



# Kingborough

## When do you need Council approval to remove vegetation?

Council regulations apply to the clearing, lopping or disturbing (e.g. slashing) of:

- **Native vegetation communities (including understorey)**
- **Native trees**
- **Vegetation near the coast or waterways**
- **Trees listed on the Kingborough Significant Tree Register**

Before clearing native bush on your property (including understorey scrub) you should contact Council staff for advice about permit requirements.

### Kingborough Interim Planning Scheme 2015

The Kingborough Interim Planning Scheme 2015 applies to all land use or development. In particular, any vegetation disturbance or clearing (including tree root disturbance) in the following areas are very likely to require a permit:

- **near the coast or waterways;**
- **less than 50m from a skyline or ridgeline;**
- **works impacting on native trees;**
- **in the Environmental Management Zone;**
- **development in any zone impacting on native vegetation containing values listed in Table E10.1 in Code 10 of the Scheme and located within the Biodiversity Protection Area;**
- **near trees listed on the Kingborough Significant Tree Register.**

### Exemptions under the Planning Scheme

Some works are 'exempt' from the planning scheme and do not require a planning permit, including:

- Targeted removal of environmental weeds, in accordance with State government guidelines.
- Fire hazard management works in accordance with an abatement notice issued under the *Local Government Act 1993*.
- Bushfire hazard management around existing dwellings in accordance with a bushfire hazard management plan endorsed by an accredited person, wherein the extent of clearance/disturbance is the minimum necessary for adequate protection from bushfire.



- General maintenance, harvesting and/or improvements associated with existing agricultural activities provided that prior to the clearance and conversion or disturbance **all** of the following can be satisfied:
  - (i) only impacts on low priority biodiversity values; and
  - (ii) is consistent with a plan of management justifying the activity is an integral part of an existing agricultural operation; and
  - (iii) is confined to no more than 1ha of land in the Rural Resource zone; and
  - (iv) is confined to no more than 500m<sup>2</sup> in all other zones, except the Environmental Management zone; and
  - (v) has not been preceded by clearing on the same site for the same purpose in the past 2 years.

Please seek advice from Council staff before relying upon an exemption for any clearing of native vegetation.

### **Approvals may be required from other regulators**

Other agencies in Tasmania also regulate vegetation removal. It's important to check their permit requirements before removing vegetation.

For example, clearing for forestry or agriculture may require a certified Forest Practices Plan, and clearing for dam construction may require a permit under the *Water Management Act 1999*. Clearing can also impact on threatened species, and may require a permit under the *Threatened Species Protection Act 1995*.

### **Felling or lopping individual trees on private land**

Council's *Health and Environmental Services By-law 3 of 2011* places restrictions on removing trees on private land, and applies where a planning permit for that removal has not already been issued.

Under the By-Law, a permit is needed before lopping, damaging or removing any Tasmanian native tree that:

- **has a trunk circumference of more than 80cm (at 1.5m or more above ground level);**
- **Is listed on a register of significant trees; or**
- **Is protected under an agreement under Part 5 of the *Land Use Planning and Approvals Act 1993* or covenant on the title.**

You'll need to fill out and lodge an application form. Application forms and further information regarding tree removal can be found online at [www.kingborough.tas.gov.au](http://www.kingborough.tas.gov.au) or collected from Council's Civic Centre.



## Please ask if you are unsure

We recommend seeking advice from Council staff to determine which rules apply to your proposed activity **before** undertaking any vegetation removal, particularly removal of native vegetation. We are more than happy to help you in resolving these issues.

Contact council on 6211 8200 or [kc@kingborough.tas.gov.au](mailto:kc@kingborough.tas.gov.au) for further information. Access the Kingborough Interim Planning Scheme 2015 here [www.kingborough.tas.gov.au](http://www.kingborough.tas.gov.au).

The names and contact information for accredited Bushfire Hazard Assessors can be found on the Building for Bushfire section of the Tasmanian Fire Service website ([www.fire.tas.gov.au](http://www.fire.tas.gov.au)).

