



Application Form

Residential Permit to Burn

Properties less than 1,600m² in size are not eligible for burning off permits.

APPLICANT DETAILS

Name:

Address:

Phone: Home:

Bus.:

Mob:

Property size:

Please read the permit conditions before signing the application: I shall comply with the General Local Law 2016 No. 8. I shall avoid any nuisance by way of smoke, ash, etc. to neighbouring properties. I have read and understood the provisions of the Summary Offences Act 1966, Section 11 (see over).

Date:

Applicant Signature:

DETAILS

I request permission to burn the following (specify: tree branches, garden refuse, etc.) _____

Burning off address if different from above:

From:

To:

(see over)

Fee: **Non-refundable application fee of \$70**

CONDITIONS

Permits are subject to the following general conditions:

- (a) Permit to be in possession of person performing burnoff;
- (b) Not less than 24 hours or more than 7 days before commencement of burning a Notice of Intention to burn shall be given to each owner or occupier of land contiguous to the area to be burned;
- (c) That a suitable fire break be prepared around the perimeter of the area being burned;
- (d) That every reasonable precaution shall be taken to prevent any other material from catching fire and that any such fire which does occur shall be extinguished immediately;
- (e) That the fire shall be lit from the leeward side of the area being burned;
- (f) That until all fires, covered by a permit, have been extinguished:-
 - (i) the perimeter of the burnt area shall be continuously patrolled; and
 - (ii) that adequate hoses, attached to a water supply, or fire fighting equipment, shall be at the site; and
 - (iii) only a small fire, no larger than 5 cubic metres, shall be maintained
- (g) That where, in the vicinity of the area being burned, the shade temperature exceeds 32 degrees or the average wind velocity exceeds 20 kilometres an hour :-**
 - (i) Burning shall not commence; or**
 - (ii) In the event of burning having commenced, shall be extinguished as soon as possible**

No burning is permitted on a day of **Total Fire Ban** or when the Country Fire Authority Fire Danger Period is in force.
No burning shall be carried out on a day declared as a **Smog Alert Day** by the Environment Protection Authority.

Privacy Statement Frankston City Council collects personal information for the purposes of processing your application and undertaking all necessary administrative tasks and enforcement associated with your application/permit. Without this information, council is unable to process your application. Your address and purpose for your application will be disclosed to neighbouring property occupiers for the purposes of providing the neighbours with the right to comment/object to your application. All other personal information will not otherwise be disclosed without your consent or where required or permitted by law. You may apply to council for access/amendment to the personal information held about you by contacting the Privacy Officer on 1300 322 322.



In Person

(cash, cheque, EFTPOS)
Civic Centre, Davey Street, Frankston.
Seaford Shop, 120 Nepean Highway, Seaford.
Langwarrin Shop, Shop 6, Gateway Shopping Centre.

Office Use Only

Payee Name: _____

Site Address: _____

This application can be processed and paid online please go to www.frankston.vic.gov.au

Prepayment- LLP-BURNPR

Amount: **\$ 70.00**



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PERMIT BURNING DAYS, TIMES, PERIOD & GENERAL INFORMATION

The allowed days of burning for permits that are issued are **Friday and Saturday between 9:00 am and 4:00 pm ONLY.**

Unless an earlier expiry date is inserted on the permit, the permit will be valid from the Permit to Burn issue date and expire on the **30 November of that year or at the onset of the declared Fire Danger Period (whichever is sooner).**

This allows residents time to pick the best weather conditions to burn safely and reduce the smoke that can have an adverse effect on neighbouring properties.

A permit may be revoked and infringements may be issued if a breach of conditions is detected by an Authorised Officer of Council.

Frankston City Council reserves the right to refuse any permit application if it is identified that burning off could pose a risk to life, health or property.

The \$70.00 application fee is NOT refundable, as this is a subsidised fee for the permit to be assessed by Council Officers.

FRANKSTON CITY COUNCIL NATIVE VEGETATION WARNING

Permits may be required to clear Native Vegetation.

This may require Frankston City Council Town Planning Approval. Any illegal clearance may result in prosecution in a Magistrates Court with fines of up to \$120,000.00

Please check with Councils Town Planning Department that any native vegetation clearing is legal.

Telephone 1300 322 322.

SUMMARY OFFENCES ACT 1966

Act No. 7405/1966

Section 11. Lighting of fires in the open air

- 1) Except as provided in sub-section (2), a person must not –
 - a) Light or use a fire in the open air or carry when lighted any flammable material resulting in the destruction, damaging or endangering of the life or property of others; or
 - b) Leave a fire in the open air which that person has lighted or of which that person is in charge without leaving another person in charge of that fire.

Penalty: 25 penalty units or imprisonment for 12 months or both.

- 2) Sub-section (1) does not apply to the owner or occupier of any land or a person acting under the direction of an owner or occupier of any land who burns any grass, stubble, weeds, scrub, undergrowth or any vegetation, wood or other flammable material in an area of land if –
 - a) a fire-break of not less than 3 metres and cleared of all flammable material has been prepared around the perimeter of the land area;
- 3) This section does not apply in the country area of Victoria within the meaning of the **Country Fire Authority Act 1958** during a fire danger period within the meaning of that Act.
- 4) This section does not affect the right of any person to sue for and recover at common law or otherwise compensation for or in respect of any damage caused by reckless or negligent use of fire.



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