

Minutes Appendices

Ordinary Meeting

Thursday, 18 January 2024

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1.1	CONFIRMATION OF MINUTES REPORT 14 DECEMBER 2023	
	APPENDIX A CONFIRMATION OF ORDINARY MEETING MINUTES 14 DECEMBER 2023.....	5
8.2	INFRASTRUCTURE CHARGES REBATES FOR ELIGIBLE COMMUNITY ORGANISATIONS POLICY	
	APPENDIX A INFRASTRUCTURE CHARGES REBATES FOR ELIGIBLE COMMUNITY ORGANISATIONS POLICY AMENDED.....	31
8.5	DECEMBER 2023 FINANCIAL PERFORMANCE REPORT	
	APPENDIX A MINOR CAPITAL WORKS PROGRAM	43
8.6	CONSOLIDATION OF SUBORDINATE LOCAL LAW NO.2 (ANIMAL MANAGEMENT) 2011	
	APPENDIX A SUBORDINATE LOCAL LAW NO 2 (ANIMAL MANAGEMENT) 2011	49



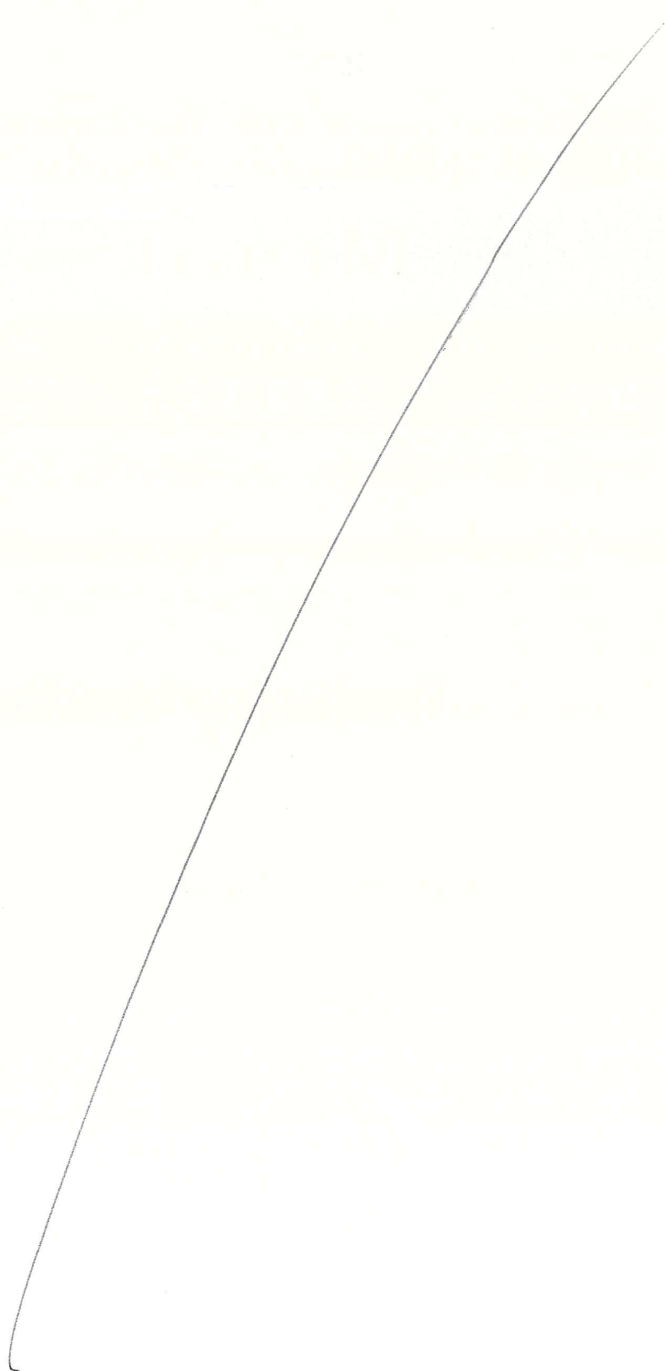
Minutes

Ordinary Meeting

Thursday, 14 December 2023

Sunshine Coast City Hall Chamber, 54 First Avenue, Maroochydore

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ORDINARY MEETING MINUTES

14 DECEMBER 2023

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	DECLARATION OF OPENING	5
2	WELCOME AND OPENING	5
3	RECORD OF ATTENDANCE AND LEAVE OF ABSENCE	5
4	RECEIPT AND CONFIRMATION OF MINUTES	6
5	MAYORAL MINUTE	6
6	INFORMING OF CONFLICTS OF INTEREST	6
6.1	PREScribed CONFLICTS OF INTEREST	6
6.2	DECLARABLE CONFLICTS OF INTEREST	6
7	PRESENTATIONS / COUNCILLOR REPORTS	9
7.1	PRESENTATION - BUDERIM VILLAGE PARK AWARDED THE GREEN FLAG AWARD	9
8	REPORTS DIRECT TO COUNCIL	10
8.1	APPLICATION FOR PRELIMINARY APPROVAL FOR MATERIAL CHANGE OF USE OF PREMISES, INCLUDING A VARIATION REQUEST, TO VARY THE EFFECT OF THE SUNSHINE COAST PLANNING SCHEME 2014 - TWIN WATERS WEST RESIDENTIAL COMMUNITY	10
8.2	AMENDMENT SUBORDINATE LOCAL LAW NO. 2 (ANIMAL MANAGEMENT) 2023	13
8.3	MAROOCHYDORE CITY CENTRE PRIORITY DEVELOPMENT AREA - DEVELOPMENT SCHEME PROPOSED AMENDMENT NO.3 - OUTCOMES OF PUBLIC CONSULTATION	15
8.4	SUNSHINE COAST COUNCIL CORPORATE PLAN 2024-2028	17
8.5	NOVEMBER 2023 FINANCIAL PERFORMANCE REPORT	18
8.6	BUDGET REVIEW 2 2023/2024	19

ORDINARY MEETING MINUTES

14 DECEMBER 2023

8.7	DISPOSAL (EASEMENT) OF PART OF COUNCILS FREEHOLD LAND AT 235 RACECOURSE ROAD, CORBOULD PARK.....	20
8.8	AUDIT COMMITTEE MEETING 9 NOVEMBER 2023	21
8.9	APPLICATION FOR A DEVELOPMENT PERMIT FOR A MATERIAL CHANGE OF USE OF PREMISES TO ESTABLISH A MULTIPLE DWELLING (9 UNITS) AND OPERATIONAL WORK (STORMWATER, ACCESS AND LANDSCAPING) AT 38 META STREET, MOOLOOLABA - MCU23/0168 & OPW23/0288	22
9	NOTIFIED MOTIONS.....	24
10	TABLING OF PETITIONS.....	25
10.1	PETITION - HOUSING CRISIS REQUEST TO REVIEW TOWN PLAN IN RELATION TO TINY HOMES AND OTHER ACCOMMODATION OPTIONS	25
11	CONFIDENTIAL SESSION.....	25
12	NEXT MEETING	26
13	MEETING CLOSURE	26

Please Note: The resolutions as shown in italics throughout these minutes are the resolutions carried by the Council.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

1 DECLARATION OF OPENING

The Deputy Mayor declared the meeting open at 9:00am.

2 WELCOME AND OPENING

Councillor T Landsberg acknowledged the Traditional Custodians of the land on which the meeting took place.

Arshia Kaur from the Sikh Community read a prayer.

3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

COUNCILLORS

Councillor M Jamieson	Mayor (Chair) (Absent Item 1 – Item 8.1)
Councillor R Baberowski	Division 1 (Deputy Mayor) (Chair Item 1 – Item 8.1)
Councillor T Landsberg	Division 2
Councillor P Cox	Division 3
Councillor J Natoli	Division 4
Councillor W Johnston	Division 5
Councillor C Dickson	Division 6 (Absent Item 8.9 – Item 13)
Councillor E Hungerford	Division 7
Councillor J O'Pray	Division 8
Councillor M Suarez	Division 9
Councillor D Law	Division 10

COUNCIL OFFICERS

Chief Executive Officer
 Group Executive Built Infrastructure
 A/Group Executive Business Performance
 Group Executive Civic Governance
 Group Executive Customer and Planning Services
 Group Executive Economic and Community Development
 Group Executive Liveability and Natural Assets
 Principal Development Planner
 Principal Biodiversity Officer
 Principal Coastal Engineer
 Manager Customer Response
 Manager Environment Operations
 Project Manager
 Manager, Strategy and Policy
 Chief Financial Officer
 Senior Property Officer
 Principal Development Planner

EXTERNAL ATTENDEES

Principal Agricultural & Environmental Scientist & Hydrographer, Gilbert & Sutherland
 Principal Flood Engineer, WRM Water & Environment Pty Ltd

ORDINARY MEETING MINUTES

14 DECEMBER 2023

4 RECEIPT AND CONFIRMATION OF MINUTES

Council Resolution

Moved: Councillor P Cox
Seconded: Councillor J Natoli

That the Minutes of the Ordinary Meeting held on 16 November 2023 be received and confirmed.

Carried unanimously.

Councillor M Jamieson was absent for the vote on this motion.

5 MAYORAL MINUTE

NIL

6 INFORMING OF CONFLICTS OF INTEREST

6.1 PRESCRIBED CONFLICTS OF INTEREST

Councillor M Jamieson notified Council of a Prescribed Conflict of Interest in relation to Item 8.1 - Application for Preliminary Approval for Material Change of Use of Premises, including a variation request, to vary the effect of the Sunshine Coast Planning Scheme 2014 – Twin Waters West Residential Community.

6.2 DECLARABLE CONFLICTS OF INTEREST

Councillor M Jamieson notified Council of a Declarable Conflict of Interest in relation to Item 8.3 - Maroochydore City Centre Priority Development Area - Development Scheme Proposed Amendment No.3 - Outcomes of Public Consultation.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

NOTIFICATION OF INTEREST

In accordance with s150EL(3)(b)(i) of the *Local Government Act 2009* the Chief Executive Officer received a notification from Councillor M Jamieson that he has a Prescribed Conflict of Interest in Agenda Item 8.1 - Application for Preliminary Approval for Material Change of Use of Premises, including a variation request, to vary the effect of the Sunshine Coast Planning Scheme 2014 – Twin Waters West Residential Community and that he would be excluding himself from the meeting whilst the matter is being discussed and voted on.

As I notified Council at the Special Meeting of 9 November 2020 and as you are aware, as President of the Local Government Association of Queensland, I am an Employer representative Director of LGIA Super which is the trustee which manages Brighter Super. Brighter Super holds a 50% interest in Sunshine Coast Airport Pty Ltd through its asset manager, Palisade Investment Partners.

The President of the LGAQ has historically been nominated as a Trustee Director of LGIA Super. I have held the position since 1 July 2018. I receive remuneration from this role and this is noted in my Register of Interests.

Other entities with an interest in the Sunshine Coast Airport are:

- *Pinnacle Funds Services Limited as responsible entity for Palisade Investment Partner's Diversified Infrastructure Fund No. 2.*
- *Perpetual Trust Services Limited as responsible entity for Palisade Investment Partner's Diversified Infrastructure Fund No. 2.*

Under section 150EI(c)(ii) of the Local Government Act 2009, a Councillor has a Prescribed Conflict of Interest in a matter if the matter is, or relates to, an application made to the local government for the grant of a licence, permit, registration or approval or consideration of another matter under a local government Act (which included the Planning Act 2016), if a close associate of the Councillor makes or has made a written submission to the local government in relation to the application before it is, or was, decided.

I am advised that Mr Steven Grant, on behalf of Sunshine Coast Airport Pty Ltd, made a submission to Council on 27 September 2023 on the development application which is the subject of Agenda item 8.1 to be considered at the Ordinary Meeting on 14 December 2023.

Further, I am advised that Sunshine Coast Airport Pty Ltd, Palisade Investment Partners and LGIA Super would be considered under section 150EJ of the Local Government Act 2009 to be a close associate of myself, given my role as a Trustee Director of LGIA Super.

Accordingly, under section 150EK of the Local Government Act 2009, I will exclude myself from the meeting while the matter is being discussed and the vote is taken.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

Council Resolution

Moved: Councillor J Natoli
Seconded: Councillor M Suarez

That Council allow the introduction of a new item of business into the Agenda for the Ordinary Meeting held on Thursday 14 December 2023 namely "Item 8.9 – Application for a development permit for a Material Change of Use of premises to establish a Multiple Dwelling (9 units) and Operational Work (Stormwater, Access and Landscaping) at 38 Meta Street, Mooloolaba – MCU23/0168 & OPW23/0288".

Carried unanimously.

Councillor M Jamieson was absent for the vote on this motion.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

7 PRESENTATIONS / COUNCILLOR REPORTS

7.1 PRESENTATION - BUDERIM VILLAGE PARK AWARDED THE GREEN
FLAG AWARD

Council Resolution

Moved: Councillor E Hungerford

Seconded: Councillor C Dickson

That Council recognise the achievement of Buderim Village Park being awarded the Green Flag Award.

Carried unanimously.

Councillor M Jamieson was absent for the discussion and vote on this Item.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

8 REPORTS DIRECT TO COUNCIL

8.1 APPLICATION FOR PRELIMINARY APPROVAL FOR MATERIAL CHANGE OF USE OF PREMISES, INCLUDING A VARIATION REQUEST, TO VARY THE EFFECT OF THE SUNSHINE COAST PLANNING SCHEME 2014 - TWIN WATERS WEST RESIDENTIAL COMMUNITY

File No: MCU23/0113

Author: Principal Development Planner
Customer & Planning Services Group

Appendices: App A - Conditions of Approval
App B - Infrastructure Agreement

Attachments: Att 1 - Detailed Officer Report
Att 2 - Plan of Development
Att 3 - Concurrence Agency Response
Att 4 - Energex Advice Agency response
Att 5 - Submitters Map

The Deputy Mayor earlier informed the meeting that the Chief Executive Officer had received a notification that Councillor M Jamieson has a Prescribed Conflict of Interest in relation to matters to be considered in item 8.1 as recorded on page 7 of these Minutes.

Council Resolution (OM23/144)

Moved: Councillor J O'Pray
Seconded: Councillor T Landsberg

That Council:

- (a) receive and note the report titled "**Application for Preliminary Approval for Material Change of Use of Premises, including a Variation Request, to vary the effect of the Sunshine Coast Planning Scheme 2014 - Twin Waters West Residential Community,**"
- (b) approve Application No. MCU23/0113, situated at De Vere Road, 230 Godfreys Road, 232 - 284 Godfreys Road, Settlers Park Ocean Drive and 581-593 David Low Way, Pacific Paradise and 23 Stillwater Drive, Twin Waters and grant a Preliminary Approval for Material Change of Use of Premises (including a Variation Request to vary the effect of the Sunshine Coast Planning Scheme 2014) for Residential, Business, Community, and Sport & Recreation uses subject to:
 - (i) imposition of the conditions of approval identified in Appendix A as amended namely:

Condition 71 to include:

This must include the preparation of a 'living with kangaroos' guideline for Council's endorsement as part of the first Reconfiguring a Lot application. The endorsed 'living with kangaroos' guideline must be included with the contract of sale for all residential lots within the development.

Condition 85 inserted:

The 'lakeside park' shown on the approved plans must be constructed and

ORDINARY MEETING MINUTES

14 DECEMBER 2023

accepted 'on maintenance' prior to approval of the plan of survey for the first residential lot in the development. The works must be undertaken in accordance with an Operational Works approval.

- (ii) *execution of the Infrastructure Agreement included as Appendix B by both parties*
- (c) *delegate authority to the Chief Executive Officer to execute the Infrastructure Agreement included as Appendix B*
- (d) *note its intention to consider a special rate or charge (Benefited Area Levy), pursuant to section 94 of the Local Government Regulation 2012, on any lots created as part of this development approval to cover any costs associated with maintaining a higher than normal landscaping standard, with such special rate or charge to be determined at Council's budget development meeting for a financial year and*
- (e) *note all future requests for a negotiated decision notice and requested changes to the approval to be determined by delegated Council officers where the changes would not have a material impact on the outcome of the original decision.*

For: Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor C Dickson, Councillor E Hungerford and Councillor J O'Pray.

Against: Councillor J Natoli, Councillor W Johnston, Councillor M Suarez and Councillor D Law.

Carried.

Council Resolution

Moved: Councillor C Dickson

Seconded: Councillor T Landsberg

That Council grant Councillor E Hungerford an extension of time for five minutes to speak further to the motion.

Carried unanimously.

Council Resolution

Moved: Councillor M Suarez

Seconded: Councillor W Johnston

That Council grant Councillor D Law an extension of time for five minutes to speak further to the motion.

Carried unanimously.

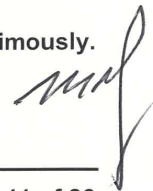
Council Resolution

Moved: Councillor W Johnston

Seconded: Councillor C Dickson

That Council grant Councillor J Natoli an extension of time for five minutes to speak further to the motion.

Carried unanimously.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

Council Resolution

Moved: Councillor W Johnston
Seconded: Councillor E Hungerford

That Council grant Councillor P Cox an extension of time for five minutes to speak further to the motion.

Carried unanimously.

Councillor M Jamieson was absent for the discussion and vote on this item.

The Mayor took the Chair at this time.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

8.2 AMENDMENT SUBORDINATE LOCAL LAW NO. 2 (ANIMAL MANAGEMENT) 2023

File No: Council Meetings
Author: Governance Policy Lead
Civic Governance
Appendices: App A - Amendment Subordinate Local Law No. 2 (Animal Management) 2023
Attachments: Att 1 - Detailed Community Submissions
Att 2 - Community Planning and Development Assessment
Att 3 - Environment and Liveability Strategy Alignment
Att 4 - Internal Response - Shorebird Information
Att 5 - Internal Response - Turtle Information
Att 6 - Internal Response - Regulation Information
Att 7 - Policy Setting Principles
Att 8 - Human Rights Assessment

Council Resolution (OM23/145)

Moved: Councillor J Natoli
Seconded: Councillor M Suarez

That Council:

- (a) receive and note the report titled "**Amendment Subordinate Local Law No. 2 (Animal Management) 2023**"
- (b) resolve to make Amendment Subordinate Local Law No. 2 (Animal Management) 2023 at Appendix A, which has been amended in the following manner following consideration of public submissions as detailed in this report:
 - (i) in section 4(2), substitute a revised map SLL 2.5.19 (Point Cartwright, Buddina) for inclusion in schedule 5 (Exclusion of animals from specific places)
 - (ii) in section 5(2), insert a new row 11 to declare a new dog off-leash area (for Point Cartwright, Buddina, beach access 196 to 196T), which will operate only from 4.00pm to 8.00am, Monday to Friday
 - (iii) in section 5(3), substitute a revised map SLL 2.6.19 (Point Cartwright, Buddina, beach access 198 to 201) and insert a new map 2.6.20 (Point Cartwright, Buddina, beach access 196 to 196T) to delineate the new dog off-leash area
 - (iv) insert a new section 6 in the Amendment Subordinate Local Law to state that row 11 and map SLL 2.6.20 (relating to the new dog off-leash area at Point Cartwright) will expire on 30 June 2025
- (c) note it is considered there are no anti-competitive provisions in Amendment Subordinate Local Law No. 2 (Animal Management) 2023 and
- (d) note the Chief Executive Officer plans to undertake, complete and report back to Council before 30 June 2025 on a proposed region-wide dog exercise area plan and associated network blueprint.

For: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor J Natoli, Councillor W Johnston, Councillor M Suarez and Councillor D Law.

Against: Councillor P Cox, Councillor C Dickson, Councillor E Hungerford and Councillor J O'Pray.

Carried.

Sunshine Coast Regional Council

OM Minutes Page 13 of 26

ORDINARY MEETING MINUTES

14 DECEMBER 2023

Council Resolution

Moved: Councillor W Johnston

Seconded: Councillor M Suarez

That Council grant Councillor J Natoli an extension of time for five minutes to speak further to the motion.

Carried unanimously.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

8.3 MAROOCHYDORE CITY CENTRE PRIORITY DEVELOPMENT AREA - DEVELOPMENT SCHEME PROPOSED AMENDMENT NO.3 - OUTCOMES OF PUBLIC CONSULTATION

File No: Council Meetings

Author: Project Manager
Customer & Planning Services Group

Appendices: App A - Maroochydore City Centre Priority Development Area Development Scheme (Amendment No. 3) Submissions Report
App B - Maroochydore City Centre Priority Development Area Development Scheme (Amendment No. 3)

Notification of Interest

In accordance with s150EQ(3)(b) of the *Local Government Act 2009* Councillor M Jamieson gave notice of a Declarable Conflict of Interest in relation to Agenda Item 8.3 – Maroochydore City Centre Priority Development Area – Development Scheme Proposed Amendment No. 3 – Outcomes of Public Consultation.

I, Mayor Mark Jamieson, notify that I may have a Declarable Conflict of Interest in Agenda Item 8.3 to be considered at the Ordinary Meeting on Thursday, 14 December 2023, due to the fact that as President of the Local Government Association of Queensland, I am an Employer representative Director of LGIA Super which is the trustee which manages Brighter Super.

The President of the LGAQ has historically been nominated as a Trustee Director of LGIASuper. I have held the position since 1 July 2018. I receive remuneration from this role and this is noted in my Register of Interests.

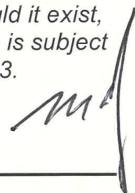
Brighter Super holds a 50% interest in Sunshine Coast Airport Pty Ltd through its asset manager, Palisade Investment Partners.

I am advised that Ms Kylie Ezzy, on behalf of Sunshine Coast Airport Pty Ltd, made a submission to Council on 23 October 2023 on the amendment to the Maroochydore City Centre Priority Development Area Development Scheme, which is the subject of Agenda Item 8.3 to be considered at the Ordinary Meeting on 14 December 2023.

Further, I am advised that Sunshine Coast Airport Pty Ltd, Palisade Investment Partners and LGIASuper would be considered under section 150EP(1)(b) of the Local Government Act 2009 to be a related party of myself, given my role as a Trustee Director of LGIASuper.

I am however, advised that in this case, because the amendment to the Maroochydore City Centre Priority Development Area Development Scheme was initiated by Council and is not an application made to the local government, this matter does not give rise to a Prescribed Conflict of Interest for me as it does not satisfy the definition of a Prescribed Conflict of Interest in section 150EI of the Local Government Act 2009.

As I have no direct involvement in the management and operation of Sunshine Coast Airport Pty Ltd and have not engaged with the Sunshine Coast Airport Pty Ltd or Brighter Super on the amendment to the Maroochydore City Centre Priority Development Area Development Scheme, I have formed the view that I can appropriately manage any conflict, should it exist, and that I can impartially make a decision in the public interest on the matter which is subject of Agenda Item 8.3, which is to be considered at the meeting on 14 December 2023.



Sunshine Coast Regional Council

OM Minutes Page 15 of 26

ORDINARY MEETING MINUTES

14 DECEMBER 2023

In accordance with s150ES(3)(b) of the *Local Government Act 2009* the eligible Councillors were required to decide whether Councillor M Jamieson may participate in a decision in relation to agenda item 8.3, including by voting on the matter.

The Mayor vacated the Chair at this time.

The Deputy Mayor took the Chair at this time.

Council Resolution

Moved: Councillor J O'Pray

Seconded: Councillor P Cox

In accordance with s150ES(3)(b)(i) of the Local Government Act 2009, that despite Councillor M Jamieson's conflict of interest, Councillor M Jamieson may participate in the discussions and decision relating to Agenda Item 8.3 due to the interest not being considered to be sufficient to undermine the ability of the Councillor to form an impartial view and exercise their vote in the public interest.

Carried unanimously.

In accordance with s150ET(2) of the *Local Government Act 2009*, Councillor M Jamieson was not eligible to vote, and did not vote on this matter.

The Mayor returned to the chair at this time.

Council Resolution (OM23/146)

Moved: Councillor J Natoli

Seconded: Councillor M Suarez

That Council:

- (a) receive and note the report titled "**Maroochydore City Centre Priority Development Area - Development Scheme Proposed Amendment No.3 - Outcomes of Public Consultation**"
- (b) endorse the Maroochydore City Centre Priority Development Area Development Scheme (Amendment No. 3) Submissions Report (Appendix A)
- (c) endorse the Maroochydore City Centre Priority Development Area Development Scheme (Amendment No.3) (Appendix B) and
- (d) forward the Maroochydore City Centre Priority Development Area Development Scheme (Amendment No. 3) Submissions Report and the Maroochydore City Centre Priority Development Area Development Scheme (Amendment No.3) to the Minister for Economic Development Queensland (MEDQ) for review and adoption.

For: Councillor M Jamieson, Councillor T Landsberg, Councillor P Cox, Councillor J Natoli, Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford, Councillor J O'Pray, Councillor M Suarez and Councillor D Law.

Against: Councillor R Baberowski.

Carried.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

8.4 SUNSHINE COAST COUNCIL CORPORATE PLAN 2024-2028

File No: Council Meetings
Author: Manager, Strategy and Policy
Civic Governance
Appendices: App A - Corporate Plan 2024-2028
Attachments: Att 1 - Corporate Plan 2024-2028 changes to goal priorities

Council Resolution (OM23/147)

Moved: Councillor E Hungerford
Seconded: Councillor C Dickson

That Council:

- (a) receive and note the report titled "***Sunshine Coast Council Corporate Plan 2024-2028***"
- (b) adopt the Sunshine Coast Council Corporate Plan 2024-2028 (Appendix A) and
- (c) authorise the Chief Executive Officer to make minor administrative amendments to Sunshine Coast Council Corporate Plan 2024-2028 prior to online publication (if required).

For: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford, Councillor J O'Pray, Councillor M Suarez and Councillor D Law.

Against: Councillor J Natoli.

Carried.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

8.5 NOVEMBER 2023 FINANCIAL PERFORMANCE REPORT

File No: Council Meetings
Author: Acting Coordinator Financial Services
Business Performance Group
Attachments: Att 1 - November 2023 Financial Performance Report
Att 2 - Capital Grant Funded Project Report November 2023

Council Resolution (OM23/148)

Moved: Councillor E Hungerford
Seconded: Councillor P Cox

That Council receive and note the report titled "November 2023 Financial Performance Report."

Carried unanimously.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

8.6 BUDGET REVIEW 2 2023/2024

File No: Council Meetings
Author: Acting Coordinator Financial Services
Business Performance Group
Appendices: App A - 2023/24 Amended Budget Financial Statements
App B - Minor Capital Works Program

Council Resolution (OM23/149)

Moved: Councillor E Hungerford
Seconded: Councillor R Baberowski

That Council:

- (a) receive and note the report titled "**Budget Review 2 2023/2024**"
- (b) adopt Appendix A as tabled, pursuant to sections 169 and 170 of the Local Government Regulation 2012, Council's amended budget for 2023/24 financial year incorporating:
 - (i) the statement of income and expenditure
 - (ii) the statement of financial position
 - (iii) the statements of changes in equity
 - (iv) the statement of cash flow
 - (v) the relevant measures of financial sustainability
 - (vi) the long-term financial forecast
 - (vii) Council's 2023/24 Capital Works Program, endorse the indicative four-year program for the period 2025 to 2028, and note the five-year program for the period 2029 to 2033
- (c) note the following documentation applies as adopted 22 June 2023
 - (i) the Debt Policy
 - (ii) the Revenue Policy
 - (iii) the total value of the change, expressed as a percentage, in the rates and utility charges levied for the financial year compared with the rates and utility charges levied in the previous budget, and
 - (iv) the Revenue Statement
 - (v) the rates and charges to be levied for the 2023/24 financial year and other matters as adopted 22 June 2023
 - (vi) the Strategic Environment Levy Policy
 - (vii) the Strategic Arts and Heritage Levy Policy
 - (viii) the Strategic Transport Levy Policy
 - (ix) the Derivatives Policy and
- (d) endorse the Minor Capital Works Program (Appendix B).



Carried unanimously.

ORDINARY MEETING MINUTES

14 DECEMBER 2023

**8.7 DISPOSAL (EASEMENT) OF PART OF COUNCILS FREEHOLD LAND AT
235 RACECOURSE ROAD, CORBOULD PARK**

File No: F2023/70367
Author: Senior Property Officer
Business Performance Group
Attachments: Att 1 - Aerial Map Easement

Council Resolution (OM23/150)

Moved: Councillor R Baberowski
Seconded: Councillor T Landsberg

That Council:

- (a) receive and note the report titled "***Disposal (Easement) of Part of Councils Freehold Land at 235 Racecourse Road, Corbould Park***" and
- (b) resolve, pursuant to section 236 of the Local Government Regulation 2012, that an exception to dispose of an interest (easement) in land (other than by tender or auction) is applied as the disposal is to Energex, a government organisation, pursuant to Section 236(1)(b)(i) over the following Council freehold land at Lot 504 on SP322784.

Carried unanimously.



ORDINARY MEETING MINUTES

14 DECEMBER 2023

8.8 AUDIT COMMITTEE MEETING 9 NOVEMBER 2023

File No: Council Meetings
Author: Manager Audit & Assurance
Civic Governance
Appendices: App A - Audit Committee Minutes 9 November 2023


Council Resolution (OM23/151)

Moved: Councillor J Natoli
Seconded: Councillor E Hungerford

That Council:

- (a) receive and note the report titled "**Audit Committee Meeting 9 November 2023**" and
- (b) endorse the Minutes of the Audit Committee meeting of 9 November 2023 at Appendix A to this report.

Carried unanimously.

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ORDINARY MEETING MINUTES

14 DECEMBER 2023

8.9 APPLICATION FOR A DEVELOPMENT PERMIT FOR A MATERIAL CHANGE OF USE OF PREMISES TO ESTABLISH A MULTIPLE DWELLING (9 UNITS) AND OPERATIONAL WORK (STORMWATER, ACCESS AND LANDSCAPING) AT 38 META STREET, MOOLOOLABA - MCU23/0168 & OPW23/0288

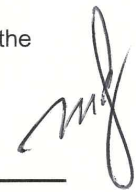
File No: Council Meetings
Author: Principal Development Planner
 Customer & Planning Services Group
Appendices: App A - Conditions of Approval
Attachments: Att 1 - Detailed Assessment Report
 Att 2 - Proposal Plans

MOTION

Moved: Councillor J Natoli
Seconded: Councillor C Dickson

That Council:

- (a) receive and note the report titled "Application for a Development Permit for a Material Change Of Use of Premises to establish a Multiple Dwelling (9 Units) and Operational Work (Stormwater, Access and Landscaping) at 38 Meta Street, Mooloolaba - MCU23/0168 & OPW23/0288"
- (b) refuse Application No. MCU23/0168 Development Permit for Material Change of Use of Premises to establish a Multiple Dwelling for the following reasons:
 - (i) The proposal provides for a scale and density of development that is unacceptable having regard to setbacks, site cover, and proposed density.
 - 1. The density of the proposal
 - (a) does not reflect the intended scale and intensity of the local character of the surrounding area and
 - (b) is not consistent with, or sympathetic to, the local character of the surrounding area.
 - 2. The proposed setbacks and excessive site cover:
 - (a) result in an unreasonable loss of amenity for surrounding premises and
 - (b) privacy and overlooking impacts for surrounding premises.
 - 3. Accordingly, the proposal departs from the following assessment benchmarks in the Planning Scheme:
 - (a) Multi-unit residential uses Code: 9.3.11.2 (1), (2)(d); Table 9.3.11.3.1, PO1, PO6, PO7, PO8; and Table 9.3.11.3.2.
 - (b) Medium density residential zone Code: 6.2.2.2 (2)(h), and (i).
 - (c) Mooloolaba/Alexandra Headland local plan code: 7.2.20.3 (2) (d) and PO1.
 - (ii) The proposal cannot be conditioned to comply with the applicable planning scheme benchmarks.
 - (iii) There are no discretionary matters that are sufficient to warrant approval of the proposal.
- (c) refuse Application No. OPW23/0288 Development Permit for Operational Work (Stormwater, Earthworks, Access to Driveway and Landscaping) for the following



ORDINARY MEETING MINUTES

14 DECEMBER 2023

reasons:

- (i) The applicant has not sufficiently demonstrated compliance with the Stormwater Management Code.
 - 1. Sufficient information to demonstrate that no runoff from the basement is being discharged into Council's (current and future) stormwater drainage system.
 - 2. Accordingly, the proposal departs from the following assessment benchmarks:
 - (a) Stormwater Management Code: 9.4.6.2.(2)(b) and PO9.
- (ii) There is no higher order Material change of Use approval that is relevant to this Operational Work approval.
- (iii) There are no discretionary matters that are sufficient to warrant approval of the proposal.

For: Councillor J Natoli.

Against: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor E Hungerford, Councillor J O'Pray, Councillor M Suarez and Councillor D Law.

Lost.

Councillor C Dickson was absent for the vote on this motion.

Council Resolution (OM23/152)

Moved: Councillor E Hungerford

Seconded: Councillor P Cox

That Council:

- (a) receive and note the report titled "**Application for a development permit for a Material Change of Use of premises to establish a Multiple Dwelling (9 units) and Operational Work (Stormwater, Access and Landscaping) at 38 Meta Street, Mooloolaba - MCU23/0168 & OPW23/0288**"
- (b) APPROVE Application No. MCU23/0168 & OPW23/0288, and grant a Development Permit for Material Change of Use of Premises to Establish a Multiple Dwelling (9 units) and a Development Permit for Operational Work (Stormwater, Earthworks, Access to Driveway and Landscaping) subject to the imposition of reasonable and relevant conditions in Appendix A and
- (c) note all future requests for a negotiated decision and requested changes to the approval to be determined by delegated Council officers where the changes would not have a material impact on the outcome of the original decision.

For: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor E Hungerford, Councillor J O'Pray, Councillor M Suarez and Councillor D Law.

Against: Councillor J Natoli.

Carried.

Councillor C Dickson was absent for the discussion and vote on this motion.

ORDINARY MEETING MINUTES

14 DECEMBER 2023

9 NOTIFIED MOTIONS

NII



ORDINARY MEETING MINUTES

14 DECEMBER 2023

10 TABLING OF PETITIONS

10.1 PETITION - HOUSING CRISIS REQUEST TO REVIEW TOWN PLAN IN
RELATION TO TINY HOMES AND OTHER ACCOMMODATION OPTIONS

Council Resolution (OM23/153)

Moved: Councillor R Baberowski

Seconded: Councillor M Suarez

That the petition tabled by Councillor R Baberowski relating to the request to review the town plan to recognise caravans, buses and tiny homes during the housing crisis be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor C Dickson was absent for the discussion and vote on this item.

11 CONFIDENTIAL SESSION

NIL



ORDINARY MEETING MINUTES

14 DECEMBER 2023

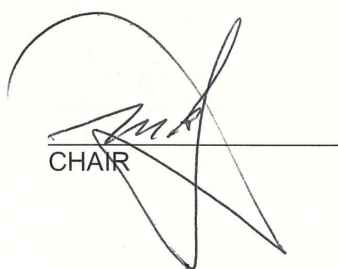
12 NEXT MEETING

The next Ordinary Meeting will be held on 18 January 2024 in the Sunshine Coast City Hall Chamber, 54 First Avenue, Maroochydore.

13 MEETING CLOSURE

The meeting closed at 3:39pm.

Confirmed 18 January 2024.


CHAIR



Strategic policy

Infrastructure Charges Rebates for Eligible Community Organisations

Endorsed by Council: 16 September 2021 (OM21/89)

Policy purpose

The purpose of this policy is to provide support to eligible community organisations that are undertaking development detailed in this Policy, by reducing the overall development costs through Infrastructure Charges rebates, allowing the organisation to provide essential facilities and related services to those in the community in need, at an affordable price.

This policy must be read and complied with in accordance with the associated guidelines.

Policy scope

This policy outlines the types of community organisations which are eligible for a rebate, the purpose and applicability of rebates that may apply to premises, the application process, and the rebate to be offered.

Policy statement

Fundamentally, the policy is based on the type of organisation (including its fundraising capabilities), the service it provides, the function of the proposed development, and the contribution being made to the Sunshine Coast region.

Eligible Community Organisations

The following community organisations are eligible for consideration of Infrastructure Charges rebates:

- Registered accommodation providers under the *Housing Act 2003*
- Charity registered with the Australian Charities and Not-for-profits Commission
- Entities registered on the national and/or state register as providing community housing services under s 37 of the *Housing Act 2003*



- Organisations sanctioned by the Office of Fair Trading under the *Collections Act 1966*¹ to fundraise for a charitable community purpose.

Non-for-profit community organisations have been classified into the following categories:

- Community-based organisations - An incorporated body that either wholly or in part relies on membership fees, hall rental charges, fundraising activities or government grants for its financial existence. These organisations do not have any liquor or gaming licence. Examples include welfare organisations, cultural organisations, indigenous organisations, environmental organisations, rescue organisations, scouts and guides, youth organisations, senior citizens clubs or public halls.
- Charitable organisations (non-for-profit and volunteer) - A non-for-profit organisation set up to undertake community activities, which receives funding from government grants and charges to recipients or customers, but which relies mainly on unpaid volunteer labour. Some paid workers may be involved. These organisations do not have any liquor or gaming licence. Examples include Meals on Wheels, Endeavour Foundation, Lifeline, St Vincent DePaul, Salvation Army.
- Charitable organisations (non-for-profit) - A non-for-profit organisation set up to undertake community activities, which receives funding by way of charges to recipients or from government grants, but which mainly relies on paid labour. These organisations do not have any liquor or gaming licence. Examples include aged persons' homes, Red Cross.
- Sporting or recreation organisations (non-for-profit and volunteer) - An incorporated body that is constituted to undertake a sporting activity and primarily relies on membership fees, games fees, fundraising activities, but which depends mainly on unpaid volunteer labour. This type of club may use a Community Other liquor licence. Examples include junior and senior sports clubs, lifesaving clubs, bowls clubs, pony clubs.
- Community, Sporting or Recreation Organisations (non-for-profit and gaming or liquor licence) - A sporting club or community organisation that undertakes sporting or community activity open to membership that has full bar, trading meals and gaming facilities and relies primarily on paid labour. Examples include large surf lifesaving clubs, RSL clubs, large bowls or golf clubs.

¹ Other entities (eg. co-operatives, companies limited by guarantee, etc) may be considered non-profit community organisations subject to specific application and approval by Council.



Purpose and Applicability of Rebates

The rebate system is primarily based on the philosophy that organisations that construct new or expanded community service, sporting or recreational facilities should receive a rebate of the Infrastructure Charges levied for the development. A development's entitlement to the rebate will depend on the use that is approved by the development permit. Where an approval is for multiple uses, the rebate will only apply to the component of the infrastructure charge associated with the community service use. Ancillary uses will not be considered separately but will be assessed as part of the approved use.

Development that is approved for place of worship (including supporting facilities) is not entitled to a rebate.

A guide to services that will qualify for an Infrastructure Charges rebate is provided in Appendix A, Table A – Infrastructure Charge Rebate Assessment Guide.

Infrastructure charges will not be rebated where the purpose of the development is to raise funds by the sale of land or buildings.

Residential services

Rebates will apply for residential development that is intended to provide accommodation for disadvantaged groups, including:

- Elderly who are fully dependent on care services
- Housing for physically and intellectually disabled
- Shelters for victims of violence or other forms of persecution
- Temporary accommodation that provides assistance to enable vulnerable, at risk persons to find and transition to an independent standard of living
- Accommodation for persons who are seriously ill, are being treated for or recovering from a serious health condition or addiction
- Accommodation for family members supporting seriously ill persons
- Accommodation for disadvantaged groups or individuals
- Affordable housing, as defined in this Policy.

All other residential development will not be entitled to a rebate. This includes but is not limited to the following:

- Retirement facilities
- Short term accommodation
- Relocatable home park.



Commercial operations associated with community uses

Commercial activities that are operated by qualifying organisations for the primary purpose of providing welfare and assistance to disadvantaged and low income or vulnerable members of the community are entitled to receive a rebate.

However, where an organisation engages in commercial activities that do not directly provide a community service, but are for purpose of raising revenue for the organisation, that use is not eligible for the rebate. This applies irrespective of how the revenue raised is expended.

Rebate cannot be transferred

An Infrastructure Charges rebate that has been granted for a premises is not transferrable. Therefore, an Infrastructure Charges rebate will not apply for any relocation to new premises if a rebate for the existing premises has already been granted by Council.

Similarly, where an Infrastructure Charges rebate is applied for a particular use on a premises and that use changes to one that would not normally qualify for the rebate, any future rebate associated with the further development of the premises will be reduced to allow for this change. The reduction in the rebate will be assessed and based on the area that is converted from the qualifying use to a non-qualifying use.

Policy application

Amount of Rebate

Council will rebate the cost of Infrastructure Charges for eligible community organisations in accordance with Table 1 – Rebates for Eligible Community Organisations.

Relevant Infrastructure Networks

This Policy is applicable only to infrastructure networks which are owned and controlled by Council.

Table 1: Rebates for Eligible Community Organisations

Type of Organisation	Purpose of Development	Rebate
Charitable organisations (non-profit and volunteer based) and Community-based Organisations	Residential or community service facilities	100%
	Affordable housing	
Charitable Organisations (non-profit)	Residential or community service facilities	100%
	Affordable housing	
Sporting or Recreation Organisations (non-profit and volunteer)	Sporting or recreation facilities (including clubhouse amenities)	100%



Type of Organisation	Purpose of Development	Rebate
Community, Sporting or Recreation Organisations (non-profit and gaming or liquor licence)	Community, sporting or recreation facilities (including amenities)	100%
	Social, entertainment, gaming or liquor facilities	nil
Religious Organisations	Place of Worship	nil
	Community facilities	100%
	Affordable housing	
Registered community housing providers	Affordable housing	100%

Applications

Council may, at the request of an eligible community organisation, give a rebate for Infrastructure Charges. A request for an Infrastructure Charges rebate is made by completing and submitting the prescribed application form (refer Appendix A) together with any supporting documentation that validates an organisation's not-for-profit status and how the proposed use complies with the eligibility criteria set out in this policy. The current version of the application form may be accessed and downloaded from Council's website. It is desirable that the request be made at the time the development application is submitted. A separate application for a rebate is to be made for each development approval.

Assessment of Applications

The Manager, Strategic Planning is responsible for the assessment of applications that are made for Infrastructure Charges rebates under this policy.

An Infrastructure Charges rebate will only be approved where an application demonstrates that:

- The applicant is an eligible community organisation, and
- The services proposed by the approved development satisfy the requirements of this policy and are consistent with the eligible services (uses) nominated in Appendix B - Infrastructure Charge Rebate Assessment Guide.

Where a registered community housing provider receives a rebate for the provision of affordable housing, they may, at the discretion of Council, be required to enter into an infrastructure agreement to ensure the affordable housing units will be provided for a period of not less than fifteen years from the commencement of the use.



To be eligible for a rebate of infrastructure charges for affordable housing, a development must comply with all of the following criteria:

- 1. The development must be undertaken by one of the entities identified in Table 1 of this policy;*
- 2. The application for a rebate is received by Council between 1 January 2024 and 31 December 2027;*
- 3. The building work for the development is substantially commenced by 31 December 2028*

The relevant period for affordable housing rebates may be extended for a further period at Council's discretion.

Policy review

This policy will be reviewed on 18 January 2028.

Roles and Responsibilities

Council employees and Councillors covered in the scope of this policy consistently demonstrate and uphold the intent, objectives and principles of this policy. Nothing in this policy requires or authorises an employee of Council or Councillor to act in any way that is contrary to law. Any instances of non-compliance will be managed in accordance with any relevant codes of conduct, policies and legislation dealing with conduct and/or disciplinary action.

Role	Responsibility
Council	Endorsement authority for setting this policy and for all material changes to this policy. Able to endorse non-material changes.
Chief Executive Officer (CEO)	Approval authority for any non-material change to this policy.
Executive Leadership Team (ELT)	Provides advice to the CEO and/or Council on setting this policy and all proposed changes to this policy. Provides feedback to the policy sponsor and policy holder regarding the scope of approaching reviews.
Group Executive (GE), Customer & Planning Services	Policy sponsor. Approval authority for any minor non-material changes to this policy.
Manager, Strategic Planning	Policy holder.



Role	Responsibility
Co-ordinator Infrastructure Policy & Charges	Leads this policy's development, including communication, implementation, review and reporting.

Measurements of success

The success of the policy will be affirmed by community organisations undertaking appropriate types of development with Council providing assistance through Infrastructure Charges rebates.

Definitions

Refer to Council's Policy Framework for definitions of common terms. The following contains definitions for terms specific to this policy. For otherwise undefined terms, the plain English meaning informs interpretation.

Term	Definition
Affordable Housing	Housing that is appropriate to the needs of low-income households in terms of design, location and access to services and facilities, and where rent paid by households in the lowest 40% of income units does not exceed 30% of gross household income after any applicable Commonwealth Rent Assistance if deducted. It includes separate housing, as well as boarding and emergency housing and other specialist forms of housing. The definition of affordable housing acknowledges indirect housing costs such as those incurred in accessing employment areas, services and facilities as well as ongoing costs such as maintenance and energy use.
Council Employee	The Chief Executive Officer, senior contract employees, contract employees, award employees, casual employees, part-time employees, contractors, contingent workers, agency casuals and volunteers.

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Appendix A - Infrastructure Charges Rebate for Eligible Community Organisation Application Form

Version current at September 2021 – refer to Council's website for up to date version before applying.



Infrastructure Charges Rebate for Eligible Community Organisation Application Form

Form to be completed and submitted in making a request for approval for an infrastructure charge rebate under the provisions of the Sunshine Coast Council's Infrastructure Charges Rebates for Eligible Community Organisations Policy (the Policy)

1. Community Organisation	
Name	
Address	
Postal address	State Postcode
State	Postcode
Contact person	
Phone	Mobile
Email Address	
2. Development details	
Development proposed	
Development Application No. (MCU / PC reference if known)	
Premises Address	
Real property description	
3. Organisation non-profit details	
Organisation non-profit classification (check whichever applies)	<input type="checkbox"/> Community Based Organisation <input type="checkbox"/> Charitable Organisation <input type="checkbox"/> Sporting or Recreation Organisation (non-profit and volunteer) <input type="checkbox"/> Community, Sporting or Recreation Organisation (non-profit and gaming or unrestricted liquor licence) <input type="checkbox"/> Religious Organisation <input type="checkbox"/> Registered Community Housing Provider (details to be provided)
Current determination from Australian Taxation Office (ATO) that the applicant is a non-profit organisation.	<input type="checkbox"/> Yes (attach a copy) <input type="checkbox"/> No (Details on the organisation's non-profit status is provided in the next section.)
Additional information and documentation that validates the applicant as a non-profit organisation.	<input type="checkbox"/> Registered with the Australian Charities and Not-for-profits Commission (ACNC) ACNC Reference Number: <input type="text"/> <input type="checkbox"/> Incorporated under Queensland's Associations Incorporation Act 1981 Incorporated Association Registration Number: <input type="text"/> Documentation attached as supporting evidence: (Description of documents submitted.)

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Sunshine Coast City Hall 54 First Avenue Maroochydore Qld 4558



Infrastructure Charges Rebate for Eligible Community Organisation Application Form

4. Purpose of the development		
For each proposed use for which an infrastructure charge rebate is requested, describe the nature of the services associated with the use and how this satisfies the eligibility criteria of the Policy. (If insufficient space is available attach additional pages together with any supporting documentation.)		
Defined Use (include reference to Plan of Development if appropriate)	Description of services that provide a community benefit.	How compliance with the Policy is achieved (ideally identify relevant link with the eligibility criteria in Appendix A of the Policy).
1.		
2.		

5. Lodging this application
This application is to be lodged with Development Application documentation or may be emailed separately to icinfo@sunshine.qld.gov.au .

6. Declaration by Authorised Representative of the Community Organisation	
I/We declare that the above information is correct in all respects, at the time of lodgement of this application with the Sunshine Coast Council. Should any of the details given in relation to this application be changed, the Sunshine Coast Council will be advised in writing prior to the application being decided.	
Name (printed):	Position:
Signature:	Date:

Privacy
Council will use any personal information provided by you for the intended purpose only and for remaining in contact with you. Council is authorised to collect this information in accordance with the Local Government Act 2009 and other Local Government Acts. Your personal information is only accessed by persons authorised to do so. Your personal information is dealt with in accordance with council's privacy policy.

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Appendix B

Infrastructure Charge Rebate Assessment Guide

Version current at September 2021 – refer to Council's website for up to date version before applying

Use Class	Uses eligible for a rebate	Uses <u>not</u> eligible for a rebate
Residential	Aged care facilities (fully dependent) Accommodation for persons with a physical or intellectual disability Treatment of health or medical condition Rehabilitation from drug addiction Respite Accommodation Accommodation for disadvantaged groups or individuals Temporary accommodation as a transition to permanent accommodation Camps primarily dedicated to catering for persons with intellectual or physical disability Affordable housing	Retirement facility Holiday accommodation Commercial retail uses within an aged care facility (eg, salons, cafes, gift shops)
Community Use	Community halls Community meeting facilities Facilities for volunteer based essential services (eg, Rural Fire Fighters; Emergency Services) Adult education Community services club facilities Ancillary use areas such as offices or storage spaces dedicated to community service activities of a community organisation Craft or hobby workshops	Hospitals Place of worship (including ancillary use areas) Childcare centre Schools Kindergarten Entertainment, bar or dining facilities operated by a community organisation
Sport and recreation	Community sporting venues run primarily by volunteers or club members Clubhouses Ancillary use areas such as offices or storage dedicated to the sport or recreation activities within a premises	Major sport, recreation and entertainment facilities (eg. regional sports/entertainment venues) Entertainment, bar or dining facilities operated by a sporting or recreational club
Business	Opportunity shops Shops providing low cost groceries and essentials to low-income individuals and families Charity operated craft shops Office space required by a charitable organisation for the sole purpose of administering a community or charitable service	Any other commercial activity



APPENDIX C

POLICY INFORMATION		
Title	Infrastructure Charges Rebates for Eligible Community Organisations	
Purpose	<p>The purpose of this policy is to provide support to eligible community organisations that are undertaking development detailed in this Policy, by reducing the overall development costs through Infrastructure Charges rebates, allowing the organisation to provide essential facilities and related services to those in the community in need, at an affordable price.</p> <p>This policy must be read and complied with in accordance with the associated guidelines</p>	
Document number		
Corporate Plan reference	Goal Pathway Service Output	A Healthy Environment We serve our community by providing this great service S15 – Sustainable growth and network planning; providing land use planning, social policy, infrastructure planning and charges, flood mapping, transportation planning and environmental initiatives
Category	Strategic	
Subcategory	Financial	
Approved	OM09/315	
Approval date	29/10/2009	
Effective date	29/10/2009	
Review schedule	A full review must be undertaken within every four years, and reviewed policy document must be provided to highest level approval authority for endorsement. Reviews may occur more regularly as required, having regard to a policy risk assessment.	
Last review	18/01/2024	
Next review	18/01/2028	
Policy holder	The Manager responsible for this policy is Manager Strategic Planning	
Approval authority	Council has authority to endorse material changes. CEO has approval authority for any non-material change to the policy Relevant Group Executive has authority to approve minor non-material changes.	
RELATED DOCUMENTS		
Legislation	<ul style="list-style-type: none">Planning Act 2016Planning Regulation 2017Queensland's Associations Incorporation Act 1981Collections Act 1966	



APPENDIX C

Policy setting documents	<ul style="list-style-type: none">• Sunshine Coast Planning Scheme 2014• Infrastructure Charges Resolution (No. 8) 2019• Infrastructure Charges Rebate for Eligible Community Organisation Application Form• Infrastructure Charge Rebate Assessment Guide			
Operational documents				
VERSION CONTROL				
Version	Reason/Trigger	Change	Endorsed/Reviewed by	Date
1.0	Create new		OM09/315	29/10/2009
2.0	Review due to changes in legislation and other amendments to support the implementation of the policy	Y	OM21/89	16/09/2021
3.0	Updated to support Council's Housing and Homelessness Action Plan 2023	Y	OM24/?	18/01/2024

2023/24 Minor Capital Works Program

This appendix outlines allocations within Council's 2023/24 Minor Works Program for Council's consideration.

Project Number	Project Name	Division	Suburb	Budget Allocation
CEASED PROJECTS				
K4330	Mandarra Drive Pathway	Division 3	Wurtulla	(\$34,000)
K5489	Sippy Downs Dog Off Leash Area Extension	Division 6	Sippy Downs	(\$100,000)
K5494	Brightwater Community Park power supply installation	Division 6	Mountain Creek	(\$15,000)
K1841	Brightwater Sportsground installation of double plate BBQ	Division 6	Mountain Creek	(\$30,000)
H6216	Brightwater Community Park installation of Dog Drinking Bowl	Division 6	Mountain Creek	(\$10,000)
K5495	Oakmont Drive Park Complete Survey of Residents on park improvements	Division 6	Buderim Pines	(\$5,000)
K6352	CCTV Albany Street, Sippy Downs	Division 6	Sippy Downs	(\$3,500)
K5449	Maleny Bowls Club construct all abilities amenity (contribution)	Mayor	Maleny	(\$80,000)
TRANSFER PROJECTS				
K5467	Beerburum Streetscape Improvements	Division 1	Beerburum	(\$40,000)
K2843	Landsborough Streetscape Contribution	Division 1	Landsborough	\$40,000
K2914	Beerwah Cemetery Entrance Feature and Car Parking – Top Up	Division 1	Beerwah	(\$10,000)
K7230	Old Gympie Road – Pathway Construction	Division 1	Beerwah	\$10,000
K5491	Western Avenue investigation and design of pathway from Russell Family Park to The Narrows Road	Division 5	Montville	(\$30,000)
H4264	Mountain View Road – Design Pathway from McCarthy Road to McCarthy Lookout	Division 5	Maleny	(\$30,000)
K7227	North Maleny Road Pathway Survey and Design	Division 5	Maleny	\$25,000
K5444	Corner Margaret Street and Little Main Street all abilities access pathway design and construction	Division 5	Palmwoods	\$35,000
K5493	Gossamer Drive Kangaroo warning signage and associated works	Division 6	Buderim	(\$3,500)
K6352	CCTV Albany Street, Sippy Downs	Division 6	Sippy Downs	\$3,500
K3351	Elizabeth Street to Clithero Street School Drop Off / Pick Up (contribution)	Division 7	Buderim	(\$100,000)
K4015	Buderim Pump Track Construction	Division 7	Buderim	\$100,000
K5484	Lindsay Road Pathway investigation and design	Division 7	Buderim	(\$10,000)
K6332	Petrie Creek Road Pathway Investigation and Design	Division 7	Buderim	\$10,000
NEW PROJECTS				
K4282	Peace Park – Storage Shed Contribution	Division 1	Landsborough	\$15,000
K3837	Skippy Park – Exercise Equipment Installation	Division 1	Landsborough	\$60,000

Project Number	Project Name	Division	Suburb	Budget Allocation
K7230	Old Gympie Road – Pathway Construction	Division 1	Beerwah	\$30,000
K2914	Beerwah Cemetery Entrance Feature and Car Parking – Top Up	Division 1	Beerwah	\$10,000
K6006	Beach Shower Upgrade BA 246 Bokarina Beach	Division 3	Bokarina	\$34,000
K5996	Coastal Pathway Bench Seat Warana	Division 3	Warana	\$7,000
K7225	Viridian Circuit Dog Park – installation of sandstone blocks for dog agility/seating	Division 3	Birtinya	\$10,000
K7226	Gamban Esplanade – new streetlight with shade installation	Division 3	Currimundi	\$2,000
K3358	Cotton Tree Precinct - Pathway Renewals Top Up Contribution	Division 4	Cotton Tree	\$27,500
K6297	Bray Road Service Lane - New pathway	Division 5	Mooloolah Valley	\$6,000
K5496	Coral Street Pathway Construction from Cooperative Park Boardwalk to Coral Street	Division 5	Maleny	\$20,000
K6414	Khancoban Drive Park - District Park Development	Division 6	Buderim	\$25,000
K6329	Brightwater Sportsground Mt Creek - DOLA Fencing, Gate and Water Tap	Division 6	Mountain Creek	\$37,000
K7219	Tree planting day	Division 6		\$1,000
K6326	Eaton Park – Food Pantry and Library	Division 6	Sippy Downs	\$10,000
K6245	Paperbark and Jubilant Way – Pedestrian Bridge solar lighting	Division 6	Palmview	\$12,700
K6753	Marlin Street Park – Picnic Combo Unit	Division 6	Mountain Creek	\$15,000
K7220	Flintwood Crescent Park, Harmony Estate – Community Garden	Division 6	Palmview	\$15,000
K7221	Palmview Dog Park Shelter and seating design	Division 6	Palmview	\$5,000
H4258	Wyndlorn Avenue & Clithero Avenue - New Pathway Top Up	Division 7	Buderim	\$45,000
K6001	Tom Rickards Park, Buderim Bench Seat and Slab	Division 7	Buderim	\$6,000
K6041	Ash Road Park Diddillibah Amenities investigation and design	Division 7	Diddillibah	\$30,000
K6042	76-78 Upper Rosemount Road Stormwater drain trash rack	Division 7	Rosemount	\$3,000
K5475	Lumeah Drive Pathway Construction	Division 8	Mount Coolum	\$9,000
K5478	Cooinda Crescent Pathway – top up	Division 8	Maroochydore	\$42,000
K7200	Cupania Street – Verge restoration	Division 8	Mudjimba	\$1,000
H9885	Keith Royal Park – Dog park extra seating and turf	Division 8	Marcoola	\$22,000
H4472	Coolum District Sports Complex – Contribution for change rooms at Coolum Breakers AFL Clubhouse	Division 9	Coolum	\$50,000
K6016	Maleny Tennis Lights	Mayor	Maleny	\$80,000
ADOPTED				
K5958	Old Gympie Road Pathway continuation	Division 1	Beerwah	\$35,000
K4096	Howard Walker Park Fence Install	Division 1	Peachester	\$120,000

Project Number	Project Name	Division	Suburb	Budget Allocation
K5466	Emma Place Pathway connection through to Coochin Twins Estate	Division 1	Beerwah	\$70,000
K5467	Beerburum Streetscape Improvements	Division 1	Beerburum	\$40,000
K4202	Mill Park Boundary Fence Installation – Stage One	Division 1	Beerwah	\$100,000
K5973	Canavan Gracie - Active Parks Bellvista Community Engagement for possible Dog Off Leash Area location	Division 1	Caloundra West	\$5,000
K5468	Free Tree Day	Division 1		\$1,000
H8225	Clarke Place Park Happy Valley Bubbler	Division 2	Caloundra	\$20,000
K3847	King Street Pathway – Construction of Section 1 and 2	Division 2	Kings Beach	\$128,000
K5501	Ballinger Beach - Beach Access 261 extra seating along embankment of access ramp	Division 2	Dicky Beach	\$44,000
H7269	Shelly Beach Park Drinking Foundation Installation	Division 2	Shelly Beach	\$30,000
K1713	Pelican Waters/Golden Beach Dog Off Leash Area Investigation/Consultation	Division 2	Pelican Waters	\$100,000
K5498	Golden Beach Shops Installation 2x Bike Hoops	Division 2	Golden Beach	\$5,000
K5499	Free Tree Day x 2	Division 2		\$1,000
K1890	Moffat Beach Traffic Study implementation	Division 2	Moffat Beach	\$100,000
K5500	Queen of Colonies Parade Pathway and fence realignment	Division 2	Moffat Beach	\$45,000
H6458	Kawana Way Underpass and Pathway Solar Lighting	Division 3	Birtinya	\$32,000
K3838	Ridgehaven Park Dog of Leash Area Extension	Division 3	Aroona	\$40,000
K5501	Ballinger Beach - Beach Access 261 extra seating along embankment of access ramp and install 3x bar stool seats along rail	Division 3	Dicky Beach	\$44,000
K4900	Westaway Parade Boat Ramp Carpark and picnic combo	Division 3	Currimundi	\$65,000
K3357	Bokarina Beach Park Half Basketball Court (top up)	Division 3	Bokarina	\$55,000
K5502	Minkara Street Street Tree Plantings	Division 3	Warana	\$11,000
K4327	Limosa Crescent Pathway	Division 3	Aroona	\$37,000
K4330	Mandarra Drive Pathway	Division 3	Wurtulla	\$34,000
K4328	Grebe Street Pathway	Division 3	Caloundra West	\$15,000
K4363	Ketch Street Pathway	Division 3	Wurtulla	\$31,000
K5503	Lake Kawana Boulevard Nicklin Way Intersection Lighting of Pine Tree and Uplight Place Signage	Division 3	Bokarina	\$50,000
K3370	Croydon Avenue Car Parking Bays and Drainage Works (top up)	Division 3	Currimundi	\$57,000
K5504	Corner Bokarina Boulevard and Longboard Parade garden to turf conversion	Division 3	Bokarina	\$6,500
K2609	John Hotton Park Community Engagement – Park Shelter detailed design	Division 4	Warana	\$10,000
K3439	Bermagui Crescent raised Pedestrian Crossing	Division 4	Buddina	\$150,000

Project Number	Project Name	Division	Suburb	Budget Allocation
K1896	4 th Avenue 1x Wombat Crossings	Division 4	Maroochydore	\$100,000
K4254	Grand Parade Dog Off Leash Area Extension	Division 4	Parrearra	\$100,000
K4864	Kevin Asmus Park DDA Play Space Fence	Division 4	Buddina	\$50,000
K5505	Nelsen Park Island "Sisters by Choice" Sculpture Renewal	Division 4	Alexandra Headland	\$15,000
K3905	Emerald Woods Park new pathway	Division 4	Mooloolaba	\$43,000
K5453	Tesch Park Shade Sail installation	Division 5	Maleny	\$65,000
K5444	Corner Margaret Street and Little Main Street all abilities access pathway design and construction	Division 5	Palmwoods	\$50,000
K5455	Mooloolah Recreation Reserve Playground Shade Sail	Division 5	Mooloolah Valley	\$65,000
K4012	Fig Tree Place Park Bollards Installation	Division 5	Maleny	\$4,000
H9013	Federation Park Dog of Leash Area – Installation of Dog Agility Equipment	Division 5	Palmwoods	\$20,000
H9232	Mooloolah Recreation Park Tap and Dog Bowl Installation	Division 5	Mooloolah Valley	\$5,000
K1020	Maleny Entrance Welcome Sign Construction (top up)	Division 5	Maleny	\$70,000
K5458	Montville Entry Statement upgrade works (Contribution)	Division 5	Montville	\$5,000
K5456	Stanley River Road bitumen showgrounds entrance	Division 5	Maleny	\$20,000
K5491	Western Avenue investigation and design of pathway from Russell Family Park to The Narrows Road	Division 5	Montville	\$60,000
H4264	Mountain View Road – Design Pathway from McCarthy Road to McCarthy Lookout	Division 5	Maleny	\$60,000
K5496	Coral Street Pathway Construction from Cooperative Park Boardwalk to Coral Street	Division 5	Maleny	\$40,000
K5486	Mooloolaba Tennis Club Pickle Ball Courts Construction (Contribution)	Division 6	Mountain Creek	\$100,000
K1055	Jingellic Drive - Pathway Staged Construction	Division 6	Buderim	\$50,000
K1456	Glenfields Neighbourhood Park Amenity Block (top up)	Division 6	Mountain Creek	\$105,000
K5487	Khancoban Park Dog Off Leash Signage	Division 6	Buderim	\$5,000
K1456	Glenfields Neighbourhood Park Landscape Plan	Division 6	Mountain Creek	\$25,000
H9544	Durrack Place Park Basketball Half Court – design and costing	Division 6	Buderim	\$5,000
K5489	Sippy Downs Dog Off Leash Area Extension	Division 6	Sippy Downs	\$100,000
K5494	Brightwater Community Park power supply installation	Division 6	Mountain Creek	\$15,000
K1841	Brightwater Sportsground installation of double plate BBQ	Division 6	Mountain Creek	\$30,000
H6216	Brightwater Community Park installation of Dog Drinking Bowl	Division 6	Mountain Creek	\$10,000
K5492	Street Tree Plan – scope and develop	Division 6		\$10,000
K5493	Gossamer Drive Kangaroo warning signage and associated works	Division 6	Buderim	\$20,000

Project Number	Project Name	Division	Suburb	Budget Allocation
K5956	Brightwater Estate Investigation/Design Wombat Crossings	Division 6	Mountain Creek	\$10,000
K5957	Glenfields Boulevard Safety Improvements investigation	Division 6	Mountain Creek	\$10,000
K5495	Oakmont Drive Park Complete Survey of Residents on park improvements	Division 6	Buderim Pines	\$5,000
K3351	Elizabeth Street to Clithero Street School Drop Off / Pick Up (contribution)	Division 7	Buderim	\$100,000
K5483	4 Ballinger Court Solar Light on handrail of footbridge	Division 7	Buderim	\$3,200
H6149	Parsons Road Footpath continuation	Division 7	Forest Glen	\$30,000
K5485	Owen Creek Road Pedestrian Refuge – Design only	Division 7	Forest Glen	\$40,000
K3246	Buderim Village Park Ping Pong Table Installation	Division 7	Buderim	\$30,000
K4208	Conara Road Bollard and Gate Install (contribution)	Division 7	Kunda Park	\$10,000
K4015	Buderim Pump Track Construction	Division 7	Buderim	\$100,000
K5484	Lindsay Road Pathway investigation and design	Division 7	Buderim	\$20,000
H9946	Martins Creek Camphor Laurel removal	Division 7	Buderim	\$10,000
K3346	Toral Drive - extra on street parking (top up)	Division 7	Buderim	\$40,000
K1362	Marcoola Beach Streetscape Renewal (contribution)	Division 8	Marcoola	\$100,000
H5133	South Coolum Road New Pathway	Division 8	Coolum	\$20,000
K5474	Karumba Place Amenity Reserve Bench Seat and Slab	Division 8	Maroochydore	\$8,000
K5481	Kayak Launch Ramp Sunshine Cove	Division 8	Sunshine Cove	\$45,000
K5482	Sunshine Cove Pavilion Design	Division 8	Maroochydore	\$16,000
K5480	Geeribach Lane Beach Shower (Dual showers)	Division 8	Yaroomba	\$30,000
K5479	Birrahl Park extra-long Picnic Table Combo	Division 8	Yaroomba	\$12,000
K4212	Magenta Drive Park – Shade Sail and Picnic Combo	Division 8	Coolum	\$70,000
K5478	Cooinda Crescent Pathway	Division 8	Maroochydore	\$24,000
K5477	Ocean Drive Bike Racks at Bus Stop	Division 8	Twin Waters	\$3,000
K5476	Free Tree Days	Division 8		\$3,000
K5475	Lumeah Drive Pathway Construction	Division 8	Mount Coolum	\$60,000
K5446	Re-creation of Owen Cavanagh Surf Mural (contribution)	Division 8	Pacific Paradise	\$15,000
K2403	Tickle Park Pandanus Trees Foreshore Seating	Division 9	Coolum Beach	\$35,000
K1383	Lowes Lookout Pathway construction	Division 9	Coolum Beach	\$80,000
K4299	Waigani Street Park Playground Seating	Division 9	Bli Bli	\$6,000
K3347	Lions Norrie Job Park Pump Track construction	Division 9	Coolum	\$100,000
K5473	Peregian Springs School Stop Drop and Go waiting area shelter	Division 9	Peregian Springs	\$60,000
K5471	Havana Road East-West Lighting Design	Division 9	Coolum Beach	\$10,000

Project Number	Project Name	Division	Suburb	Budget Allocation
K5955	Bli Bli Pathways Construction	Division 9	Bli Bli	\$50,000
K3267	Tickle Park Playground Shade (top up)	Division 9	Coolum Beach	\$7,000
K1518	Coolum Connections - Urban Design to Link Parks and Paths	Division 9	Coolum Beach	\$100,000
K5949	Petrie Creek Parklands Landscaping outcomes from Landscape Plan	Division 10	Nambour	\$15,000
K5470	Petrie Creek Parklands connecting pathway network to walk/ride bridge	Division 10	Nambour	\$150,000
K5950	Petrie Creek Masterplan Implementation	Division 10	Nambour	\$255,000
K3219	King George VI Memorial Park – extension to existing fence line (top up)	Division 10	Yandina	\$5,000
K5953	Removal of weed species trees	Division 10		\$15,000
K5954	Mapleton / Montville Road Pathway Survey Design	Division 10	Mapleton	\$50,000
K2705	Coastal Pathway Beach Access 233 to 229 (contribution)	Mayor	Warana	\$50,000
H5729	Maroochy Regional Bushland Botanic Garden Arrival Hub (contribution)	Mayor	Tanawha	\$50,000
K5544	Eumundi Tennis Club Lighting infrastructure renewal	Mayor	Eumundi	\$120,000
H9256	Outrigger Boat Ramp Carparking (contribution)	Mayor	Minyama	\$50,000
H3892	Lions-Norrie Job Park Landscape Plan Implementation (contribution)	Mayor	Coolum	\$50,000
K5447	Windansea Boardriders Clubhouse Kitchen installation (contribution)	Mayor	Currimundi	\$50,000
K5449	Maleny Bowls Club construct all abilities amenity (contribution)	Mayor	Maleny	\$80,000
K1362	Marcoola Beach Streetscape (contribution)	Mayor	Marcoola	\$50,000

Sunshine Coast Regional Council Subordinate Local Law No. 2 (Animal Management) 2011

CONSOLIDATED VERSION NO. 8

incorporating amendments up to 14 December 2023

adopted by Sunshine Coast Regional Council on 18 January 2024 pursuant to
section 32 of the *Local Government Act 2009*

Sunshine Coast Regional Council Subordinate Local Law No. 2 (Animal Management) 2011

Contents

Part 1	Preliminary.....	4
1	Short title	4
2	Purpose and how it is to be achieved	4
3	Authorising local law.....	4
4	Definitions.....	4
Part 2	Keeping of animals.....	5
5	Circumstances in which keeping animals is prohibited—Authorising local law, s 7(1).....	5
6	Circumstances in which keeping animals requires approval—Authorising local law, s 8(1)	5
7	Minimum standards for keeping animals—Authorising local law, s 9(1)..	5
8	Identification for cats and dogs in certain circumstances—Authorising local law, s 10	5
Part 3	Management of animals.....	6
9	Public places where animals are excluded—Authorising local law, s 11(1)	6
10	Dog off-leash areas—Authorising local law, s 12(1)	6
11	Conservation requirements—Authorising local law, s 16(1) and 16(4)....	6
Part 4	Management of dangerous animals.....	7
12	Requirements for keeping declared dangerous animals—Authorising local law, s 22(2).....	7
Part 5	Establishment and administration of animal pounds	7
Part 6	Impounding or destruction of animals	7
13	Animals that may be disposed of without auction or tender—Authorising local law, s 37(1)(b)	7

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Part 7	Appeals against destruction orders	7
Schedule 1	Prohibition on keeping animals in prescribed circumstances	8
Schedule 2	Requirement for approval to keep animals	9
Schedule 3	Minimum standards for keeping particular animals	10
Schedule 3A	Minimum standards for keeping animals generally	13
Schedule 4	Exclusion of animals generally	14
Schedule 5	Exclusion of animals from specific places	15
Schedule 6	Dog off-leash areas	36
Schedule 7	Conservation requirements	83
Schedule 8	Requirements for keeping declared dangerous animals	84

Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Subordinate Local Law No. 2 (Animal Management) 2011*.

2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement *Local Law No. 2 (Animal Management) 2011* which provides for the management of animals within the local government's area.
- (2) The purpose is to be achieved by providing for—
 - (a) the circumstances in which the keeping of animals is prohibited or requires approval; and
 - (b) requirements for keeping animals, including minimum standards for keeping animals, identification for animals, requirements for keeping declared dangerous animals and conservation requirements for keeping animals in relevant areas; and
 - (c) the management of animals in public places; and
 - (d) matters regarding the impounding of animals and the disposal of impounded animals.

3 Authorising local law

The making of the provisions in this subordinate local law is authorised by *Local Law No. 2 (Animal Management) 2011* (the **authorising local law**).

4 Definitions

- (1) Particular words used in this subordinate local law have the same meaning as provided for in schedule 1 (Dictionary) of *Local Law No. 1 (Administration) 2011*.
- (2) Additionally, in this subordinate local law—

urban area means the area within the urban boundaries indicated on the map called 'Map 1 Local Law Urban Boundaries' prepared and held by the local government and available for viewing on the local government's website.

Part 2 Keeping of animals

5 Circumstances in which keeping animals is prohibited—Authorising local law, s 7(1)

For section 7(1) of the authorising local law, the keeping of an animal or animals specified in column 1 of schedule 1 are prohibited in the circumstances described in column 2 of schedule 1.

6 Circumstances in which keeping animals requires approval—Authorising local law, s 8(1)

For section 8(1) of the authorising local law, the keeping of an animal or animals of the species or breed mentioned in column 1 of schedule 2 requires an approval from the local government in the circumstances described in column 2 of schedule 2.

7 Minimum standards for keeping animals—Authorising local law, s 9(1)

- (1) For section 9(1) of the authorising local law, column 2 of schedule 3 sets out the minimum standards for keeping an animal of the species or breed mentioned in column 1 of schedule 3.
- (2) For section 9(1) of the authorising local law, schedule 3A sets out the minimum standards for keeping any animal.

8 Identification for cats and dogs in certain circumstances—Authorising local law, s 10

- (1) For section 10 of the authorising local law, the identification required for a cat that is at a place other than the address stated in the registration notice for the cat is the registration device mentioned in section 4A of the authorising local law.
- (2) For section 10 of the authorising local law, the identification required for a dog that is at a place other than the address stated in the registration notice for the dog is, unless the dog has an exemption under subsection (3), the registration device mentioned in section 12(2) of the *Animal Management (Cats and Dogs) Act 2008*.
- (3) The local government may issue a certificate of exemption for a dog if satisfied—
 - (a) the dog is being kept for show purposes; and
 - (b) the dog is registered with the Canine Control Council; and
 - (c) the keeper genuinely believes that the wearing of a collar would adversely affect the dog's coat for show purposes.
- (4) The local government may refuse to issue a certificate of exemption under subsection (3) unless the keeper of the dog produces to the local government—
 - (a) a certificate of registration for the dog from the Canine Control Council; and

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

- (b) evidence (for example, by way of statutory declaration) that the keeper of the dog genuinely believes that the wearing of a collar would adversely affect the dog's coat for show purposes.
- (5) An authorised person may, by notice in writing to the keeper of a dog for which a certificate of exemption has been issued under subsection (3), revoke the exemption.

Part 3 Management of animals

9 Public places where animals are excluded—Authorising local law, s 11(1)

- (1) For section 11(1) of the authorising local law, an animal of the species or breed mentioned in column 3 of schedule 4 is prohibited in the corresponding public place described in column 2 of schedule 4 unless—
 - (a) a sign at the place permits the animal to be in the place; or
 - (b) if the animal is a dog—the place is a dog off-leash area; or
 - (c) the responsible person for the animal has an approval under *Local Law No.1 (Administration) 2011* that authorises the bringing of the animal into the public place.
- (2) For section 11(1) of the authorising local law, an animal of the species or breed mentioned in column 3 of schedule 5 is prohibited in the corresponding public place described in column 2 of schedule 5 and indicated by the map mentioned in column 4 of schedule 5 unless—
 - (a) a sign at the place permits the animal to be in the place; or
 - (b) if the animal is a dog—the place is a dog off-leash area; or
 - (c) the responsible person for the animal has an approval under *Local Law No.1 (Administration) 2011* that authorises the bringing of the animal into the public place.

10 Dog off-leash areas—Authorising local law, s 12(1)

For section 12(1) of the authorising local law, each area described in column 2 of schedule 6 and indicated by the corresponding map mentioned in column 3 of schedule 6 is a dog off-leash area during the times specified in column 4 of schedule 6.

11 Conservation requirements—Authorising local law, s 16(1) and 16(4)

- (1) For the purposes of the definition of *relevant area* in section 16(4) of the authorising local law, the areas described in column 1 of schedule 7 are prescribed as relevant areas.

- (2) For section 16(1) of the authorising local law, the requirements specified in column 2 of schedule 7 are prescribed for the corresponding relevant area mentioned in column 1 of schedule 7.

Part 4 Management of dangerous animals

12 Requirements for keeping declared dangerous animals—Authorising local law, s 22(2)

For section 22(2) of the authorising local law, the requirements that must be met by a responsible person in keeping a declared dangerous animal are prescribed in schedule 8.

Part 5 Establishment and administration of animal pounds

This part in the authorising local law does not contain any matters to be provided for by subordinate local law.

Part 6 Impounding or destruction of animals

13 Animals that may be disposed of without auction or tender—Authorising local law, s 37(1)(b)

For section 37(1)(b) of the authorising local law, the species, breeds or classes of animal that may be sold by private agreement, destroyed or disposed of in some other way are dogs, cats and other small domestic animals.

Part 7 Appeals against destruction orders

This part in the authorising local law does not contain any matters to be provided for by subordinate local law.

Schedule 1 Prohibition on keeping animals in prescribed circumstances

section 5

Column 1 Animal	Column 2 Circumstances in which keeping of animal or animals is prohibited
bees	<ol style="list-style-type: none">1 a bee hive must not be kept on a property that is up to 400 square metres in size2 more than 2 bee hives must not be kept on a property between 401 square metres and 1000 square metres in size3 more than 5 bee hives must not be kept on a property between 1001 square metres and 2000 square metres in size4 more than 10 bee hives must not be kept on a property between 2001 square metres and 4000 square metres in size

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Schedule 2 Requirement for approval to keep animals

section 6

Column 1 Species or breed of animal	Column 2 Circumstances in which keeping of animal or animals requires approval ¹
dog	approval is required to keep 3 or more dogs over the age of 3 months on a property
cat	approval is required to keep 3 or more cats over the age of 3 months on a property
restricted dog	approval is required to keep 1 or more restricted dogs over the age of 3 months on a property
poultry	1 approval is required to keep more than 6 head of poultry in an urban area on a property that is smaller than 800 square metres in size 2 approval is required to keep more than 20 head of poultry in an urban area on a property that is 800 square metres in size or greater
cockerel, rooster, guinea fowl or peacock	approval is required to keep a cockerel, rooster, guinea fowl or peacock on a property that is less than 8001 square metres in size

¹ See *Local Law No.1 (Administration) 2011* and *Subordinate Local Law No.1 (Administration) 2011* in relation to the requirements and processes for approvals (e.g. form of application for approval, documents and materials that must accompany applications, criteria for granting approval, conditions that must be imposed on approvals, conditions that will ordinarily be imposed on approvals, term of approval, third party certification of applications).

Schedule 3 Minimum standards for keeping particular animals

section 7

Column 1 Species or breed of animal	Column 2 Minimum standards for keeping animals
poultry	<ol style="list-style-type: none"> 1 a fowl house or similar structure must be maintained for the animals 2 the fowl house or structure must be at least— <ol style="list-style-type: none"> (a) 6 metres from any residence on an adjoining property; and (b) 1 metre from any side or rear boundary of the property on which it is located; and (c) 10 metres from any front boundary of the property on which it is located 3 feed should be maintained in a manner that prevents vermin access 4 the fowl house or structure must have a minimum floor area of 1 square metre per bird and constructed so that it can be hygienically cleaned 5 deep litter system must be used to absorb potential odours 6 deep litter should be replaced at least annually and disposed of as garden mulch or in a tied bag in a waste bin
aviary birds	<ol style="list-style-type: none"> 1 a cage, aviary or similar structure must be maintained for the animals 2 the cage, aviary or structure must be at least— <ol style="list-style-type: none"> (a) 6 metres from any residence on an adjoining property; and (b) 1 metre from any side or rear boundary of the property on which it is located; and (c) 10 metres from any front boundary of the property on which it is located
pigeons	<ol style="list-style-type: none"> 1 enclosed housing must use deep litter or other appropriate substrate 2 pigeon lofts must be regularly cleaned and maintained in a healthy condition so that no food scraps, pigeon faeces or feathers may create a food source to attract vermin 3 rodents and other vermin must be vigorously controlled 4 all food must be stored in sealed vermin proof containers and must not be left uncovered 5 the pigeons' owner or the occupier of those premises must control feral pigeons attracted to captive managed flocks 6 waste must be disposed of in a sanitary manner

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

	<p>7 the uncontrolled release of pigeons (free lofting) in an urban area is not permitted</p> <p>8 free non-flight time must be conducted under close supervision by the owner</p> <p>9 the exit and entry of these birds from a loft, aviary or cage must be fully controlled. Provision must be made for all released birds to return through a one-way entrance that will not permit uncontrolled exit</p> <p>10 every reasonable attempt must be made to retrieve birds that do not return</p> <p>11 birds must not be permitted to roost on neighbours' premises</p> <p>12 birds must be appropriately conditioned in their behaviour to ensure rapid and voluntary return to their enclosure after liberation</p>
livestock	<p>1 animals must not have an adverse impact on—</p> <p>(a) the ability of occupiers of premises in the surrounding area to carry out the ordinary activities of the area and enjoy its amenity; and</p> <p>(b) the health or safety of people or other animals</p> <p>2 food must be stored in vermin proof containers</p>
cat or dog	<p>1 the enclosure—</p> <p>(a) must be of a size appropriate to the species and breed of the animal to be enclosed; and</p> <p>(b) must be constructed of strong materials and designed in such a way to prevent the animal from—</p> <p>(i) escaping over, under, through or around the fence; and</p> <p>(ii) protruding over, under, through or around the fence; and</p> <p>(iii) attacking or threatening to attack a person or animal over, under, through or around the fence; and</p> <p>(c) may be constructed such that parts of a building or structure can form part of the enclosure in lieu of fencing, provided the building or structure does not have openings through which the animal can escape; and</p> <p>(d) must contain adequate shelter; and</p> <p>(e) in the case of a dog enclosure that is solely within a dwelling—must not include a door that opens directly to an area outside the dwelling that would give the dog unrestricted access to a public place.</p> <p><i>Example for paragraph (e)— The perimeter of an enclosure for a dog within a dwelling must not include the front door or another external door of the dwelling.</i></p>

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

	2 the enclosure's gates must be closed and latched except when in actual immediate use.
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CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Schedule 3A Minimum standards for keeping animals generally

section 7

- 1 The person keeping the animal must ensure that—
 - (a) the animal enclosure and containment measures meet the welfare needs of the animal; and
 - (b) the animal enclosure is maintained in good repair so as to not cause nuisance to neighbouring premises; and
 - (c) the animal enclosure is constructed to prevent wastewater from entering into the stormwater system or discharging to adjoining premises; and
 - (d) the land surrounding the animal enclosure is kept clear of organic materials that may harbour vermin or cause a nuisance to neighbouring premises.
- 2 The person keeping the animal must ensure that the animal does not—
 - (a) cause a nuisance; or
 - (b) expose the health and safety of other persons and animals to significant risk; or
 - (c) create a reasonable apprehension in the minds of other persons of a significant risk to the health and safety of persons and animals; or
 - (d) cause a loss of amenity.
- 3 Animal noise is a **nuisance** if it—
 - (a) is made by a domestic animal; and
 - (b) occurs more than once; and
 - (c) unreasonably disrupts or inhibits an activity ordinarily carried out on adjoining land or nearby residential premises.

Example for paragraph (c)—

The barking of a dog, which disrupts a person—

- (a) holding a conversation; or
- (b) watching television; or
- (c) listening to a radio or recorded material; or
- (d) sleeping.

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Schedule 4 Exclusion of animals generally

section 9

Column 1 Type of public place	Column 2 Description of public place	Column 3 Animal prohibited unless a sign permits the animal
park/reserve	any park or reserve	horses
beach and foreshore	any part of the foreshore or seashore that is under the local government's control, including bathing reserves	all animals
park/reserve	any park or reserve that adjoins a part of the foreshore or seashore that is under the local government's control	all animals
park/reserve	within 5 metres of a children's playground or BBQ facility in a park or reserve	all animals

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Schedule 5 Exclusion of animals from specific places

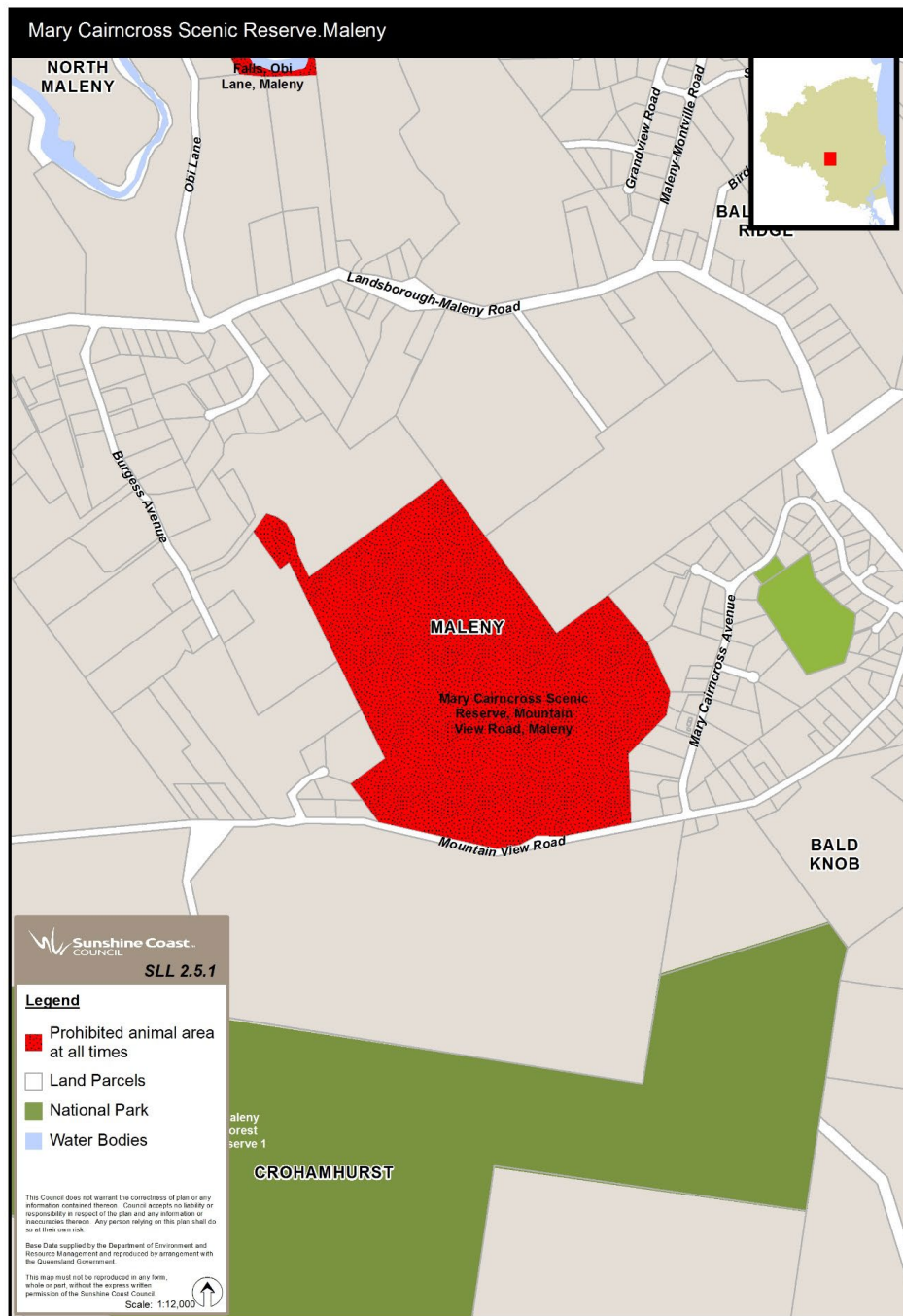
section 9

Column 1 Type of public place	Column 2 Description of public place	Column 3 Animal prohibited	Column 4 Map Number
park/reserve	Mary Cairncross Scenic Reserve, Maleny	all animals	SLL 2.5.1
park/reserve	Gardner's Falls, Maleny	all animals	SLL 2.5.2
park/reserve	Buderim Forest Park, Buderim	all animals	SLL 2.5.3
park/reserve	Maroochy Regional Bushland Botanic Gardens, Tanawha	all animals	SLL 2.5.4
beach and foreshore	Currimundi Lake, Currimundi	all animals	SLL 2.5.5
park/reserve	Sharon Bonney Bushland Reserve, Aroona	all animals	SLL 2.5.6
park/reserve	Jill Chamberlain Bushland Reserve, Little Mountain	all animals	SLL 2.5.7
park/reserve	Hardie Buzacott Wildflower Reserve, Moffat Beach	all animals	SLL 2.5.8
park/reserve	Kings Beach Park, Bill Morton Memorial Park and Kings Beach Pool, Kings Beach	all animals	SLL 2.5.9
park/reserve	Caloundra Central Park Sports Precinct, Caloundra	all animals	SLL 2.5.10
park/reserve	Caloundra Cricket Ovals 2-14 and Caloundra Croquet Club Greens	all animals	SLL 2.5.11
park/reserve	Mooloolaba Beach, Mooloolaba (beach access 171 to 195)	all animals	SLL 2.5.12
park/reserve	Quota/Eleanor Shipley Park, Moffat Beach	all animals	SLL 2.5.13
park/reserve	Graham Stewart Park, Currimundi	all animals	SLL 2.5.14
park/reserve	Sunshine Coast Stadium, Bokarina	dogs	SLL 2.5.15
park/reserve	Maleny Showground, Maleny	dogs	SLL 2.5.16

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

park/reserve	Muller Park Reserve, Bli Bli	all animals	SLL 2.5.17
park/reserve	Bankfoot House, Glass House Mountains	all animals	SLL 2.5.18
park/reserve, beach and foreshore	Point Cartwright, Buddina	all animals	SLL 2.5.19

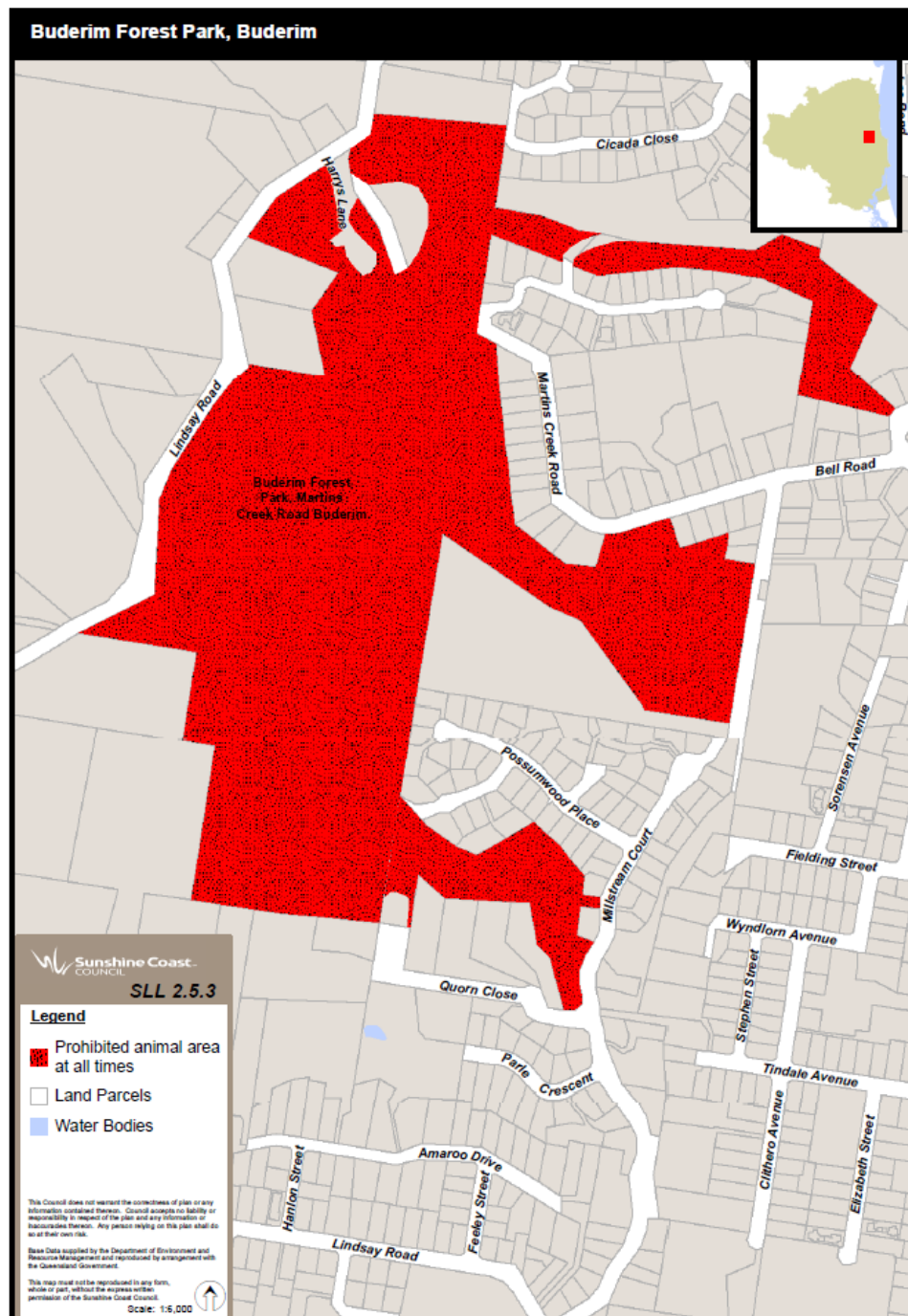
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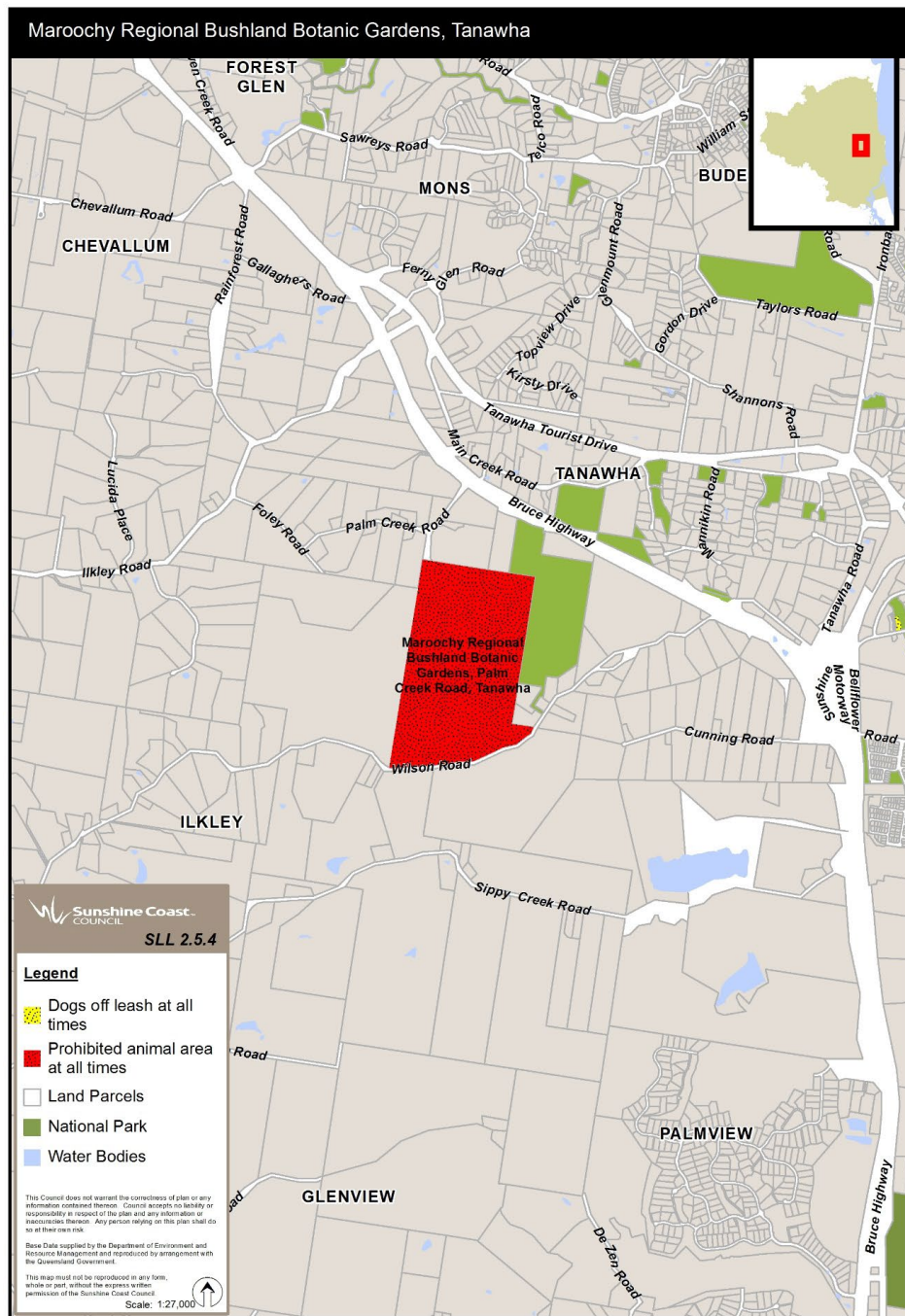
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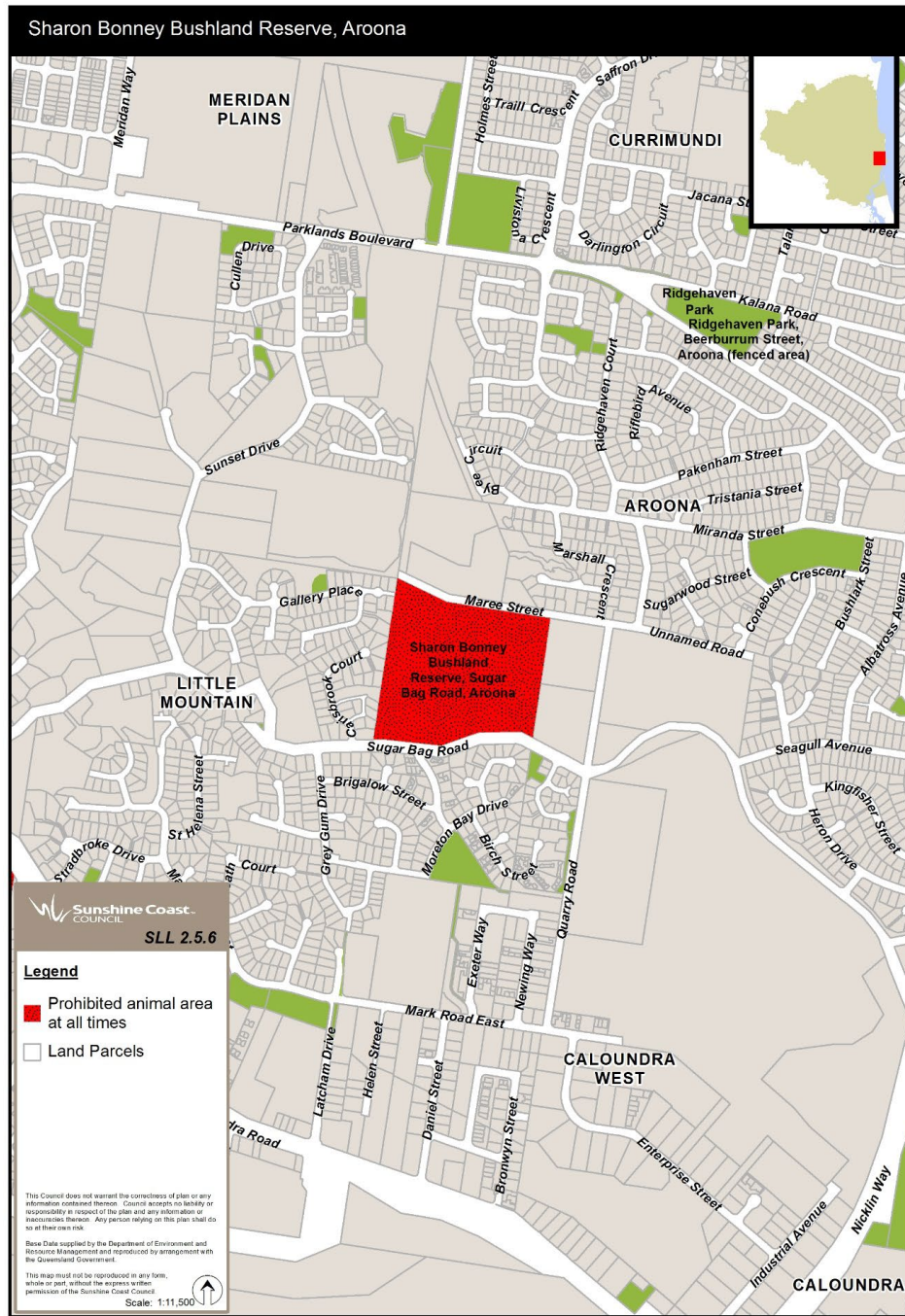
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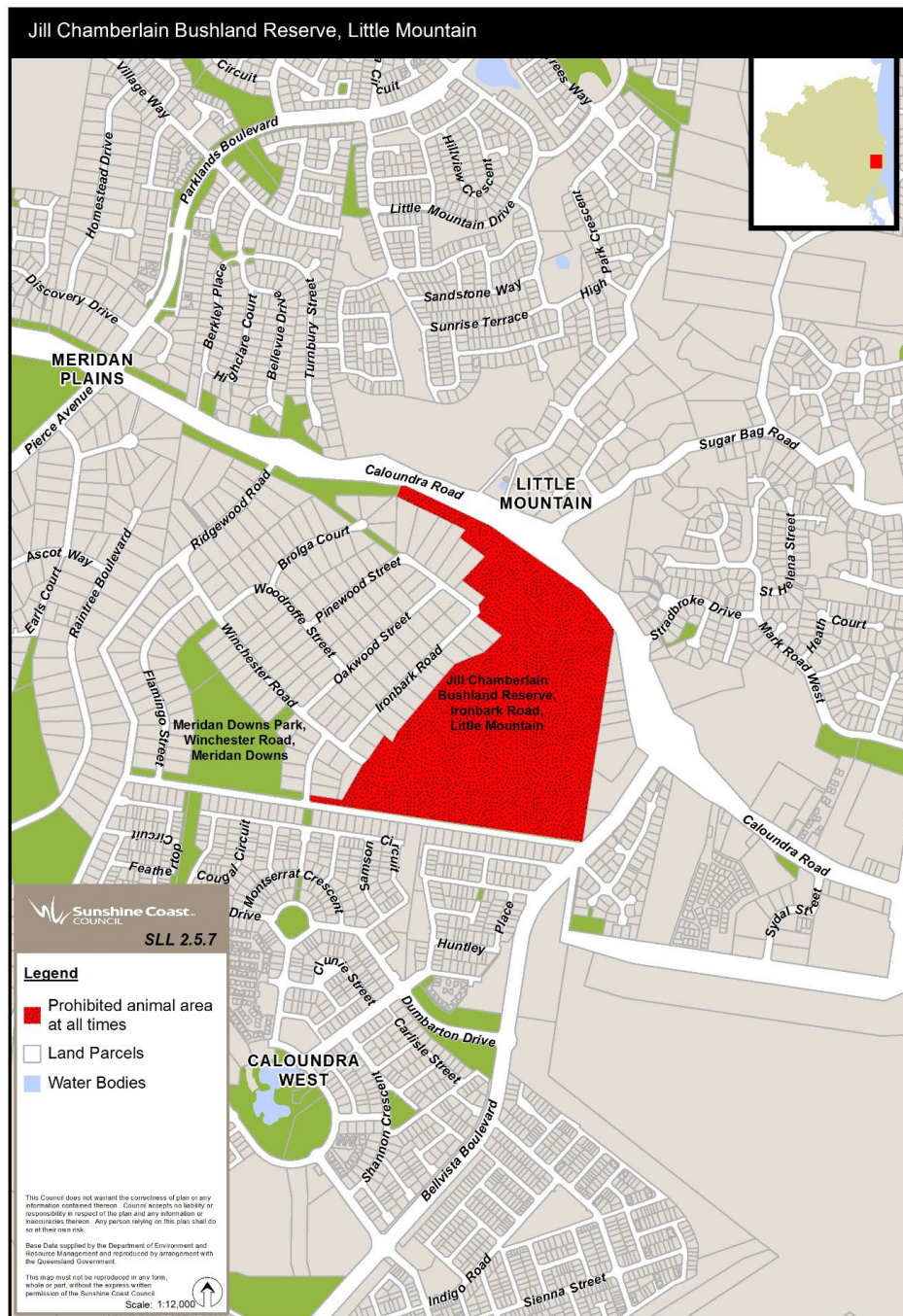
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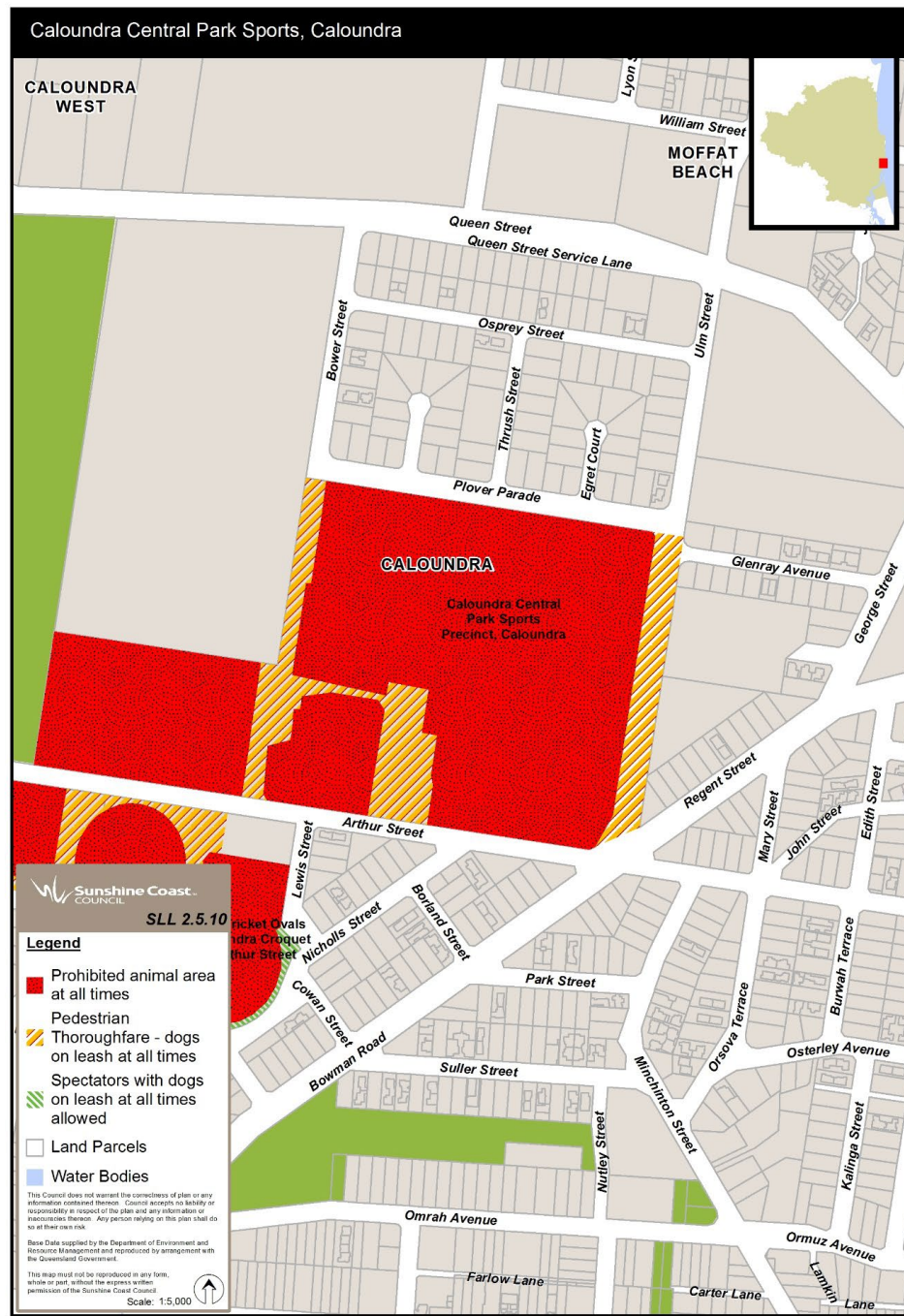
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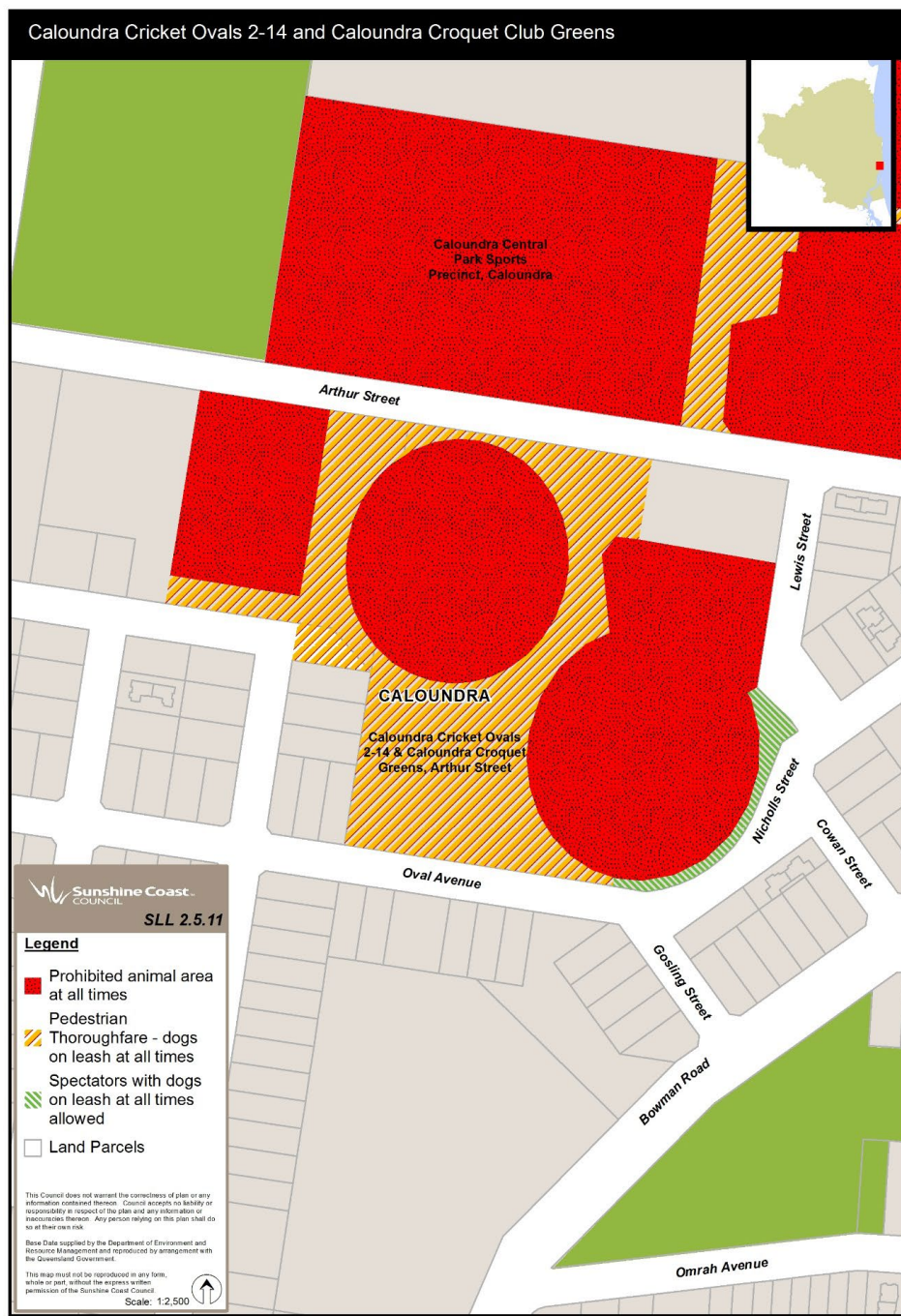
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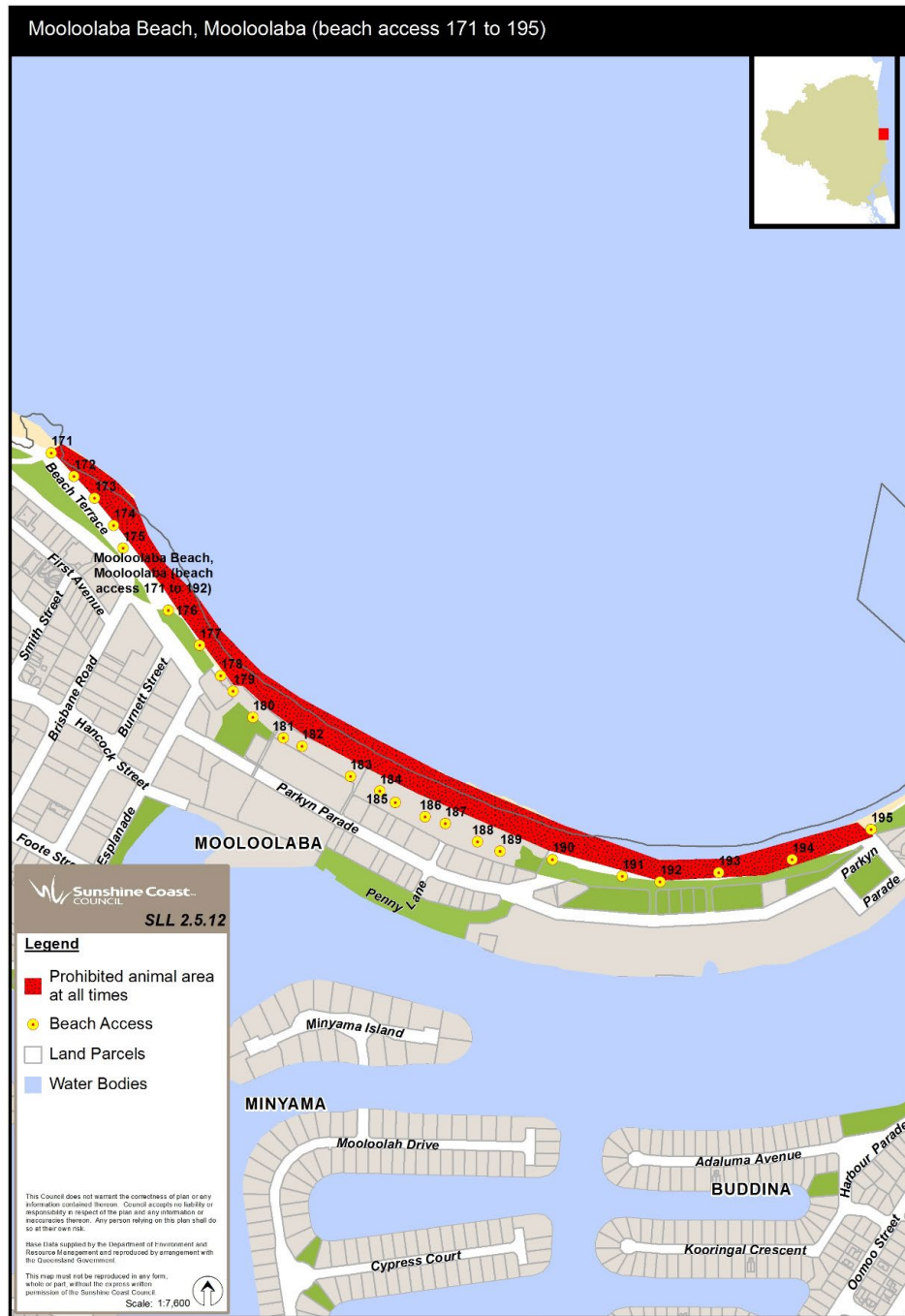
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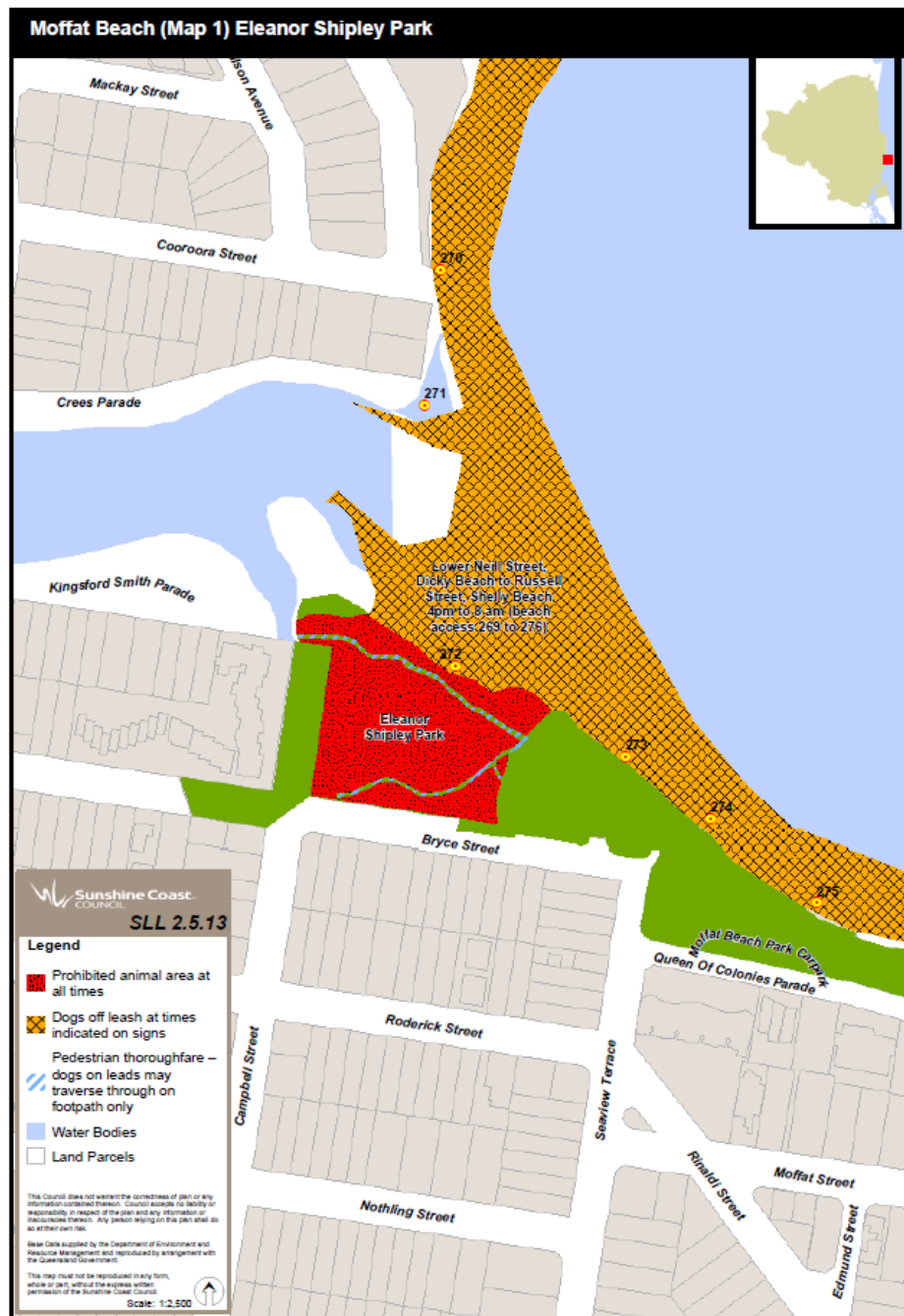
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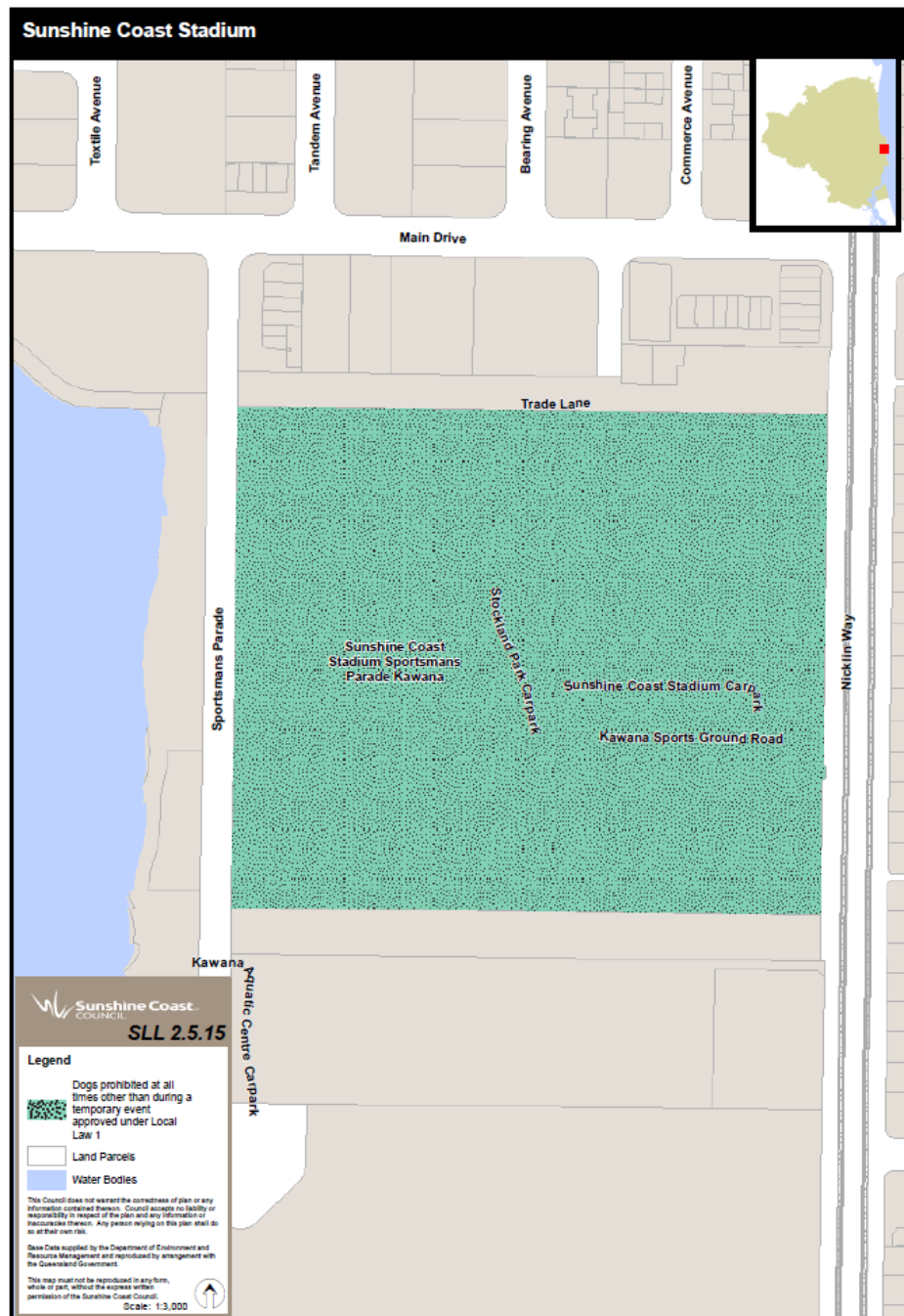
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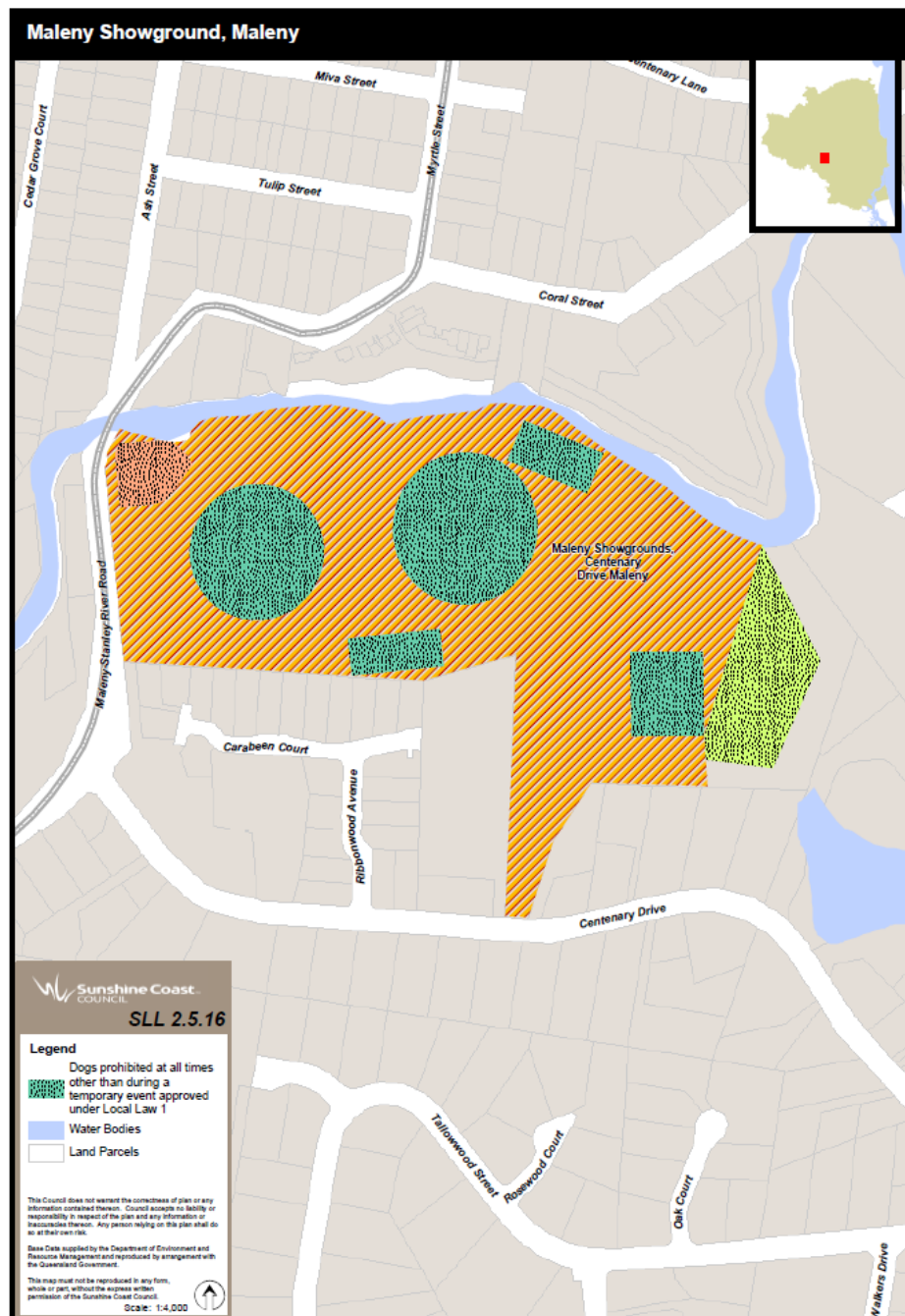
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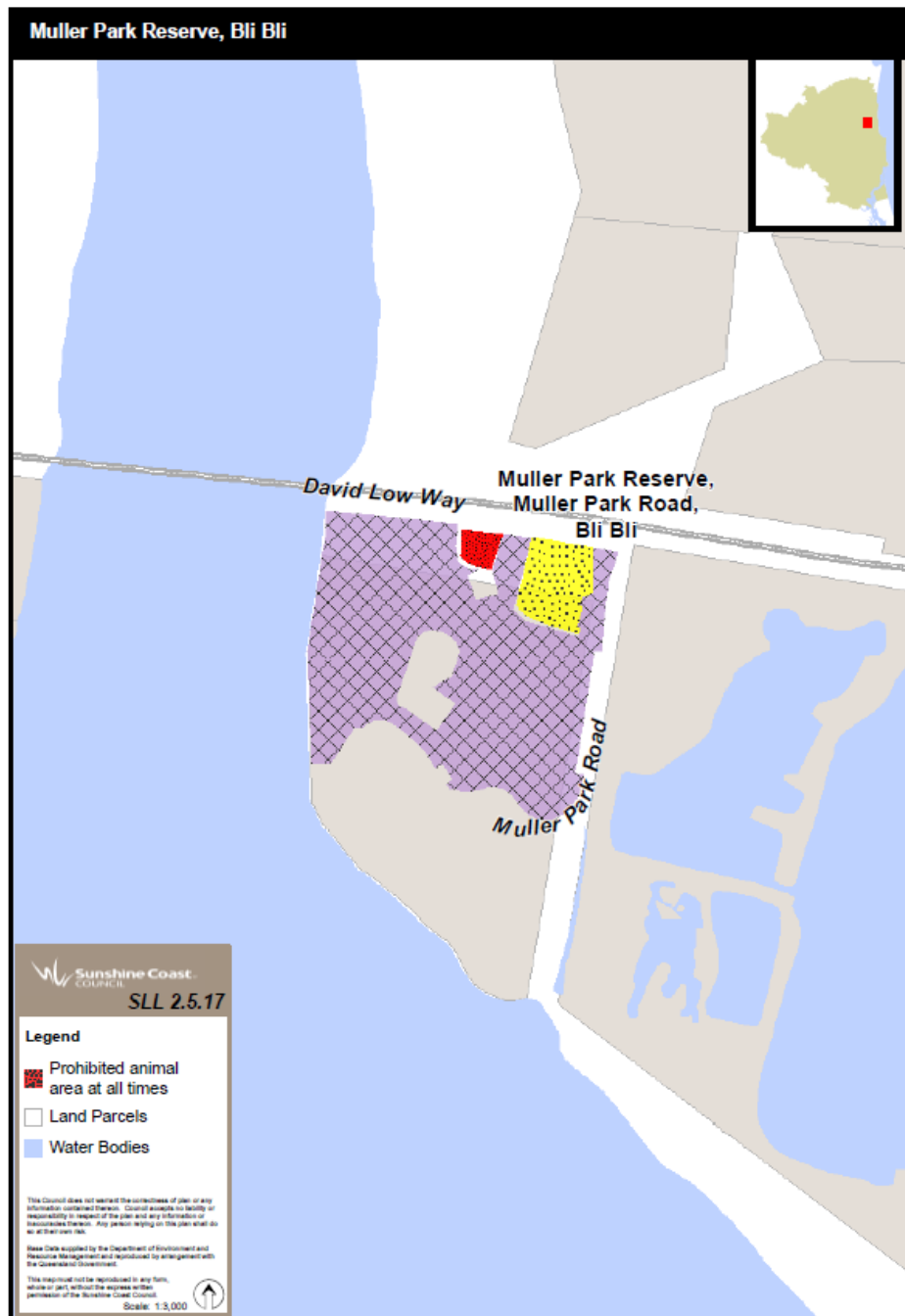
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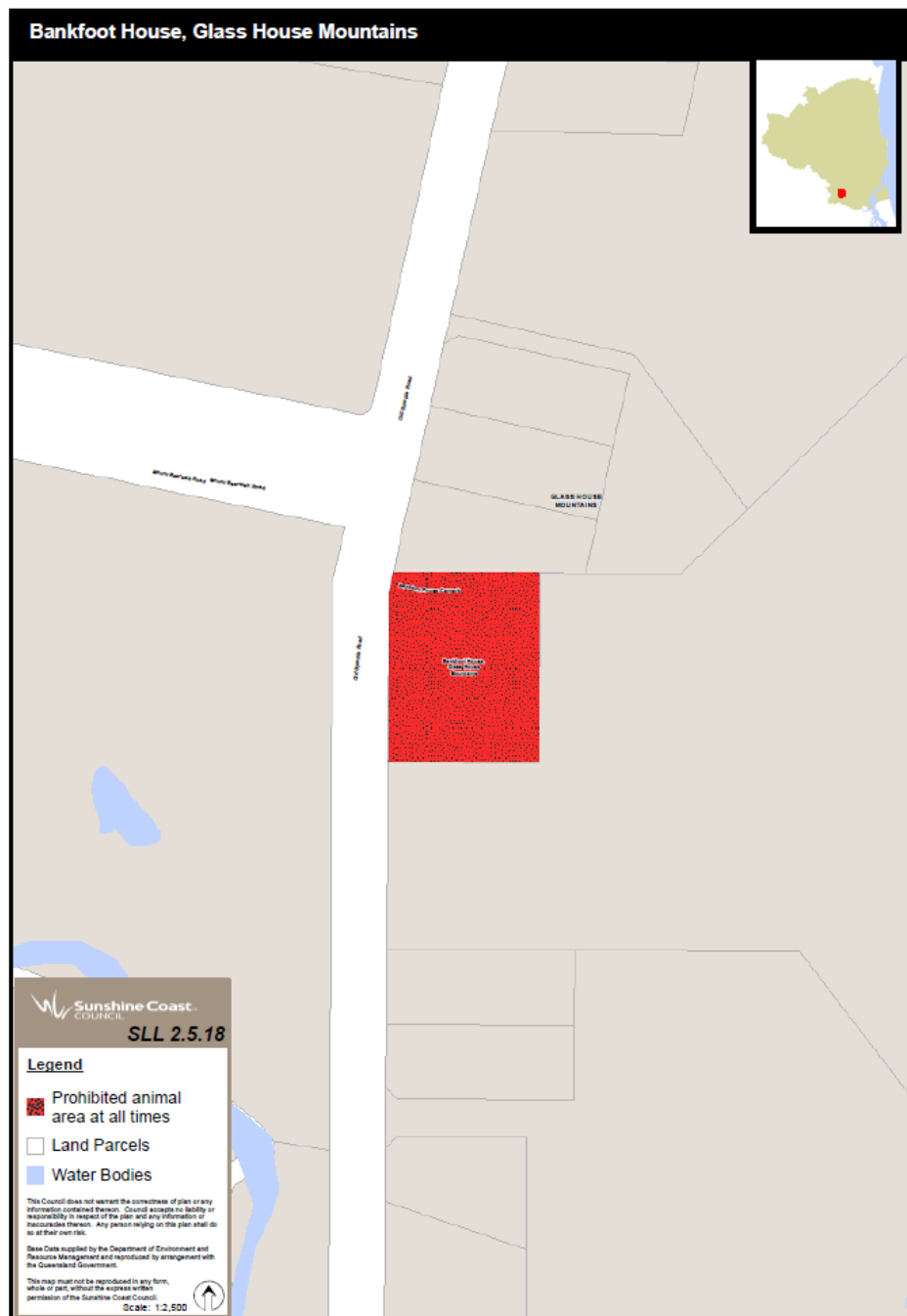
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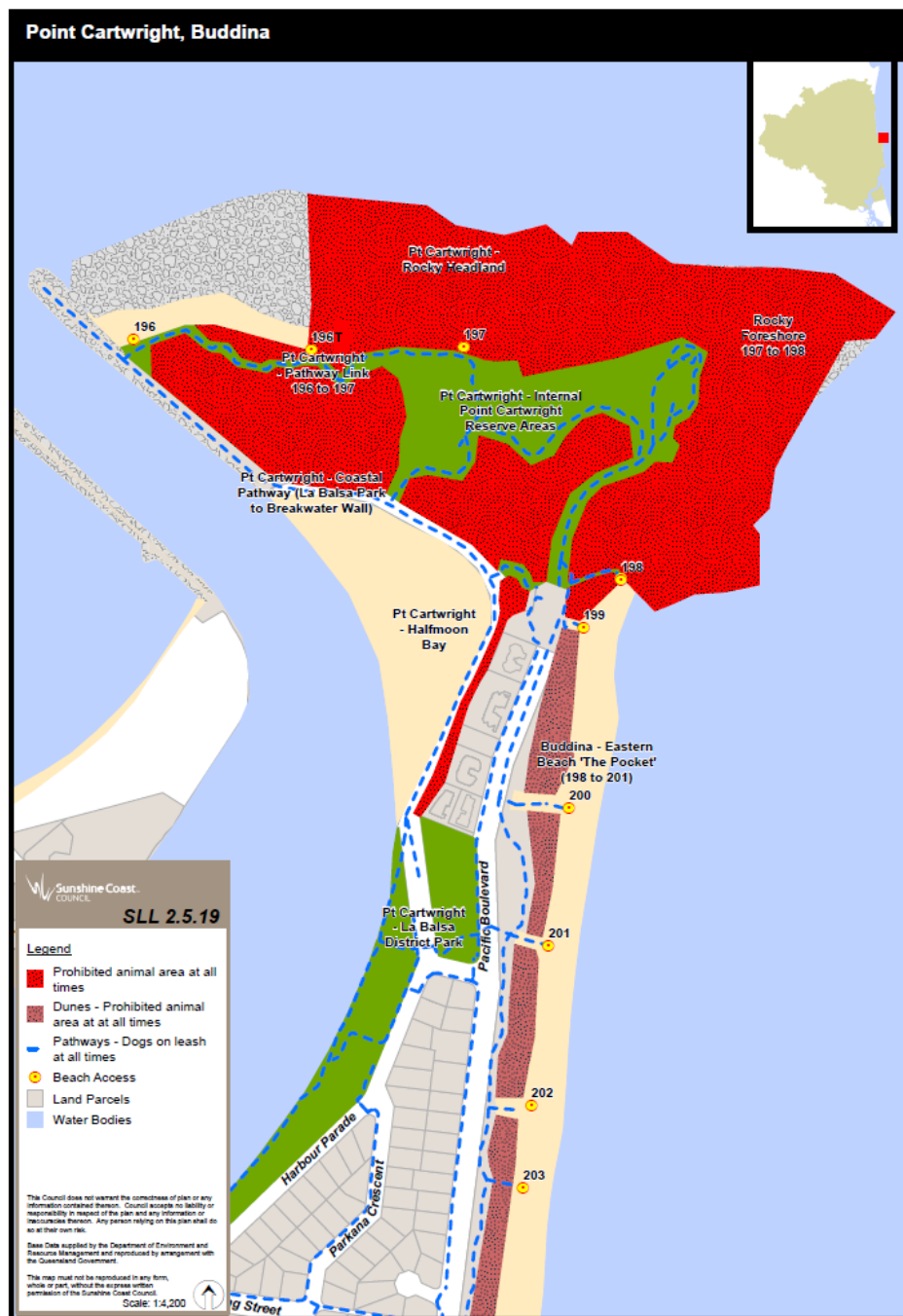
CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023



CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023



CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023



CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Schedule 6 Dog off-leash areas

section 10

Column 1 Type of public place	Column 2 Description of dog off leash area	Column 3 Map Number	Column 4 Applicable times
park	Lake Weyba Drive, Lake Weyba	SLL 2.6.9	all times
foreshore	Stumers Creek, Coolum, beach access 67 to 72	SLL 2.6.10	all times
foreshore	Town of Seaside, from beach access 97 to 98	SLL 2.6.12	5am to 9am and 4pm to 8pm
park	Parkland Reserve, Keith Royal Drive, Marcoola	SLL 2.6.13	all times
park	Muller Park Reserve, Bli Bli	SLL 2.6.14	all times (fenced dog off-leash area) or 4pm to 8am (entire park excluding the prohibited animal area declared by schedule 5)
park	Petrie Park, Nambour	SLL 2.6.15	all times
foreshore	North Shore, Twin Waters	SLL 2.6.16	all times
park	Parkland Reserve, Bradman Avenue, Maroochydore	SLL 2.6.17	all times
park	Elizabeth Daniels Park, Buderim	SLL 2.6.18	all times
foreshore	Point Cartwright, Buddina (beach access 196 to 196T) ²	SLL 2.6.20	4pm to 8am, Monday to Friday
foreshore	Point Cartwright to Gulai Street, Buddina (beach access 198 to 201)	SLL 2.6.20	all times
park	Western end of Jessica Park, Buddina	SLL 2.6.21	all times
park	Quota Hideaway Park, Mountain Creek	SLL 2.6.22	all times
foreshore/park	Mawarra Street to Talinga Street,	SLL 2.6.23	all times

² This dog off-leash area expires on 30 June 2025. See section 6 of *Amendment Subordinate Local Law No. 2 (Animal Management) 2023*.

Column 1 Type of public place	Column 2 Description of dog off leash area	Column 3 Map Number	Column 4 Applicable times
	Buddina (beach access 210 to 217)		
foreshore/park	Maloga Street, Kawana to Blue Haven Court, Bokarina (beach access 226 to 245)	SLL 2.6.24	all times
foreshore/park	Blue Haven Court, Bokarina to Moondara Drive, Wurtulla (beach access 245 to 249)	SLL 2.6.24	5pm to 8am
park	Chancellor Village Park, Sippy Downs	SLL 2.6.25	all times
park	Nicklin Way Dog Park, Warana	SLL 2.6.26	all times
foreshore/park	Moondara Drive, Wurtulla to Currimundi Creek, Currimundi (beach access 249 to 253)	SLL 2.6.27	all times
foreshore/park	Gothic Pde to Ann Street, Currimundi (beach access 255 to 262)	SLL 2.6.28	all times
park	Maleny Showgrounds, Maleny	SLL 2.6.29	1 for the area indicated on the map by orange shading—all times except during a temporary entertainment event approved under <i>Local Law No. 1 (Administration) 2011</i> 2 for the area indicated on the map by light green shading—all times except during an Equine Event advertised by Maleny Equestrian Groups
park	Graham Stewart Park (excluding the leased area), Currimundi	SLL 2.6.30	all times
park	Ridgehaven Park, Aroona (fenced area)	SLL 2.6.31	all times

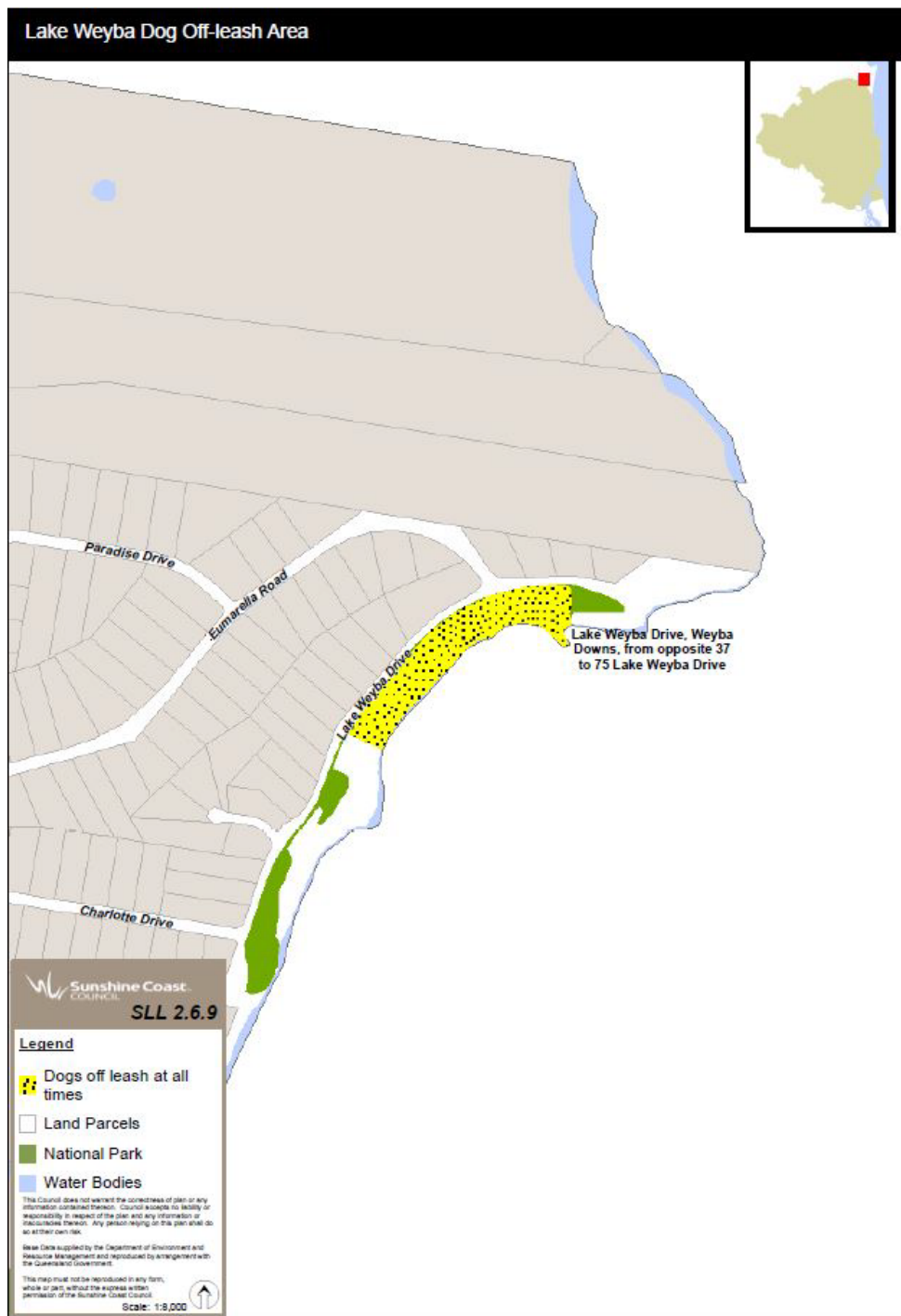
CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Column 1 Type of public place	Column 2 Description of dog off leash area	Column 3 Map Number	Column 4 Applicable times
park	Ridgehaven Park, Aroona	SLL 2.6.31	at times indicated on signs
park	Coochin Park, Dicky Beach	SLL 2.6.32	all times
park	Meridan Downs Park, Meridan Downs	SLL 2.6.33	all times
park	Little Mountain Common, Little Mountain	SLL 2.6.34	all times
foreshore/park	Lower Neil Street, Dicky Beach to Russell Street, Shelly Beach (beach access 269 to 276)	SLL 2.6.35	at times indicated on signs
foreshore/park	Russell Street to Victoria Terrace, Shelly Beach (beach access 276 to 281)	SLL 2.6.36	May to October, 4pm to 8am
park	Woorim Park, Golden Beach	SLL 2.6.37	all times
park	Mill Street Park, Beerwah	SLL 2.6.38	all times
park	Heliconia Street, Mountain Creek	SLL 2.6.39	all times
park	The Avenue Park, Peregrine Springs	SLL 2.6.40	all times
park	Glasshouse Mountains District Park, Glasshouse Mountains	SLL 2.6.41	all times
park	Pioneer Park, Landsborough	SLL 2.6.42	all times
park	Federation Park, Palmwoods	SLL 2.6.43	all times
park	Aroona Park	SLL 2.6.44	4pm to 8am Monday to Friday
park	Mooloolah Recreation Reserve	SLL 2.6.45	all times other than during a temporary entertainment event approved under <i>Local Law No.1 (Administration) 2011</i>
park	Flintwood Crescent, Palmview	SLL 2.6.46	all times
park	Mapleton Lilyponds, Mapleton	SLL 2.6.47	all times

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Column 1 Type of public place	Column 2 Description of dog off leash area	Column 3 Map Number	Column 4 Applicable times
park	Quota Memorial Park, Nambour	SLL 2.6.48	all times
park	Baringa Forest Park, Eden Drive	SLL 2.6.49	all times
park	Annalise Circuit Park, Nirimba	SLL 2.6.50	all times
park	Viridian Park, Birtinya	SLL 2.6.51	all times
park	Grand Parade Park, Parrearra	SLL 2.6.52	all times

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023



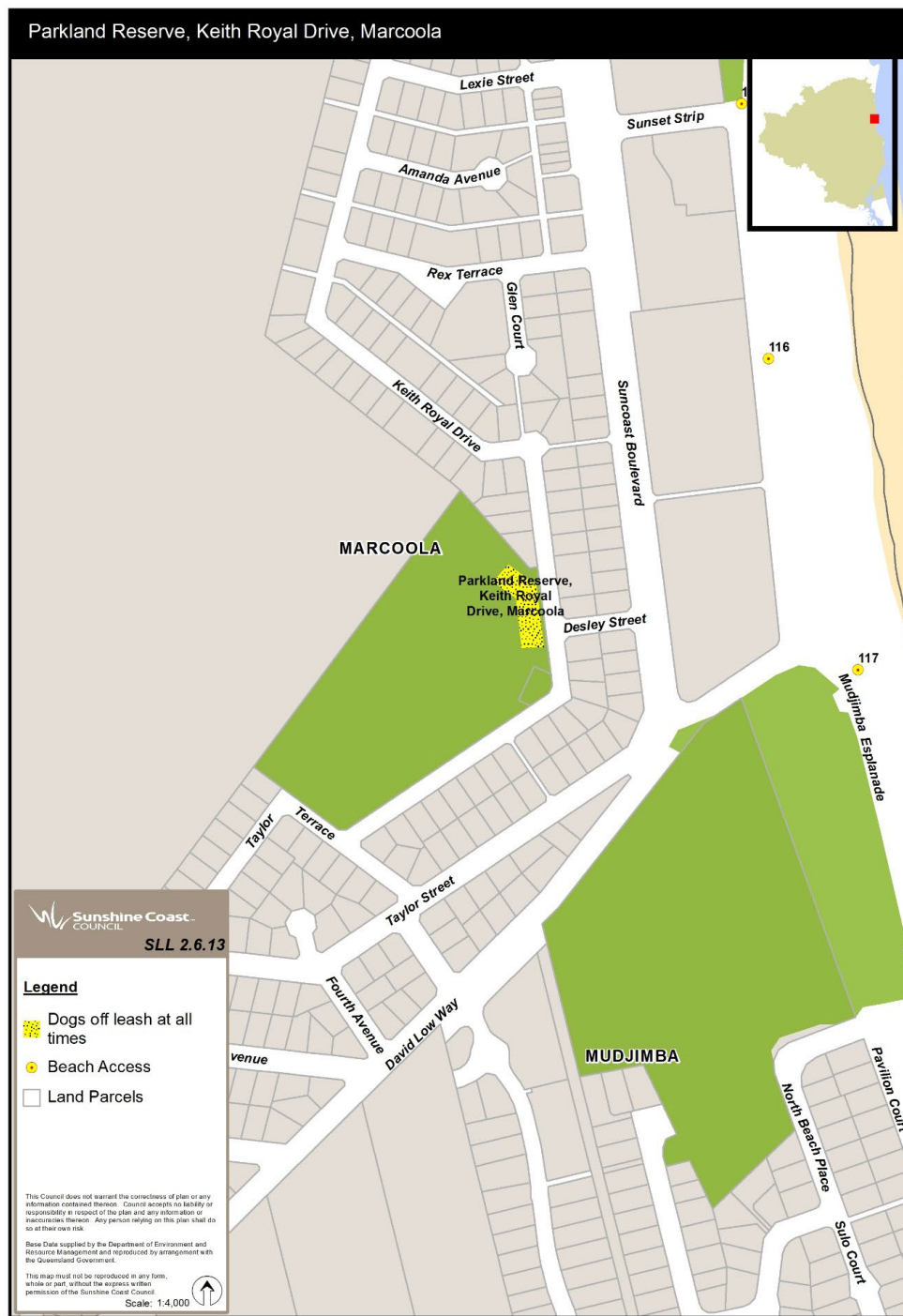
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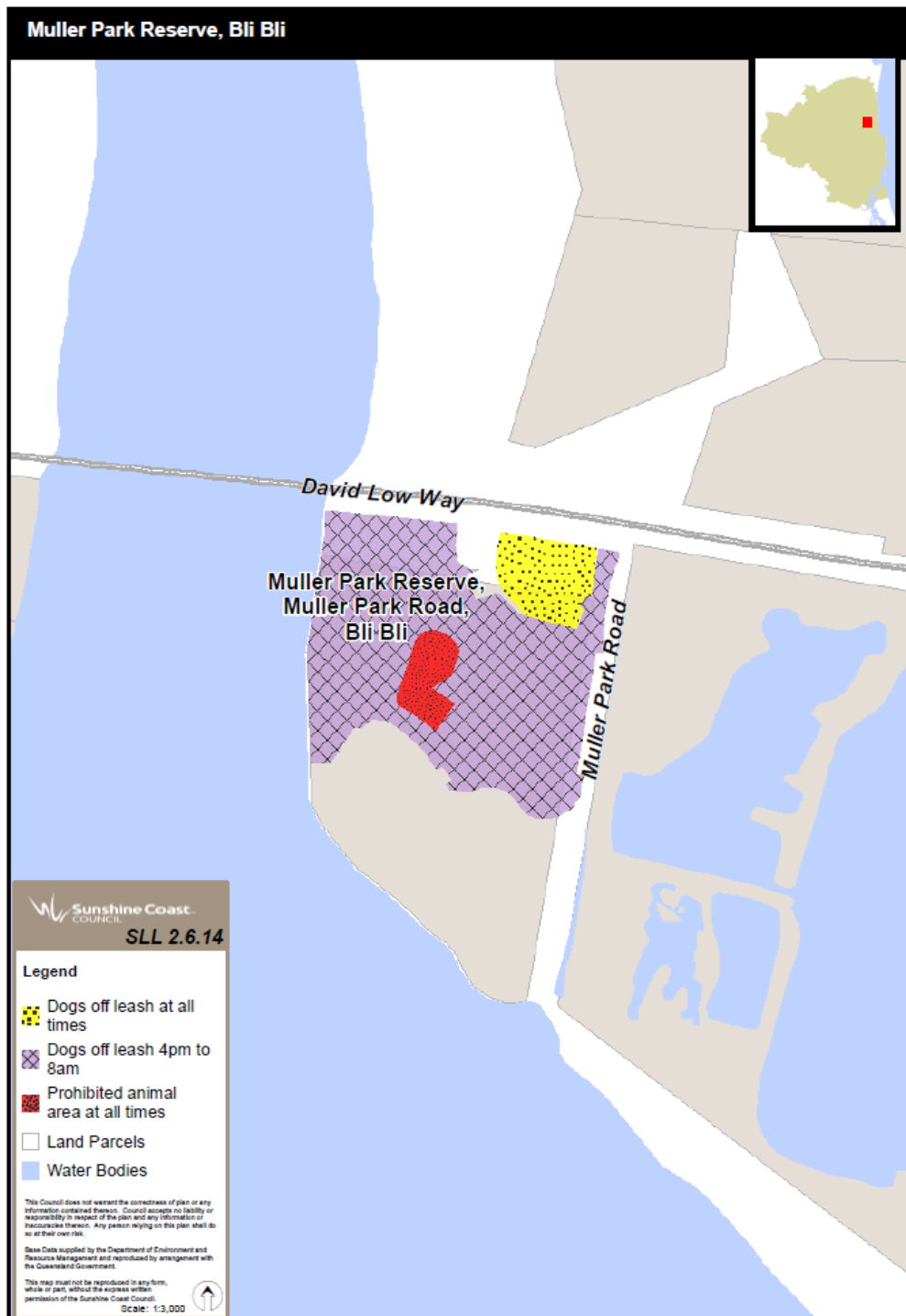
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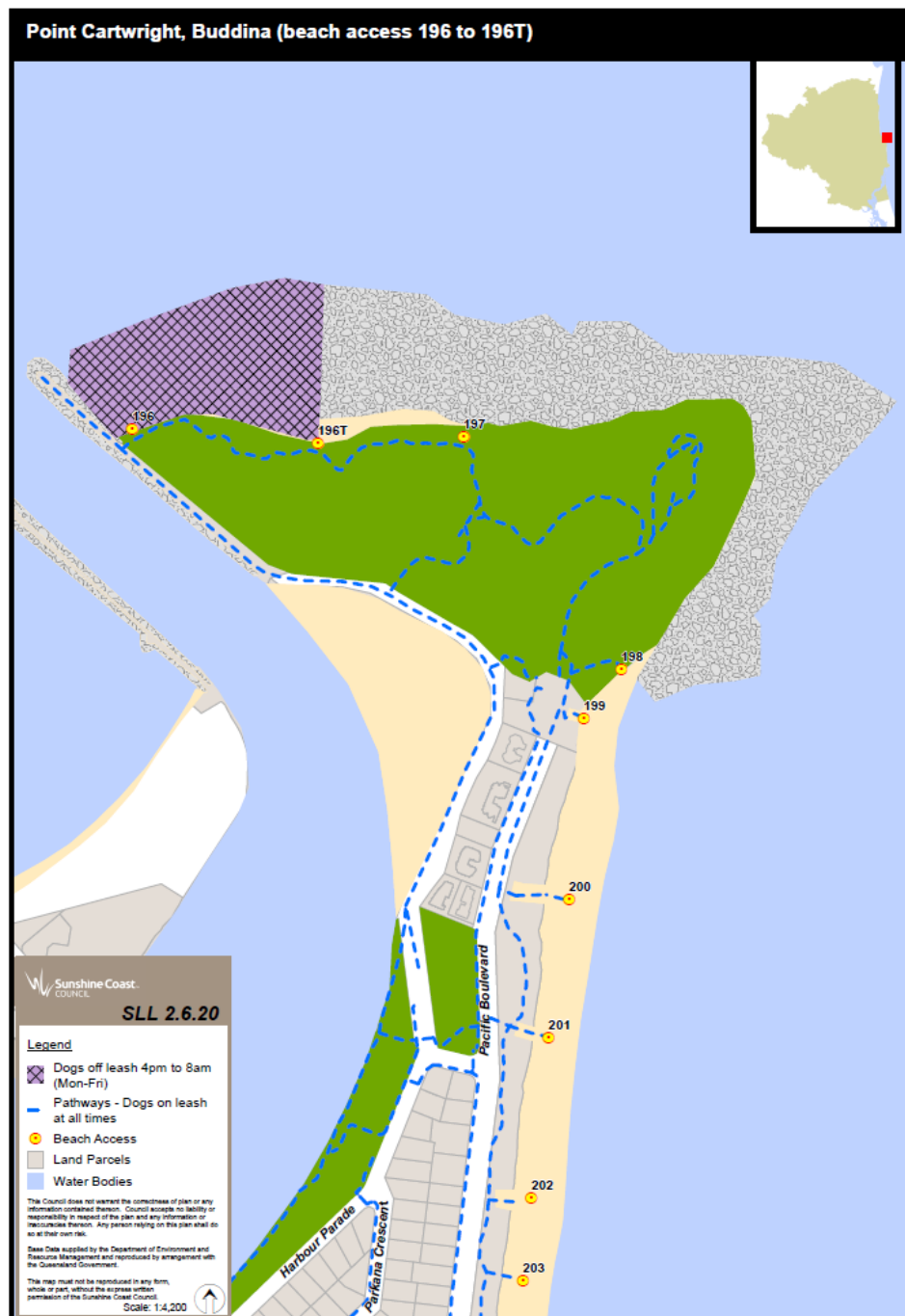
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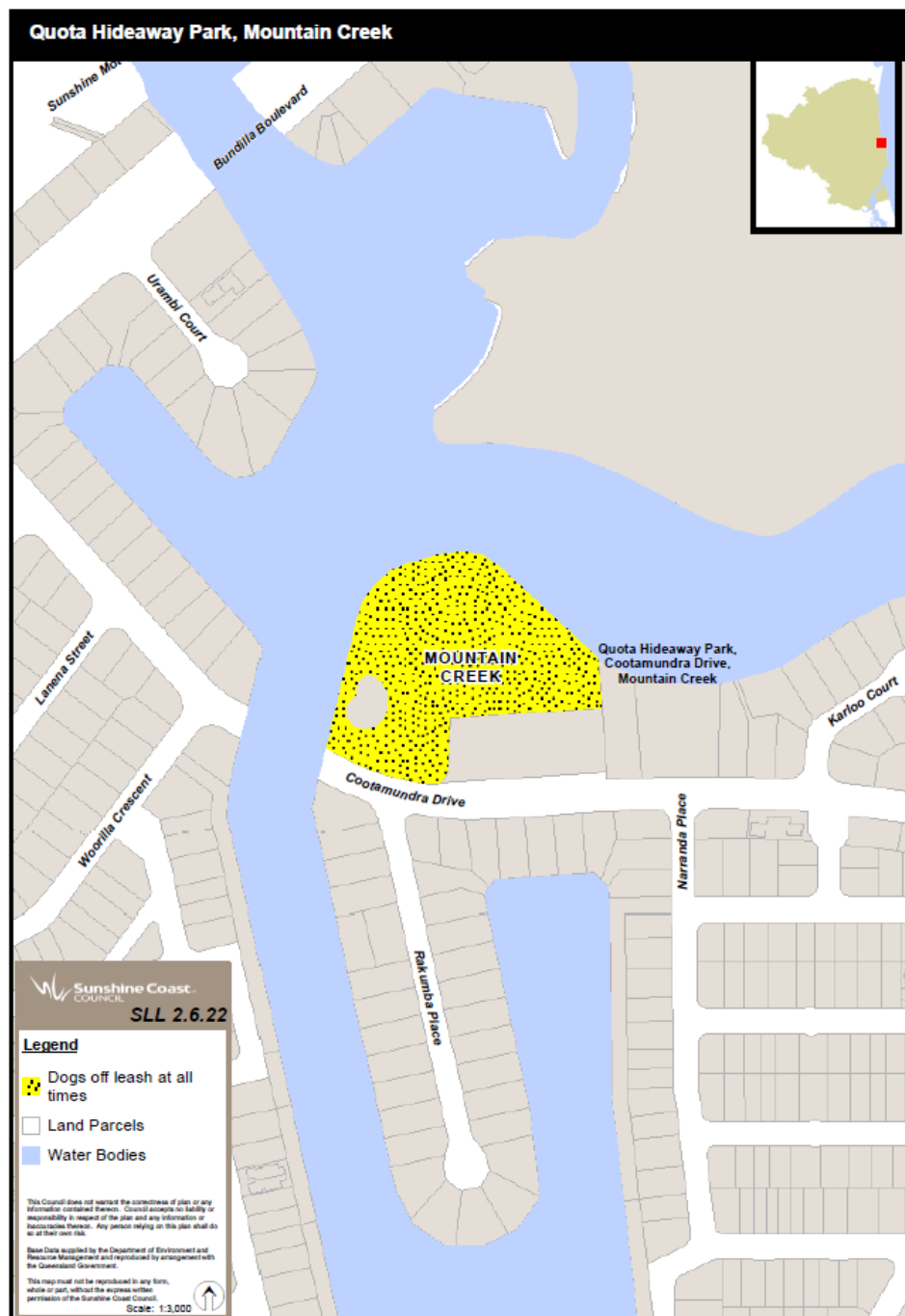


Note – the dog off-leash area in map SLL 2.6.20 expires on 30 June 2025

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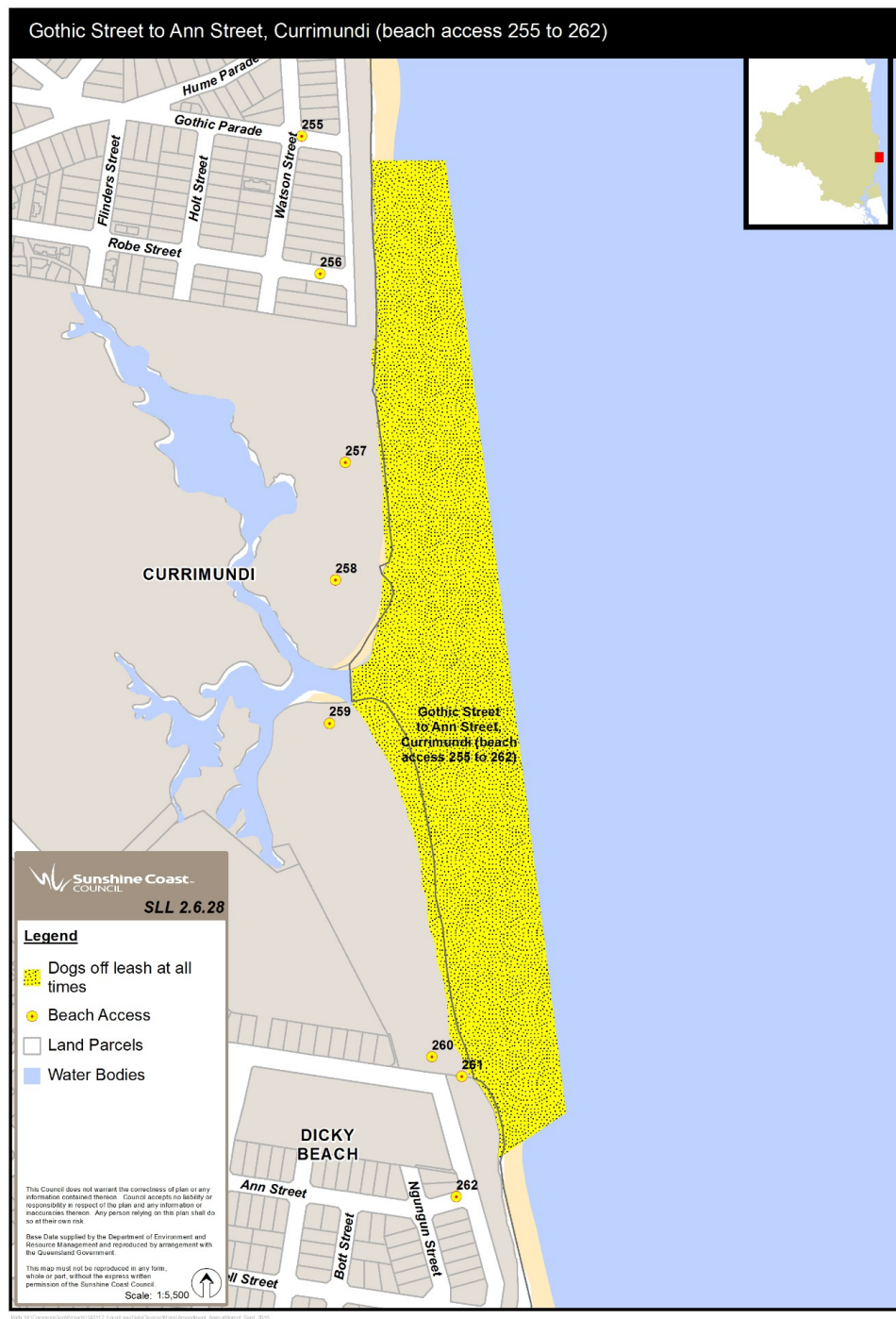
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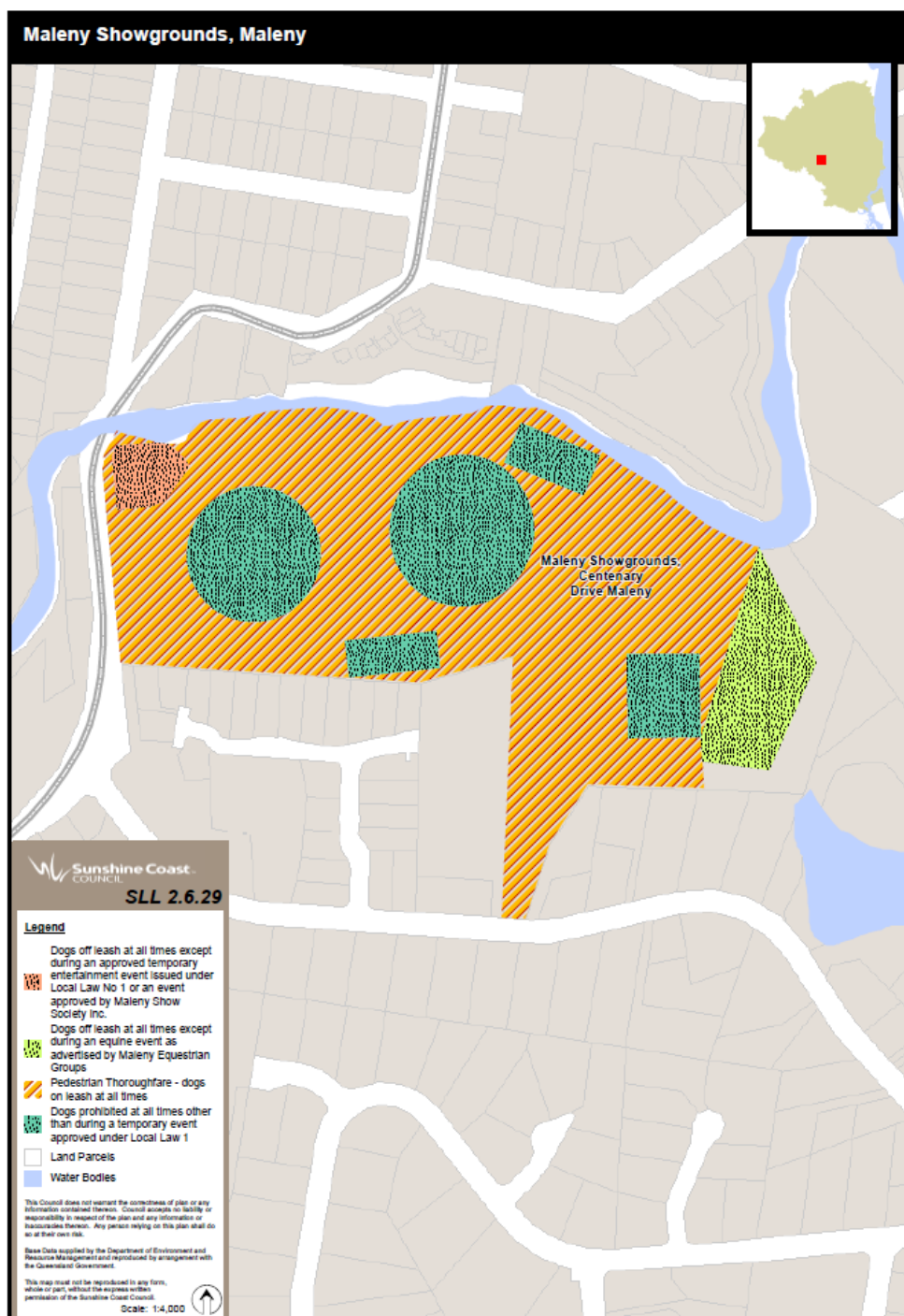
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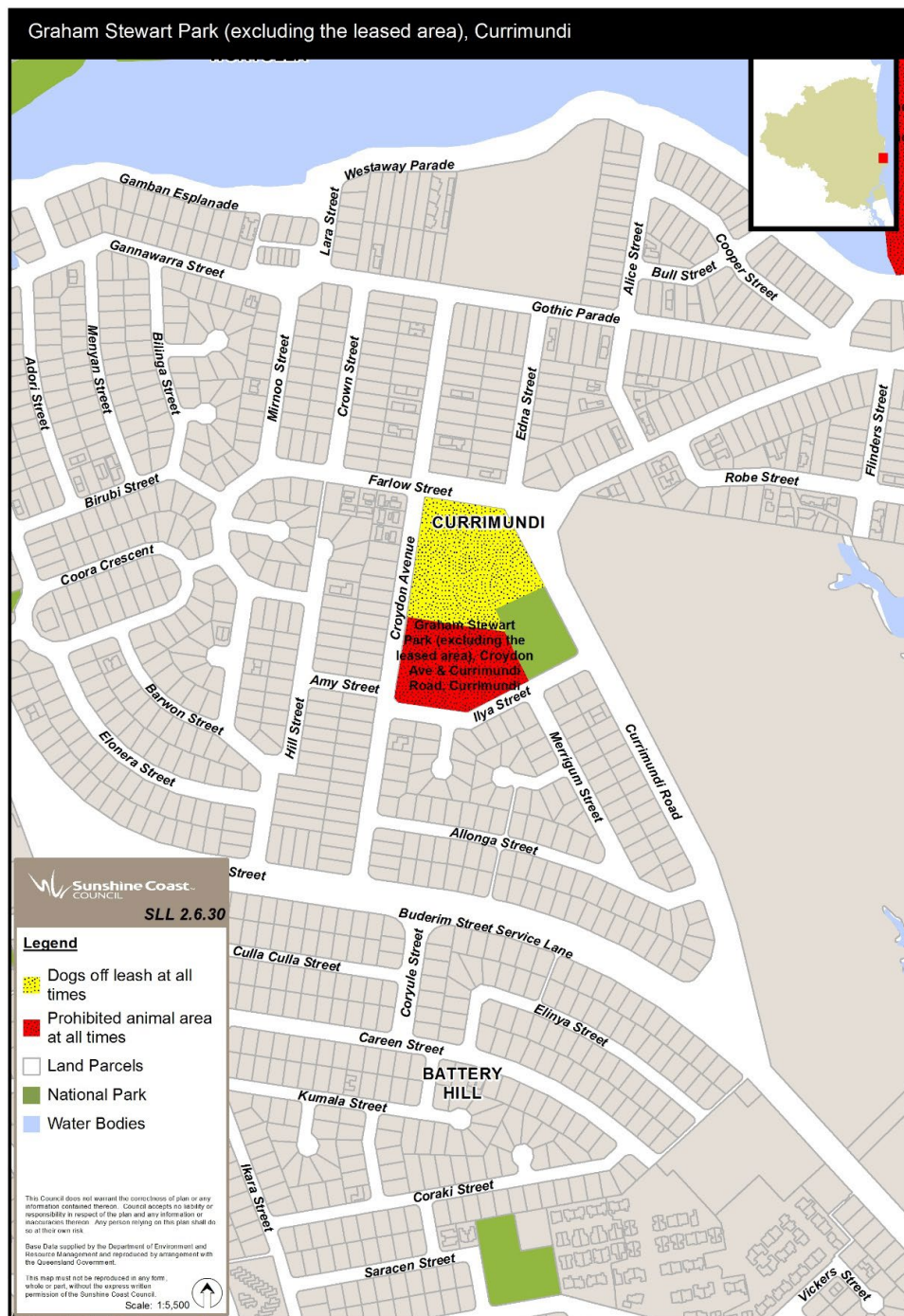
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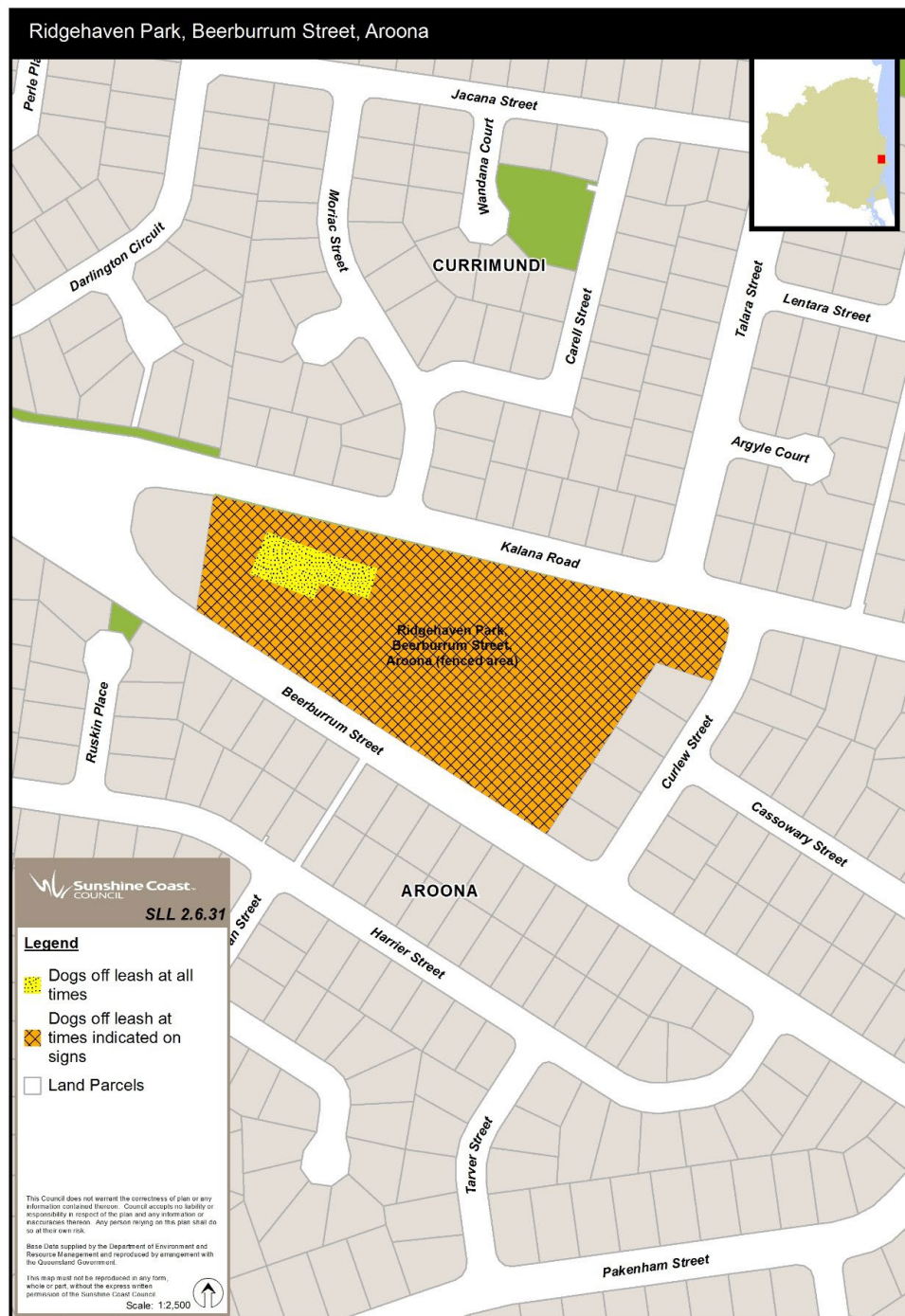
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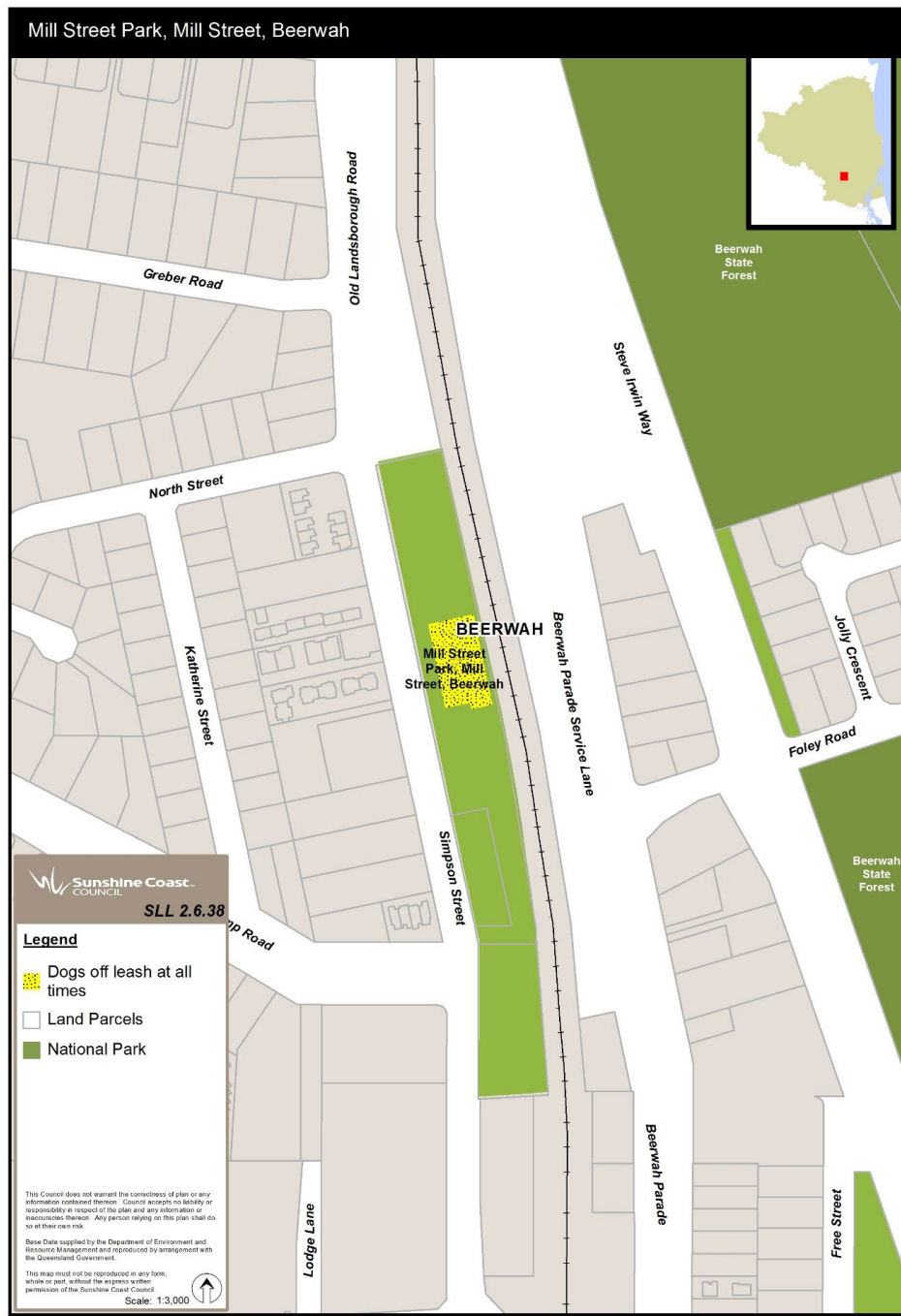
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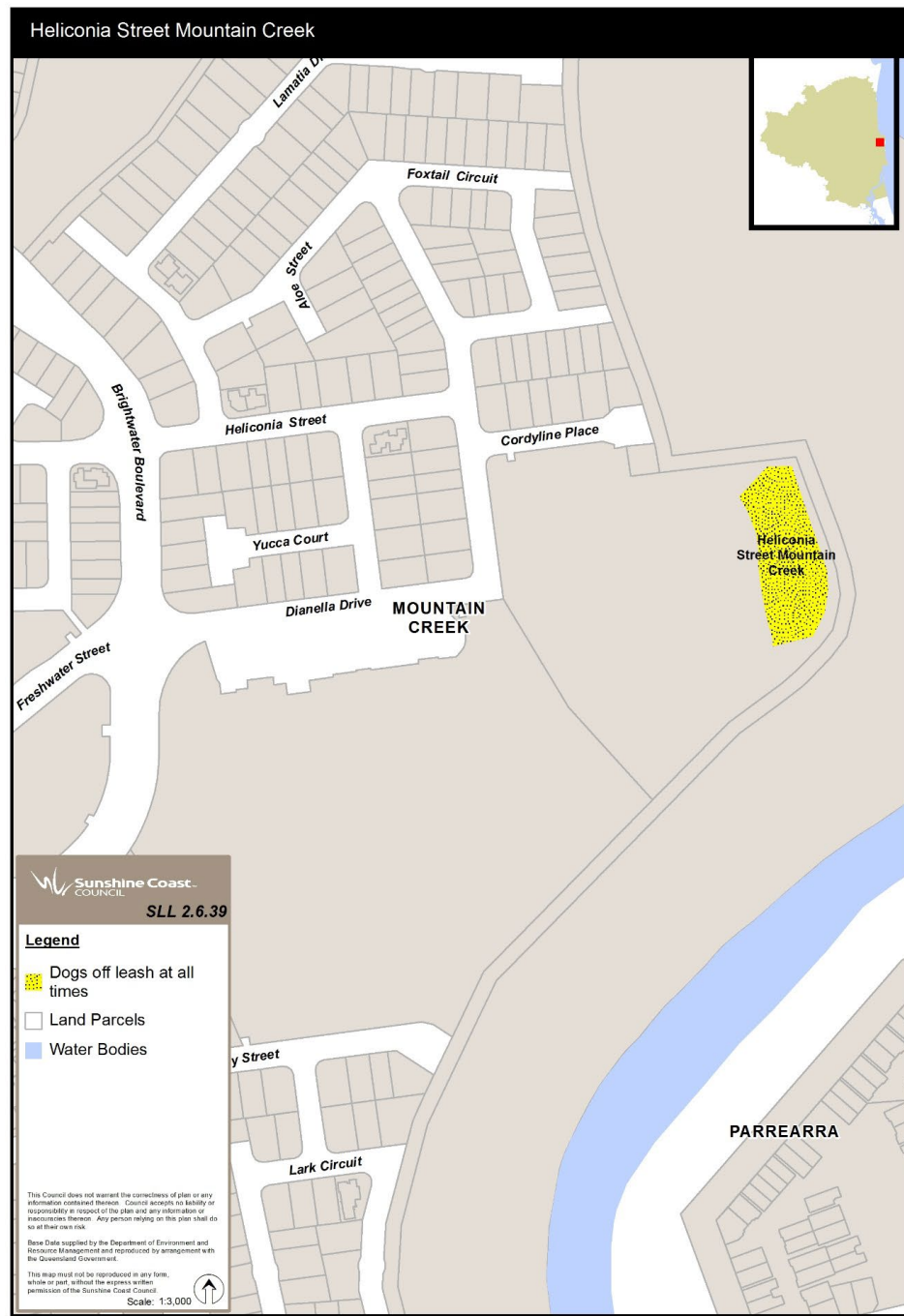
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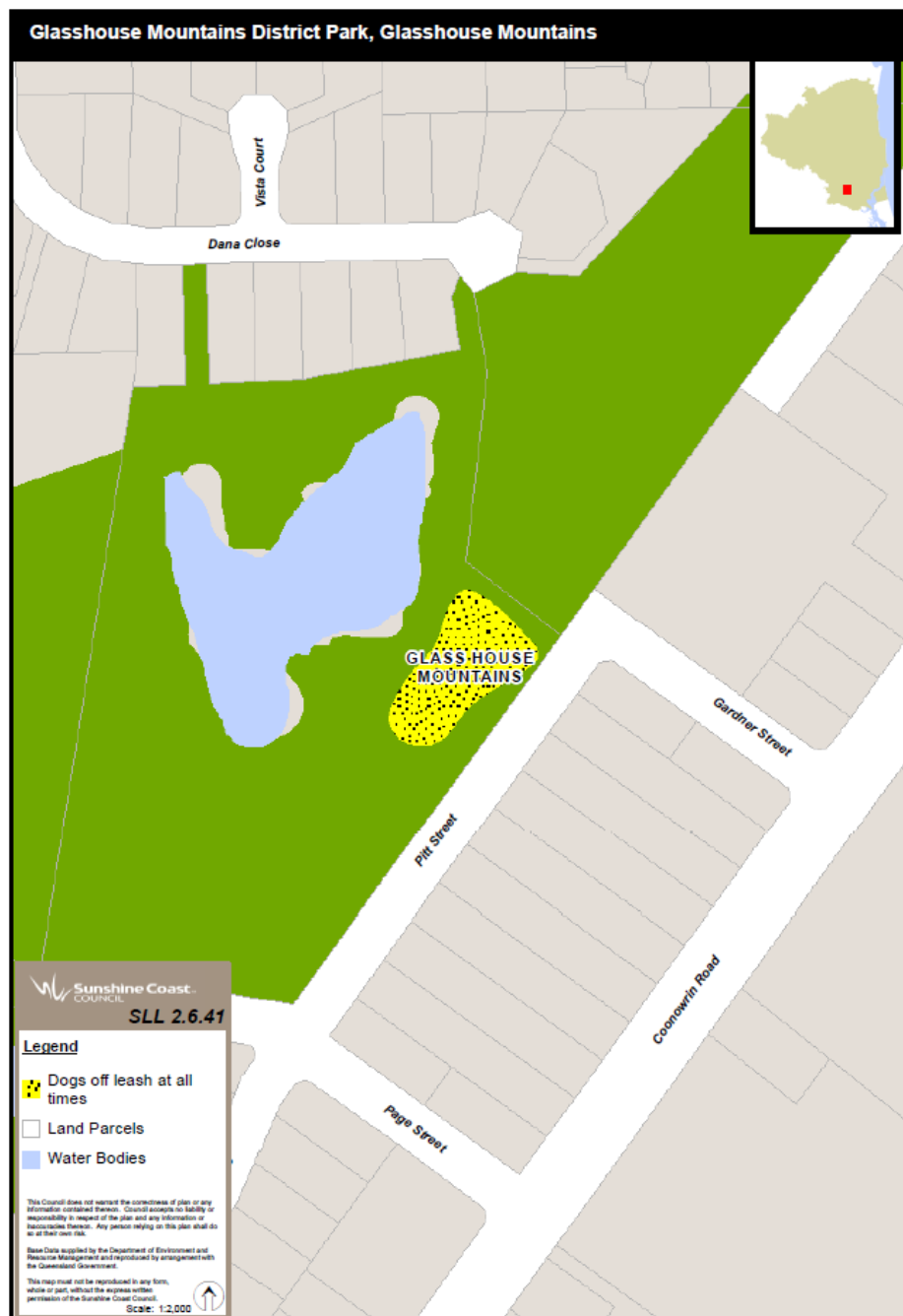
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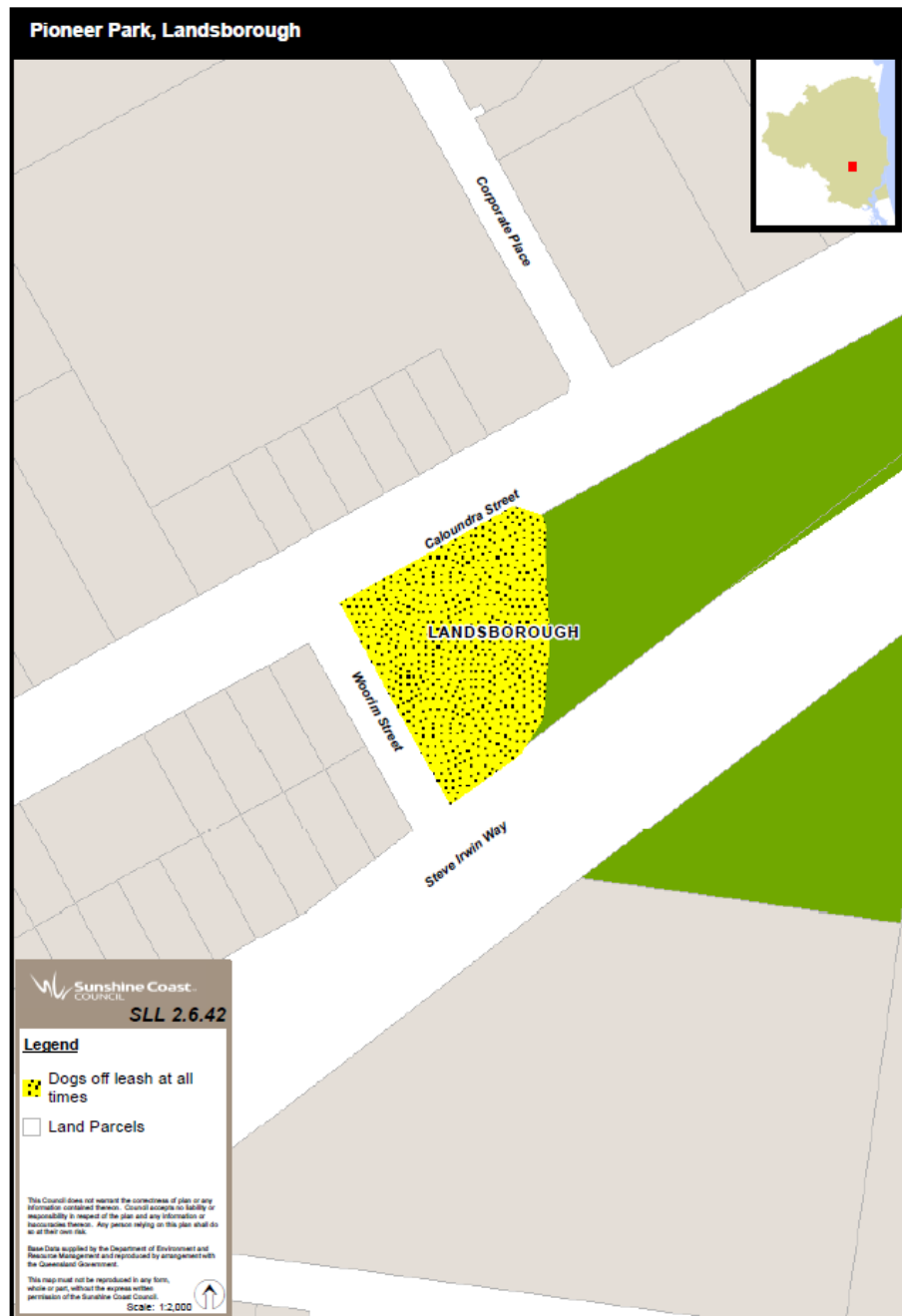
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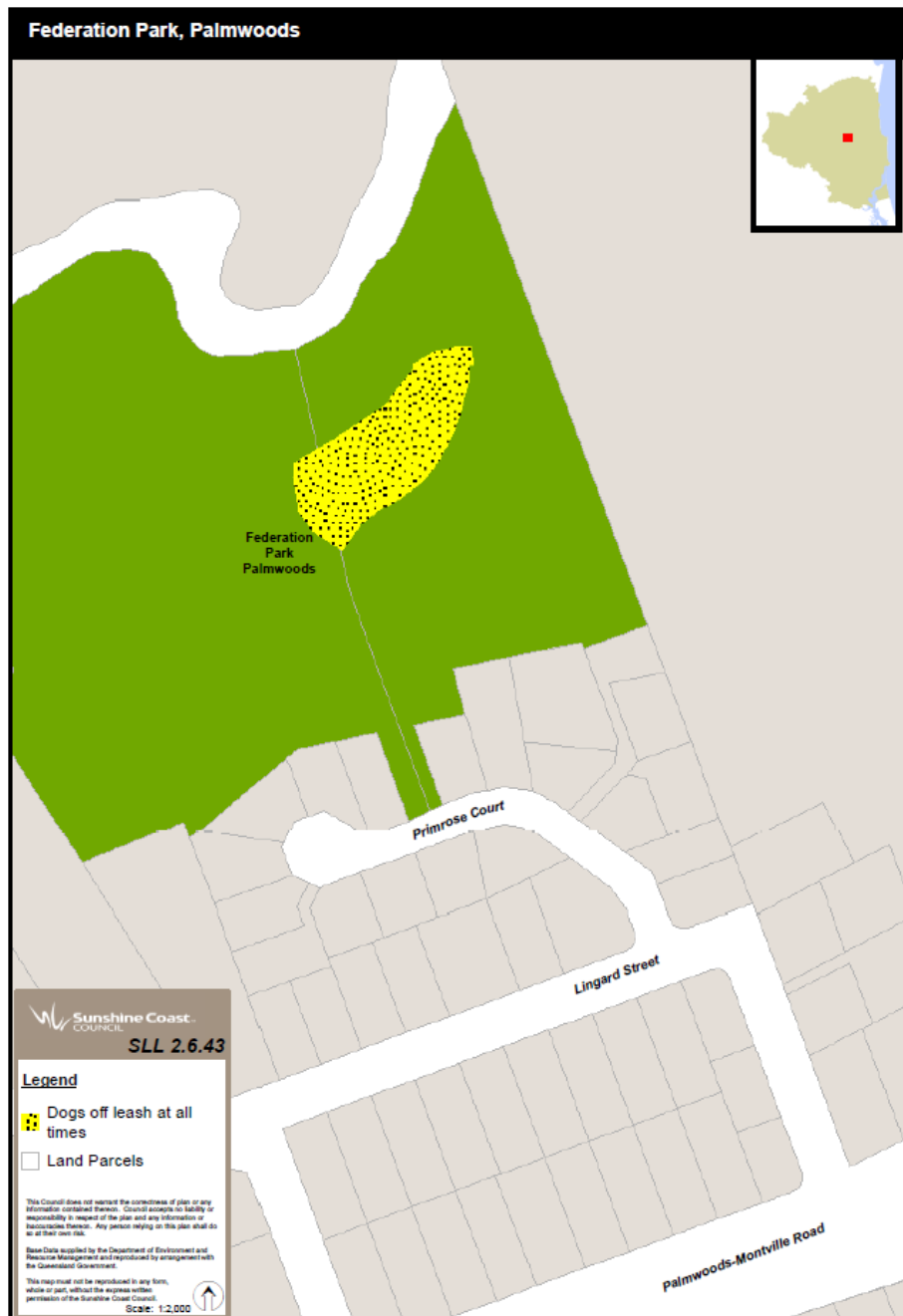
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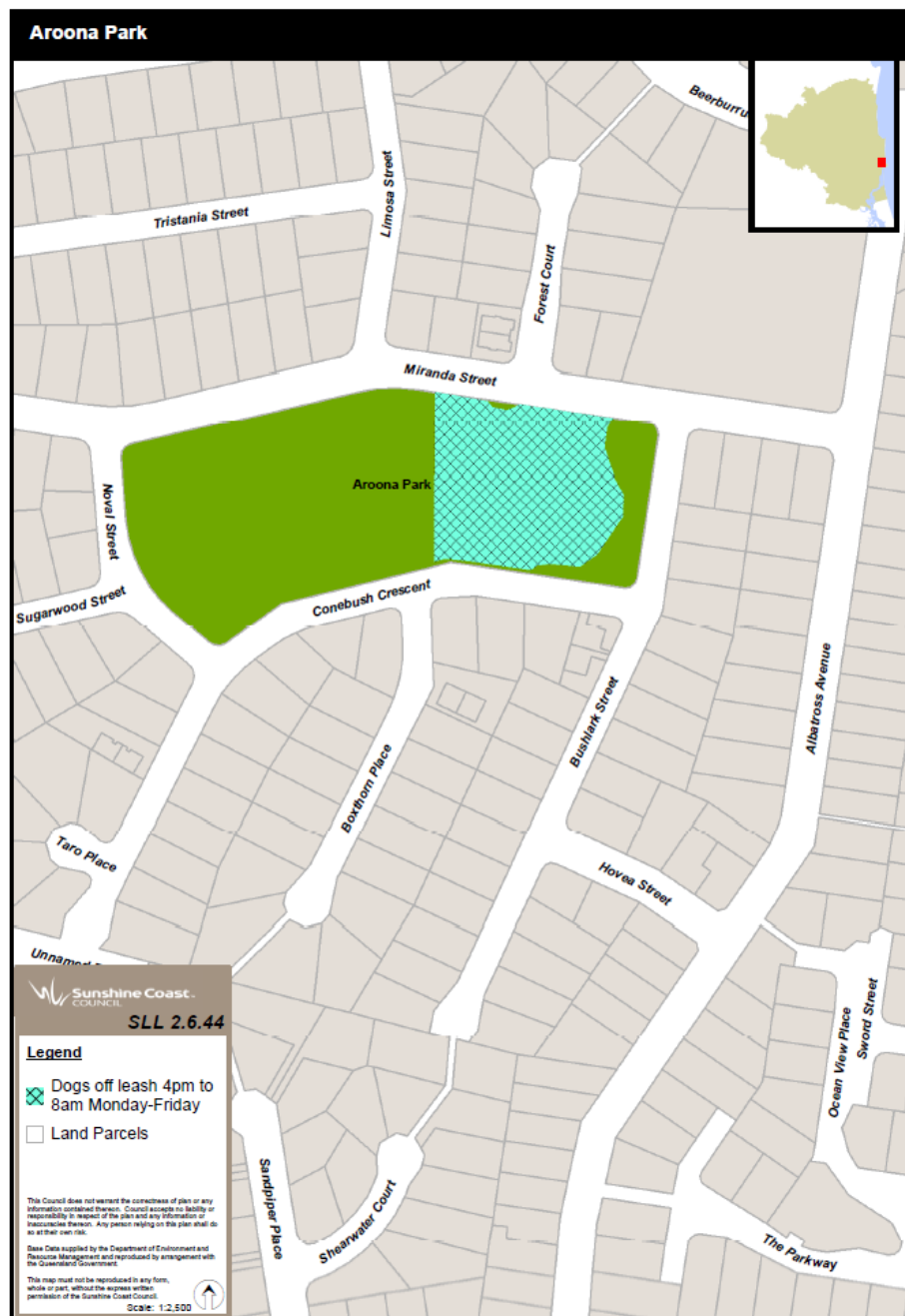
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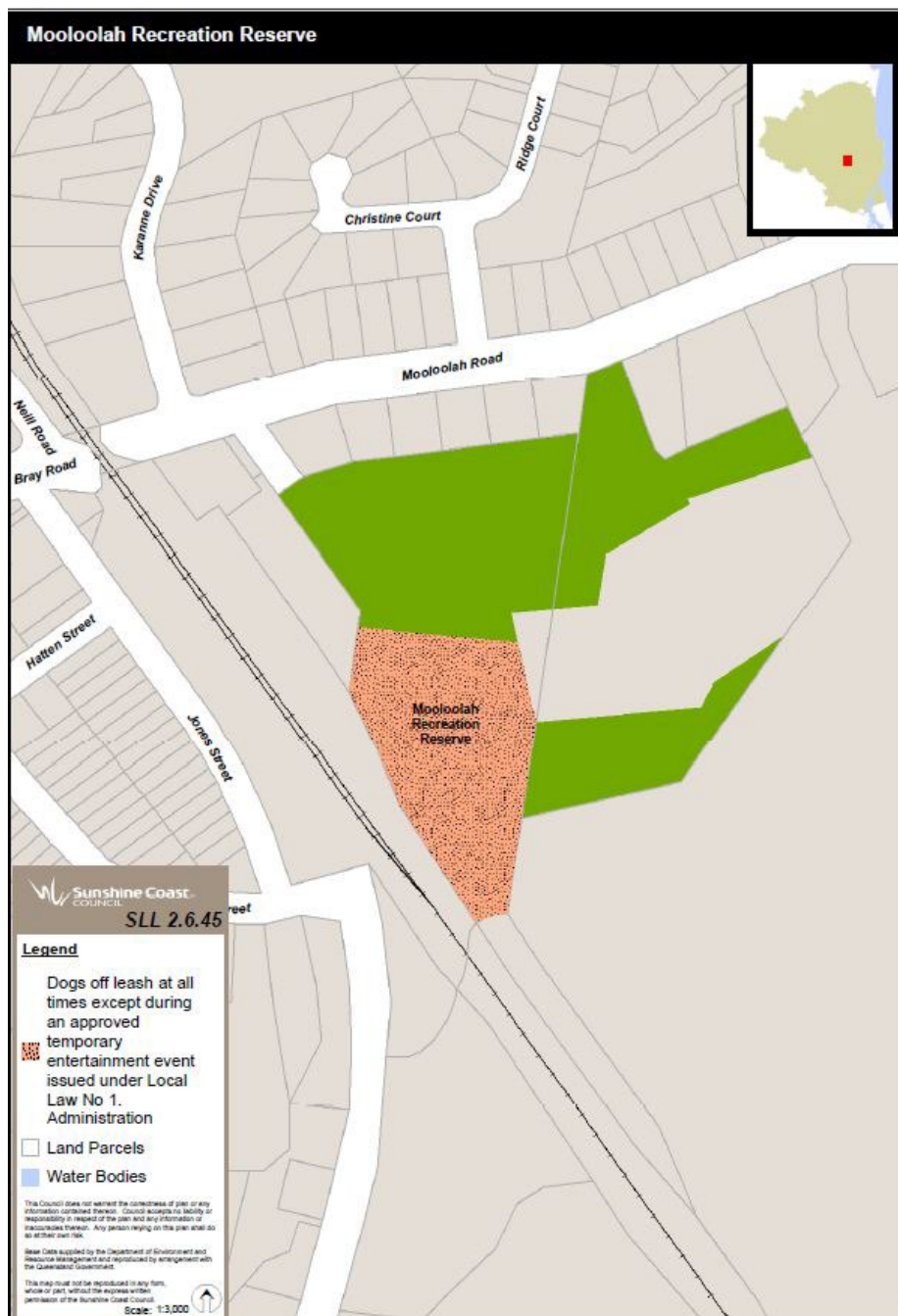
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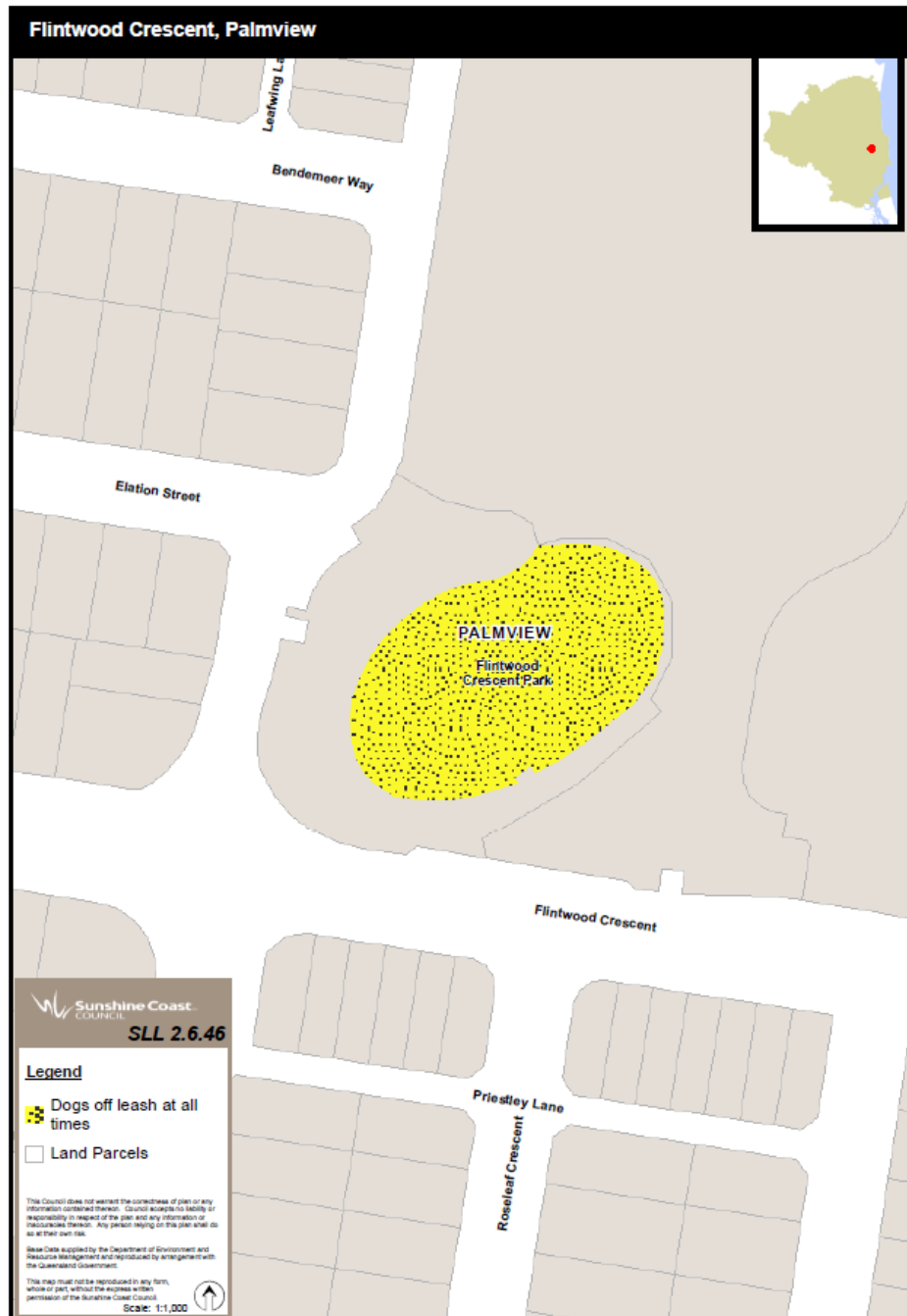
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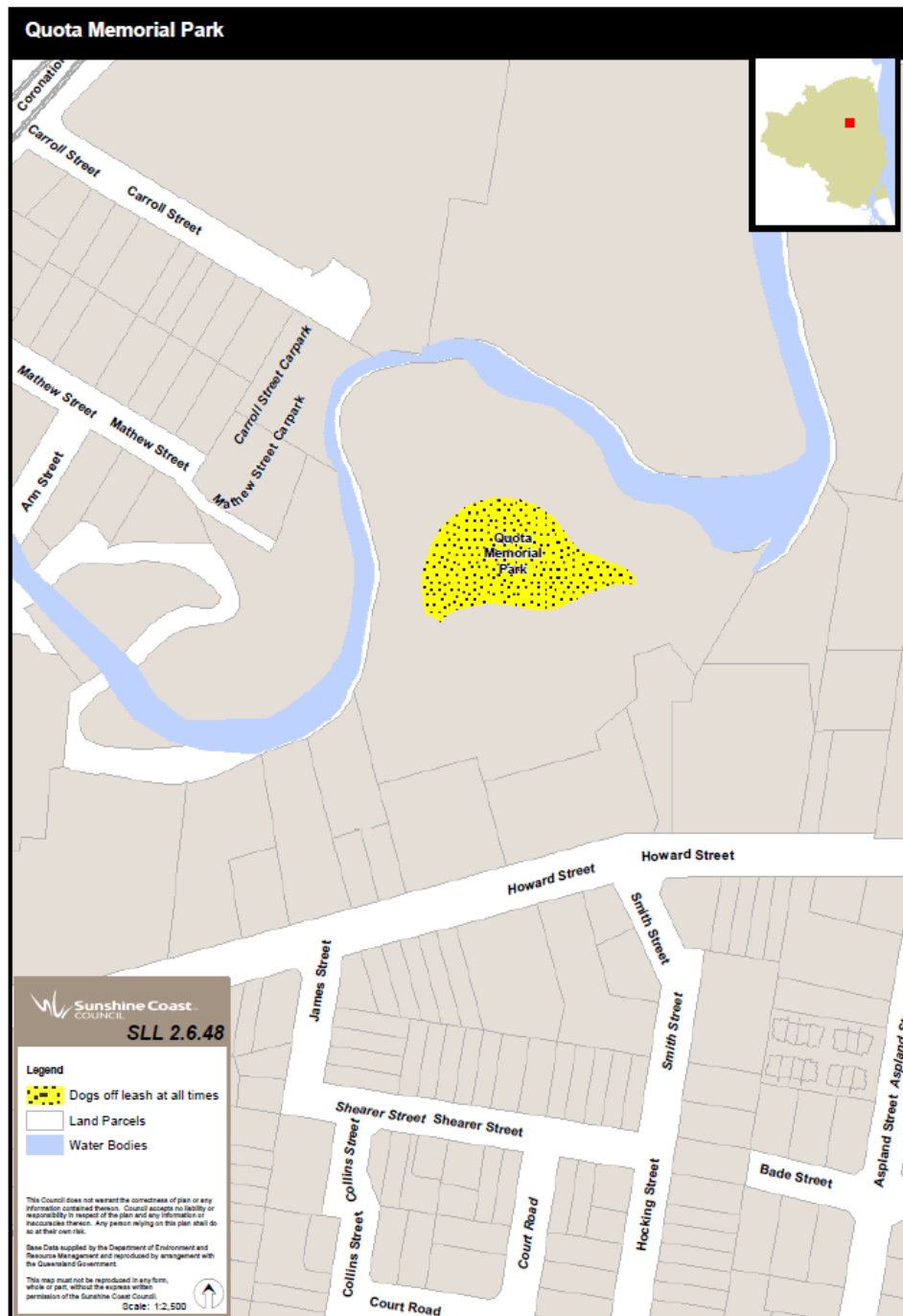
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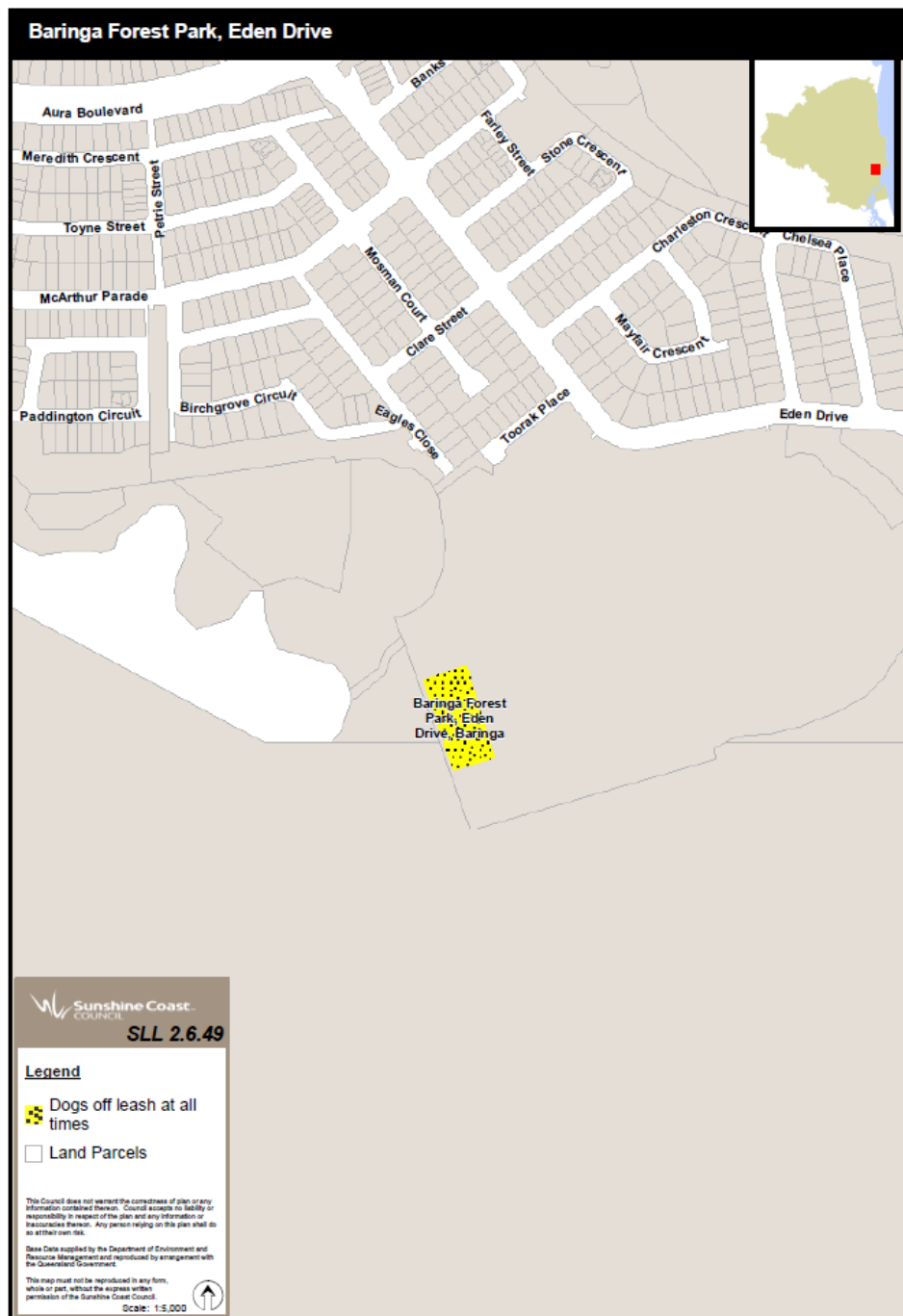
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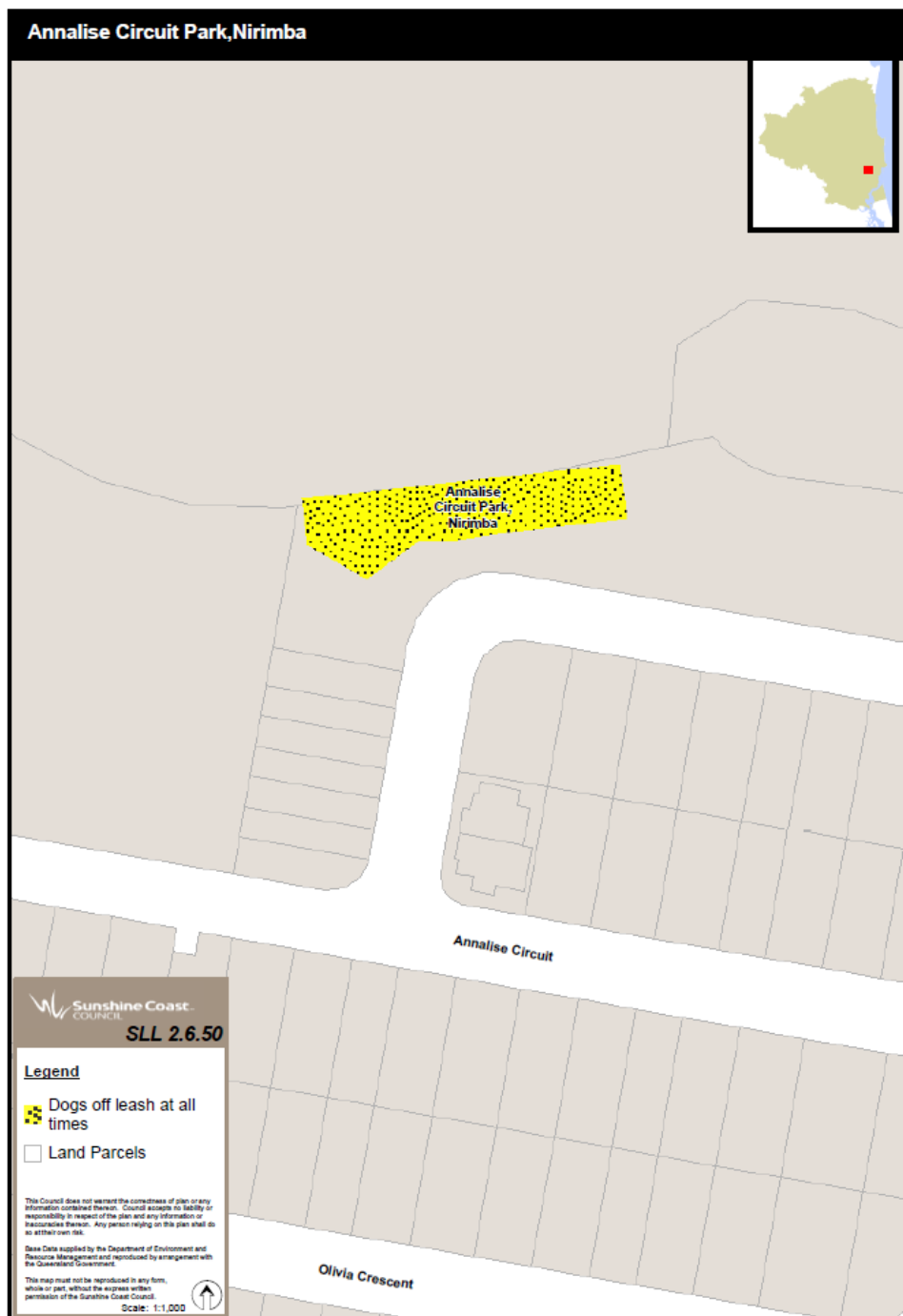
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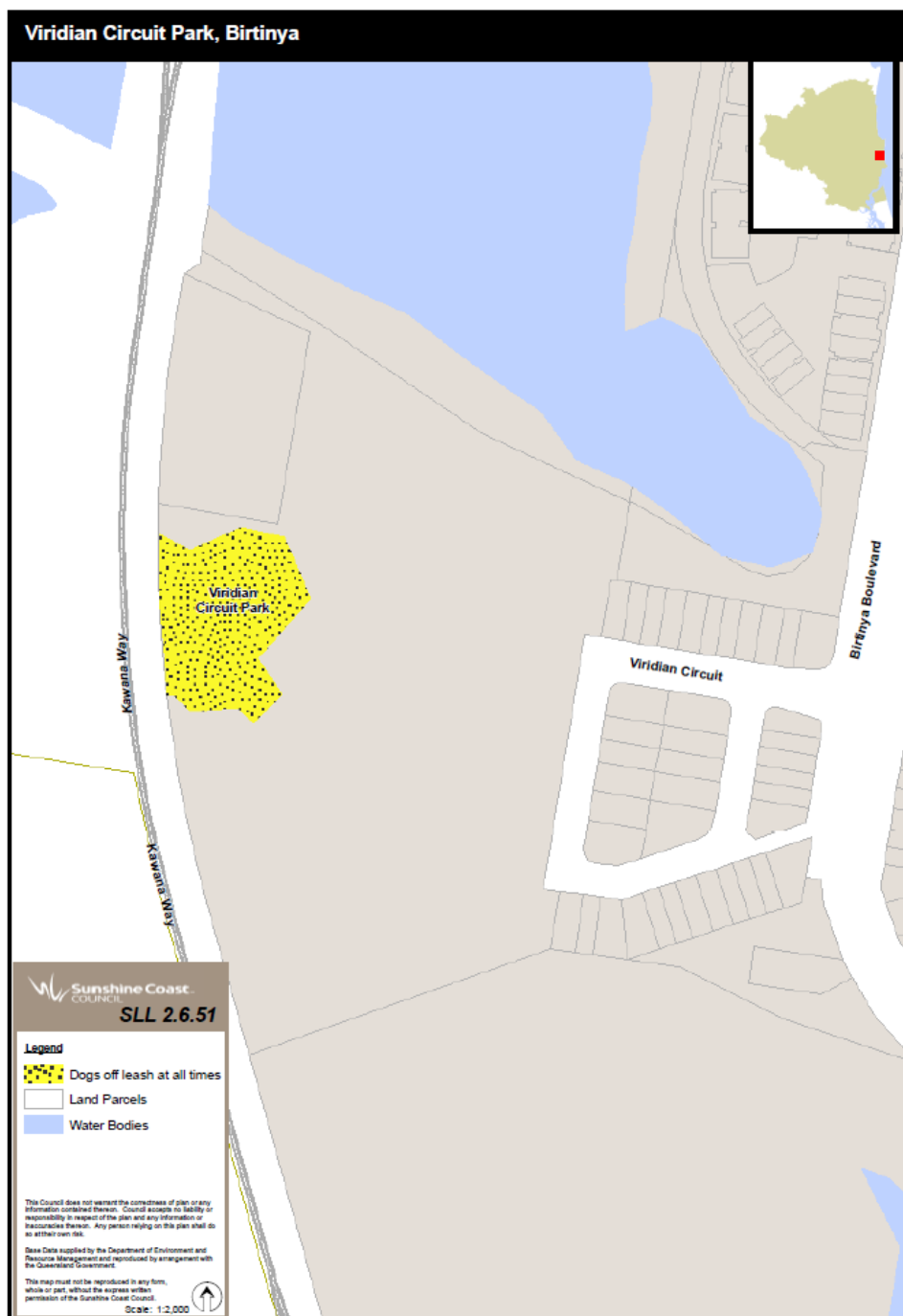
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CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Schedule 7 Conservation requirements

section 11

Column 1 Relevant area	Column 2 Requirements for keeping of animals in the relevant area
	<i>This schedule has intentionally been left blank</i>

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

Schedule 8 Requirements for keeping declared dangerous animals

section 12

- 1 Within 28 days of receiving notice of the dangerous animal declaration, the responsible person for a declared dangerous animal must display a sign—
 - (a) at every entrance to the premises where the animal is kept; and
 - (b) that is visible to all persons entering the premises; and
 - (c) that prominently and permanently displays, in black lettering not less than 50 millimetres in height on a yellow background, the words “BEWARE DECLARED DANGEROUS ANIMAL ON PREMISES”.
- 2 Within 28 days of receiving notice of the dangerous animal declaration, the responsible person must provide an enclosure on the person’s premises that ensures that the animal is prevented from causing injury to any person or animal or damage to any property.
- 3 Within 28 days of receiving notice of the dangerous animal declaration, the responsible person for the animal must ensure the animal is—
 - (a) in the case of a cat—
 - (i) desexed, unless the person has a signed veterinary surgeon’s certificate for the animal stating that desexing is likely to be a serious risk to its health; and
 - (ii) implanted with a prescribed permanent identification device (PPID), unless the person has a signed veterinary surgeon’s certificate for the cat stating that implanting it with a PPID is likely to be a serious risk to its health.
 - (b) in the case of another animal—
 - (i) implanted with a prescribed permanent identification device (PPID); or
 - (ii) wearing an identification device appropriate for the animal.

Endnotes

1 Date to which amendments incorporated

This consolidated version includes all amendments that commenced operation on or before 2 June 2023.

2 Table of consolidated versions

Consolidated Version No.	Amendments included	Effective	Notes
1	Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013	26 July 2013	
2	Amendment Subordinate Local Law No. 4 (Animal Management) 2013	20 December 2013	
	Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014	4 April 2014	
	Amendment Subordinate Local Law No. 2 (Animal Management) 2014	22 August 2014	
3	Amendment Subordinate Local Law No. 1 (Miscellaneous) 2016	5 February 2016	
4	Amendment Subordinate Local Law No. 1 (Animal Management) 2017	31 March 2017	
5	Amendment Subordinate Local Law No. 1 (Miscellaneous) 2019	10 May 2019	
6	Amendment Subordinate Local Law No. 3 (Miscellaneous) 2019	20 December 2019	
7	Amendment Subordinate Local Law No. 1 (Miscellaneous) 2023	2 June 2023	
8	Amendment Subordinate Local Law No. 2 (Animal Management) 2023	22 December 2023	

3 List of amending local laws

Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013

date of Council resolution 25 July 2013
date of gazettal 26 July 2013
commenced on date of gazettal

Amendment Subordinate Local Law No. 4 (Animal Management) 2013

date of Council resolution 12 December 2013
date of gazettal 20 December 2013
commenced on date of gazettal

Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014

date of Council resolution 27 March 2014

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

date of gazettal 4 April 2014
commenced on date of gazettal

Amendment Subordinate Local Law No. 2 (Animal Management) 2014

date of Council resolution 21 August 2014
date of gazettal 22 August 2014
commenced on date of gazettal

Amendment Subordinate Local Law No. 1 (Miscellaneous) 2016

date of Council resolution 28 January 2016
date of gazettal 5 February 2016
commenced on date of gazettal

Amendment Subordinate Local Law No. 1 (Animal Management) 2017

date of Council resolution 23 March 2017
date of gazettal 31 March 2017
commenced on date of gazettal

Amendment Subordinate Local Law No. 1 (Miscellaneous) 2019

date of Council resolution 30 April 2019
date of gazettal 10 May 2019
commenced on date of gazettal

Amendment Subordinate Local Law No. 3 (Miscellaneous) 2019

date of Council resolution 12 December 2019
date of gazettal 20 December 2019
commenced on date of gazettal

Amendment Subordinate Local Law No. 1 (Miscellaneous) 2023

date of Council resolution 25 May 2023
date of gazettal 2 June 2023
commenced on date of gazettal

Amendment Subordinate Local Law No. 2 (Animal Management) 2023

date of Council resolution 14 December 2023
date of gazettal 22 December 2023
commenced on date of gazettal

4 List of annotations

Definitions

s4 amended by Amendment Subordinate Local Law No. 2 (Animal Management) 2014 s4

Minimum standards for keeping animals

s7 amended by Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013 s7

Identification for cats and dogs in certain circumstances

s8 amended by Amendment Subordinate Local Law No. 2 (Animal Management) 2014 s5;
replaced by Amendment Subordinate Local Law No. 3 (Miscellaneous) 2019 s14

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023

SCHEDULE 1—PROHIBITION ON KEEPING ANIMALS IN PRESCRIBED CIRCUMSTANCES

amended by Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013 s8;
Amendment Subordinate Local Law No. 1 (Miscellaneous) 2016 s4

SCHEDULE 2—REQUIREMENT FOR APPROVAL TO KEEP ANIMAL

amended by Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013 s9;
Amendment Subordinate Local Law No. 1 (Miscellaneous) 2016 s5

SCHEDULE 3—MINIMUM STANDARDS FOR KEEPING ANIMALS

amended by Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013 s10;
Amendment Subordinate Local Law No. 1 (Miscellaneous) 2016 s6; Amendment
Subordinate Local Law No. 1 (Miscellaneous) 2023 s17

SCHEDULE 3A—MINIMUM STANDARDS FOR KEEPING ANIMALS GENERALLY

inserted by Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013 s11;
Amendment Subordinate Local Law No. 1 (Miscellaneous) 2023 s18

SCHEDULE 4—EXCLUSION OF ANIMALS GENERALLY

amended by Amendment Subordinate Local Law No. 2 (Animal Management) 2014 s6

SCHEDULE 5—EXCLUSION OF ANIMALS FROM SPECIFIC PLACES

amended by Amendment Subordinate Local Law No. 4 (Animal Management) 2013 s3;
Amendment Subordinate Local Law No. 1 (Miscellaneous) 2016 s7; Amendment
Subordinate Local Law No. 1 (Miscellaneous) 2019 s8; Amendment Subordinate
Local Law No. 3 (Miscellaneous) 2019 s15; Amendment Subordinate Local Law
No. 1 (Miscellaneous) 2023 s19; Amendment Subordinate Local Law No. 2 (Animal
Management) 2023 s4

SCHEDULE 6—DOG OFF-LEASH AREAS

amended by Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 s7;
Amendment Subordinate Local Law No. 2 (Animal Management) 2014 s7;
Amendment Subordinate Local Law No. 1 (Miscellaneous) 2016 s8; Amendment
Subordinate Local Law No. 1 (Animal Management) 2017 s4; Amendment
Subordinate Local Law No. 1 (Miscellaneous) 2019 s9; Amendment Subordinate
Local Law No. 3 (Miscellaneous) 2019 s16; Amendment Subordinate Local Law
No. 2 (Animal Management) 2023 ss5-6

SCHEDULE 8—REQUIREMENTS FOR KEEPING DECLARED DANGEROUS ANIMALS

amended by Amendment Subordinate Local Law No. 3 (Miscellaneous) 2019 s17;
Amendment Subordinate Local Law No. 1 (Miscellaneous) 2023 s20

CONSOLIDATED VERSION – AS AT 14 DECEMBER 2023