

Shire of Trayning



BUSH FIRES ACT 1954 – Fire Control Order

To all owners and occupiers of land in the Shire of Trayning

Pursuant to the powers contained in the Bush Fires Act 1954 section 33, you are required on or before 15 September each year (or within fourteen days of you becoming owner or occupier of land should this be after that date), to clear firebreaks and/or remove inflammable material from the land owned or occupied by you as specified hereunder and to maintain the specified land and firebreaks clear of all inflammable material up to and including 31 March following.

1. LAND OUTSIDE TOWNSITES

- 1.1 On each farm, or land used as a single holding –
 - a boundary firebreak at least 2.4 metres wide is to be installed, and
 - buildings, fuel dumps, haystacks and the like are to be surrounded by a clear area at least 6 metres wide.
- 1.2 Burning off of paddocks etc is not permitted on a Sunday or public holiday during the restricted or prohibited burning periods.
- 1.3 Harvesting and operation of plant and machinery –
 - is permitted to be carried out on every day of the year except Christmas Day, Boxing Day and New Year's Day, subject to no harvest ban being in place;
 - when harvesting operations are being conducted, there shall be provided in the same paddock or within 400 metres of that paddock an operational independent mobile fire-fighting unit having a water capacity of not less than 450 litres. The tank of the unit shall be kept full of water at all times during the harvest operations. The responsibility to supply the unit being that of the landowner.
 - harvesters and trucks carting grain shall not be operated on rural land unless fitted with a fire extinguisher. On days of harvest bans there shall be no movement of any vehicles within paddocks.
- 1.4 Clearing or burning of a road reserve is prohibited, unless the prior approval of Dept of Environment and Conservation and the Shire has been obtained.

2. TOWNSITES OF TRAYNING, KUNUNOPPIN, YELBENI

On all privately owned land within the Gazetted townsites of Trayning, Kununoppin and Yelbeni, where a property or adjoining properties having the same ownership or control are used as a single holding, the owner or occupier shall –

- a) On land having a combined contiguous area equal to or less than 2,024m² shall –
 - have all inflammable material likely to be conducive to the outbreak, spread or extension of fire removed, and the grass maintained to a height not greater than 10cms.
- b) On land having an combined contiguous area greater than 2,024m² shall either –
 - provide and maintain firebreaks not less than 3 metres in width inside all external boundaries of the land, or
 - have all inflammable material likely to be conducive to the outbreak, spread or extension of fire removed, and the grass maintained to a height not greater than 10cms.

"Inflammable material" does not include green growing trees, growing bushes and plants in gardens or lawns, mulch in gardens.

3. GENERAL PROVISIONS

- a) If it is considered for any reason to be impractical to comply with this notice, you may apply to the Council or its duly authorised officer not later than 15 September each year for permission to take alternative action to remove or abate any fire hazard. If permission is not granted by Council or its duly authorised officer you shall comply with the requirements of this notice.
- b) The penalty for non-compliance with this notice is a maximum of \$5,000 and regardless of any infringement or prosecution, the Shire may still enter on the land, carry out the required works and recover costs.
- c) Where owners/occupiers have not or are unable to provide firebreaks, or fail to comply with this notice, the work may be carried out by the Shire of Trayning and the cost of the work will be a debt due from the owner or occupier of the land.
- d) If the requirements of this notice are carried out by burning, such burning shall comply with the relevant provisions of the Bush Fires Act.

By Order of the Council

Chief Executive Officer

Costs in relation to 3(c) will be calculated at the Private Works rates as set by Council, with a minimum charge of \$130 + GST.