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Fire and Emergency Services Act 1990

DECLARATION OF STATE OF FIRE EMERGENCY FOR QUEENSLAND

Title

1. This notification of an amendment to the Declaration of State of Fire Emergency gazetted on 9 November 2019 shall be known as the *Notification of Declaration of State of Fire Emergency for Queensland (Amendment 1)*.

Authorising Law

2. The law under which this amendment to the declaration takes effect is section 87(2)(h) and section 88 of the *Fire and Emergency Services Act 1990*.

Commencement of amendment to the Declaration of State or Fire Emergency

3. The amendment to the declaration takes effect from the date of gazettal or notification under section 88(2) of the *Fire and Emergency Services Act 1990*.
4. The declaration, as amended herein, will remain in force until such time as it is amended or revoked.

Amendment to the content and application of the Declaration of State of Fire Emergency

5. The declaration is amended to apply to the parts of the State of Queensland as indicated in the attached amended map and table.
6. The declaration is further amended by replacing paragraphs 5, 6, 7, 8 and 9 of the Declaration of State of Fire Emergency gazetted on 9 November 2019, with the below paragraphs 7, 8, 9, 10, 11 and 12.

Effect of declaration – Activities that are prohibited

7. This declaration ceases the effect of all previous authorities given under the *Fire and Emergency Services Act 1990* or any other Act to light a fire, whether given before or during this state of emergency while this state of emergency remains in force, subject to the remaining provisions of this declaration. This cessation of authority includes:
 - (a) The lighting of any fire in accordance with a Permit to Light Fire issued pursuant to section 65 of the *Fire and Emergency Services Act 1990*
 - (b) The lighting of any fire in accordance with the Notification issued on 30 July 2010 pursuant to section 63 of the *Fire and Emergency Services Act 1990* being:
 - i. any fire in which neither the height, width nor the length of the material to be consumed exceeds 2 metres;
 - ii. any fire lit for the purpose of burning the carcass of a beast;
 - iii. any fire lit at a sawmill for the purpose of burning sawdust or other residue resulting from the operations of a sawmill;

- i. any fire in which neither the height, width nor the length of the material to be consumed exceeds 2 metres;
 - ii. any fire lit for the purpose of burning the carcass of a beast;
 - iii. any fire lit at a sawmill for the purpose of burning sawdust or other residue resulting from the operations of a sawmill;
8. The use of the following appliances, materials or substances is prohibited:
 - (a) Outdoor fireworks and pyrotechnic devices of any kind
 - (b) Use of devices which incorporate a naked flame, any other similar activities that can be a source of ignition when flammable material is present or can become a fire hazard regardless of the presence of flammable material.
 - (c) The operation of steam trains or similar apparatus.
 9. The following activities or operations are suspended in areas where flammable vegetation is present within 10 meters or can become a fire hazard regardless of the presence of flammable vegetation, until such time as it is amended or revoked:
 - (a) welding
 - (b) grinding
 - (c) the use of oxy acetylene cutting or heating
 - (d) use of naked flames
 - (e) other similar operations that can be a source of ignition.

Effect of declaration – Activities that are not prohibited

10. In accordance with section 90(2) of the *Fire and Emergency Services Act 1990*, this declaration does not cease the effect of the following authorities:
 - (a) A fire lit in accordance with the Notification for Burning of Sugar Cane as published in the gazette on 31 May 2019; save that if a fire permit is required it must be issued by the Regional Manager, Rural Fire Service, Queensland Fire and Emergency Services, for the relevant region;
 - (b) A fire lit in accordance with the Notification issued on 30 July 2010 pursuant to section 63 of the *Fire and Emergency Services Act 1990*, under clause b, item iv—any fire lit out-doors for the purpose of cooking, if enclosed in a fireplace so constructed as to prevent the escape of fire or any burning material there from; and
 - (c) Any powers exercisable pursuant to section 53, 55 or 83 of the *Fire and Emergency Services Act 1990*.




11. This declaration orders that any person finding a fire burning in the open air take all possible steps to extinguish it and, as soon as is practicable, report the existence and locality of the fire to Queensland Fire and Emergency Services via triple zero.

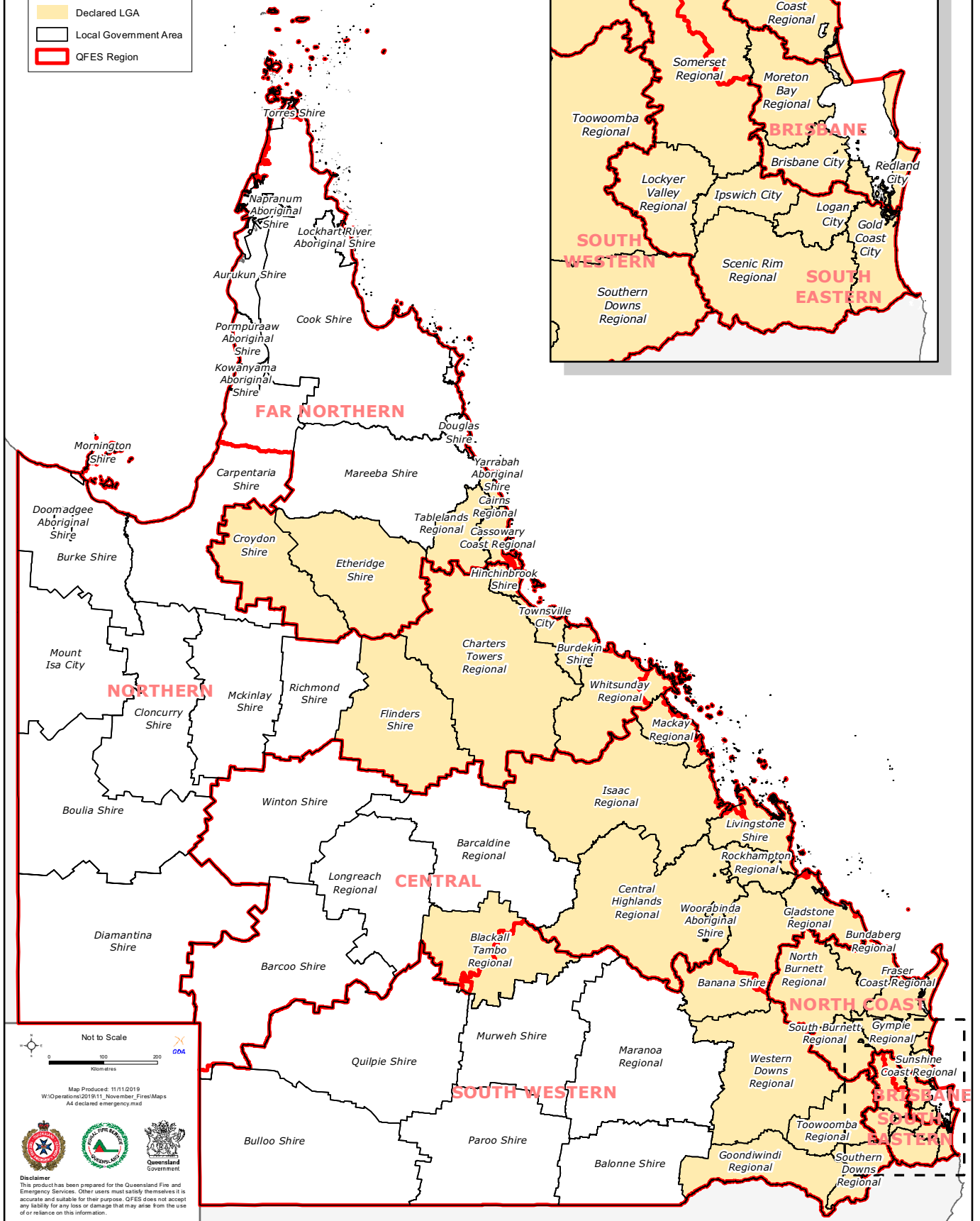
Failure to comply with this declaration

12. Any person who fails to comply with a declaration of a state of fire emergency or with any requisition made pursuant to section 91(2) commits an offence against this Act having a penalty of up to 250 penalty units or 2 years imprisonment.

Mike Wassing AFSM
Acting Commissioner
Queensland Fire and Emergency Services

Current as of 11/11/2019

- Major City
-  Declared LGA
-  Local Government Area
-  QFES Region



**PUBLIC NOTIFICATION STRATEGY –
VIA LOCAL GOVERNMENT AREAS (LGA'S)**

Region:	LGA's Included:	LGA's Not Included:
South Eastern	<ul style="list-style-type: none"> • Gold Coast City Council • Logan City • Scenic Rim Regional • Ipswich City • Lockyer Valley Regional • Somerset Regional 	-
Brisbane	<ul style="list-style-type: none"> • Moreton Bay Regional Council • Redland City Council • Brisbane City Council 	-
North Coast	<ul style="list-style-type: none"> • Sunshine Coast Regional Council • Noosa Shire • Gympie Regional • Fraser Coast Regional • Bundaberg Regional • North Burnett Regional • South Burnett Regional • Cherbourg Aboriginal Shire 	-
South Western	<ul style="list-style-type: none"> • Southern Downs Regional • Goondiwindi Regional • Toowoomba Regional • Western Downs Regional • Banana Shire 	<ul style="list-style-type: none"> • Balonne Shire • Paroo Shire • Bulloo Shire • Maranoa Regional • Murweh Shire • Quilpie Shire
Central	<ul style="list-style-type: none"> • Banana Shire • Gladstone Regional • Rockhampton Regional • Central Highlands Regional • Woorabinda Aboriginal Shire • Livingstone Shire • Isaac Regional • Mackay Regional • Blackall Tambo Regional • Whitsunday Regional 	<ul style="list-style-type: none"> • Barcaldine Regional • Longreach Regional • Barcoo Shire • Winton Shire
Northern	<ul style="list-style-type: none"> • Burdekin Shire • Townsville City • Hinchinbrook Shire • Charters Towers Regional • Flinders Shire 	<ul style="list-style-type: none"> • Richmond Shire • McKinlay Shire • Cloncurry Shire • Diamantina Shire • Boulia Shire • Mount Isa City • Burke Shire • Doomadgee Aboriginal Shire • Mornington Shire • Palm Island Aboriginal Shire • Carpentaria Shire

Far Northern	<ul style="list-style-type: none"> • Cassowary Coast Regional • Tablelands Regional • Cairns Regional • Yarrabah Aboriginal Shire • Croydon Shire • Etheridge Shire 	<ul style="list-style-type: none"> • Carpentaria Shire • Mareeba Shire • Douglas Shire • Wujal Wujal Aboriginal Shire • Cook Shire • Kowanyama Aboriginal Shire • Pormpuraaw Aboriginal Shire • Hope Vale Aboriginal Shire • Aurukun Shire • Lockhart River Aboriginal Shire • Napranum Aboriginal Shire • Mapoon Aboriginal Shire • Northern Peninsula Area Regional • Torres Shire • Torres Strait Island • Weipa
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Total Councils Included:

1. Gold Coast City Council
2. Logan City
3. Scenic Rim Regional
4. Ipswich City
5. Lockyer Valley Regional
6. Somerset Regional
7. Moreton Bay Regional Council
8. Redland City Council
9. Brisbane City Council
10. Sunshine Coast Regional Council
11. Noosa Shire
12. Gympie Regional
13. Fraser Coast Regional
14. Bundaberg Regional
15. North Burnett Regional
16. South Burnett Regional
17. Cherbourg Aboriginal Shire
18. Southern Downs Regional
19. Goondiwindi Regional
20. Toowoomba Regional
21. Western Downs Regional
22. Banana Shire
23. Gladstone Regional
24. Rockhampton Regional
25. Central Highlands Regional
26. Woorabinda Aboriginal Shire
27. Livingstone Shire
28. Isaac Regional
29. Mackay Regional
30. Blackall Tambo Regional
31. Whitsunday Regional
32. Burdekin Shire
33. Townsville City
34. Hinchinbrook Shire
35. Charters Towers Regional
36. Flinders Shire
37. Cassowary Coast Regional
38. Tablelands Regional
39. Cairns Regional
40. Yarrabah Aboriginal Shire
41. Croydon Shire
42. Etheridge Shire