

Burning Permit
Mid Murray Council
Environment Protection (Air Quality) Policy 2016

Interpretation

The following definitions apply for the purposes of this burning permit:

- **Fire Danger Season** means the fire danger fixed pursuant to the *Fire and Emergency Services Act 2005*
- **Township** has the same meaning as in the *Local Government Act 1999*.

Permitted Burning Activities

This burning permit is issued under Clause 6(3)(a)(ii) of the *Environment Protection (Air Quality) Policy 2016* (the *Air Quality Policy*) by the Chief Executive Officer of the Mid Murray Council. It authorises a person, **subject to** the conditions below, to carry out any of the following burning activities, outside of the fire danger season:

- A. Burning agricultural or forestry waste;
- B. Burning off vegetation for fire prevention or control and general disposal;
- C. Burning vegetation comprising dry wood or other dry plant material in a brasier, chiminea or fire pit in the open for domestic heating;
- D. Lighting or maintaining a fire in the open to burn vegetation comprising dry wood or other dry plant material for a campfire or barbecue in the course of camping, scouting or a similar outdoor recreational activity.

Conditions

1. The burning permit does not (and cannot) authorise a person to carry out any of the activities described under Paragraphs A and B above on land if the person is not the owner or occupier of the land or does not have the consent or authority of the owner or occupier.
2. A person carrying out a burning activity described under Paragraphs A and B above must:
 - 2.1. Comply with any mandatory measures of the *Vegetation Pile Burning Code of Practice April 2015* and the *Broad Acre Burning Code of Practice April 2015* prepared by the South Australian Country Fire Service; and
 - 2.2. Have regard to any recommended measures of the *Vegetation Pile Burning Code of Practice April 2015* and the *Broad Acre Burning Code of Practice April 2015* prepared by the South Australia Country Fire Service.
3. This burning permit is effective from the end of the 2024/25 fire danger season and remains in force unless revoked by Council.
4. All burning other than for activities described under Paragraphs C and D above are permitted Monday to Saturday between the hours of 10:00am and 3:00pm. All burning is to cease by 3:00pm and no smoke shall emit from any piles after this time.
5. No burning is to occur on Sunday or on a Public Holiday.
6. Burning as described under Paragraphs C and D above is permitted outside of the times listed in Conditions 5 and 6 so long as size of the fire is no larger than one (1) metre square.
7. All reasonable steps must be taken to mitigate any nuisance or adverse effects on occupiers of nearby land arising from the smoke from a fire authorised by this permit.

Take Note

- This permit does NOT authorise the burning of prohibited substances as listed in schedule 1 of the *Air Quality Policy*, including:
 - o Waste listed in Part B of Schedule 1 of the *Air Quality Policy*;
 - o Copper chromium arsenate or other timber preservation chemicals;
 - o Plastics;
 - o Tyre waste; and or
 - o A substance or material containing, or contaminated with, any substance listed above.

Causing or permitting the burning of a prohibited substance is an offence that may attract a maximum penalty of \$30,000 (see Clause 7(1) of the *Air Quality Policy*).

- In accordance with Clause 6(5) of the *Air Quality Policy*, compliance with this permit does not:
 - o Relieve a person from liability for any loss, damage or harm caused by a fire lit under the authority of the burning permit; or
 - o Prevent proceedings from enforcement of the general environmental duty under Section 25 of the *Environment Protection Act 1993*, or for any offence under the *Environment Protection Act 1993* or the *Local Nuisance and Litter Control Act 2016*, in relation to the burning activity.
- This permit applies subject to any ban, prohibition, restriction, or other requirement under the *Fire and Emergency Services Act 2005*, the *Native Vegetation Act 1991* or a prescribed Act (as that term is defined under the Policy).

Failure to comply with a condition of this permit is an offence that may attract a maximum penalty of \$30,000

Clause 5(1) of the *Air Quality Policy*

Ben Scales

Chief Executive Officer

Mid Murray Council

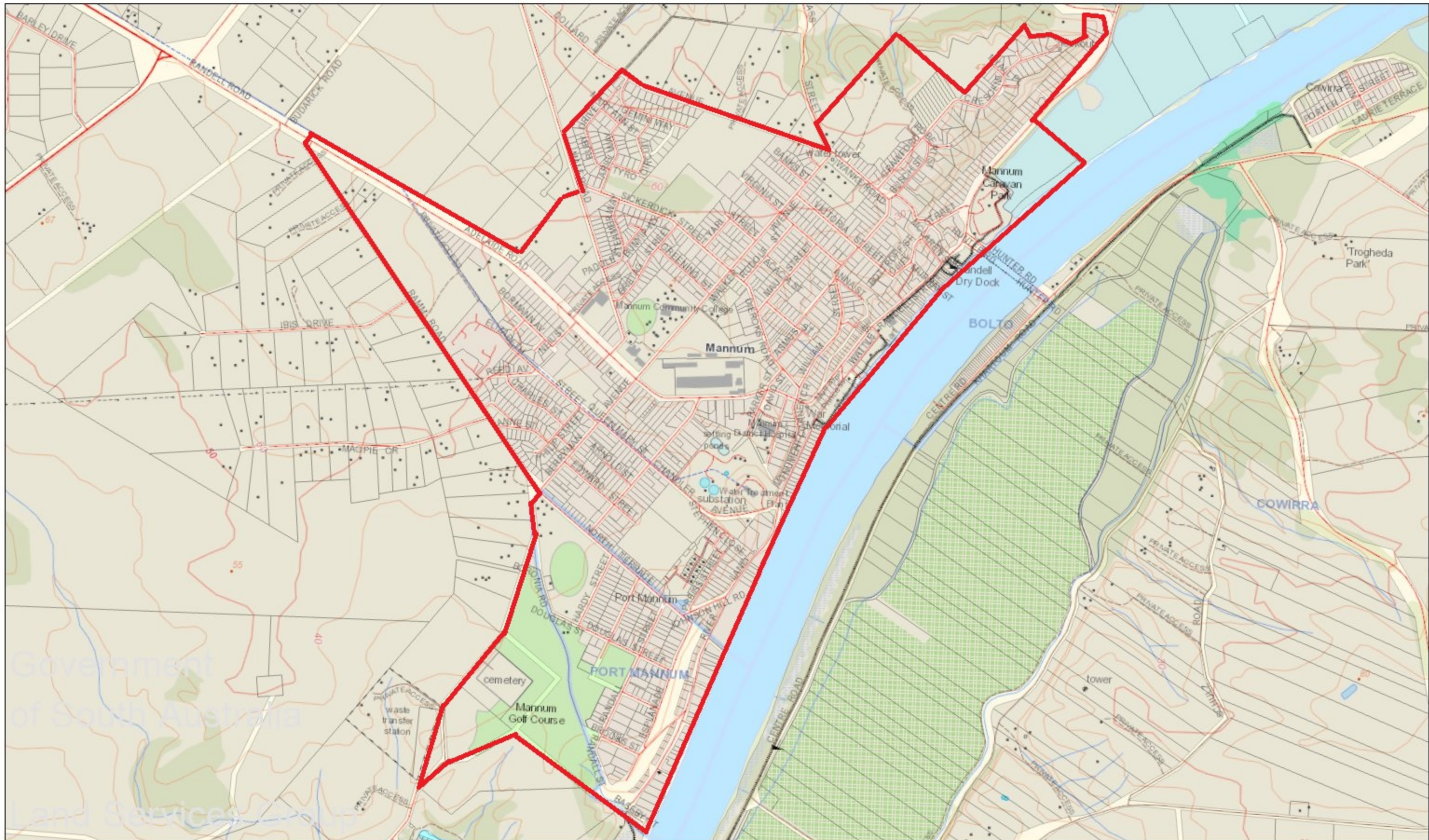
Dated 20 May 2025

SAPPA Report

The SA Property and Planning Atlas is available on the Plan SA website: <https://sappa.plan.sa.gov.au>

Date created:

May 5, 2025



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