

SHIRE OF DONNYBROOK/BALINGUP
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, 1954-79, 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 2009 and kept maintained until 31st March 2010.

An inspection of firebreaks and hazard removal will be carried out in all areas of the Shire by an authorised officer.

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, COUNCIL 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 COUNCIL OR ITS DULY AUTHORISED OFFICER NOT LATER THAN THE 15th DAY OF NOVEMBER 2009 FOR PERMISSION TO PROVIDE FIREBREAKS IN ALTERNATIVE POSITIONS OR TO TAKE ALTERNATIVE ACTION TO ABATE FIRE HAZARDS ON THE LAND. IF PERMISSION IS NOT GRANTED BY THE COUNCIL OR ITS DULY AUTHORISED OFFICER, YOU SHALL COMPLY WITH THE REQUIREMENTS OF THIS NOTICE. IF THE REQUIREMENTS OF THIS NOTICE ARE CARRIED OUT BY BURNING, SUCH BURNING MUST BE IN ACCORDANCE WITH THE RELEVANT PROVISIONS OF THE BUSH FIRES ACT.

1. RURAL LAND

- (a) On land which is divided by or abuts a formed or partly formed road or railway reserve, a firebreak not less than two 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 Council approval.
- (b) A firebreak two 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.
- (c) A cleared area of at least a six metre radius shall be provided around all combustion pumping engines.

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 Council'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, SPECIAL RESIDENTIAL, COMMERCIAL AND INDUSTRIAL LAND)

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

- (a) Where the area of land is 2024m² (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 2024m² (approx ½ acre) clear firebreaks not less than two metres wide, unless otherwise specified in the Town 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) Council, on the recommendation of a Bush Fire Control Officer, may vary these conditions in certain circumstances.

4. RURAL RESIDENTIAL, SPECIAL USE AND CRAFT COMMERCIAL LAND

The owners of all land zoned as "Rural Residential", "Special Use", or "Craft Commercial", under Town Planning Scheme No. 4, shall maintain a firebreak not less than two metres wide, immediately inside all external boundaries of the land, free of overhanging branches to a height of four metres. Council 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

Council 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 COUNCIL FORWARDS A COPY OF THIS FIREBREAK ORDER WITH RATES ASSESSMENTS EACH YEAR. THE NOTICE IS ALSO PUBLISHED IN THE DONNYBROOK - BRIDGETOWN MAIL AND ADDITIONAL COPIES ARE OBTAINABLE AT THE SHIRE COUNTER.

THE AIM OF THE COUNCIL 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 COUNCIL 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 COUNCIL 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 2009.

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

BUSH FIRE PRECAUTIONS PROHIBITED BURNING TIMES

The Prohibited Burning Times applying with this Shire are:-
15 DECEMBER 2009 to 14 MARCH 2010

RESTRICTED BURNING TIMES

The Restricted Burning Times are:-
1 NOVEMBER 2009 TO 14 DECEMBER 2009
15 MARCH 2010 TO 26 APRIL 2010

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:
 - (a) 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.
 - (b) The owner or occupier of adjoining land.
 - (c) The nearest Department of Environment and Conservation (DEC) Office if the land is situated within 3km of State Forest Land. (Phone DEC Kirup: 9731 6232, DEC Collie: 9734 1988).
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 31st 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 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.

CONTRACTORS

COUNCIL 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.

DONNYBROOK TOWN AREA ONLY

Donnybrook Fire and Rescue will carry out protective burning of lots, subject to notification in writing to PO Box 400, Donnybrook, prior to 31st October 2009. A fee for this service will be payable by the landowner to Donnybrook Fire & Rescue.

BUSH FIRE CONTROL OFFICERS

CHIEF FIRE CONTROL OFFICER

		Fire Control Officers		
		ARGYLE / IRISHTOWN	David Tooke	9731 1330
Max Walker	9764 1021			Mobile 0428 920 045
	Mobile 0428 641 021	BALINGUP	Toby Jarvis	9764 1803
				Mobile 0403135569

DEPUTY CHIEF FIRE CONTROL OFFICER

		BEELERUP	Bruce Hearman	9731 1301
		BROOKHAMPTON	Neville Clifford	9731 8253
		DONNYBROOK	Graham Chester	9731 2638
				0410106393
David Tooke	9731 1330	FERNDALE	Max Walker	9764 1021
	Mobile 0428 920 045	KIRUP/BRAZIER	Mick Zwart	9731 6331
			Trevor Radford	9731 6333
				Mobile 0427888684

FIRE WEATHER OFFICER

Murray Webb	9731 0286	LOWDEN	Ian McLaren	9732 1272
		MULLALYUP	Neil Gubler	9764 1194
		MUMBALLUP	Chris Marwick	9732 2019
		STIRLING PARK	Greg Mader	9756 2017
		THOMSON BROOK	Graham Foan	9731 8104
				Mobile 0429311840
		UPPER BALINGUP	Sam Dell 'Agostino	9764 1020
		UPPER CAPEL	John Fry	9731 1269
		WILGA	Neil Charteris	9766 1030