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Application To Burn Matter By Fire In The Open <i>Environment Protection (Burning) Policy 1994</i>	SF182
	Responsible Officer: SCo
	Issue Date: 06/06/2014
	Next Review Date: July 2016

Send completed applications to: District Council of Yorke Peninsula – PO Box 88, Minlaton SA 5575

Inquiries – Phone (08) 8832 0000 Fax (08) 8853 2494

(Use BLOCK LETTERS throughout and all sections must be completed)

A. OWNERSHIP/PROPERTY DETAILS

- Name of owner or occupier of land/premises: (write “as above” if same as 2.)

- Address/location of land/premises to which application relates:

 Post Code: Telephone: Facsimile:
- Address for correspondence: (write “as above” if same as 2.)

 Post Code: Telephone: Facsimile:
- You must tick one of the boxes below
 domestic premises - residential or rural living non-domestic premises - rural, horticulture, industrial & commercial

B. PROPOSED BURNING DETAILS

- Proposed location/s where material will be burnt: (where on land/premises)

- Describe the type of material to be burnt, and estimate the quantity of material to be burnt:

- Briefly explain why the material must be burnt:

8. Proposed time period during which the material will be burnt:

From:/...../.....(date/month/year)

To:/...../.....(date/month/year)

Signature
(owner or occupier of land/premises)

Date:...../...../.....

**Permit To Burn Matter By Fire In The Open
Non Domestic Premises**
(issued pursuant to Clause 4 of the *Environment Protection (Burning) Policy, 1994*)

**NOTE: THIS PERMIT IS NOT VALID DURING THE FIRE DANGER SEASON OR ON A
DAY OF TOTAL FIRE BAN**

A. PERMIT DETAILS

1. This permit is issued to (name of owner or occupier of the land/premises):

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.....and authorises the holder of the permit to burn in the open(specify type and quantity of material to be burned):

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.....

for the purpose of (specify reason for burning):

.....

at (location):

.....
.....

from:/...../..... to...../...../.....

between hours of and

.....

2. You must;

- If creating stockpiles ensure they are no bigger than 3m x 3m x 2m high
- Make sure you have a 4 metre break around the area you want to burn
- Make sure the burn material is not in close proximity to other flammable materials
- Only burn dried out matter (paper, cardboard & plant prunings [not logs])
- Fully extinguish fires so no smoke/smoulder is coming off material
- Have appropriate working fire control equipment on standby (ask CFS/MFS)
- Inform your neighbours when you would like to do the burn (several days notice)
- Immediately extinguish the burn if causing nuisance on another persons property
- Comply with all conditions of this permit

3. You must not;

- Leave the immediate burn site if smoke including smoulder is coming off burnt materials
- Allow smoke and or its odours to enter another persons property & cause a nuisance
- Burn multiple stockpiles at once
- Attempt to burn materials mixed into soil
- Burn tyres, plastics, green garden wastes, chemical containers, chemical treated timbers or any other hazardous wastes
- Burn in the open on any street, road or laneway

And

4. the following additional conditions applicable to this permit:

- The CFS **must** be in attendance during the initial light up and burn of the material.
- The permit holder agrees to indemnify and to keep indemnified the Council, its servants and agents and each of them against all actions, costs, claims, damages, charges and expenses whatsoever which may be brought or made or claimed against them or any of them arising out of or in relation to the issuing of the burning permit.
- The permit holder shall take out and keep current a Public Risk insurance policy in the name of the permit holder insuring the permit holder for the minimum sum of Ten Million Dollars (\$10,000,000) against all actions, costs, claims, damages, charges and expenses whatsoever which may be brought or made or claimed against the permit holder in relation to the activity.
- Please provide a copy of the certificate of currency for your Public Risk insurance.

- A Certificate of Currency is NOT A CERTIFICATE OF INSURANCE
- A Certificate of Currency is NOT a copy of your Public Liability Policy
- A Certificate of Currency is NOT the Tax Invoice for your Policy
- A Certificate of Currency is ONLY issued by your insurance company or broker upon request

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C. NOTE

- This permit may be revoked if the permit holder fails to comply with any condition of this permit
- The conditions listed in section B of this permit are in addition to the general environmental duty imposed by Part 4 of the Environment Protection Act 1993 (the Act) and the general offences contained in Part 9 of the Act. Compliance with the conditions of this permit does not bar proceedings for enforcement of that duty or such an offence in connection with the activity to which the permit relates.
- Compliance with conditions of this permit does not relieve the person to whom the permit is granted of any liability for any loss or damage caused by any fire lit or maintained pursuant to this permit and the Council does not accept any liability for any such loss or damage.
- Subject to the Native Vegetation Act 1991, it is prohibited to burn or otherwise clear native vegetation without approval of the Native Vegetation Council, unless subject to a specific exemption provided by the Native Vegetation Regulations 1991. For further information contact the Native Vegetation Council Secretariat on 8204 8760.

• **Penalties for non compliance with permit conditions:**
\$4000 fine or \$300 expiation

Signed on behalf of

Andrew Cameron
CHIEF EXECUTIVE OFFICER

DISTRICT COUNCIL OF YORKE PENINSULA

Information about the EPA Environment Protection (Burning Policy) 1994

Policy Intent

The intent of the Policy is to give primary consideration to environmental impacts. This includes the considered risk of burning causing environmental nuisance to nearby residents, health risks from smoke and discharge of pollution to the atmosphere. The Policy is not designed specifically to serve the need for bushfire protection.

Interpretations

In view of the Policy's primary concerns the EPA considers that stockpiles of vegetation should be removed for alternate disposal / treatment and not burnt. If access to remove stockpiles by vehicles is not possible then a controlled burn is an alternate option, all be it the least preferred.

Definitions to help clarify what constitutes
"instruction in methods of fire -fighting"

- Fire fighters in attendance (supervised burning).
- Fire fighters are gaining knowledge /experience from conducting burns in the open.
- burning in accordance with the Burning Policy.
- conducted at locations where standing fuel or fuel stockpiles cannot be reasonably reduced using other means.

"the prevention and control of bushfires"

- burning firebreaks and excess standing fuel or fuel stockpiles that cannot be reasonably reduced using other means.

"burning off by a person for the purpose of reducing the hazard of bushfires"

- conducted at locations where standing fuel or fuel stockpiles cannot be reasonably reduced using other means and only when approval is given to do so.

Want to do a

Burn-Off ?

You **MUST**;

- Give reason why a burn off is the only reasonable way of reducing the material; examples of other methods could include mulching, landfill etc.
- Ask Council if there are any restrictions or bans on burning in the open in your area
- Ask Council if you need a permit.

If allowed to proceed - You **MUST**;

- If creating stockpiles ensure they are no bigger than 3m x 3m x 2m high
- Make sure you have a 4 metre break around the area you want to burn
- Make sure the burn material is not in close proximity to other flammable materials
- Only burn dried out materials (pruning material [not logs], paper, cardboard)
- Fully extinguish fires so no smoke/smoulder is coming off material
- Have appropriate working fire control equipment on standby (ask CFS/MFS)
- Inform your neighbours when you would like to do the burn (several days notice)
- Immediately extinguish if smoke/odour is causing nuisance on another persons property.

You **MUST NOT**;

- Burn during restricted times
- Burn if there is a ban against burning in the open in your area
- Burn if you need a permit but don't have one (FINES can APPLY)
- Leave the immediate burn site if smoke including smoulder is coming off burnt materials
- Allow smoke/odour to enter another persons property & cause a nuisance
- Set fire to multiple stockpiles at once
- Attempt to burn materials mixed into soil
- Burn tyres, plastics, green garden wastes, chemical containers, treated timbers or any other hazardous wastes

REMEMBER **Pollution is no solution**

More Information refer - www.epa.sa.gov.au / www.cfs.sa.gov.au