

# Local Provisions Schedule

## Bushfire Prone Areas

### **Will the Tasmanian Planning Scheme change the risk associated with bushfire on properties?**

The zoning changes within the incoming Tasmanian Planning Scheme will not change the risk of bushfire is not directly linked to zoning, as nature of this hazard extensive across Kingborough and the Greater Hobart landscape. Regardless of the land zoning, it is crucial to be prepared for the bushfire season, particularly in Kingborough, which has a significant amount of bushland. Taking measures to prepare properties and establish defensible spaces will aid in people's survival during a bushfire event.

### **Do I need a planning permit for work associated with bushfire hazard management?**

The current and incoming Tasmanian Planning Scheme includes several exemptions for bushfire hazard management. These exemptions encompass fire management mandated by the Tasmania Fire Service (TFS) as part of the TFS hazard reduction program, as well as fire hazard management in accordance with a bushfire hazard management plan approved as part of a specific land use or development. When bushfire hazard management is not exempt and a development application is required, the planning scheme accommodates bushfire hazard management necessary to comply with the Building Regulations 2016 and AS-3959-2018. Consequently, permit conditions often place the responsibility on landowners to maintain their properties according to the approved bushfire hazard management plan. Undertaking works beyond the scope of the approved plan necessitates a new permit, potentially involving a reassessment of the bushfire risk and the preparation of a revised bushfire management plan by an accredited bushfire practitioner.

If you intend to modify or clear trees or native vegetation on you property, please contact Council to determine whether a permit is required or fill out the tree clearing form on [Council's website](#). A list of accredited Bushfire Hazard Practitioners authorised by the Tasmania Fire Service to develop Bushfire Hazard Management Plans which can be found on the [Tasmania Fire Service website](#).

### **Will the Council put a higher priority on reducing the bushfire risk or protecting the special values associated with bushland when considering use or development under the Tasmanian Planning Scheme?**

The Council is committed to minimising the risk of bushfire in the community. Whilst the removal of vegetation can be an effective way to reduce fire hazard on properties, the Council will also continue to balance the need to safeguard the unique values of our bushland areas within the standards specified by the planning scheme.



## What happens to existing uses and developments if they are damaged by a bushfire?

Under the [Land Use Planning and Approvals Act 1993](#), existing buildings and works damaged by bushfire can be reconstructed or restored without needing a new planning permit, provided they were legally established before the planning scheme came into effect and the damage was not caused intentionally by the owner and if the reconstructed building or works will be used for the same purposes as before.

However, if the use of the land, building, or works has ceased for a continuous period of two years or more, the use is substantially intensified, extended beyond its original boundaries or transferred to another part of the land, additional permits may be required to comply with current planning provisions.

