

Division 25 – Assessment Tables for the Nature Conservation Overlay

Note:

- Zones also affect assessment categories. See zoning maps to determine the zone of the land. Also refer to Part 1 Section 1.11 of the ShirePlan explaining how the higher assessment category prevails.
- Planning scheme policies indicate when Council may seek further information about an application.

Note: In carrying out your activity you must take all reasonable and practicable measures to ensure that it does not harm Aboriginal cultural heritage (the "cultural heritage duty of care"). You will comply with the cultural heritage duty of care if you are acting in accordance with gazetted cultural heritage duty of care guidelines. An assessment of your proposed activity against the duty of care guidelines will help determine whether or to what extent Aboriginal cultural heritage may be harmed by your activity. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may also be obtained from www.nrme.qld.gov.au <<http://www.nrme.qld.gov.au>>.

ASSESSMENT CATEGORIES AND RELEVANT ASSESSMENT CRITERIA FOR THE NATURE CONSERVATION OVERLAY – MAKING A MATERIAL CHANGE OF USE

Column 1 Use	Column 2 Assessment Category	Column 3 Relevant assessment criteria – applicable code if development requires code assessment
Agriculture	Exempt	
Home Based Business	Exempt	
Roadside Stall	Exempt	
Other	<p>Code Assessable</p> <p>(a) where on a lot greater than 3000m²; and</p> <p>(b) where located within a Biodiversity Significance Area; or the 20.0 metre Buffer to this area as shown on the Nature Conservation Overlay Maps CO10, EO8, and WO9; or</p> <p>(c) where located within a Conservation Estate Area or the 100.0 metre Buffer to this area as shown on the Nature Conservation Overlay Maps CO10, EO8, and WO9;</p> <p>Exempt:</p> <p>(a) if the criteria for code assessment do not apply;</p> <p>or</p> <p>(b) if clearing is exempt under Section 7(1) of the <i>Vegetation Management Act 1999</i>;</p> <p>or</p> <p>(c) if clearing is essential management;</p> <p>or</p> <p>(d) if the Biodiversity Significance Area or the buffer to this area or a Conservation Estate Area is in a cleared state prior to the commencement of the ShirePlan;</p> <p>or</p> <p>(e) where located in accordance with a building envelope plan approved as part of a Reconfiguring a Lot approval issued</p>	<ul style="list-style-type: none"> • Nature Conservation Overlay Code (Part 6 Division 11, page 290)

Table 4.31 Assessment Table (MCU) for the Nature Conservation Overlay (Part 4 Division 25)		
Column 1 Use	Column 2 Assessment Category	Column 3 Relevant assessment criteria – applicable code if development requires code assessment
	<p>under the ShirePlan.</p> <p>Note: Council records will be able to determine the extent of vegetation of properties in the Shire on the commencement day of the ShirePlan.</p>	

Historic Version
Caboolture ShirePlan

ASSESSMENT CATEGORIES AND RELEVANT ASSESSMENT CRITERIA FOR THE NATURE CONSERVATION OVERLAY – OTHER DEVELOPMENT

Table 4.32		
Assessment Table (Other Development) for the Nature Conservation Overlay (Part 4 Division 25)		
Column 1 Development	Column 2 Assessment Category	Column 3 Relevant assessment criteria – applicable code if development requires code assessment
Building Work (other than minor building work) not associated with a Material Change of Use	<p>Code Assessable:</p> <p>(a) where on a lot greater than 3000m²; and</p> <p>(b) within a Biodiversity Significance Area; or the 20.0 metre Buffer to this area; or</p> <p>(c) within a Conservation Estate Area or the 100.0 metre Buffer to this area;</p> <p>as shown on the Nature Conservation Overlay Maps CO10, EO8, and WO9.</p> <p>Exempt:</p> <p>(a) if the criteria for code assessment do not apply;</p> <p><u>or</u></p> <p>(b) if clearing is exempt under Section 7(1) of the <i>Vegetation Management Act 1999</i>;</p> <p><u>or</u></p> <p>(c) if clearing is essential management;</p> <p><u>or</u></p> <p>(d) if the Biodiversity Significance Area or the buffer to this area or a Conservation Estate Area is in a cleared state prior to the commencement of the ShirePlan;</p> <p><u>or</u></p> <p>(e) where located in accordance with a building envelope plan approved as part of a Reconfiguring a Lot approval issued under the ShirePlan.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p>Note: Council records will be able to determine the extent of vegetation of properties in the Shire on the commencement day of the ShirePlan.</p> </div>	<ul style="list-style-type: none"> • Nature Conservation Overlay Code (Part 6 Division 11, page 290)
Minor Building Work	Exempt	
Construction of a Dam	<p>Code Assessable if located on premises:</p> <p>(a) within a Biodiversity Significance Area; or the 20.0 metre Buffer to this area; or</p> <p>(b) within a Conservation Estate Area or the 100.0 metre Buffer to this area;</p> <p>as shown on the Nature Conservation Overlay Maps CO10, EO8, and WO9.</p> <p>Exempt:</p> <p>(a) if the criteria for code assessment do not apply;</p> <p><u>or</u></p>	<ul style="list-style-type: none"> • Nature Conservation Overlay Code (Part 6 Division 11, page 290)

Table 4.32		
Assessment Table (Other Development) for the Nature Conservation Overlay (Part 4 Division 25)		
Column 1 Development	Column 2 Assessment Category	Column 3 Relevant assessment criteria – applicable code if development requires code assessment
	<p>(b) if clearing is exempt under Section 7(1) of the <i>Vegetation Management Act 1999</i>;</p> <p><u>or</u></p> <p>(c) if clearing is essential management;</p> <p><u>or</u></p> <p>(d) if the Biodiversity Significance Area or the buffer to this area or a Conservation Estate Area is in a cleared state prior to the commencement of the ShirePlan.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p>Note: Council records will be able to determine the extent of vegetation of properties in the Shire on the commencement day of the ShirePlan.</p> </div>	
Filling or Excavation of Land not associated with a Material Change of Use	<p>Code Assessable if located on premises:</p> <p>(a) within a Biodiversity Significance Area; or the 20.0 metre Buffer to this area; or</p> <p>(b) within a Conservation Estate Area or the 100.0 metre Buffer to this area;</p> <p>as shown on the Nature Conservation Overlay Maps CO10, EO8, and WO9.</p> <p>Exempt:</p> <p>(a) if the criteria for code assessment do not apply;</p> <p><u>or</u></p> <p>(b) if clearing is exempt under Section 7(1) of the <i>Vegetation Management Act 1999</i>;</p> <p><u>or</u></p> <p>(c) if clearing is essential management;</p> <p><u>or</u></p> <p>(d) if the Biodiversity Significance Area or the buffer to this area or a Conservation Estate Area is in a cleared state prior to the commencement of the ShirePlan.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p>Note: Council records will be able to determine the extent of vegetation of properties in the Shire on the commencement day of the ShirePlan.</p> </div>	<ul style="list-style-type: none"> • Nature Conservation Overlay Code (Part 6 Division 11, page 290)
Reconfiguring a Lot	<p>Code Assessable if located on premises:</p> <p>(a) within a Biodiversity Significance Area; or the 20.0 metre Buffer to this area; or</p> <p>(b) within a Conservation Estate Area or the 100.0 metre Buffer to this area;</p> <p>as shown on the Nature Conservation Overlay Maps CO10, EO8, and WO9.</p>	<ul style="list-style-type: none"> • Nature Conservation Overlay Code (Part 6 Division 11, page 290)

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Caboolture ShirePlan

Table 4.32		
Assessment Table (Other Development) for the Nature Conservation Overlay (Part 4 Division 25)		
Column 1 Development	Column 2 Assessment Category	Column 3 Relevant assessment criteria – applicable code if development requires code assessment
	<p>Exempt:</p> <p>(a) where the Reconfiguring a Lot is only for an Access Easement or Boundary Realignment; or</p> <p>(b) if the criteria for code assessment do not apply;</p> <p><u>or</u></p> <p>(c) if clearing is exempt under Section 7(1) of the <i>Vegetation Management Act 1999</i>;</p> <p><u>or</u></p> <p>(d) if clearing is essential management;</p> <p><u>or</u></p> <p>(e) if the Biodiversity Significance Area or the buffer to this area or a Conservation Estate Area is in a cleared state prior to the commencement of the ShirePlan.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p>Note: Council records will be able to determine the extent of vegetation of properties in the Shire on the commencement day of the ShirePlan.</p> </div>	
Vegetation Clearing	<p>Code Assessable if located on premises:</p> <p>(a) within a Biodiversity Significance Area; or the 20.0 metre Buffer to this area; or</p> <p>(b) within a Conservation Estate Area or the 100.0 metre Buffer to this area;</p> <p>as shown on the Nature Conservation Overlay Maps CO10, EO8, and WO9.</p> <p>Exempt:</p> <p>(a) if the criteria for code assessment do not apply;</p> <p><u>or</u></p> <p>(b) if clearing is exempt under Section 7(1) of the <i>Vegetation Management Act 1999</i>;</p> <p><u>or</u></p> <p>(c) if clearing is essential management;</p> <p><u>or</u></p> <p>(d) if the Biodiversity Significance Area or the buffer to this area or a Conservation Estate Area is in a cleared state prior to the commencement of the ShirePlan.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p>Note: Council records will be able to determine the extent of vegetation of properties in the Shire on the commencement day of the ShirePlan.</p> </div>	<ul style="list-style-type: none"> • Nature Conservation Overlay Code (Part 6 Division 11, page 290)
Other	Exempt	

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