



## **FIRE BREAK ORDER**

### **IMPORTANT INFORMATION RELATING TO YOUR RESPONSIBILITY AS A LANDHOLDER IN THE DONNYBROOK - BALINGUP SHIRE.**

With reference to Section 33 of the Bush Fire Act, 1954, you are required to carry out fire prevention work on land owned or occupied by you in accordance with the provisions of this order.

**This work MUST be carried out by 1st  
December 2018 and kept maintained until  
31st March 2019.**

An inspection of firebreaks and hazard removal will be carried out in all areas of the Shire by an authorised officer. Fire breaks shall be constructed to a **mineral earth standard free of all flammable material and maintained throughout the entire compliance period.**

PERSONS WHO FAIL TO COMPLY WITH THE REQUIREMENTS OF THIS ORDER MAY BE ISSUED WITH AN INFRINGEMENT NOTICE (**Penalty \$250**) OR PROSECUTED WITH AN INCREASED PENALTY, AND ADDITIONALLY, THE SHIRE MAY CARRY OUT THE REQUIRED WORK AT THE COST TO OWNER OR OCCUPIER.

If it is considered for any reason to be impractical to clear firebreaks or remove flammable materials as required by this notice or if natural features render firebreaks unnecessary you may apply to the Shire or its duly authorised officer no later than the 15th day of November 2018 for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land.

1. ***RURAL LAND – (Land Zoned General Agriculture or Priority Agriculture – LPS NO 7)***

- (a) On land which is divided by or abuts a formed or partly formed road or railway reserve, a firebreak not less than **two (2)** metres wide shall be provided within 60 metres of the boundary of the road or railway reserve. **Breaks ARE NOT permitted on road reserves without Shire approval.**

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- (b) Where rural land (whether bushland or pastured) abuts a residential zone boundary a 3 metre firebreak shall be constructed along the common boundary of the residential area.
- (c) A firebreak **two (2)** metres wide shall be provided immediately surrounding and within twenty metres of the perimeter of all buildings, hay sheds and fuel storage areas situated on the land.
- (d) A cleared area of at least a six metre radius shall be provided around all combustion pumping engines.
- (e) A cleared area of all flammable material of at least a 3 metre radius shall be provided around an operational gas gun and that the owner of the gas gun shall ensure that the gas gun is secured in an upright position.
- (f) If a total Fire Ban is declared by the Department of Fire and Emergency Services in accordance with the Bush Fires Act 1954 the use of gas guns are prohibited within the Shire of Donnybrook-Balingup.

## **2. EUCALYPTUS AND PINE PLANTATIONS**

- (a) Firebreaks not less than ten metres in width around the perimeter of land on which trees are planted.
- (b) Not less than ten metres in width along those portions of plantations which enjoy a common boundary with a road reserve.
- (c) Not less than six metres in width in such positions that no part or compartment of a plantation shall exceed 28ha in area.

- (d) Where ten metre breaks are required in accordance with this Section of the Shire's Fire Break Order, pruning of overhang shall be carried out up to a height of five (5) metres above the firebreak (Ground level).
- (e) In addition to the breaks specified, plantations traversed by Western Power transmission lines have additional obligations under the Electricity Act.

**3. TOWNSITES LAND: (INCLUDES RESIDENTIAL, COMMERCIAL AND INDUSTRIAL LAND)**

Townsites: Donnybrook, Balingup, Kirup, Mullalyup, Newlands, Preston and Noggerup.

- (a) Where the area of land is 2024m<sup>2</sup> (approx. ½ acre) or less, remove all flammable material on the land except living trees, shrubs and plants from the whole land, and;
- (b) Where the land exceeds 2024m<sup>2</sup> (approx ½ acre) clear firebreaks not less than two (2) metres wide, unless otherwise specified in the Local Planning Scheme, immediately inside all external boundaries of the land, and also immediately surrounding all buildings situated on the land. Grass on the remaining area of the land must be either grazed, cut for fodder, or totally removed from the land.
- (c) The Shire, on the recommendation of a Bush Fire Control Officer, may vary these conditions in certain circumstances.

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#### **4. RURAL RESIDENTIAL LAND**

The owners of all land zoned as "Rural Residential", under Local Planning Scheme No. 7, shall maintain a firebreak not less than two (2) metres wide, immediately inside all external boundaries of the land, free of overhanging branches to a height of four metres. The Shire on the recommendation of a Bush Fire Control Officer, may vary these conditions in certain circumstances. A low fuel zone of twenty metres wide shall be provided immediately surrounding all buildings situated on the land. Grass on the remaining area of the land must be either grazed (within conventional practice), cut for fodder or completely removed from the land.

#### **5. FUEL AND/OR GAS DEPOT**

In respect of land owned by you on which is situated any container normally used to contain liquids or gas fuel, including the land on which any ramp or support is constructed, you shall have the land clear of all flammable materials.

#### **6. WELDING, CUTTING, AND GRINDING EQUIPMENT**

A person shall not operate welding or cutting apparatus of any kind in the open air unless at least one fire extinguisher is provided at that place and a firebreak which is at least five (5) metres wide surrounds that place. As per Bush Fire Regulations 1954 39c.

#### **7. ROADSIDE VERGES**

The Shire's policy is that no vegetation is to be removed from road verges and no verge is to be burnt without a permit for that specific purpose.

## **SPECIAL NOTICE TO LANDOWNERS AND OCCUPIERS**

The Shire forwards a copy of this Firebreak Order with Rates Assessments each year. The Notice is also published and additional copies are obtainable at the Shire counter. The Firebreak Notice is also available on the Shire website.

The aim of the Shire is to eliminate destructive bush fires and to this aim, some areas of the Shire are subject to hazard removal and roadside burning which is carried out by the Shire's Bush Fire Brigades and Shire's workforce. The requirements of this order are considered to be the minimum standard of fire prevention work required to protect not only individual properties but the district generally. In addition to the requirements of this order, the Shire may issue separate Special Orders on owners or occupiers if hazard removal is considered necessary in some specific areas.

If firebreaks are provided by spraying, landholders are reminded to spray in time for firebreaks to comply by 1st December 2018.

**NOTE: WARNING NOTICES WILL NOT BE ISSUED FOR NON COMPLIANCE WITH THE ORDER. UNLESS SUITABLE ARRANGEMENTS ARE MADE IN WRITING THE SHIRE WILL ISSUE INFRINGEMENT NOTICES IMMEDIATELY ON LANDHOLDERS WHO HAVE NOT COMPLIED BY THE REQUIRED DATE.**

**SPECIAL NOTICE**

**PROHIBITED BURNING TIMES  
15 DECEMBER 2018 to 31 MARCH 2019**

**RESTRICTED BURNING TIMES  
1 NOVEMBER 2018 TO 14 DECEMBER  
2018**

**1 APRIL 2019 TO 26 APRIL 2019**

*These dates are subject to slight variation according to seasonal conditions, but any alterations will be advertised locally.*

**BUSH FIRE ACT SUMMARY**

1. Permits to burn are required for the whole of the Restricted Period and can be obtained from the Area Fire Control Officers listed.
2. Any special conditions imposed by the Fire Control Officer when issuing permits must be strictly adhered to.
3. The permit holder shall give notice of his intention to burn to:
  - i. The Shire Office no later than on the day when the burning is to take place. Weekend burning must be notified by Friday at 4.00pm.
  - ii The owner or occupier of adjoining land.
  - iii The nearest Parks and Wildlife Service (PAWS) Office if the land is situated within 3km of State Forest Land. (Phone PAWS Kirup: 9731 6232, PAWS Collie: 9734 1988).
  - iv DFES Communications on 1800 198 140
4. PERIOD OF NOTICE to neighbours prior to burning cannot be more than 28 days or less than four days, although less notice may be determined by mutual agreement of all neighbours.
5. Your attention is drawn to Items 5, 6 and 7 printed on the back of the permit.

6. All landowners and occupiers who incur a bushfire have an obligation to assist each Fire Control Officer to compile a Fire Report Form.
7. Open Fires within the Shire are not permitted from 1st December to 26th March each year except in properly constructed fire places situated in authorised areas and not permitted when a very high or extreme fire danger has been forecast.
8. GARDEN REFUSE OR RUBBISH burnt on the ground may be lit only between 6.00pm and 11.00pm and must be completely extinguished with water or earth by midnight. All flammable matter is to be cleared within five metres at all points of the site of the fire. And a person must be in attendance during the whole time the fire is burning. **No fires to be lit during the prohibited burning period, or on very high or extreme forecast days.**
9. Any INCINERATOR used to burn rubbish must be properly constructed - an open drum with or without a lid is not an appropriate incinerator.
10. Slashing/mowing of grass and scrub should not be undertaken on very hot days, as this activity has the strong possibility of causing fires. Please exercise extreme caution and seek the advice of your Fire Control Officer before slashing.
11. IT IS IN THE INTEREST OF ALL RESIDENTS TO BE INVOLVED WITH THE LOCAL BUSH FIRE BRIGADE. FIRE TRAINING IS AVAILABLE THROUGH THE BRIGADE AT NO COST.

## BUSH FIRE ACT SUMMARY



## **CONTRACTORS**

THE SHIRE WILL NOT UNDERTAKE TO DO ANY WORK CONNECTED WITH THE REQUIREMENTS OF THIS NOTICE. IT IS THE RESPONSIBILITY OF THE LAND OWNER TO SOURCE CONTRACTORS TO PROVIDE THE REQUIRED FIRE PROTECTION, IF UNABLE TO UNDERTAKE THE WORK THEMSELVES.

### **Extract – Health Local Law**

A person shall not on any land within a town site, having an area of 2000m<sup>2</sup> or less set fire to rubbish, refuse or other materials unless written approval has first been obtained from the local government.

## **BUSH FIRE CONTROL OFFICERS**

### **CHIEF FIRE CONTROL OFFICER**

Max Walker	9764 1021
	0428 641 021

### **DEPUTY CHIEF FIRE CONTROL OFFICERS**

David Tooke	9731 1330
	0428 920 045

Ian Ralph	9731 0196
	0407 959 325

### **ARGYLE - IRISHTOWN**

Ian Ralph	9731 0196
	0407 959 325

### **BALINGUP**

Paul Davis	0439 091 717
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### **BEELERUP**

Stuart Simmonds	9731 0196
	0429 371 842

### **DONNYBROOK**

David Tooke	9731 1330
	0428 920 045

**FERNDALE**

Max Walker 9764 1021

**KIRUP- BRAZIER**

Chris Wringe 9731 6168  
0427 316 168

**LOWDEN**

Michael Anderson 9732 1111  
0408 321 316

**MULLALYUP**

Rob Nielsen 0409 545 874

**MUMBALLUP**

Nigel Thompson 9732 2122  
0409 545 874

**THOMSON BROOK**

Graham Foan 9731 8104  
0429 311 840  
Tim McNab 0419 094 606

**MUNRO**

Tosh Thamo 9764 1148  
0427 641 148

**UPPER CAPEL**

Bevan Dix 0429 579 571

**Community Emergency Services Manager**

Tyler Winter 0439 595 355

**Ranger / Fire Control Officers**

Paul Robins 0419 935 600  
Jessica Cooper

**CONTRACTORS and BUSH FIRE  
CONTROL OFFICERS**