

Ipswich

City Council

Draft

Subordinate Local Law (Amending) Subordinate
Local Law No. 3.1 (Commercial Licensing) 2024

Contents

Part 1 Preliminary	3
1 Short title	3
2 Commencement	3
3 Subordinate local laws amended	3
Part 2 Amendment of Subordinate Local Law No. 3.1 (Commercial Licensing) 2013	3
4 Amendment of ch 2, pt 2, hdg (Camping Grounds)	3
5 Amendment of s 8 (Application for a licence)	3
6 Amendment of s 9 (Conditions of a licence)	4
7 Omission of ch 2, pt 3 (Caravan parks)	4
8 Amendment of sch 1 (Dictionary)	4
9 Amendment of sch 2 (Minimum standards for temporary advertising devices and election signs)	5
10 Amendment of sch 3 (Matters affecting certain licences)	6

Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Subordinate Local Law (Amending) Subordinate Local Law No. 3.1 (Commercial Licensing) 2024*.

2 Commencement

This subordinate local law commences on the date notice of the making of the subordinate local law is published in the gazette.

3 Subordinate local laws amended

This subordinate local law amends *Subordinate Local Law No. 3.1 (Commercial Licensing) 2013*.

Part 2 Amendment of Subordinate Local Law No. 3.1 (Commercial Licensing) 2013

4 Amendment of ch 2, pt 2, hdg (Camping **grounds)**

Chapter 2, Part 2, heading, 'Camping **G**rounds' –

omit, insert –

Tourist **P**ark

5 Amendment of s 8 (Application for a licence)

Section 8, 'camping ground' –

omit, insert –

tourist park

6 Amendment of s 9 (Conditions of a licence)

Section 98, 'camping grounds' –

omit, insert –

a tourist park

7 Omission of ch 2, pt 3 (Caravan parks)

Chapter 2, Part 3 –

omit, insert –

Part 3 **Part not used**

10 **Section not used**

11 **Section not used**

8 Amendment of sch 1 (Dictionary)

(1) Schedule 1, definition *caravan* –

omit, insert –

caravan means a wheeled unit capable of being registered pursuant to the *Transport Operations (Road Use Management – Vehicle Registration) Regulation 2021* for towing and which is designed, adapted or used for residential purposes. It includes self-propelled units of a similar nature and any approved annex attached to and used in conjunction with such unit.

(2) Schedule 1, after definition *caravan* –

insert –

Centre Zone has the meaning given in the Planning Scheme.

- (3) Schedule 1, after definition *horizontal banner* –

insert –

Industrial Zone has the meaning given in the Planning Scheme.

- (4) Schedule 1, after definition *mobile sign* –

insert –

Open Space Zone has the meaning given in the Planning Scheme.

- (5) [Schedule 1, definition Planning Act](#) –

[omit.](#)

- (6) [Schedule 1, definition planning scheme](#) –

[omit.](#)

- (7) [Schedule 1, definition residential area](#) –

[omit.](#)

9 Amendment of sch 2 (Minimum standards for temporary advertising devices and election signs)

- (1) Schedule 2, Part 1, row 7 (Real Estate Signs), column 2, subparagraph (c), 'commercial, industrial, rural or open space and special use/ other areas' –

omit, insert –

~~for~~ premises in a Centre Zone, Industrial Zone, Rural Zone, Open Space Zone or
Special Purpose Zone

10 Amendment of sch 3 (Matters affecting certain licences)

- (1) Schedule 3, row 1 (Camping grounds) –

omit.

- (2) Schedule 3, row 2 (Caravan parks) –

omit.

- (3) Schedule 3, row 4 (Catteries), column 3, paragraph 13(a), after 'residential area' –

insert–

, Rural Zone or the Special Purpose Zone

- (4) Schedule 3, row 4 (Catteries), column 3, paragraph 13(b), after 'residential area' –

insert–

, Rural Zone or the Special Purpose Zone

- (5) Schedule 3, row 5 (Kennels), column 3, paragraph 13(a), after 'residential area' –

insert–

, Rural Zone or the Special Purpose Zone

- (6) Schedule 3, row 5 (Kennels), column 3, paragraph 13(b), after 'residential area' –

insert–

, Rural Zone or the Special Purpose Zone

- (7) Schedule 3, row 7 (Stables), column 3, paragraph 15(a), after 'residential area' –

insert–

, Rural Zone or the Special Purpose Zone

- (8) Schedule 3, row 7 (Stables), column 3, paragraph 15(b), after 'residential area' –

insert–

, Rural Zone or the Special Purpose Zone

- (9) Schedule 3, after row 7 (Stables) –

insert–

Draft

Column 1 Licence regulated activity	Column 2 Documents, material or information required to accompany application for licence	Column 3 Standard Conditions
Tourist park	<p>(a) The location and real property description of the proposed tourist park.</p> <p>(b) If the applicant is not the owner of the land on which the proposed tourist park is to be located – the written consent of the owner to the application.</p> <p>(c) A layout plan of the proposed tourist park showing the boundaries of the tourist park, any existing and proposed buildings and each 'site' for cabins, tents, caravans or other accommodation type.</p>	<p>Sites</p> <p>(a) All buildings, structures and fixtures allowed within the tourist park are located in accordance with design approval documents for the licence, or any approved plan associated with the licence, or if no provision for their location is included in either of these documents, in accordance with the layout plan that accompanied the application for a licence.</p> <p>(b) Site numbers are clearly displayed at each site in accordance with the approved plan for the tourist park.</p>

	<p>(d) The name and address of any proposed resident manager of the tourist park and their written agreement accepting the responsibilities of resident manager of the tourist park.</p> <p>(e) Details of water quality, reticulation and drainage.</p> <p>(f) Details of the facilities for sanitation, washing, laundry, cooking and recreation to be provided for guests.</p> <p>(g) If permits or approvals under another law are required to construct install or operate the buildings, structures or facilities necessary for the establishment or operation of the tourist park, a copy of the permits or approvals.</p>	<p>(c) Occupation of a site by more persons than the limit fixed for the relevant site under the conditions of the licence is not permitted.</p> <p>(d) A person is not permitted to camp or sleep in a place within the tourist park that is not a site nominated on the approved plan for the tourist park.</p> <p>(e) There is no change to the sites in the camping ground by:-</p> <p>(i) adding to the existing sites; or</p> <p>(ii) changing the position or boundaries of a site,</p> <p>unless the local government approves a change to the conditions of the licence.</p> <p>(f) There is no change to the structures or facilities in the tourist park by:-</p>
--	---	--

	<p>(h) An emergency and evacuation plan for the site.</p>	<p>(i) adding new buildings, structures or facilities; or</p> <p>(ii) removing buildings, structures or facilities; or</p> <p>(iii) changing the position of buildings, structures or facilities, unless the local government approves a change to the conditions of the licence.</p> <p>(g) Standard condition (f) does not apply if the proposed change constitutes development under the Planning Scheme or Planning Act.</p> <p>Tourist Park Maintenance</p> <p>(h) The tourist park (including all sites) must be kept clean and tidy.</p> <p>(i) All buildings, structures and facilities within the tourist park are kept and</p>
--	---	---

		<p>maintained in good and serviceable condition.</p> <p>(j) The tourist park (including all fixtures, fittings, equipment and furniture) must be maintained:-</p> <ul style="list-style-type: none">(i) in good working order; and(ii) in a good state of repair; and(iii) in a clean, tidy, sanitary and hygienic condition. <p>Waste</p> <p>(k) Adequate waste facilities must be provided for the tourist park.</p> <p>(l) All waste generated as part of the operation of the tourist park must be:</p> <ul style="list-style-type: none">(i) kept so as not to attract pests;(ii) removed and disposed of in a sanitary manner which maintains
--	--	---

		<p>the tourist park in a clean, tidy, sanitary and hygienic condition.</p> <p>(m) Waste containers provided as part of the operation of the tourist park must be:-</p> <ul style="list-style-type: none">(i) provided with close fitting lids; and(ii) regularly serviced and maintained in a clean, tidy, sanitary and hygienic condition; and(iii) designed and constructed to prevent access to pests; and(iv) designed and constructed to be easily and effectively cleaned and disinfected; and(v) kept closed when not in use. <p>Toilets and ablution facilities</p>
--	--	--

		<p>(n) Toilet and ablution facilities must be provided for the use of guests in accordance with the approved plan of the tourist park, unless written approval to vary the toilets and ablution facilities has been granted by the local government.</p> <p>(o) An adequate number of laundry tubs, washing machines, mechanical clothes driers, ironing boards and clothes lines of a suitable length must be provided for the use of guests.</p> <p>Water supply</p> <p>(p) An adequate and continuous supply of water must be maintained to all toilet, bathroom, kitchen, laundry and drinking water facilities that form part of the tourist park.</p>
--	--	--

		<p>(q) An adequate and continuous supply of hot water must be maintained to all bathroom, kitchen and laundry facilities that form part of the operation of the tourist park.</p> <p>(r) The water supply for drinking and ablutionary purposes must be potable water.</p> <p>(s) Any modifications to the water supply system must be notified to the local government.</p> <p>(t) Any water supply outlet for non-potable water must be clearly labelled with the words, "Unsuitable For Drinking".</p> <p>Sewage and wastewater</p>
--	--	---

		<p>(u) All sewage and wastewater must be discharged safely to the sewerage system or an on-site sewerage facility.</p> <p>(v) Wastewater must not be discharged onto the ground.</p> <p>Pest control</p> <p>(w) The tourist park:—</p> <p>(i) must be kept free of pests; and</p> <p>(ii) must be kept free of conditions offering harbourage for pests; and</p> <p>(iii) must not attract fly breeding.</p> <p>(x) A documented pest control program must be implemented to control and eliminate pests within the premises.</p> <p>Operation of tourist park</p>
--	--	--

		<p>(y) Any supplied bedding must be kept in a clean and sanitary condition and changed whenever the occupier changes.</p> <p>(z) A cleaning and maintenance schedule must be kept and maintained, which specifies the frequency with which tourist park facilities are to be cleaned and maintained.</p> <p>(aa) A register must be kept containing:-</p> <ul style="list-style-type: none">(i) the name and address of each person who hires a site within the tourist park; and(ii) an identifying number for the site; and(iii) if a vehicle is brought onto the site, the registration number of
--	--	--

		<p>the vehicle (including any caravan); and</p> <p>(iv) the dates when the hiring of the site begins and ends;</p> <p>(bb) A copy of the register referred in minimum standard (aa) must be provided to an authorised person upon request.</p> <p>(cc) The licensee must ensure a person does not bring onto a site a caravan, tent or other type of accommodation that is not fit for human habitation.</p> <p>(dd) The tourist park must be managed and supervised by an individual (the “resident manager”) who is resident on or near the tourist park.</p>
--	--	---

		<p>(ee) If the licence holder is an individual, the licence holder may be the resident manager of the tourist park.</p> <p>(ff) If the local government is not satisfied that a person nominated to be resident manager of the tourist park is a suitable person to be the resident manager:-</p> <p>(i) the local government may, by notice given to the licence holder, require the licence holder to nominate a resident manager acceptable to the local governments within a time stated in the notice; and</p> <p>(ii) the licence holder must comply with the notice within the time specified in the notice.</p>
--	--	---

		<p>(gg) The licensee must ensure the resident manager, or a representative of the resident manager, is present or available at all reasonable times to ensure the proper operation of the tourist park.</p> <p>(hh) The operation of the tourist park must not detrimentally affect the amenity of neighbouring premises.</p> <p>(ii) Adequate water and electricity must be available for use by guests of the tourist park.</p> <p>(jj) Any swimming pools must be fenced to meet the standards imposed by the <i>Building Act 1975</i> and the <i>Building Regulations 2021</i> as if the swimming pool were an outdoor swimming pool</p>
--	--	--

		<p>on residential land for the purposes of the Act or Regulation.</p> <p>(kk) The emergency and evacuation plan must be appropriately displayed or publicly available and must be maintained and implemented. All records in relation to the emergency and evacuation plan must be provided to an authorised person upon request.</p> <p>(ll) All related licence fees are paid within stipulated timeframes.</p>
--	--	---