

**REGISTER OF SUBORDINATE LOCAL LAWS**  
**LOCAL GOVERNMENT ACT 1993 - SECTION 895**

(This Register must contain the particulars prescribed by Section 34(1) of the Local Government Regulation 1994)

1. **LAW NAME:** Local Law Policy No. 49A - Permitted Damage
  2. **PURPOSE AND GENERAL EFFECT:** The objects of this local law policy are to provide detailed information called upon by Local Law No.49 (Vegetation Management) to:
    - (a) Specify the level and type of permitted damage to protected vegetation;
    - (b) Outline the criteria and conditions placed on permits to allow damage to protected vegetation;
    - (c) All cleared vegetation is to be suitably processed or removed from the site by a method approved by Council.
  3. **LAW NAME ALLOWING THE MAKING:** Local Law No. 49 - Vegetation Management
  4. **DATE OF COUNCIL RESOLUTION:** 10 December 1997
  5. **PUBLIC NOTICE PUBLISHED IN THE QUEENSLAND TIMES:** 19 December 1997
  6. **DATE OF COMMENCEMENT OF LOCAL LAW POLICY:** 19 December 1997
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**IPSWICH CITY COUNCIL**  
**LOCAL LAW POLICY NO. 49A - PERMITTED DAMAGE**

**Citation**

1. This local law policy may be cited as Local Law Policy No. 49A (Permitted Damage)

**Objects**

2. The objects of this local law policy are to provide detailed information called upon by Local Law No.49 (Vegetation Management) to:
  - (a) Specify the level and type of permitted damage to protected vegetation;
  - (b) Outline the criteria and conditions placed on permits to allow damage to protected vegetation.
  - (c) All cleared vegetation is to be suitably processed or removed from the site by a method approved by Council.
3. For the purposes of Section 22of the Local Law damage to protected vegetation is permitted if the damage is:-
  - a) - within 3m of a lawfully constructed building on an allotment of less than 2000 sq m;
  - b) - within 6m of a lawfully constructed building on an allotment more than 2000sq m, but less than one hectare;

- c) - within 15m of a lawfully constructed building on an allotment greater than one hectare;
- d) - within 3m of a boundary line, including internal property boundary lines, for the construction or maintenance of a boundary fence;
- e) - within 3 metres of a boundary line for the purpose of erecting or maintaining a dividing fence between land under separate ownership;
- f) - within 2 m of a boundary line for the purpose of surveying by a registered surveyor;
- g) - within 3 metres on any one side of an internal fence;
- h) - identified in a fire management plan that is endorsed by the Rural Fire Brigade.

Measured on a horizontal plan of the outer limits vertically extended of that building to the extent that building is level of adjoining ground.

4. For the purposes of section 22(h) of the Local Law, damage to protected vegetation is permitted where lawful agricultural or animal husbandry operations meet the following criteria:
  - the property is recognised as meeting the category of farming under Part 2, Section 17 (2) of the Valuation of Lands Act 1994;
- 5.(1) For the purposes of section 22(i) of the Local Law, damage to protected vegetation is permitted in the course of land clearing operations where the following criteria is met:
  - the property is recognised as meeting the category of farming under Part 2, Section 17 (2) of the Valuation of Lands Act 1994;
  - the area of land on which the operations are carried out is more than 4 hectares;
6. For the purposes of section 22(k) of the Local Law, damage is permitted for the removal of weeds as listed on the Ipswich City Council's Environmental Weeds List and declared plants under the *Rural Lands Protection Act 1985* for the purpose of maintaining the condition and integrity of protected vegetation.
7. For the purpose of section 24(3) of the Local Law a permit will be granted, provide it complies with the following criteria:
  - inspection undertaken by authorised officers
8. For the purposes of section 25(3) of the Local Law a permit may be granted for a fixed period of 12 months.
- 9.(1) For the purpose of section 26(3) of the Local Law the conditions that must be imposed on a permit are as follows:
  - specify the extent of approved damage, in relation to both species and area;
  - silt management conditions
  - disposal of vegetation