for information purposes only. See section 6.8.2 of the Act.

#### Part 2 Far North Queensland region

Cairns

**Cassowary Coast** 

**Tablelands** 

Wujal Wujal

Yarrabah

## Part 3 North West region

Cloncurry

Flinders

McKinlay

Mount Isa

Richmond

### Part 4 Central West region

Barcaldine

Barcoo

Blackall Tambo

Boulia

Diamantina

Longreach

Winton

### Part 5 South West region

Bulloo

Murweh

Paroo

Quilpie

### Part 6 Maranoa and Districts region

Balonne

Roma

the part of the local government area of Dalby Regional Council that was, immediately before 15 March 2008, the local government areas of Murilla and Tara shire councils

# Schedule 4 Referral agency assessment periods

#### section 6

C	Column 1		Column 2	
Na	Name of referral agency		Referral agency's assessment period	
1	The for-	local government, as the concurrence agency		
	(a)	building work to demolish or remove any building or structure or rebuild, after removal, any building or structure	5	
	(b)	building assessment work for a single detached class 1 building or a class 10 building; or	5	
	(c)	other building assessment work	15	
2	Pasi	ef executive of the department in which the toral Workers' Accommodation Act 1980 is inistered	20	
3	3 Queensland Fire and Rescue Service		15	

# Schedule 5 Thresholds for development not contiguous to State-controlled roads

schedule 2, table 3, items 2 and 3

Purpose		Threshold for LGA population 1	Threshold for LGA population 2
	Material change of use made	assessable under a pl	anning scheme
1	Residential (including rural residential)	200 dwellings	50 dwellings
2 3	Club  Community facility or public building (including library, community hall, civic centre, conference or convention centre)	8000m <sup>2</sup> GFA— combined total for purposes 2 to 9	4000m <sup>2</sup> GFA— combined total for purposes 2 to 9
4	Hotel (including accommodation)		
5	Indoor recreation		
6	Indoor tourist facility		
7	Place of worship		
8	Shop (including bulk retailing)		
9	Shopping centre (including non-retail floor space used for purposes such as cinemas, restaurants or offices)		
10	Accommodation facility (including boarding houses, camping areas, caravan parks, guest houses, holiday units, hostels and motels)	200 accommodation units	50 accommodation units
11	Restaurant (including fast food outlets)	600m <sup>2</sup> GFA	600m <sup>2</sup> GFA
12	Business premises (government or private)	5000m <sup>2</sup> TSA—combined total for	5000m <sup>2</sup> TSA—combined total for
13	Car park	purposes 12 to 16	purposes 12 to 16
14	Freight depot		
15	Outdoor recreation		
16	Transit centre		

Purpose		Threshold for LGA population 1	Threshold for LGA population 2
17	Medical centre	1200m <sup>2</sup> GFA	1200m <sup>2</sup> GFA
18	Theatre or cinema complex	Seating for 2000 people	Seating for 2000 people
19	Child care centre	Capacity for 280 children	Capacity for 280 children
20	Primary school	All	All
21	Secondary school		
22	TAFE institute or statutory TAFE institute		
23	University		
24	Tourist facility, other than a totally indoor tourist facility (including aquariums, theme parks or zoos)	5000m <sup>2</sup> TSA or for the indoor component 8000m <sup>2</sup> GFA	5000m <sup>2</sup> TSA or for the indoor component 4000m <sup>2</sup> GFA
25	Extractive industry	Using machinery	Using machinery
26	Mineral processing	having an annual throughput of product	having an annual throughput of product
27	Refinery	of 10000t—combined	of 10000t—combined
28	Smelter	total for purposes 25 to 28	total for purposes 25 to 28
29	Abattoir	2000 head— combined total for	2000 head—
30	Feedlot	purposes 29 to 31	combined total for purposes 29 to 31
31	Intensive animal husbandry		
32	Marina	600 berths	600 berths
33	Factory	16000m <sup>2</sup> GFA—	8000m <sup>2</sup> GFA—
34	Warehouse	combined total for purposes 33 to 35	combined total for purposes 33 to 35
35	Other material change of use	purposes se to se	purposes se to se
	Recor	figuring a lot	
36	Residential (including rural residential)	200 dwellings	50 dwellings
37	Business	12000m² TSA—	3000m <sup>2</sup> TSA—
38	Commercial	combined total for purposes 37 to 39	combined total for purposes 37 to 39
39	Retail	parposes 57 to 57	purposes 51 to 57
40	Industrial	32000m <sup>2</sup> TSA	16000m <sup>2</sup> TSA
41	Any other purpose	12000m <sup>2</sup> TSA	12000m <sup>2</sup> TSA

Purpose	Threshold for LGA population 1	Threshold for LGA population 2
Opera	tional works	
42 Filling or excavation operation not associated with a material change of use or reconfiguring a lot	10000t	10000t

## Schedule 6 LGA population 1 areas

#### schedule 14, definition LGA population 1

Beaudesert

Brisbane

Bundaberg

Caboolture

Cairns

Caloundra

Cooloola

**Gold Coast** 

Hervey Bay

**Ipswich** 

Logan

Mackay

Maroochy

Noosa

Pine Rivers

Redcliffe

Redland

Rockhampton

Thuringowa

Toowoomba

Townsville

# Schedule 7 Development for which a notification period of 30 business days applies—purposes

section 7

A material change of use, assessable against a planning scheme, for any of the following—

- (a) an aerodrome that is, or is proposed to be, used by commercial operators not normally living at the premises;
- (b) a large outdoor sport and recreation facility including, for example, a golf course, a major sporting venue and a racing circuit, but not including a golf course of 30ha or less or a golf driving range;
- (c) a tourist resort—
  - (i) with accommodation for more than 1000 people, including staff; or
  - (ii) on an offshore island;
- (d) a body of water (including an artificial lake but excluding an effluent pond or the like), that has, or would have after the change of use, a total surface area of more than 5000m<sup>2</sup>.

# Schedule 8 Development for which a notification period of 30 business days applies—areas

section 7

A material change of use (other than for a dwelling house, outbuilding or farm building) assessable against a planning scheme, or reconfiguring a lot, if the premises—

- (a) are wholly or partly below a floodline adopted by the local government and the development involves filling an area greater than 5000m<sup>2</sup> below the floodline; or
- (b) share a common boundary with a protected area or registered place under the *Queensland Heritage Act* 1992; or
- (c) contains or shares a common boundary with or is within 100m of the boundary of—
  - (i) an area that is a critical habitat, a protected area, subject to a conservation agreement or an area of major interest under the *Nature Conservation Act* 1992;<sup>3</sup> or
  - (ii) the wet tropics area under the Wet Tropics World Heritage Protection and Management Act 1993; or
  - (iii) a fish habitat under the *Fisheries Act 1994*,<sup>4</sup> if the proposed development—
    - (A) has impact on riparian vegetation; or
    - (B) results in alteration of natural flow patterns; or
    - (C) requires the construction of a levee; or
    - (D) does not contain stormwater management; or
    - (E) allows contaminated runoff; or

<sup>3</sup> See the *Nature Conservation Act 1992*, sections 13, 28, 45 and 46.

<sup>4</sup> Now see the *Fisheries Regulation 2008*, chapter 2 or schedule 3.

- (F) disturbs instream habitat; or
- (G) requires drainage of fish habitat; or
- (iv) a wetland.

# Schedule 9 Court fees

		section 8
		\$
1	Filing notice of appeal	36.50
2	Setting down an appeal for hearing	68.00
3	Filing an originating application— <i>Planning and Environment Court Rules 1999</i> (the <i>rules</i> ), rule 6	17.50
4	Issuing a certificate on final judgement, order, finding or	
	decision	49.00
5	Filing an affidavit or deposition	12.50
6	Filing exhibits mentioned in an affidavit or deposition	
	and required to be filed—  (a) each exhibit	2.70
		21.50
7	(b) maximum fee	
7	Sealing a document with the seal of the court	32.00
8	Giving to the registrar a copy of a notice of appeal to the Court of Appeal—the rules, rule 28	32.00
9	Filing a notice of discontinuance or withdrawal of an appeal—the rules, rule 11A	17.50
10	Filing an authority to use a person's name as a next friend	17.50
11	Filing an appointment of an agent	12.50
12	Filing a document for which no other fee is provided	12.50
13	Issuing a copy of a record of the court or a document or exhibit filed in the registry—	
	(a) first copy—each page	1.80
	(b) maximum fee for first copy	52.00
	(c) additional copy—each page	0.50
	(d) maximum fee for additional copy	21.00
14	Issuing a copy of reasons for judgement—each page	1.80
15	Entering a judgement	53.00
16	Filing an order on an application	53.00

\$ 17 Opening or keeping open the registry after hours on a Saturday, Sunday, public holiday or court 290.00 (b) on any other day— 290.00 (ii) between 8a.m. and 9a.m. ..... 145.00 145.00 Inspecting the record in an appeal or other proceeding. 18 13.50 19 17.50 Filing a document by post—each document . . . . . . . . 20 14.00 Attending a view— 21 within 8km of the court ...... 78.00 (b) more than 8km from the court ..... 145.00 22 Making an appointment for assessment of a costs 36.50 statement....... Assessing a costs statement—for each \$100 or part of 23 9.70 \$100 allowed..... Order for the amount assessed under a costs statement. 46.50 24

# Schedule 10 State resources

#### section 12

St	ate resource	Department administering resource	Required evidence
1	Land subject to a lease (including a freeholding lease), or a reserve or deed of grant in trust, under the <i>Land Act 1994</i> , other than to the extent that item 17 applies to the land, if the lessee or trustee is, or represents, the State	The department administering the lease, reserve or deed of grant in trust	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
2	Land subject to a lease (including a freeholding lease), or a reserve or deed of grant in trust, under the Land Act 1994—	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
	(a) if the lessee or trustee is not, or does not represent, the State; and		
	(b) other than to the extent that item 17 applies to the land		
3	Strategic port land under the <i>Transport</i> <i>Infrastructure Act 1994</i> , other than freehold land	The department in which the <i>Land Act 1994</i> is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
4	Land subject to a permit to occupy or licence under the <i>Land Act 1994</i> , other than to the extent that item 17 applies to the land	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
5	Land held in fee simple by the State, other than to the extent that item 17 applies to the land	The department administering the land	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource

State resource		Department administering resource	Required evidence
6	Land that is unallocated State land under the <i>Land Act 1994</i> , other than to the extent that item 17 applies to the land, other than—  (a) a canal under the <i>Coastal Protection and Management Act 1995</i> ; or  (b) land mentioned in item 11, 12 or 13; or  (c) the bed and banks of a watercourse or lake, under the <i>Water Act 2000</i> , section 21, to the extent that item 14 or 15 applies to the land	The department in which that Act is administered	Evidence the chief executive of that department is satisfied—  (a) the development is consistent with an allocation of, or an entitlement to, the resource; or  (b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource
7	Land administered under the <i>Forestry Act 1959</i> , other than to the extent that item 17 applies to the land	The department in which part 4 of that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
8	Land that is a road (other than a State-controlled road) or stock route, other than to the extent that item 17 applies to the land	The department in which the <i>Land Act 1994</i> is administered	Evidence the chief executive of that department is satisfied—  (a) the development is consistent with an allocation of, or an entitlement to, the resource; or  (b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource
9	A State-controlled road	The department in which the Transport Infrastructure Act 1994 is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource

State resource	Department administering resource	Required evidence
10 Quarry material taken under the <i>Coastal</i>	The department in which that Act is	Evidence the chief executive of that department is satisfied—
Protection and Management Act 1995	administered	(a) the development is consistent with an allocation of, or an entitlement to, the resource; or
		(b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource
11 Queensland fisheries resources and fish habitats allocated under the Fisheries Act 1994	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
12 Queensland fisheries resources and unallocated tidal land that is for a prescribed aquaculture development allocated under the Fisheries Act 1994	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
13 Land, including non-tidal land, that is a fish habitat area under the <i>Fisheries Act 1994</i> , and fisheries resources within a fish habitat area	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
14 Quarry material taken from a watercourse or lake under the <i>Water Act 2000</i>	The department in which that Act is administered	Evidence of an allocation of, or an entitlement to, the resource
15 Water taken or interfered with under the <i>Water Act</i>	The department in which that Act is	Evidence the chief executive of that department is satisfied—
2000	administered	(a) the development is consistent with an allocation of, or an entitlement to, the resource; or
		(b) the development application may proceed in the absence of an allocation of, or an entitlement to, the resource

State resource	Department administering resource	Required evidence
16 A referable dam under the Water Act 2000	The department in which that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource
17 Quarry material taken under the <i>Forestry Act</i> 1959	The department in which parts 6 and 6A of that Act is administered	Evidence the chief executive of that department is satisfied the development is consistent with an allocation of, or an entitlement to, the resource

# Schedule 11 Development for community infrastructure exempt under schedule 9, table 5, item 5 of the Act

section 13

#### 1 State-controlled roads

All aspects of development—

- (a) for the maintenance, repair, augmentation, upgrading, duplication or widening of State-controlled road infrastructure; or
- (b) for ancillary works and encroachments carried out by the State; or
- (c) adjacent to a State-controlled road and ancillary to the maintenance, construction. repair, augmentation. upgrading, duplication or widening of the road, such as excavating, screening, crushing, cutting, construction material preparing road concrete), storing materials, removing vegetation, dam building, site offices and worker accommodation.

#### 2 Other transport infrastructure

All aspects of development for the maintenance, repair, upgrading, augmentation or duplication of—

- (a) rail transport infrastructure under the *Transport Infrastructure Act 1994*;
- (b) miscellaneous transport infrastructure under the *Transport Infrastructure Act 1994*;
- (c) busway transport infrastructure under the *Transport Infrastructure Act 1994*; and
- (d) light rail transport infrastructure under the *Transport Infrastructure Act 1994*.

#### 3 Electricity infrastructure

All aspects of development for an electricity supply network as defined under the *Electricity Act 1994*, or for private electricity works that form an extension of, or provide service connections to properties from the network, if the network operates at standard voltages up to and including 66kV, other than any aspect of development for—

- (a) the construction of a new zone substation or bulk supply substation; or
- (b) the augmentation of an existing zone or bulk supply substation if the input or output standard voltage is significantly increased.

# Schedule 12 Conditions requiring compliance assessment

section 14

#### Particular operational work

	Preliminary matters			
1	Matter for which compliance assessment may be required	Whether operational work (including for car parking, landscaping, vehicle crossovers, site drainage and acoustic treatments) that is the natural and ordinary consequence of a material change of use complies with a code or standard identified in a condition of a development approval for the material change of use  The code or standard must be identified in a planning scheme		
2	Criteria against which the matter is assessed	The code or standard identified in the condition		
	Process for assessment			
3	Entity to which request must be given	For—  (a) a condition mentioned in item 1 and imposed by the assessment manager—the entity that was the assessment manager; or  (b) a condition mentioned in item 1 and imposed by a concurrence agency—the entity that was the concurrence agency; or  (c) another condition of the development approval requiring the request to be given to another suitably qualified entity engaged by or on behalf of the applicant and requiring a copy of the entity's response to be given to the entity that imposed the condition—the suitably qualified entity		

4	When compliance stage starts for this development	At—  (a) any time before the development approval including the condition lapses; or  (b) if the condition states or implies another time—the stated or implied time
5	Fee	For—  (a) item 3(a)—the fee set by resolution of the local government; or  (b) item 3(b)—the fee prescribed by regulation; or  (c) item 3(c)—the fee agreed between the applicant and the suitably qualified entity mentioned in that item
6	Time after receiving request in which entity must respond	For—  (a) item 3(a) and (b)—15 business days; or  (b) item 3(c)—the time agreed between the applicant and the suitably qualified entity mentioned in that item
7	Consequence for not responding in the time stated for item 6(a)  If the request is given to an entity mentioned in item 3(c), and a copy of the entity's response is given to the entity that was the assessment manager or concurrence agency, in accordance with the condition mentioned in item 3(c)	Plan, document or works are taken to be in compliance with condition of approval
	Арг	peal
8	Circumstances in which the person who made a request mentioned in item 3(a) or (b) may appeal	If the person is dissatisfied with the entity's response
9	The entity to which the appeal must be made	The court
10	Time within which an appeal must be made	20 business days after the day the entity gives its response

11 Provisions of the Act that apply for hearing and deciding the appeal	Chapter 4, part 1 as if the appeal were an appeal against a matter stated in a development approval <sup>a</sup>
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a See section 4.1.27(1)(b) (Appeals by applicants) of the Act.

# Schedule 13 Trunk infrastructure charge rates

section 21

Purposes for which a	Trunk infrastructure networks					
charge rate may apply	Water Supply	Sewerage	Stormwater Management	Transport	Public Parks and Community Land	
Reconfiguring a residential, commercial, retail, or industrial lot	1 charge unit per additional lot	1 charge unit per additional lot	1 charge unit per additional lot	1 charge unit per additional lot	1 charge unit per additional lot	
Material change of use or building work for single dwelling unit	1 charge unit per dwelling	1 charge unit per dwelling	1 charge unit per dwelling	1 charge unit per dwelling	1 charge unit per dwelling	
Material change of use or building work for multiple dwelling units	0.75 charge unit per dwelling	0.75 charge unit per dwelling	1 charge unit times (0.7 of site area divided by 400m²)	0.8 charge unit per dwelling	0.5 charge unit per dwelling	
Material change of use or building work for commercial uses	10 charge units per hectare of site area	10 charge units per hectare of site area	1 charge unit per 400m² of site area	1 charge unit per 100m² of GFA	0.3 charge unit per 100m <sup>2</sup> of GFA	
Material change of use or building work for retail uses	10 charge units per hectare of site area	10 charge units per hectare of site area	1 charge unit per 400m <sup>2</sup> of site area	0.4 charge unit per 100m <sup>2</sup> of GFA	0.3 charge unit per 100m <sup>2</sup> of GFA	
Material change of use or building work for industrial uses	10 charge units per hectare of site area	10 charge units per hectare of site area	1 charge unit times (0.9 of site area divided by 400m²)	1 charge unit per 100m <sup>2</sup> of GFA	1 charge unit per hectare of site area	

# Schedule 13A Public passenger transport related development made assessable under the Act, and thresholds for referral

schedule 2, table 2, item 30

Column 1	Column 2	
Purpose	Public passenger transport threshold	
Reconfig	uring a lot	
Residential purpose	100 or more allotments or within the 25 ANEF contour for an airport	
Any purpose within 400m of a public passenger transport facility or a future public passenger transport facility	Total site area equal to or more than 5000m <sup>2</sup>	
Any purpose completely or partly within a public transport corridor	All, unless the total number of lots does not increase	
Any purpose completely or partly within a future public transport corridor	All	
Any purpose completely or partly within an airport's public safety area	All	

# Schedule 13B Rail transport related development made assessable under the Act, and thresholds for referral

schedule 2, table 2, item 31

Column 1	Column 2	
Purpose	Rail safety and efficiency threshold	
Reconfig	uring a lot	
Residential purpose	100 or more allotments	
Any purpose within 400m of a public passenger transport facility or a future public passenger transport facility	Total site area equal to or more than 5000m² if the facility is a passenger railway station	
Any purpose completely or partly within a future public transport corridor	All	
Any purpose completely or partly within future railway land or a railway tunnel easement	All	
Any purpose abutting rail corridor land, commercial corridor land or future railway land	All, unless the total number of lots does not increase, but always when an easement abutting the corridor or land is created	
Any purpose completely or partly within 100m of, and abutting an approach to, a railway level crossing	All, unless the total number of lots does not increase	

# Schedule 13C Development impacting on the provision of public passenger transport, and thresholds

schedule 2, table 3, item 14

Column 1	Column 2		
Purpose	Threshold for LGA population 1	Threshold for LGA population 2	
Material change of use of premises made	de assessable under	a planning scheme	
Any purpose completely or partly within a public transport corridor or a future public transport corridor	All	No referral	
Any purpose within 400m of a public passenger transport facility or a future public passenger transport facility	Total site area of 5000m <sup>2</sup> or more	No referral	
Residential purposes other than rural residential purposes	Total site area of 5ha or more	Total site area of 5ha or more	
Retail or commercial purposes	New or extension of gross floor area of 10000m <sup>2</sup> or more	New or extension of gross floor area of 10000m <sup>2</sup> or more	
Aged persons accommodation purposes	100 dwelling units or more	No referral	
Community building or facility purposes	Total site area of 5000m <sup>2</sup> or more	No referral	
Tourist facility, sports facility (other than a golf course) or entertainment venue	Seating capacity of 1500 or more persons or total site area of 5ha or more (applies to any mix of these facilities)	Seating capacity of 1500 or more persons or total site area of 5ha or more (applies to any mix of these facilities)	
Educational institution	All	All	
Hospitals or medical centres	Gross floor area of 1200m² or more	Gross floor area of 1200m² or more	

Column 1	Column 2		
Purpose	Threshold for LGA population 1	Threshold for LGA population 2	
Airport, bus or ferry terminals	All	All	
Any purpose within an airport's public safety area	All	All	
Any purpose resulting in work that encroaches into the operational airspace of an airport	All	All	
Residential purposes (other than a single house on a vacant residential lot) including caravan parks, educational establishments, hospitals and nursing homes	All within the 25 ANEF contour for an airport	All within the 25 ANEF contour for an airport	
Hotels, motels, hostels or public buildings	All within the 30 ANEF contour for an airport	All within the 30 ANEF contour for an airport	
Operational work made assess	sable under a planning scheme		
Work completely or partly within a public transport corridor or a future public transport corridor but not associated with a material change of use mentioned in schedule 2, table 3, item 14 or reconfiguring a lot mentioned in schedule 2, table 2, item 30	All	All	
Work that encroaches into the operational airspace of an airport	All work not associated with a material change of use mentioned in table 3, item 14	All work not associated with a material change of use mentioned in table 3, item 14	

# Schedule 13D Development impacting on railway safety and efficiency, and thresholds

schedule 2, table 3, item 15

Column 1	Column 2		
Purpose	Threshold for LGA population 1	Threshold for LGA population 2	
Material change of use of premises made	de assessable under	a planning scheme	
Any purpose completely or partly within a public transport corridor or a future public transport corridor	All corridors containing rail	No referral	
Any purpose within 400m of a public passenger transport facility or a future public passenger transport facility	Total site area of 5000m² or more if the facility is a passenger railway station	No referral	
Residential purposes other than rural residential purposes	Total site area of 5ha or more	Total site area of 5ha or more	
Retail or commercial purposes	New or extension of gross floor area of 10000m <sup>2</sup> or more	New or extension of gross floor area of 10000m <sup>2</sup> or more	
Aged persons accommodation purposes	100 dwelling units or more	No referral	
Community building or facility purposes	Total site area of 5000m <sup>2</sup> or more	No referral	
Tourist facility, sports facility (other than a golf course) or entertainment venue	Seating capacity of 1500 or more persons or total site area of 5ha or more (applies to any mix of these facilities)	Seating capacity of 1500 or more persons or total site area of 5ha or more (applies to any mix of these facilities)	
Educational institution	All	All	
Hospital or medical centre	Gross floor area of 1200m <sup>2</sup> or more	Gross floor area of 1200m <sup>2</sup> or more	
Airport, bus or ferry terminal	All	All	

Column 1	Column 2			
Purpose	Threshold for LGA population 1	Threshold for LGA population 2		
Any purpose completely or partly within rail corridor land, commercial corridor land or future railway land	All	All		
Any purpose abutting rail corridor land, commercial corridor land or future railway land	All	All		
Any purpose within 100m of, and abutting an approach to, a railway level crossing	All	All		
Any purpose completely or partly within a railway tunnel easement	All structures or works that are the natural and ordinary consequence of the use, and are, or will be, completely or partly located within the easement	All structures or works that are the natural and ordinary consequence of the use, and are, or will be, completely or partly located within the easement		
Operational work made assessable under a planning scheme				
Work completely or partly within rail corridor land or commercial corridor land, but not associated with a material change of use mentioned in schedule 2, table 3, item 15 or reconfiguring a lot mentioned in schedule 2, table 2, item 31, or work for rail transport infrastructure or other rail infrastructure	Work involving extracting, excavating, or filling more than 50m <sup>3</sup>	Work involving extracting, excavating, or filling more than 50m <sup>3</sup>		

Column 1	Column 2		
Purpose	Threshold for LGA population 1	Threshold for LGA population 2	
Work completely or partly within future railway land or a railway tunnel easement, but not associated with a material change of use or reconfiguring a lot mentioned in schedule 2, table 2, item 31 or schedule 2, table 3, item 15	Work involving extracting, excavating, or filling more than 50m <sup>3</sup>	Work involving extracting, excavating, or filling more than 50m <sup>3</sup>	
Work on land abutting rail corridor land, commercial corridor land or future railway land, but not associated with a material change of use or reconfiguring a lot mentioned in schedule 2, table 2, item 31 or schedule 2, table 3, item 15	Work involving extracting, excavating, or filling more than 50m³ and within 25m of the railway boundary	Work involving extracting, excavating, or filling more than 50m³ and within 25m of the railway boundary	

### Schedule 14 Dictionary

section 2

*airport* see 'State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities', Annex 1.

**ANEF** means Australian Noise Exposure Forecast.

area management advice means a written notice given by the administering authority to the local government about planning for or managing land contaminated because of natural mineralisation, industrial activity or unexploded ordnance.

Australian Noise Exposure Forecast see 'State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities'.

canal means a canal as defined under the Coastal Protection and Management Act 1995, section 9.

*class*, for a building or structure, means its particular classification under the Building Code of Australia.

commercial corridor land see the Transport Infrastructure Act 1994, schedule 6.

*Commonwealth Minister*, for part 2A, see section 14A.

designated proponent, for part 2A, see section 14A.

domestic activity means the construction or use of a single residence on a lot and any reasonably associated building or structure.

Examples of a building or structure that could be reasonably associated with a single residence—

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

*fire safety system* means a fire safety system as defined under the Building Code of Australia, Volume 1, Part A1.

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

- (a) a future busway station;
- (b) a future railway passenger station for the network known as Citytrain;
- (c) a future passenger transport interchange facility.

future public transport corridor means land identified in a guideline made under the Transport Planning and Coordination Act 1994, section 8E as a future route for public transport.

future railway land see the Transport Infrastructure Act 1994, section 242.

future State-controlled road means a road or land that the chief executive under the Transport Infrastructure Act 1994 has notified the local government in writing is intended to become a State-controlled road.

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

*koala conservation area* see the *Nature Conservation (Koala) Conservation Plan 2006*, schedule 2.

**koala sustainability area** see the *Nature Conservation* (Koala) Conservation Plan 2006, schedule 2.

*land contiguous to a State-controlled road* means land, the subject of a development application, if part of the land—

- (a) is within 100m of the road; or
- (b) is part of a future State-controlled road.

*land use plan* means a plan approved under the *Transport Infrastructure Act 1994*, section 286.

**LGA population 1** means a local government area mentioned in schedule 6.

**LGA population 2** means a local government area that is not an LGA population 1.

*operational airspace* see 'State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities'.

*other rail infrastructure* see the *Transport Infrastructure Act* 1994, schedule 6.

public passenger transport facility means any of the following—

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

**public safety area** see 'State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities', Annex 3.

*public transport corridor* means a corridor by which public passenger services are provided on any of the following—

- (a) busway transport infrastructure;
- (b) light rail transport infrastructure;
- (c) rail transport infrastructure in the SEQ region.

*qualitative statement* means a qualitative statement or other provision about a performance or outcome sought to be achieved when applicable buildings or structures are finished.

*quantifiable standard* means a standard that achieves a performance or outcome sought under a qualitative statement.

**Queensland Development Code** means the version, current at the relevant time, of the document called, Queensland Development Code, published by the department in which the *Building Act 1975* is administered.

rail corridor land see the Transport Infrastructure Act 1994, schedule 6.

*rail transport infrastructure* see the *Transport Infrastructure Act 1994*, schedule 6.

*railway tunnel easement* see the *Transport Infrastructure Act* 1994, schedule 4.

*relevant impacts*, for part 2A, see section 14A.

**State-controlled road** includes a future State-controlled road.

#### substation site—

- 1 Substation site means premises larger than 50m<sup>2</sup> forming part of a transmission grid or supply network under the Electricity Act 1994, and used for—
  - (a) converting or transforming electrical energy from one voltage to another; or
  - (b) regulating voltage in an electrical circuit; or
  - (c) controlling electrical circuits; or
  - (d) switching electrical current between circuits.
- 2 Substation site includes telecommunication facilities for controlling works as defined under the Electricity Act 1994, section 12(1), and for workforce operational and safety communications.
- 3 Substation site does not include—
  - (a) pole mounted substations, transformers or voltage regulators; or
  - (b) pad mounted substations or transformers.

total footprint, of a building and any reasonably associated structure, or an extension of an existing building and any reasonably associated structure, means the total area of land developed for the building and structure, or the extension, including, for example, the areas covered by the following—

- (a) the floor area of the building and structure or the extension;
- (b) landscaping and fencing for the building and structure or the extension;
- (c) a car park, driveway or other facility associated with the building and structure or the extension.

*transitional planning scheme*, for schedule 2, table 3, item 2, means—

- (a) a transitional planning scheme under the Act, section 6.1.3 or 6.1.9(3); or
- (b) an IPA planning scheme mentioned in the Act, section 6.1.54(1)(b).

**TSA** means total site area for a development application.

wetland means an area shown as a wetland on 'Map of referable wetlands', a document approved by the chief executive (environment).

Editor's note—

At the commencement of this definition, the document could be inspected on <www.epa.qld.gov.au>.

World Heritage Convention means the Convention for the Protection of the World Cultural and Natural Heritage that has been adopted by the General Conference of the United Nations Educational, Scientific and Cultural Organization, a copy of which is set out in the schedule to the World Heritage Properties Conservation Act 1983 (Cwlth).

#### **Endnotes**

#### 1 Index to endnotes

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#### 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 12 September 2008. Future amendments of the Integrated Planning Regulation 1998 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

#### 3 Key

Key to abbreviations in list of legislation and annotations

Key		Explanation	Key		Explanation
AIA	=	Acts Interpretation Act 1954	(prev)	=	previously
amd	=	amended	proc	=	proclamation
amdt	=	amendment	prov	=	provision
ch	=	chapter	pt	=	part
def	=	definition	pubd	=	published
div	=	division	R[X]	=	Reprint No. [X]
exp	=	expires/expired	RA	=	Reprints Act 1992
gaz	=	gazette	reloc	=	relocated
hdg	=	heading	renum	=	renumbered
ins	=	inserted	rep	=	repealed
lap	=	lapsed	(retro)	=	retrospectively
notfd	=	notified	rv	=	revised edition
num	=	numbered	S	=	section
o in c	=	order in council	sch	=	schedule
om	=	omitted	sdiv	=	subdivision
orig	=	original	SIA	=	Statutory Instruments Act 1992
р	=	page	SIR	=	<b>Statutory Instruments Regulation 2002</b>
para	=	paragraph	$\mathbf{SL}$	=	subordinate legislation
prec	=	preceding	sub	=	substituted
pres	=	present	unnum	=	unnumbered
prev	=	previous			

#### 4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments to	Effective	Reprint date
1	1998 SL No. 133	6 July 1998	6 July 1998
1A	1998 SL No. 272	9 October 1998	16 October 1998
1B	1999 SL No. 117	1 July 1999	6 July 1999
1C	1999 SL No. 281	1 December 1999	10 December 1999
1D	2000 SL No. 40	30 March 2000	30 March 2000
1E	2000 SL No. 75	1 July 2000	1 September 2000
2	2000 SL No. 235	15 September 2000	6 October 2000
2A	2000 SL No. 295	1 December 2000	7 December 2000
2B	2000 SL No. 295	1 January 2001	22 March 2001
3	2001 SL No. 136	10 August 2001	5 September 2001
3A	2002 SL No. 66	19 April 2002	1 May 2002
3B	2002 SL No. 66	7 May 2002	14 May 2002
Reprint No.	Amendments included	Effective	Notes
3C rv	2002 SL No. 66	1 July 2002	
	2002 SL No. 172		
3D	2002 SL No. 215	23 August 2002	
3E	2002 SL No. 216	1 September 2002	
3F	2002 SL No. 332	6 December 2002	
3G	2003 SL No. 150	1 July 2003	
3H	2003 SL No. 189	1 September 2003	
3I	2003 SL No. 205	5 September 2003	
3J	2003 SL No. 225	29 September 2003	
3K	2003 SL No. 204	20 October 2003	
3L	2003 SL No. 274	14 November 2003	
3M	2003 SL No. 306	28 November 2003	
3N	2004 SL No. 47	7 May 2004	
3O	2004 SL No. 63	21 May 2004	
3P	2004 SL No. 123	9 July 2004	
3Q	2004 SL No. 178	20 September 2004	
3R	2004 SL No. 200	4 October 2004	
4	2004 SL No. 239	5 November 2004	
4A	2004 SL No. 205	1 March 2005	
4B 4C	2005 SL No. 30	11 March 2005	
4C 4D	2005 SL No. 153 2005 SL No. 198	30 June 2005	
4D 4E	2005 SL No. 198 2005 SL No. 178	12 August 2005 19 September 2005	
4E 4F	2005 SL No. 178 2005 SL No. 275	18 November 2005	R4F withdrawn, see R5
4r 5	2003 SL NO. 273	18 November 2005	K41 williawii, see K3
5 5A	2005 SL No. 326	19 December 2005	

Reprint No.	Amendments included	Effective	Notes
5B	2006 SL No. 12	10 February 2006	
5C	2006 SL No. 186	21 July 2006	
5D	2006 SL No. 228	1 September 2006	
5E	2006 SL No. 209	2 October 2006	
5F	2006 SL No. 275	10 November 2006	
5G	2006 SL No. 284	27 November 2006	
5H	2006 SL No. 289	1 December 2006	
5I	2006 SL No. 315	1 January 2007	R5I withdrawn, see R6
6	_	1 January 2007	
6A	2007 SL No. 39	31 March 2007	
6B	2007 SL No. 87	1 June 2007	
6C	2007 SL No. 150	29 June 2007	
6D	2007 SL No. 275	26 November 2007	
6E	2007 SL No. 326	14 December 2007	
6F	2008 SL No. 45	15 March 2008	
6G	2008 SL No. 74	31 March 2008	
6H	2008 SL No. 81	1 April 2008	R6H withdrawn, see R7
	2008 SL No. 83		
7	_	1 April 2008	
7A	2008 SL No. 139	30 May 2008	
7B	2008 SL No. 172	27 June 2008	
7C	2008 SL No. 227	18 July 2008	
	2008 SL No. 229		
7D	2008 SL No. 266	1 September 2008	
7E	2008 Act No. 46	12 September 2008	

### 5 Tables in earlier reprints

Name of table Reprint No.

Corrected minor errors 4, 7

#### 6 List of legislation

#### **Integrated Planning Regulation 1998 SL No. 57**

made by the Governor in Council on 26 March 1998 notfd gaz 27 March 1998 pp 1310–12 ss 1–2 commenced on date of notification remaining provisions commenced 30 March 1998 (see s 2) exp 31 August 2009 (see SIA s 56A(1)(b) and SIR s 5 sch 3)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation-

#### Building Legislation Amendment Regulation (No. 1) 1998 SL No. 86 ss 1, 2(2) pt 4

notfd gaz 17 April 1998 pp 1616-18

ss 1-2 commenced on date of notification

remaining provisions commenced 30 April 1998 (see s 2(2))

#### Integrated Planning Amendment Regulation (No. 1) 1998 SL No. 133

notfd gaz 15 May 1998 pp 311-16

ss 1-2 commenced on date of notification

ss 3–10, 11 (to the extent s 11 om sch 2 and ins sch 2, items 1–3) commenced 1 July 1998 (see s 2(1))

remaining provisions commenced 6 July 1998 (see s 2(2))

#### Integrated Planning Amendment Regulation (No. 2) 1998 SL No. 272 pts 1-2

notfd gaz 9 October 1998 pp 489–91

commenced on date of notification

#### Integrated Planning Amendment Regulation (No. 1) 1999 SL No. 117

notfd gaz 25 June 1999 pp 932-8

ss 1-2 commenced on date of notification

remaining provisions commenced 1 July 1999 (see s 2)

#### Integrated Planning Amendment Regulation (No. 2) 1999 SL No. 281

notfd gaz 19 November 1999 pp 1149-52

ss 1-2 commenced on date of notification

remaining provisions commenced 1 December 1999 (see s 2)

#### Prostitution Act 1999 No. 73 ss 1, 2(2)–(3), 179 sch 3

date of assent 14 December 1999

ss 1-2 commenced on date of assent

remaining provisions commenced 1 July 2000 (see s 2(2)–(3))

#### Integrated Planning Amendment Regulation (No. 1) 2000 SL No. 40

notfd gaz 17 March 2000 pp 1052-3

ss 1-2 commenced on date of notification

remaining provisions commenced 30 March 2000 (see s 2)

#### **Integrated Planning Amendment Regulation (No. 2) 2000 SL No. 75**

notfd gaz 28 April 2000 pp 1558-9

ss 1-2 commenced on date of notification

remaining provisions commenced 1 May 2000 (see s 2)

#### Integrated Planning Amendment Regulation (No. 3) 2000 SL No. 235

notfd gaz 15 September 2000 pp 222-5

commenced on date of notification

#### Integrated Planning Amendment Regulation (No. 4) 2000 SL No. 293

notfd gaz 24 November 2000 pp 1188-9

ss 4–6, 7(4) (so far as it ins sch 2 item 9) commenced 1 December 2000 (see s 2(1))

s 7(4) (so far as it ins sch 2 item 10) commenced 1 January 2001 (see s 2(2))

remaining provisions commenced on date of notification

#### Private Health Facilities Regulation 2000 SL No. 295 ss 1-2, 12

notfd gaz 24 November 2000 pp 1188–9

ss 1–2 commenced on date of notification

remaining provision commenced 30 November 2000 (see s 2) Note—A regulatory impact statement and explanatory note were prepared

#### Integrated Planning Amendment Regulation (No. 1) 2001 SL No. 136

notfd gaz 10 August 2001 pp 1390-1 commenced on date of notification

#### Integrated Planning Amendment Regulation (No. 1) 2002 SL No. 66

notfd gaz 12 April 2002 pp 1394-5

ss 1-2 commenced on date of notification

ss 9–11 commenced 7 May 2002 (see s 2(2))

ss 4, 12 commenced 1 July 2002 (see s 2(3))

remaining provisions commenced 19 April 2002 (see s 2(1))

#### Building and Other Legislation Amendment Regulation (No. 1) 2002 SL No. 172 pts 1.3

notfd gaz 28 June 2002 pp 876-83

ss 1-2 commenced on date of notification

remaining provisions commenced 1 July 2002 immediately after the commencement of the Integrated Planning Amendment Regulation (No. 1) 2002 SL No. 66 s 12 (see s 2)

#### Residential Services (Accreditation) Regulation 2002 SL No. 215 ss 1-2, 12 sch 2

notfd gaz 23 August 2002 pp 1478-81

ss 1-2 commenced on date of notification

remaining provisions commenced 23 August 2002 (see s 2)

Note—A regulatory impact statement and explanatory note were prepared

#### Integrated Planning Amendment Regulation (No. 2) 2002 SL No. 216

notfd gaz 23 August 2002 pp 1478-81

ss 1-2 commenced on date of notification

remaining provisions commenced 1 September 2002 (see s 2)

#### Integrated Planning Amendment Regulation (No. 3) 2002 SL No. 332

notfd gaz 6 December 2002 pp 1162-6

commenced on date of notification

#### Pastoral Workers' Accommodation Regulation 2003 SL No. 150 ss 1-2, pt 9

notfd gaz 27 June 2003 pp 749–56

ss 1-2 commenced on date of notification

remaining provisions commenced 1 July 2003 (see s 2)

#### Child Care Regulation 2003 SL No. 189 ss 1-2, 131

notfd gaz 22 August 2003 pp 1372-5

ss 1-2 commenced on date of notification

remaining provisions commenced 1 September 2003 (see s 2)

#### Integrated Planning Amendment Regulation (No. 1) 2003 SL No. 204

notfd gaz 5 September 2003 pp 57–8

ss 1–2 commenced on date of notification

remaining provisions commenced 20 October 2003 (see s 2)

Note—An explanatory note was prepared

#### Integrated Planning Amendment Regulation (No. 2) 2003 SL No. 205

notfd gaz 5 September 2003 pp 57–8 commenced on date of notification

#### Integrated Planning Amendment Regulation (No. 3) 2003 SL No. 225

notfd gaz 19 September 2003 pp 219–21 ss 1–2 commenced on date of notification remaining provisions commenced 29 September 2003 (see s 2)

#### Building Legislation Amendment Regulation (No. 1) 2003 SL No. 274 ss 1-2(1), pt 3

notfd gaz 7 November 2003 pp 757-60

ss 1-2 commenced on date of notification

remaining provisions commenced 14 November 2003 (see s 2(1))

Note—A regulatory impact statement and explanatory note were prepared

#### Integrated Planning Amendment Regulation (No. 4) 2003 SL No. 306

notfd gaz 28 November 2003 pp 1032–5 ss 1–2 commenced on date of notification remaining provisions commenced 28 November 2003 (see s 2)

#### Integrated Planning Amendment Regulation (No. 1) 2004 SL No. 47

notfd gaz 7 May 2004 pp 47–8 commenced on date of notification

# Vegetation Management and Other Legislation Amendment Regulation (No. 1) 2004 SL No. 63 pts 1–2

notfd gaz 21 May 2004 pp 191–4 ss 1–2 commenced on date of notification remaining provisions commenced 21 May 2004 (see s 2)

#### Integrated Planning Amendment Regulation (No. 3) 2004 SL No. 123

notfd gaz 9 July 2004 pp 787–8 commenced on date of notification

Note—An explanatory note was prepared

#### Justice Legislation (Costs and Fees) Amendment Regulation (No. 1) 2004 SL No. 178

notfd gaz 10 September 2004 pp 173–7 ss 1–2 commenced on date of notification remaining provisions commenced 20 September 2004 (see s 2)

#### Integrated Planning Amendment Regulation (No. 2) 2004 SL No. 200

notfd gaz 24 September 2004 pp 322–4 ss 1–2 commenced on date of notification remaining provisions commenced 4 October 2004 (see s 2)

#### Integrated Planning Amendment Regulation (No. 4) 2004 SL No. 239

notfd gaz 5 November 2004 pp 813–15 commenced on date of notification

### Fisheries and Other Legislation Amendment Regulation (No. 1) 2004 SL No. 305 pts 1. 3

notfd gaz 17 December 2004 pp 1277–85 ss 1–2 commenced on date of notification

remaining provisions commenced 1 March 2005 (see s 2) Note—A regulatory impact statement and explanatory note were prepared

#### Integrated Planning Regulation (No. 1) 2005 SL No. 30

notfd gaz 11 March 2005 pp 845-6 commenced on date of notification

#### Integrated Planning Amendment Regulation (No. 2) 2005 SL No. 153

notfd gaz 30 June 2005 pp 672–3 commenced on date of notification

#### Transport Planning and Coordination Regulation 2005 SL No. 178 ss 1-2, 4 sch 3

notfd gaz 12 August 2005 pp 1297-1303

ss 1–2 commenced on date of notification remaining provisions commenced 19 September 2005 (see s 2)

#### Integrated Planning Amendment Regulation (No. 3) 2005 SL No. 198

notfd gaz 12 August 2005 pp 1297–1303 commenced on date of notification

### Coastal Protection and Management and Other Legislation Amendment Regulation (No. 1) 2005 SL No. 275 pts 1, 3

notfd gaz 18 November 2005 pp 1052–3 commenced on date of notification

# Justice and Other Legislation (Costs and Fees) Amendment Regulation (No. 1) 2005 SL No. 326 ss 1–3 sch

notfd gaz 16 December 2005 pp 1490–6 ss 1–2 commenced on date of notification remaining provisions commenced 19 December 2005 (see s 2)

#### Integrated Planning Amendment Regulation (No. 1) 2006 SL No. 12

notfd gaz 10 February 2006 pp 521–2 commenced on date of notification

### Building and Other Legislation Amendment Regulation (No. 1) 2006 SL No. 186 pts 1. 3

notfd gaz 21 July 2006 pp 1382–3 commenced on date of notification

#### Nature Conservation and Other Legislation Amendment Regulation (No. 1) 2006 SL No. 209 pts 1–2

notfd gaz 11 August 2006 pp 1725–8 ss 1–2 commenced on date of notification remaining provisions commenced 2 October 2006 (see s 2)

#### Integrated Planning Amendment Regulation (No. 2) 2006 SL No. 228

notfd gaz 18 August 2006 pp 1821-5

ss 1-2 commenced on date of notification

remaining provisions commenced 1 September 2006 immediately after the commencement of s 5 of the Building and Other Legislation Amendment Act 2006 No. 36 (see s 2 and 2006 SL No. 226)

#### Integrated Planning Amendment Regulation (No. 3) 2006 SL No. 275

notfd gaz 10 November 2006 pp 1211–12 commenced on date of notification

#### Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2006 SL No. 284

notfd gaz 24 November 2006 pp 1476–9 ss 1–2 commenced on date of notification remaining provisions commenced 27 November 2006 (see s 2)

#### Transport and Other Legislation Amendment Regulation (No. 1) 2006 SL No. 289 s 1, pt 7

notfd gaz 1 December 2006 pp 1587–90 commenced on date of notification

### Building and Other Legislation Amendment Regulation (No. 2) 2006 SL No. 315 pts 1. 3

notfd gaz 15 December 2006 pp 1861–5 ss 1–2 commenced on date of notification remaining provisions commenced 1 January 2007 (see s 2)

#### Integrated Planning Amendment Regulation (No. 1) 2007 SL No. 39

notfd gaz 23 March 2007 pp 1366–9 ss 1, 3 commenced on date of notification remaining provisions commenced 31 March 2007 (see s 2)

### Building and Other Legislation Amendment Regulation (No. 1) 2007 SL No. 87 pts 1,

notfd gaz 18 May 2007 pp 345–8 ss 1–2 commence on date of notification remaining provisions commenced 1 June 2007 (see s 2)

# Building and Other Legislation Amendment Regulation (No. 2) 2007 SL No. 150 pts 1, 3

notfd gaz 29 June 2007 pp 1157–65 commenced on date of notification

### Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2007 SL No. 275 notfd gaz 9 November 2007 pp 1355–7

ss 1–2 commenced on date of notification remaining provisions commenced 26 November 2007 (see s 2)

# Building and Other Legislation Amendment Regulation (No. 3) 2007 SL No. 326 pts 1, 5

notfd gaz 14 December 2007 pp 2131–5 commenced on date of notification

#### Integrated Planning Amendment Regulation (No. 1) 2008 SL No. 45

notfd gaz 7 March 2008 pp 1151–2 ss 1–2 commenced on date of notification remaining provisions commenced 15 March 2008 (see s 2)

# Queensland Heritage and Other Legislation Amendment Regulation (No. 1) 2008 SL No. 74 pts 1, 4

notfd gaz 20 March 2008 pp 1598-9

ss 1–2 commenced on date of notification remaining provisions commenced 31 March 2008 (see s 2)

# Vocational Education, Training and Employment and Other Legislation Amendment Regulation (No. 1) 2008 SL No. 81 pts 1, 7

notfd gaz 28 March 2008 pp 1721–4 ss 1–2 commenced on date of notification remaining provisions commenced 1 April 2008 (see s 2)

#### Fisheries Regulation 2008 SL No. 83 ss 1-2, ch 17 pt 1

notfd gaz 28 March 2008 pp 1721–4 ss 1–2 commenced on date of notification remaining provisions commenced 1 April 2008 (see s 2) Note—A regulatory impact statement and explanatory note were prepared

#### Integrated Planning Amendment Regulation (No. 2) 2008 SL No. 139

notfd gaz 30 May 2008 pp 674–6 commenced on date of notification

#### Integrated Planning Amendment Regulation (No. 3) 2008 SL No. 172

notfd gaz 27 June 2008 pp 1268–78 ss 1–2 commenced on date of notification remaining provisions commenced 27 June 2008 (see s 2)

## Building and Other Legislation Amendment Regulation (No. 1) 2008 SL No. 227 pts 1, 3

notfd gaz 18 July 2008 pp 1710–12 commenced on date of notification

#### Integrated Planning Amendment Regulation (No. 4) 2008 SL No. 229

notfd gaz 18 July 2008 pp 1710–12 ss 1–2 commenced on date of notification remaining provisions commenced 18 July 2008 (see s 2)

#### Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2008 SL No. 266

notfd gaz 22 August 2008 pp 2651–6 ss 1–2 commenced on date of notification remaining provisions commenced 1 September 2008 (see s 2)

#### Airport Assets (Restructuring and Disposal) Act 2008 No. 46 ss 1, 122–124

date of assent 12 September 2008 commenced on date of assent

#### 7 List of annotations

**PART 1—PRELIMINARY** pt hdg ins 2004 SL No. 200 s 4 **Definitions** 

sub 2004 SL No. 200 s 5

#### **Definitions** s 2A ins 1998 SL No. 133 s 4 om 2004 SL No. 200 s 5 def "alternative provisions" ins 2003 SL No. 274 s 6 om 2004 SL No. 200 s 5 def "Building Code of Australia" ins 2001 SL No. 136 s 3 amd 2002 SL No. 66 s 4(2) om 2004 SL No. 200 s 5 def "canal" ins 2003 SL No. 204 s 4 om 2004 SL No. 200 s 5 def "fire safety system" ins 2002 SL No. 66 s 4(1) om 2004 SL No. 200 s 5 def "future State-controlled road" ins 1999 SL No. 281 s 4 om 2004 SL No. 200 s 5 def "GFA" ins 1999 SL No. 281 s 4 om 2004 SL No. 200 s 5 def "land use plan" ins 2000 SL No. 293 s 4 om 2004 SL No. 200 s 5 def "LGA population 1" ins 1999 SL No. 281 s 4 om 2004 SL No. 200 s 5 def "LGA population 2" ins 1999 SL No. 281 s 4 om 2004 SL No. 200 s 5 def "port authority" ins 2000 SL No. 293 s 4 om 2004 SL No. 200 s 5 def "Queensland Development Code" ins 2003 SL No. 150 s 24 om 2004 SL No. 200 s 5 def "State-controlled road" ins 1999 SL No. 281 s 4 om 2004 SL No. 200 s 5 def "strategic port land" ins 2000 SL No. 293 s 4 om 2004 SL No. 200 s 5 def "transitional planning scheme" ins 2000 SL No. 40 s 4 om 2004 SL No. 200 s 5 def "TSA" ins 1999 SL No. 281 s 4 om 2004 SL No. 200 s 5 Meaning of "land contiguous to a state-controlled road" s 2B ins 1999 SL No. 281 s 5 om 2004 SL No. 200 s 5 Meaning of "inconsistent with plans for state-controlled road infrastructure" s 2C ins 1999 SL No. 281 s 5 om 2004 SL No. 200 s 5 PART 2—APPLICATION OF SCHEDULES pt hdg ins 2004 SL No. 200 s 5 Type of assessment and applicable codes, laws and policies for development—Act, s **3.1.3** and sch 8 (Schedule 1) **prov hdg** amd 2007 SL No. 39 s 4 ins 1998 SL No. 86 s 22 s 3 amd 1998 SL No. 133 s 4 sub 2004 SL No. 200 s 5

#### Alternative assessment manager—Act s 3.1.7 ins 1998 SL No. 133 s 6 s 3A om 2004 SL No. 200 s 5 Local governments that must review priority infrastructure plans—Act, s 2.2.5 (Schedule 3) **prov hdg** amd 1998 No. 133 s 7(1); 2008 SL No. 227 s 6 s 4 ins 1998 SL No. 86 s 22 amd 1998 SL No. 133 s 7(2)–(3); 1999 SL No. 281 s 6; 2001 SL No. 136 s 4 sub 2004 SL No. 200 s 5 Designated regions—Act, s 2.5A.2 s 4A ins 2008 SL No. 45 s 4 Referral agencies and their jurisdictions—Act, s 3.1.8 (Schedule 2) **prov hdg** amd 2008 SL No. 227 s 7 s 5 ins 2004 SL No. 200 s 5 Jurisdiction of tribunals—Act, s 4.2.7 ins 2003 SL No. 274 s 7 s 5AA sub 2004 SL No. 63 s 4 om 2004 SL No. 200 s 7 Court fees s 5A ins 1999 SL No. 117 s 4 amd 2000 SL No. 40 s 5 om 2004 SL No. 200 s 7 Referral agency assessment period—Act s 3.3.14 s 6 prev s 6 ins 1998 SL No. 86 s 22 amd 2003 SL No. 274 s 8; 2004 SL No. 63 s 5; 2004 SL No. 123 s 3 om 2004 SL No. 200 s 7 pres s 6 (prev s 5) ins 1998 SL No. 86 s 22 amd 1998 SL No. 133 s 8; 2004 SL No. 200 s 6(1) renum 2004 SL No. 200 s 6(2) Development for which particular applications require public notification—Act, s 6.7.1A s 7 ins 1998 SL No. 86 s 22 sub 2004 SL No. 200 s 7; 2007 SL No. 39 s 5 Court fees (Schedule 9) prev s 8 ins 1998 SL No. 86 s 22 s 8 amd 2002 SL No. 215 s 12 sch 2; 2003 SL No. 150 s 25 sub 2003 SL No. 205 s 3 amd 2003 SL No. 274 s 9; 2004 SL No. 63 s 6 om 2004 SL No. 200 s 9 pres s 8 ins 2004 SL No. 200 s 7

#### Jurisdiction of tribunals—Act, s 4.2.7

s 9 prev s 9 ins 1998 SL No. 86 s 22 amd 2003 SL No. 274 s 10 om 2004 SL No. 200 s 9 pres s 9 ins 2004 SL No. 200 s 7 amd 2006 SL No. 228 s 4 sub 2008 SL No. 229 s 4

#### Tribunal appeal fees—Act, s 4.2.15

**s 10** ins 2004 SL No. 200 s 7

amd 2005 SL No. 198 s 3; 2006 SL No. 186 s 5; 2007 SL No. 150 s 5; 2008 SL No. 227 s 8; 2008 SL No. 229 s 5

#### Tribunal fast track fee—Act, s 4.2.16

**s 11** ins 2004 SL No. 200 s 7

#### State resources (Schedule 10)

**s 12** prev s 12 ins 1998 SL No. 272 s 3

sub 2000 SL No. 40 s 6 om 2004 SL No. 200 s 12 pres s 12 ins 2004 SL No. 200 s 7 amd 2007 SL No. 39 s 6

## Development for community infrastructure exempt from planning scheme assessment (Schedule 11)

s 13 prev s 13 ins 1998 SL No. 272 s 3 om 2001 SL No. 136 s 5 pres s 13 ins 2004 SL No. 200 s 7

#### Conditions requiring compliance assessment (Schedule 12)

prov hdg amd 1999 SL No. 117 s 5(1) prev s 14 ins 1998 SL No. 272 s 3 amd 1999 SL No. 117 s 5(2)–(3) exp 30 March 2003 (see s 14(3)) pres s 14 ins 2004 SL No. 200 s 7

### PART 2A—PRESCRIBED MATTERS FOR ENVIRONMENTAL IMPACT STATEMENTS

**pt hdg** ins 2007 SL No. 39 s 7

**Definitions for pt 2A** 

**s 14A** ins 2007 SL No. 39 s 7

#### Development for which EIS process applies—Act, s 5.8.1

**s 14B** ins 2007 SL No. 39 s 7

#### Criteria for making decision about requirement for EIS

**s 14C** ins 2007 SL No. 39 s 7

#### Criteria for public notification of draft terms of reference for EIS

**s 14D** ins 2007 SL No. 39 s 7

#### Content of draft terms of reference for EIS and draft EIS

s 14E ins 2007 SL No. 39 s 7

#### Public notification of draft terms of reference for EIS and draft EIS

**s 14F** ins 2007 SL No. 39 s 7

#### Matters for inclusion in draft EIS

**s 14G** ins 2007 SL No. 39 s 7

#### **Content of EIS assessment report**

**s 14H** ins 2007 SL No. 39 s 7

#### To whom EIS and other material must be given

**s 14I** ins 2007 SL No. 39 s 7 amd 2008 SL No. 227 s 9

#### PART 3—MISCELLANEOUS

**pt hdg** ins 2004 SL No. 200 s 8

#### Qualifications of general referee—Act, s 4.2.37

s 15 ins 2004 SL No. 200 s 9 amd 2006 SL No. 228 s 5; 2008 SL No. 229 s 6

### General manager of Queensland Building Services Authority may prosecute certain offences

s 16 ins 2004 SL No. 200 s 9 om 2006 SL No. 228 s 6

#### Offence about acting as private certifier

s 17 (prev s 10) ins 1998 SL No. 86 s 22 amd 2003 SL No. 274 s 11 renum 2004 SL No. 200 s 10 om 2006 SL No. 228 s 6

#### Requirements for placing public notices on land—Act, s 3.4.4

s 18 (orig s 3) renum 1998 SL No. 86 s 21 (prev s 11) renum 2004 SL No. 200 s 10

#### Guidelines for priority infrastructure plans—Act, s 5.1.3

s 19 ins 2004 SL No. 200 s 11 amd 2008 SL No. 172 s 4

#### Guidelines for making or amending infrastructure charges schedules—Act, s 5.1.5

s 20 ins 2004 SL No. 200 s 11 amd 2008 SL No. 172 s 5

#### Trunk infrastructure charge rates—Act, s 5.1.15 (Schedule 13)

**prov hdg** amd 2008 SL No. 227 s 10 **s 21** ins 2004 SL No. 200 s 11 amd 2008 SL No. 172 s 6

# SCHEDULE 1—TYPE OF ASSESSMENT AND APPLICABLE CODES, LAWS AND POLICIES FOR PARTICULAR DEVELOPMENT

sch hdg
sch 1

amd 2007 SL No. 39 s 8(1)
ins 1998 SL No. 86 s 23
sub 1998 SL No. 133 s 9
amd 1999 No. 73 s 179 sch 3; 2000 SL No. 40 s 7; 2000 SL No. 235 s 3; 2000
SL No. 293 s 5
sub 2001 SL No. 136 s 6
amd 2002 SL No. 66 ss 5, 9; 2003 SL No. 204 s 5; 2003 SL No. 306 s 4; 2004
SL No. 47 s 3
sub 2004 SL No. 200 s 13

amd 2004 SL No. 239 s 3; 2004 SL No. 305 s 37; 2005 SL No. 178 s 4 sch 3; 2005 SL No. 275 s 7; 2006 SL No. 228 s 7; 2007 SL No. 39 s 8(2)–(23); 2008 SL No. 74 s 15; 2008 SL No. 83 s 729; 2008 SL No. 227 s 11; 2008 Act No. 46 s 123

#### SCHEDULE 1A—ALTERNATIVE ASSESSMENT MANAGERS

ins 1998 SL No. 133 s 10 amd 2000 SL No. 235 s 4; 2000 SL No. 293 s 6 sub 2001 SL No. 136 s 6 amd 2002 SL No. 66 ss 6, 10; 2002 SL No. 172 s 16; 2003 SL No. 204 s 6; 2003 SL No. 306 s 5 om 2004 SL No. 200 s 13

#### SCHEDULE 2—REFERRAL AGENCIES AND THEIR JURISDICTIONS

sch hdg amd 2008 SL No. 227 s 12(1) ins 1998 SL No. 86 s 23 sub 1998 SL No. 133 s 11

amd 1999 SL No. 281 s 7; 2000 SL No. 235 s 5; 2000 SL No. 293 s 7; 2000 SL No. 295 s 12

sub 2001 SL No. 136 s 6

amd 2002 SL No. 66 ss 7, 11, 12; 2002 SL No. 172 s 17; 2002 SL No. 332 s 3; 2003 SL No. 150 s 26; 2003 SL No. 189 s 131; 2003 SL No. 204 s 7; 2003 SL No. 274 s 12; 2003 SL No. 306 s 6

sub 2004 SL No. 200 s 13

amd 2004 SL No. 239 s 4; 2004 SL No. 305 s 38; 2005 SL No. 30 s 3; 2005 SL No. 153 s 3; 2005 SL No. 178 s 4 sch 3; 2005 SL No. 275 s 8; 2006 SL No. 12 s 3; 2006 SL No. 228 s 8; 2006 SL No. 209 s 4; 2006 SL No. 275 s 3; 2006 SL No. 315 s 12; 2007 SL No. 39 s 9; 2007 SL No. 87 s 8; 2007 SL No. 326 s 12; 2008 SL No. 45 s 5; 2008 SL No. 74 s 16; 2008 SL No. 227 s 12(2)–(5); 2008 Act No. 46 s 124

# SCHEDULE 2A—SPECIAL FIRE SERVICES AND REFERRAL JURISDICTION OF QUEENSLAND FIRE AND RESCUE SERVICE FOR THEM

ins 2006 SL No. 228 s 9

# SCHEDULE 3—LOCAL GOVERNMENTS REQUIRED TO REVIEW PRIORITY INFRASTRUCTURE PLANS

ins 1998 SL No. 86 s 23 amd 2002 SL No. 66 s 8; 2003 SL No. 150 s 27 sub 2004 SL No. 200 s 13

#### SCHEDULE 3A—DESIGNATED REGIONS

ins 2008 SL No. 45 s 6 amd 2008 SL No. 139 s 3

#### SCHEDULE 4—REFERRAL AGENCY ASSESSMENT PERIODS

ins 1999 SL No. 281 s 8 amd 2000 SL No. 293 s 8 sub 2001 SL No. 136 s 7; 2004 SL No. 200 s 13 amd 2006 SL No. 228 s 11

### SCHEDULE 5—THRESHOLDS FOR DEVELOPMENT NOT CONTIGUOUS TO STATE-CONTROLLED ROADS

ins 1999 SL No. 281 s 8 sub 2004 SL No. 200 s 13 amd 2008 SL No. 81 s 35

#### SCHEDULE 6—LGA POPULATION 1 AREAS

ins 2000 SL No. 40 s 9 amd 2000 SL No. 293 s 9 sub 2004 SL No. 200 s 13

# SCHEDULE 7—DEVELOPMENT FOR WHICH A NOTIFICATION PERIOD OF 30 BUSINESS DAYS APPLIES—PURPOSES

sch hdg sch 7 amd 2007 SL No. 39 s 10 ins 2000 SL No. 40 s 9 amd 2000 SL No. 293 s 10; 2003 SL No. 204 s 8 sub 2004 SL No. 200 s 13

# SCHEDULE 8—DEVELOPMENT FOR WHICH A NOTIFICATION PERIOD OF 30 BUSINESS DAYS APPLIES—AREAS

**sch hdg** amd 2007 SL No. 39 s 11(1) ins 1999 SL No. 117 s 6

(prev sch 4) renum 2000 SL No. 40 s 8 sub 2000 SL No. 75 s 4; 2001 SL No. 136 s 8; 2002 SL No. 216 s 4; 2003 SL No. 225 s 4; 2004 SL No. 178 s 3 sch; 2004 SL No. 200 s 13

amd 2007 SL No. 39 s 11(2)

#### SCHEDULE 9—COURT FEES

ins 2004 SL No. 200 s 13 sub 2005 SL No. 326 s 3 sch; 2006 SL No. 284 s 3 sch; 2007 SL No. 275 s 3 sch; 2008 SL No. 266 s 3 sch

#### SCHEDULE 10—STATE RESOURCES

ins 2004 SL No. 200 s 13 amd 2005 SL No. 153 s 4 sub 2007 SL No. 39 s 12

# SCHEDULE 11—DEVELOPMENT FOR COMMUNITY INFRASTRUCTURE EXEMPT UNDER SCHEDULE 9, TABLE 5, ITEM 5 OF THE ACT

**sch 11** ins 2004 SL No. 200 s 13

#### State-controlled roads

s 1 (prev s 14) ins 2004 SL No. 200 s 13 renum 2004 SL No. 239 s 5

#### Other transport infrastructure

s 2 (prev s 15) ins 2004 SL No. 200 s 13 renum 2004 SL No. 239 s 5 amd 2006 SL No. 289 s 41

#### **Electricity infrastructure**

s 3 (prev s 16) ins 2004 SL No. 200 s 13 renum 2004 SL No. 239 s 5

### SCHEDULE 12—CONDITIONS REQUIRING COMPLIANCE ASSESSMENT ins 2004 SL No. 200 s 13

### SCHEDULE 13—TRUNK INFRASTRUCTURE CHARGE RATES ins 2004 SL No. 200 s 13

# SCHEDULE 13A—PUBLIC PASSENGER TRANSPORT RELATED DEVELOPMENT MADE ASSESSABLE UNDER THE ACT, AND THRESHOLDS FOR REFERRAL

ins 2005 SL No. 178 s 4 sch 3

# SCHEDULE 13B—RAIL TRANSPORT RELATED DEVELOPMENT MADE ASSESSABLE UNDER THE ACT, AND THRESHOLDS FOR REFERRAL ins 2005 SL No. 178 s 4 sch 3

# SCHEDULE 13C—DEVELOPMENT IMPACTING ON THE PROVISION OF PUBLIC PASSENGER TRANSPORT, AND THRESHOLDS

ins 2005 SL No. 178 s 4 sch 3

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

ins 2005 SL No. 178 s 4 sch 3 amd 2007 SL No. 39 s 13

#### SCHEDULE 14—DICTIONARY

ins 2004 SL No. 200 s 13

def "airport" ins 2005 SL No. 178 s 4 sch 3

def "alternative provisions" om 2006 SL No. 228 s 12(1)

def "ANEF" ins 2005 SL No. 178 s 4 sch 3

def "Australian Noise Exposure Forecast" ins 2005 SL No. 178 s 4 sch 3

def "Building Code of Australia" om 2006 SL No. 228 s 12(1)

def "class" ins 2006 SL No. 228 s 12(2)

def "commercial corridor land" ins 2005 SL No. 178 s 4 sch 3

def "Commonwealth Minister" ins 2007 SL No. 39 s 14

def "designated proponent" ins 2007 SL No. 39 s 14

def "domestic activity" ins 2006 SL No. 209 s 5

def "future public passenger transport facility" ins 2005 SL No. 178 s 4 sch 3

def "future public transport corridor" ins 2005 SL No. 178 s 4 sch 3

def "future railway land" ins 2005 SL No. 178 s 4 sch 3

def "inconsistent with plans for State-controlled road infrastructure" om 2004 SL No. 239 s 6(1)

def "koala conservation area" ins 2006 SL No. 209 s 5

def "koala sustainability area" ins 2006 SL No. 209 s 5

def "operational airspace" ins 2005 SL No. 178 s 4 sch 3

def "other rail infrastructure" ins 2005 SL No. 178 s 4 sch 3

def "public passenger transport facility" ins 2005 SL No. 178 s 4 sch 3

def "public safety area" ins 2005 SL No. 178 s 4 sch 3

def "public transport corridor" ins 2005 SL No. 178 s 4 sch 3

def "qualitative statement" ins 2006 SL No. 228 s 12(2)

def "quantifiable standard" ins 2006 SL No. 228 s 12(2)

def "Queensland Development Code" amd 2004 SL No. 239 s 6(2)

sub 2006 SL No. 228 s 12(1)-(2)

#### Integrated Planning Regulation 1998

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def "rail corridor land" ins 2005 SL No. 178 s 4 sch 3 def "rail transport infrastructure" ins 2005 SL No. 178 s 4 sch 3 def "railway tunnel easement" ins 2005 SL No. 178 s 4 sch 3 def "relevant impacts" ins 2007 SL No. 39 s 14 def "substation site" amd 2008 SL No. 227 s 13 def "total footprint" ins 2006 SL No. 209 s 5 def "wetland" ins 2007 SL No. 39 s 14 def "World Heritage Convention" ins 2007 SL No. 39 s 14
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