



## Appendix 1 Integrated Planning Act 1997: Schedule 8 (Non Statutory)

### Schedule 8 Assessable, Self-Assessable and Exempt Development

#### Section 3.1.2(2) and Schedule 10, Definition 'Assessable Development'

##### Part 1 Assessable Development

1. Carrying out building work that is not self-assessable development or exempt development.
3. Carrying out operational work for the reconfiguration of a lot, if the reconfiguration is also assessable development.
- 3A. Carrying out operational work that is the clearing of native vegetation on freehold land, unless the clearing is:
  - a) to the extent necessary to build a single residence and any reasonably associated building or structure; or
  - b) necessary for essential management; or
  - c) necessary for routine management in an area that is outside:
    - i) an area of high nature conservation value; and
    - ii) an area vulnerable to land degradation; and
    - iii) a remnant endangered regional ecosystem shown on a regional ecosystem map; or
  - d) in an urban area, other than an area mentioned in paragraph c) i) or iii); or
  - e) in a non-urban area, other than an area mentioned in paragraph c), and is:
    - i) for the reconfiguration of a lot not involving the opening of a road; or
    - ii) the natural and ordinary consequence of other assessable development and the total area of the part of the land on which the development occurs is less than 5 ha; or
  - f) before 5 March 2001—the natural and ordinary consequence of other assessable development.
4. Reconfiguring a lot under the **Land Title Act 1994**, unless the plan of subdivision necessary for the reconfiguration:
  - a) is a building format plan of subdivision that does not subdivide land on or below the surface of the land; or
  - b) is for the amalgamation of 2 or more lots; or
  - c) is in relation to the acquisition, including by agreement, under the **Acquisition of Land Act 1967**, of land by a constructing authority, as defined under that Act, for a purpose set out in the schedule of that Act; or
  - d) is in relation to the acquisition by agreement, other than under the **Acquisition of Land Act 1967**, of land by a constructing authority, as defined under that Act, for a purpose set out in the schedule of that Act; or
  - e) is in relation to land held by the State, or a statutory body representing the State, for a purpose set out in the **Acquisition of Land Act 1967**, schedule, whether or not the land relates to an acquisition; or
  - f) is for the reconfiguration of a lot comprising strategic port land as defined under the **Transport Infrastructure Act 1994**.
- 4A. Making a material change of use of premises on strategic port land that is inconsistent with a land use plan approved under the **Transport Infrastructure Act 1994, Section 171** .
5. Making a material change of the use of premises for a licensed brothel.
6. Development prescribed under a regulation under the **Environmental Protection Act 1994** for this section for carrying out an environmentally relevant activity under that Act.



## Part 2 Self-Assessable Development

7. All building work declared under the Standard Building Regulation to be self-assessable development.
9. All building work carried out by or on behalf of the State, a public sector entity or a local government, other than exempt development.

## Part 3 Exempt Development that may not be made Assessable or Self-Assessable Development

10. A material change of use of premises, or operational work, for an activity authorised under:
  - a) the **Mineral Resources Act 1989**, including an activity for the purpose of 1 or more of the following Acts:
    - **Alcan Queensland Pty. Limited Agreement Act 1965**
    - **Aurukun Associates Agreement Act 1975**
    - **Central Queensland Coal Associates Agreement Act 1968**
    - **Commonwealth Aluminium Corporation Pty. Limited Agreement Act 1957**
    - **Mount Isa Mines Limited Agreement Act 1985**
    - **Queensland Cement & Lime Company Limited Agreement Act 1977**
    - **Queensland Nickel Agreement Act 1970**
    - **Thiess Peabody Coal Pty. Ltd. Agreement Act 1962**; or
  - b) the **Petroleum Act 1923** (other than an activity relating to the construction and operation of an oil refinery); or
  - c) the **Petroleum (Submerged Lands) Act 1982**; or
  - d) the **Offshore Minerals Act 1998**.
- 10A. A material change of use of premises implied by building work, plumbing work, drainage work or operational work if the work was substantially commenced by the State, or an entity acting for the State, before 31 March 2000.
- 10B. A mining activity to which an environmental authority (mining activities) under the **Environmental Protection Act 1994** applies.
11. All building work declared under the **Standard Building Regulation** to be exempt development.
12. A material change of use for a Class 1 or Class 2 building under the **Building Code of Australia, Part A3** if the use is for providing support services and short-term accommodation for persons escaping domestic violence.
13. Operational work associated with:
  - management practices for the conduct of an agricultural use, other than the clearing of native vegetation that is assessable development under item 3A; and
  - weed or pest control, unless it involves the clearing of native vegetation that is assessable development under item 3A; and
  - the use of fire under the **Fire and Rescue Authority Act 1990**; and
  - the conservation or restoration of natural areas; and
  - the use of premises for forest practices.
14. Reconfiguring a lot other than a lot within the meaning of the **Land Title Act 1994**.



15. Reconfiguring a lot under the **Land Title Act 1994**, if the plan of subdivision necessary for the reconfiguration:
  - is a building format plan of subdivision that does not subdivide land on or below the surface of the land; or
  - is for the amalgamation of 2 or more lots; or
  - is in relation to the acquisition, including by agreement, under the **Acquisition of Land Act 1967**, of land by a constructing authority, as defined under that Act, for a purpose set out in the schedule of that Act; or
  - is in relation to the acquisition by agreement, other than under the **Acquisition of Land Act 1967**, of land by a constructing authority, as defined under that Act, for a purpose set out in the schedule of that Act; or
  - is in relation to land held by the State, or a statutory body representing the State, for a purpose set out in the **Acquisition of Land Act 1967**, schedule, whether or not the land relates to an acquisition; or
  - is for the reconfiguration of a lot comprising strategic port land as defined under the **Transport Infrastructure Act 1994**.
16. Development a person is directed to carry out under a notice, order or direction made under a State law.
17. Operational work or plumbing or drainage work (including maintenance or repair work) if the work is carried out by or on behalf of a public sector entity authorised under a State law to carry out the work.
18. Operational work that is digging or boring into land by an authorized person under the **Coastal Protection and Management Act 1995, Section 70**.
19. Operational work that is ancillary works and encroachments that are carried out in accordance with requirements specified by gazette notice by the chief executive under the **Transport Infrastructure Act 1994** or done as required by a contract entered into with the chief executive under the **Transport Infrastructure Act 1994, Section 47**.
20. Operational work for the construction of a substituted railway crossing by a railway manager in response to an emergency under the **Transport Infrastructure Act 1994, Section 100**.
21. Operational work performed by Queensland Rail under the **Transport Infrastructure Act 1994, Section 150**.
- 21A. Operational work carried out under a rail feasibility investigator's authority granted under the **Transport Infrastructure Act 1994**.
- 21B. Operational work for a subscriber connection.



## Part 4 Definitions for Schedule 8

22. In this schedule:

<b>ancillary works and encroachments</b>	means the following things: <ul style="list-style-type: none"> <li>▪ sugar tramways;</li> <li>▪ monorails;</li> <li>▪ bridges, overhead conveyors or other overhead structures;</li> <li>▪ tunnels;</li> <li>▪ rest area facilities;</li> <li>▪ monuments or statues;</li> <li>▪ advertising signs or other advertising devices;</li> <li>▪ traffic and service signs;</li> <li>▪ bores, wells, pumps, windmills, pipes, channels, culverts, viaducts, tanks or dams;</li> <li>▪ cables;</li> <li>▪ means of access;</li> <li>▪ paths or bikeways;</li> <li>▪ grids or other stock facilities;</li> <li>▪ buildings, shelters, awnings or mail boxes;</li> <li>▪ poles, lighting, gates or fences.</li> </ul>
<b>area of high nature conservation value</b>	means an area of high nature conservation value as defined under the <b>Vegetation Management Act 1999</b> .
<b>area vulnerable to land degradation</b>	means an area vulnerable to land degradation as defined under the <b>Vegetation Management Act 1999</b> .
<b>essential management</b>	means clearing native vegetation: <ul style="list-style-type: none"> <li>▪ for establishing or maintaining a fire break sufficient to protect a building, property boundary or paddock; or</li> <li>▪ that is likely to endanger the safety of a person or property on the land because the vegetation is likely to fall; or</li> <li>▪ for maintaining an existing fence, stock yard, shed, road or other built infrastructure; or</li> <li>▪ for maintaining a garden or orchard.</li> </ul>
<b>licensed brothel</b>	see the <b>Prostitution Act 1999, Schedule 4</b> .
<b>non-urban area</b>	means an area other than an urban area.
<b>regional ecosystem</b>	means a regional ecosystem as defined under the <b>Vegetation Management Act 1999</b> .
<b>regional ecosystem map</b>	means a regional ecosystem map as defined under the <b>Vegetation Management Act 1999</b> .
<b>remnant endangered regional ecosystem</b>	means a remnant endangered regional ecosystem as defined under the <b>Vegetation Management Act 1999</b> .
<b>remnant map</b>	means a remnant map as defined under the <b>Vegetation Management Act 1999</b> .
<b>remnant vegetation</b>	means remnant vegetation as defined under the <b>Vegetation Management Act 1999</b> .
<b>routine management</b>	means clearing native vegetation <ul style="list-style-type: none"> <li>▪ for establishing a necessary fence, road or other built infrastructure that is on less than 5 ha; or</li> <li>▪ that is not remnant vegetation; or</li> <li>▪ for supplying fodder for stock, in drought conditions only.</li> </ul>
<b>urban area</b>	means an area identified on a map in a planning scheme as an area for urban purposes, including rural residential purposes and future urban purposes.