



Queensland

*Fire and Rescue Service Act 1990*

# **Fire and Rescue Service Regulation 2011**

**Current as at 1 July 2012**

# Information about this reprint

This regulation is reprinted as at 1 July 2012. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

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## Queensland

# Fire and Rescue Service Regulation 2011

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# Fire and Rescue Service Regulation 2011

[as amended by all amendments that commenced on or before 1 July 2012]

## Part 1 Preliminary

### 1 Short title

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

### 2 Commencement

This regulation commences on 1 September 2011.

### 3 Definitions

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

## Part 2 Control and prevention of fires

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

- (1) A request under the Act, section 64(2), must be made to the commissioner in writing and include the following—
  - (a) the name and address of the person making the request;
  - (b) the address or location of the adjoining land;

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*Example of paragraph (b)—*

attaching a map or plan showing the location of the adjoining land

- (c) the reasons for the request.
- (2) The person making the request must give a copy of the request to the occupier of adjoining land.

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

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

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

*Example of paragraph (d)—*

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

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

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## Part 3 Funding for urban fire brigades

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

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

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

$$N \times \$3.35$$

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

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

(2) In this section—

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

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

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

(a) constituted an urban district; and

(b) assigned the name stated on the map.

(2) In this section—

*urban district map* means a map held by the commissioner immediately before 1 July 2012—

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

(b) stating a name for the portion.

*Editor's note—*

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

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

- (1) The fire levy class of an urban district for a financial year is class A if, immediately before the financial year, there was in the district a fire station with at least 16 full-time fire officers.
- (2) The fire levy class of an urban district for a financial year is class B if, immediately before the financial year, there was in the district—
  - (a) a fire station with at least 6 full-time fire officers; and
  - (b) no fire station with more than 15 full-time fire officers.
- (3) The fire levy class of an urban district for a financial year is class C if, immediately before the financial year, there was in the district—
  - (a) a fire station with at least 1 full-time fire officer; and
  - (b) no fire station with more than 5 full-time fire officers.
- (4) The fire levy class of an urban district for a financial year is class D if, immediately before the financial year, there was in the district—
  - (a) a fire station with at least 1 part-time fire officer; and
  - (b) no fire station with a full-time fire officer.
- (5) To help users of this regulation, the fire levy class of an urban district mentioned in schedule 1 is stated opposite the urban district in the schedule.
- (6) If there is an inconsistency between subsections (1) to (4) and schedule 1, the subsection prevails to the extent of the inconsistency.
- (7) In this section—

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

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

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

- (1) Schedule 2 states the categories that apply to prescribed properties according to the purposes for which the properties are used.
- (2) Each category in schedule 2 is assigned to the fire levy group under which it appears.

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

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

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

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

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- (a) if 1 of the relevant categories is in a higher fire levy group than the other relevant categories—that category;  
or
- (b) otherwise—the category in the highest fire levy group that would apply to the property if the entire property were used for each of the purposes to which the relevant categories relate.

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

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

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

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

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

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

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

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

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

- (a) the *Local Government Act 2009*, section 94(1)(a);
- (b) the *Local Government (Finance, Plans and Reporting Regulation) 2010*, chapter 2, other than the following—
  - (i) sections 41(1), 43, 44, 45 and 48;
  - (ii) part 10;
  - (iii) sections 64 and 65;
  - (iv) part 12, division 3, subdivision 3;
- (c) the *City of Brisbane Act 2010*, section 96(1)(a);
- (d) the *City of Brisbane (Finance, Plans and Reporting Regulation) 2010*, chapter 2, other than the following—
  - (i) sections 39(1), 41, 42, 43 and 46;
  - (ii) part 10;
  - (iii) sections 62 and 63;
  - (iv) part 12, division 3, subdivision 3.

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

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

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

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

## **Part 4                      Repeal**

### **17      Repeal**

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

## Schedule 1      Fire levy classes of urban districts

section 8(5)

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

## Schedule 1

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

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

## Schedule 1

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

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

## Schedule 2 Annual contributions of owners of prescribed properties

sections 9, 10 and 11

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
<b>Fire levy group 1</b>	
1.01 Advertising hoarding	class A .....46.00
1.02 Jetty	class B..... 34.80
1.03 Park or garden with no improvements other than fences or gardens	class C.....26.80
	class D .....20.80
1.04 Vacant land, including vacant land with a fence	
<b>Fire levy group 2</b>	
2.01 Car park (1 level)	class A ..... 166.80
2.02 Cemetery	class B..... 132.40
2.03 Club that is not licensed premises	class C..... 98.00
2.04 Farm, or area used for grazing, with a dwelling house	class D .....82.00
2.05 Industry—light, service or offensive (gross floor area of less than 51m <sup>2</sup> )	
2.06 Mini storage unit (gross floor area of not more than 85m <sup>2</sup> )	
2.07 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area of less than 51m <sup>2</sup> )	

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
2.08 Outbuilding	
2.09 Park or garden, with building	
2.10 Plant nursery	
2.11 Residential flats or units that are not lots (not more than 2 flats or units)	
2.12 Residential unit that is a lot	
2.13 Single unit residence	
2.14 Walkway—suspended or underground	
2.15 Transformer, substation, television or radio transmission tower	
 <b>Fire levy group 3</b>	
3.01 Caravan park (not more than 50 sites)	class A .....404.40
3.02 Car park (2 levels)	class B.....322.00
3.03 Child care centre or education and care service premises	class C..... 240.40
3.04 Church, church hall or community hall	class D .....200.40
3.05 Club that is licensed premises (not more than 2 levels)	
3.06 Community protection centre	
3.07 Construction site	
3.08 Day care centre for aged, disabled or handicapped persons	
3.09 Forest used for commercial growing or harvesting of timber (less than 10ha)	
3.10 Funeral parlour	

Schedule 2

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
3.11 Guest house or hostel, with shared bathroom facilities (not more than 2 levels)	
3.12 Industry—light, service or offensive (gross floor area of 51–500m <sup>2</sup> )	
3.13 Library, museum, art gallery or zoo	
3.14 Marina, non-residential	
3.15 Mini storage unit (gross floor area of more than 85m <sup>2</sup> )	
3.16 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area of 51–250m <sup>2</sup> )	
3.17 Outdoor storage area (less than 2025m <sup>2</sup> )	
3.18 Residential flats or units that are not lots (more than 2 flats or units, not more than 2 levels)	
3.19 Restaurant, including floating restaurant, that is not licensed premises	
3.20 Sales area—outdoor (less than 2025m <sup>2</sup> )	
3.21 Service station	
 <b>Fire levy group 4</b>	
4.01 Caravan park (51–100 sites)	class A .....811.80
4.02 Car park (3–4 levels)	class B.....648.20
4.03 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping of less than 4050m <sup>2</sup> )	class C.....485.20
	class D .....404.40
4.04 Drive-in theatre	

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
4.05 Guest house or hostel, with shared bathroom facilities (3–4 levels)	
4.06 Hotel or motel (not more than 2 levels)	
4.07 Industry—light, service or offensive (gross floor area of 501–1125m <sup>2</sup> )	
4.08 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area of 251–500m <sup>2</sup> )	
4.09 Outdoor storage area (2025–4050m <sup>2</sup> )	
4.10 Residential flats or units that are not lots (more than 2 flats or units, 3–4 levels)	
4.11 Restaurant, including floating restaurant, that is licensed premises	
4.12 Sales area, outdoor (2025–4050m <sup>2</sup> )	
4.13 School, non-boarding (not more than 100 pupils)	
4.14 Theatre or cinema, 1 auditorium, not part of drive-in shopping centre	
4.15 Tourist attraction (less than 4050m <sup>2</sup> )	
<b>Fire levy group 5</b>	
5.01 Airfield	class A ..... 1 335.80
5.02 Caravan park (more than 100 sites)	class B..... 1 065.00
5.03 Deagon Training Complex	class C..... 797.80
5.04 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping of 4050–7500m <sup>2</sup> )	class D ..... 664.60

## Schedule 2

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
5.05 Forest used for commercial growing or harvesting of timber (10–40ha)	
5.06 Industry—extractive (less than 10001m <sup>2</sup> )	
5.07 Industry—light, service or offensive (gross floor area of 1126–2000m <sup>2</sup> )	
5.08 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area of 501–1012m <sup>2</sup> )	
5.09 Office, shop or commercial premises, other than drive-in shopping centre (3–4 levels, gross floor area of less than 601m <sup>2</sup> )	
5.10 Oil or fuel depot, including refinery (licensed capacity of less than 1000000L)	
5.11 School, non-boarding (101–500 pupils)	
5.12 Showground or racecourse, other than a major Brisbane venue	
5.13 Tourist attraction (4050–10000m <sup>2</sup> )	
<b>Fire levy group 6</b>	
6.01 Car park (more than 4 levels)	class A ..... 2 395.60
6.02 Club that is licensed premises (3–4 levels)	class B..... 1 915.60
6.03 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping of 7501–10000m <sup>2</sup> )	class C..... 1 433.80
	class D ..... 1 196.00
6.04 Guest house or hostel, with shared bathroom facilities (5–6 levels)	
6.05 Hotel or motel (3 levels)	
6.06 Industry—light, service or offensive (gross floor area of 2001–3000m <sup>2</sup> )	

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
6.07 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area of 1013–3500m <sup>2</sup> )	
6.08 Office, shop or commercial premises, other than drive-in shopping centre (3–4 levels, gross floor area of 601–1012m <sup>2</sup> )	
6.09 Outdoor storage area (more than 4050m <sup>2</sup> )	
6.10 Residential flats or units that are not lots (more than 2 flats or units, 5–6 levels)	
6.11 Sales area—outdoor (more than 4050m <sup>2</sup> )	
6.12 School, boarding (not more than 100 boarders)	
6.13 School, non-boarding (more than 500 pupils)	
6.14 Tertiary residential quarters	
6.15 Theatre or cinema complex, not part of drive-in shopping centre (2–3 auditoriums)	
6.16 Welfare residence (not more than 50 beds)	
<b>Fire levy group 7</b>	
7.01 Forest used for commercial growing or harvesting of timber (more than 40ha)	class A ..... 3 911.60 class B ..... 3 126.20
7.02 Guest house or hostel, with shared bathroom facilities (more than 6 levels)	class C ..... 2 345.60
7.03 Hospital (not more than 50 beds)	class D ..... 1 954.20
7.04 Industry—light, service or offensive (gross floor area of 3001–4000m <sup>2</sup> )	

## Schedule 2

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
7.05 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area of 3501–5500m <sup>2</sup> )	
7.06 Office, shop or commercial premises, other than drive-in shopping centre (3–4 levels, gross floor area of 1013–3500m <sup>2</sup> )	
7.07 Residential flats or units that are not lots (more than 2 flats or units, 7–10 levels)	
7.08 Tavern	
7.09 Theatre or cinema complex, not part of drive-in shopping centre (4–6 auditoriums)	
 <b>Fire levy group 8</b>	
8.01 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping of 10001–15000m <sup>2</sup> )	class A ..... 5 983.40 class B ..... 4 707.20
8.02 Hotel or motel (4 levels)	class C ..... 3 587.80
8.03 Industry—extractive (10001–20000m <sup>2</sup> )	class D ..... 2 990.80
8.04 Industry—light, service or offensive (gross floor area of 4001–5500m <sup>2</sup> )	
8.05 Office, shop or commercial premises, other than drive-in shopping centre (not more than 2 levels, gross floor area of more than 5500m <sup>2</sup> )	
8.06 Office, shop or commercial premises, other than drive-in shopping centre (3–4 levels, gross floor area of 3501–5500m <sup>2</sup> )	

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
8.07 Oil or fuel depot, including refinery (licensed capacity of 1000000–25000000L)	
8.08 Residential flats or units that are not lots (more than 2 flats or units, 11–15 levels)	
8.09 Tertiary education institution (not more than 500 students)	
8.10 Theatre or cinema complex, not part of drive-in shopping centre (more than 6 auditoriums)	
8.11 Tourist attraction (more than 10000m <sup>2</sup> )	
8.12 Welfare residence (51–100 beds)	
<b>Fire levy group 9</b>	
9.01 Albion Park Raceway	class A ..... 10 620.00
9.02 Club that is licensed premises (more than 4 levels)	class B..... 8 493.20 class C..... 6 369.40
9.03 Doomben Racecourse	class D ..... 5 307.60
9.04 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping of 15001–20000m <sup>2</sup> )	
9.05 Eagle Farm Racecourse	
9.06 Hospital (51–100 beds)	
9.07 Hotel or motel (5–6 levels)	
9.08 Industry—heavy (gross floor area of less than 3001m <sup>2</sup> )	
9.09 Industry—light, service or offensive (gross floor area of 5501–7500m <sup>2</sup> )	

## Schedule 2

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
9.10 Office, shop or commercial premises, other than drive-in shopping centre (3–4 levels, gross floor area of more than 5500m <sup>2</sup> )	
9.11 Office, shop or commercial premises, other than drive-in shopping centre (5–6 levels)	
9.12 Residential flats or units that are not lots (more than 2 flats or units, more than 15 levels)	
9.13 Royal National Agricultural and Industrial Association of Queensland showground	
9.14 School, boarding (more than 100 boarders)	
9.15 Tertiary education institution (501–1000 students)	
9.16 Welfare residence (101–200 beds)	
<b>Fire levy group 10</b>	
10.01 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping of 20001–30000m <sup>2</sup> )	class A ..... 21 806.40 class B ..... 17 443.20
10.02 Hospital (101–200 beds)	class C ..... 13 078.80
10.03 Industry—extractive (more than 20000m <sup>2</sup> )	class D ..... 10 901.80
10.04 Industry—heavy (gross floor area of 3001–7500m <sup>2</sup> )	
10.05 Industry—light, service or offensive (gross floor area of more than 7500m <sup>2</sup> )	
10.06 Office, shop or commercial premises, other than drive-in shopping centre (7–10 levels)	

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
10.07 Welfare residence (201–500 beds)	
<b>Fire levy group 11</b>	
11.01 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping of 30001–40000m <sup>2</sup> )	class A .....36 916.00 class B.....29 532.60
11.02 Hospital (201–500 beds)	class C.....22 150.00
11.03 Hotel or motel (7–10 levels)	class D ..... 18 455.60
11.04 Industry—heavy (gross floor area of 7501–15000m <sup>2</sup> )	
11.05 Office, shop or commercial premises, other than drive-in shopping centre (11–20 levels)	
11.06 Oil or fuel depot, including refinery (licensed capacity of 25000001–50000000L)	
11.07 Tertiary education institution (1001–5000 students)	
11.08 Welfare residence (more than 500 beds)	
<b>Fire levy group 12</b>	
12.01 Brewery, other than a brewery for which most of the brewed product is served on the premises where it is brewed	class A .....68 248.00 class B..... 54 595.40
12.02 Bulk sugar terminal	class C..... 40 947.80
12.03 Distillery	class D .....34 122.20
12.04 Drive-in shopping centre (area devoted to buildings, roadways, parking and landscaping of 40001–60000m <sup>2</sup> )	

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
12.05 Hospital (more than 500 beds)	
12.06 Hotel or motel (11–16 levels)	
12.07 Industry—heavy (gross floor area of more than 15000m <sup>2</sup> )	
12.08 Office, shop or commercial premises, other than drive-in shopping centre (21–29 levels)	
12.09 Oil or fuel depot, including refinery (licensed capacity of 50000001–100000000L)	
12.10 Resort complex (gross floor area of less than 18000m <sup>2</sup> )	
12.11 Sugar mill, sugar factory or sugar refinery	
<b>Fire levy group 13</b>	
13.01 Bulk coal terminal	class A .....78 234.60
13.02 Drive-in shopping centre (1 shopping level, area devoted to buildings, roadways, parking and landscaping of more than 60000m <sup>2</sup> )	class B.....62 586.20
	class C.....46 938.20
	class D .....39 114.60
13.03 Hotel or motel (17–25 levels)	
13.04 Office, shop or commercial premises, other than drive-in shopping centre (30–40 levels)	
13.05 Oil or fuel depot, including refinery (licensed capacity of 100000001–150000000L)	
13.06 Power station	
13.07 Resort complex (gross floor area of 18000–35000m <sup>2</sup> )	

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	\$
13.08 Tertiary education institution (5001–10000 students)	
<b>Fire levy group 14</b>	
14.01 Casino, including accommodation, entertainment or restaurant facilities (not more than 20 levels)	class A ... 117 355.40 class B..... 93 884.60
14.02 Drive-in shopping centre (more than 1 shopping level, area devoted to buildings, roadways, parking and landscaping of 60001–100000m <sup>2</sup> )	class C..... 70 411.00 class D ..... 58 674.60
14.03 Hotel or motel (more than 25 levels)	
14.04 Integrated office, shop and commercial complex (more than 5 levels, underground parking facilities for more than 1000 vehicles and underground bus interchange)	
14.05 Metal refinery or smelter	
14.06 Office, shop or commercial premises, other than drive-in shopping centre (more than 40 levels)	
14.07 Oil or fuel depot, including refinery (licensed capacity of 150000001– 200000000L)	
14.08 Resort complex (gross floor area of more than 35000m <sup>2</sup> )	

## Schedule 2

<b>Column 1 Category</b>	<b>Column 2 Annual contribution</b>
	<b>\$</b>
<b>Fire levy group 15</b>	
15.01 Drive-in shopping centre (more than 1 shopping level, area devoted to buildings, roadways, parking and landscaping of more than 100000m <sup>2</sup> )	class A ... 195 591.80 class B.... 156 472.80 class C.... 117 353.60
15.02 Oil or fuel depot, including refinery (licensed capacity of 200000001–250000000L)	class D ..... 97 793.80
15.03 Tertiary education institution (more than 10000 students)	
<b>Fire levy group 16</b>	
16.01 Casino, including accommodation, entertainment or restaurant facilities (more than 20 levels)	class A ... 325 992.20 class B.... 260 793.60 class C.... 195 591.80
16.02 Oil or fuel depot, including refinery (licensed capacity of more than 250000000L)	class D ... 162 994.40

**Notes to schedule 2**

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

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

section 16(a)

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

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

section 16(b)

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

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## Schedule 5 Dictionary

### section 3

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

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

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

**community protection centre** means premises used—

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

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

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

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

**education and care service premises** means education and care service premises under the Education and Care Services National Law (Queensland) for an education and care service other than a family day care service.

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

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

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

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

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

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

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

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

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

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

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

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

**outdoor storage area** includes the following—

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

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

**resort complex** means premises that include—

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

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

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

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

**tavern** means premises—

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

***tertiary residential quarters*** means residential premises for students of a tertiary education institution, but does not include a single unit residence used for accommodation by students.

***urban district map*** see section 7.

***welfare residence*** means premises that—

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

*Examples of a welfare residence—*

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

# 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 1 July 2012. Future amendments of the Fire and Rescue Service Regulation 2011 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
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	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 included	Effective	Notes
1	none	1 September 2011	
1A	2011 SL No. 278	1 January 2012	
1B	2012 SL No. 91	1 July 2012	

## 5 List of legislation

### *Regulatory impact statements*

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

### *Explanatory notes*

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

### **Fire and Rescue Service Regulation 2011 SL No. 160**

made by the Governor in Council on 25 August 2011

notfd gaz 26 August 2011 pp 995–7

ss 1–2 commenced on date of notification

remaining provisions commenced 1 September 2011 (see s 2)

exp 1 September 2021 (see SIA s 54)

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

amending legislation—

### **Education and Care Services National Law (Queensland) Regulation 2011 SL No. 278 pts 1, 4**

notfd gaz 9 December 2011 pp 729–35

ss 1–2 commenced on date of notification

remaining provisions commenced 1 January 2012 (see s 2)

### **Community Safety (Fees and Other Matters) Amendment Regulation (No. 1) 2012 SL No. 91 pts 1, 4**

notfd gaz 29 June 2012 pp 704–10

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2012 (see s 2)

## **6 List of annotations**

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

s 7 amd 2012 SL No. 91 s 10

**SCHEDULE 1—FIRE LEVY CLASSES OF URBAN DISTRICTS**

amd 2012 SL No. 91 s 11

**SCHEDULE 2—ANNUAL CONTRIBUTIONS OF OWNERS OF  
PRESCRIBED PROPERTIES**

amd 2011 SL No. 278 s 7

sub 2012 SL No. 91 s 12

**SCHEDULE 5—DICTIONARY**

def “education and care service premises” ins 2011 SL No. 278 s 8

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