

FIRE PREVENTION NOTICE

[fmt_nme]
[owner address1]
[owner address2]
[owner address3]

SCHEDULE 15
COUNTRY FIRE AUTHORITY ACT 1958
COUNTRY FIRE AUTHORITY REGULATIONS 2014
Regulation 112(1)

I direct of [fmt_nme]

as the owner or occupier of: **[property address npc]**
Title Details: [property title]
Assessment No: [assessment number]

to complete the works specified below.

All works must be completed not later than:

<<Clean Up Date>>

Works to be completed:

TYPE: [document alpha1 desc]
See reverse for details.

If you have completed the works since the Date of Notice, this Notice can be disregarded. Council will be undertaking secondary inspections and if the work has been completed as above, no further action will be taken.

Your property must be maintained to the above standard for the entire Fire Danger Period.

Signature



{{[document officer], "uppercase"}}
Assistant Municipal Fire Prevention Officer

You may lodge an objection to this notice under section 41B of the *Country Fire Authority Act 1958* and appeal the outcome of that objection under section 41C of that Act.

EXPLANATORY NOTE

POWER AND PURPOSE

The Municipal Fire Prevention Officer or delegate of Wellington Shire Council has the power under section 41 of the *Country Fire Authority Act 1958* to issue this notice of direction. The purpose of this direction is to require you to take the necessary steps to reduce the threat of fire to your life and property, and that of your neighbours.

EXPLANATION OF WORKS TO BE COMPLETED ON YOUR PROPERTY

TYPE 1: SLASH ENTIRE PROPERTY

Slash, mow or otherwise remove all long grass, weeds, and bracken, whether living or dead, to a height of not more than 100mm, over the entire property, including around all buildings, beneath trees and along fences.

TYPE 2: REMOVE ALL UNDERGROWTH

Slash, mow or otherwise remove all long grass, weeds, and bracken, whether living or dead, to a height of not more than 100mm, over the entire property, including around all buildings, beneath trees and along fences. Remove all undergrowth, including fallen branches and tree debris. Prune all low hanging branches from shrubs and trees to a height of two (2) metres above the ground and prune any shrub or tree limbs that overhang a neighbour's house.

TYPE 3: CLEAR A FIRE BREAK TO NO LESS THAN 3 METRES WIDE

Clear all undergrowth and prune tree branches to a height of 2 metres above the ground along the boundary fence line where there are neighbouring houses, to create an area that can be maintained by slashing or mowing, to a width of at least three (3) metres.

TYPE 4: SLASH A FIRE BREAK TO NO LESS THAN 5 METRES WIDE

Slash, mow or otherwise remove all long grass, weeds, and bracken, whether living or dead, to a height of not more than 100mm, adjacent to and inside all your boundary fence lines where there are neighbouring houses, to a width of at least five (5) metres.

TYPE 5: SPECIAL INSTRUCTIONS: [memo DD 76 1 0]

Nothing listed on this Notice grants you permission to remove entire trees from your property. If you believe removing entire trees from your property is required for bushfire protection, please seek advice from Wellington Shire Council's Environmental Planner to discuss your options on 1300 366 244.

You must minimise all soil disturbance when undertaking fire prevention works on your property.

EFFECT OF NOT COMPLYING WITH THIS NOTICE

If the required works have not been carried out to the satisfaction of a Fire Prevention Officer by the due date, or you do not lodge an objection (see below):

- Each owner of the property will receive a Fire Infringement, incurring a penalty of \$1,612 each;
- Court proceedings may be taken against owners for a failure to comply with this notice or failure to pay the infringement penalty by the due date, and penalties of up to \$19,000, up to 12 months' prison or both may be imposed;
- The Municipal Fire Prevention Officer may engage a contractor to enter upon your land to carry out the works on the Notice, with the costs and administration fees charged back to the landowner/s. If you complete the required works after a contractor has been tasked to your property, you may be charged a callout fee, plus administration. We will not contact you prior to undertaking these works. If you do not pay the account, Council can take you to court to recover costs including interest at a fixed rate on the money owed. See section 42 of the *Country Fire Authority Act 1958* and section 225 of the *Local Government Act 1989*.

OBJECTIONS

You can object to this notice (see section 41B *Country Fire Authority Act 1958*) by lodging a written objection with the Municipal Fire Prevention Officer within 7 days of the service of this notice, stating your grounds of objection.

APPEALS

If you have lodged an objection and the Municipal Fire Prevention Officer fails to confirm, vary, or withdraw the notice within 14 days, or you are not satisfied with a confirmation or variation of the notice, you may appeal (see section 41C *Country Fire Authority Act 1958*) to CFA Chief Officer.

Appeals must be in writing and lodged with the Chief Officer, Country Fire Authority, 8 Lakeside Drive, East Burwood 3151, within 7 days of the end of the 14-day period described above, or within 7 days of the date of confirmation or variation (whichever is earlier); and fully state the grounds of your appeal.

For more information, read our factsheet *Fire Prevention Guide: Fire Prevention Notices*. If you have any further enquiries, contact the Municipal Fire Prevention Officer on 1300 366 244.