

Table of Activity Tiers

Fall-back for overlap between activities in activity categories Schedule

40. Most specific description of activity applies

- (1) This regulation applies if an activity is described by more than 1 item in Schedule 1.
- (2) The activity is taken to be described by the most specific item, and not by any other item, in Schedule 1.
- (3) The most specific item is —
 - (a) unless paragraph (b) applies — the item in Schedule 1 that most specifically describes the activity; or
 - (b) if 1 or more of the items set out in Schedule 1 that describe the activity are under a Subdivision heading referring to exempt activities — the item in Schedule 1 under a Subdivision heading referring to exempt activities that most specifically describes the activity

Division 1 — General activities

Subdivision 1 — Exempt general activities	Subdivision 2 — General tier 1 activities	Subdivision 3 — General tier 2 activities	Subdivision 4 — General tier 3 activities
<p>1. The following types of development —</p> <ol style="list-style-type: none"> (a) development set out in the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> Schedule 2 clause 61(1) the Table item 1, 2, 3, 4, 7, 8 or 13 column 1, other than in relation to a building that is Aboriginal cultural heritage about which information is contained on the ACH Directory; (b) the demolition of a multiple dwelling or grouped dwelling, other than in relation to a multiple dwelling or grouped dwelling that is Aboriginal cultural heritage about which information is contained on the ACH Directory; (c) internal building work, other than in relation to a building that is Aboriginal cultural heritage about which information is contained on the ACH Directory; (d) the erection or installation of, or alterations or additions to, any of the following on the same planning and development lot or strata or community titles lot as a multiple dwelling — <ol style="list-style-type: none"> (i) an ancillary dwelling; (ii) an outbuilding; (iii) an external fixture; (iv) a boundary wall or fence; (v) a patio; (vi) a pergola; (vii) a verandah; (viii) a deck; (ix) a garage; (x) a carport; (xi) a swimming pool; 		<p>38. Internal building work in relation to a building that is Aboriginal cultural heritage listed on the ACH Directory.</p>	<p>48. The demolition of a building that is Aboriginal cultural heritage about which information is contained on the ACH Directory.</p>

<p>(xii) shade sails;</p> <p>(e) the installation of a water tank that complies with the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> Schedule 2 clause 61(1) the Table item 12 column 2 conditions (b) and (c);</p> <p>(f) the erection or installation of a flagpole that complies with the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> Schedule 2 clause 61(1) the Table item 14, column 2 conditions (a) to (d);</p> <p>(g) development carried out on a subdivided parcel of land if —</p> <p>(i) a residential building is located on the land, or will be constructed on the land; and</p> <p>(ii) the subdivision was the subject of an approved or authorised ACH management plan; and</p> <p>(iii) the development is consistent with that subdivision.</p> <p><i>Note for this item:</i> See regulation 36(1) and paragraph (b) of the definition of exempt activity in section 100 of the Act.</p>			
<p>2. Construction, renovation or demolition of a residential building on a strata or community titles lot that is less than 1 100 m².</p>		<p>29. Construction or renovation of —</p> <p>(a) a residential building on a planning and development lot, or strata or community titles lot in a strata or community titles scheme, that is 1 100 m² or larger; or</p> <p>(b) a building ancillary to such a building on —</p> <p>(i) the planning and development lot; or</p> <p>(ii) the strata or community titles lot or common property in the strata or community titles scheme.</p>	
<p>3. Installing or maintaining reticulated electricity, gas, water, sewerage, drainage or telecommunications services if the works are located between —</p> <p>(a) the boundary of a planning and development lot, a strata or community titles lot in a strata or community titles scheme, or common property in the strata or community titles scheme if —</p> <p>(i) a residential building is located on the lot, or will be constructed on the lot; and</p>	<p>22. Erecting or installing a fence in a way that does not involve clearing.</p>	<p>30. Installing or maintaining reticulated electricity, gas, water, sewerage, drainage or telecommunications services if the works are located between —</p> <p>(a) the boundary of a planning and development lot, a strata or community titles lot in a strata or community titles scheme, or common property in the strata or community titles scheme if —</p> <p>(i) a residential building is located on the lot, or will be constructed on the lot; and</p> <p>(ii) the lot is 1 100 m² or larger;</p>	

<p>(ii) the lot is less than 1 100 m²; and (b) 1 of the following — (i) the residential building; (ii) a building ancillary to the residential building; (iii) where the residential building or an ancillary building will be constructed.</p>		<p>and (b) 1 of the following — (i) the residential building; (ii) a building ancillary to the residential building; (iii) where the residential building or an ancillary building will be constructed.</p>	
<p>4. Installing a driveway or crossover on a planning and development lot, a strata or community titles lot in a strata or community titles scheme, or common property in the strata or community titles scheme if — (a) a residential building is located on the lot, or will be constructed on the lot; and (b) the lot is less than 1 100 m².</p>		<p>31. Installing a driveway or crossover on a planning and development lot, a strata or community titles lot in a strata or community titles scheme, or common property in the scheme, other than as described in item 4.</p>	
<p>5. Subdivision of land that results in the creation of no more than 5 planning and development lots or strata or community titles lots, each of which is less than 1 100 m².</p>			<p>44. Subdivision of land.</p>
<p>6. Maintaining existing infrastructure in a way that does not involve disturbance to ground beyond that which was disturbed during the construction of, or earlier works in relation to, the infrastructure.</p>	<p>120. Maintaining existing infrastructure in a way that does not, over the course of 1 calendar year, involve any of the following — (a) removing more than 4 kg of material; (b) disturbing more than 10 m² of ground in total; (c) disturbing more than 1 m² of contiguous ground; (d) excavating to a depth of more than 0.5 m.</p>	<p>33. Maintaining existing infrastructure, other than as described in item 20, in a way that does not involve any of the following — (a) removing more than 20 kg of material; (b) disturbing more than 200 m² of ground in total; (c) disturbing more than 10 m² of contiguous ground; (d) excavating to a depth of more than 1 m.</p>	<p>45. Maintaining existing infrastructure, other than as described in item 20 or 33.</p>
<p>7. The demolition of a structure, other than a building, in a way that does not involve disturbance to ground beyond that which was disturbed during the construction of, or earlier works in relation to, the structure.</p>	<p>21. The demolition of a structure, other than a building, in a way that does not, over the course of 1 calendar year, involve any of the following — (a) removing more than 4 kg of material; (b) disturbing more than 10 m² of ground in total; (c) disturbing more than 1 m² of contiguous ground; (d) (d) excavating to a depth of more than 0.5 m.</p>	<p>34. The demolition of a structure, other than a building and other than as described in item 21, in a way that does not involve any of the following — (a) removing more than 20 kg of material; (b) disturbing more than 200 m² of ground in total; (c) disturbing more than 10 m² of contiguous ground; (d) excavating to a depth of more than 1 m.</p>	<p>46. The demolition of a structure, other than a building and other than as described in item 21 or 34.</p>
<p>8. Undertaking an activity in an area that results in land use or development that — (a) is no greater in surface area or height than existing land use or development in the area; and (b) is either — (i) no greater in depth than existing land use or development in the area; or</p>			

(ii) only greater in depth than existing land use or development in the area in a part of the area in which the depth of the existing land use or development extends 10 m or lower below natural ground level.			
9. Temporarily placing equipment on an existing area of ground disturbance.	18. Temporarily placing a structure on an existing area of ground disturbance.	32. Erecting or installing a structure on undisturbed ground in a way that does not involve building foundations for the structure.	
		35. Undertaking an activity in an area that results in land use or development that is no greater in surface area than existing land use or development in the area.	
10. Visually inspecting an area as part of undertaking a due diligence assessment.			
11. Lifestyle and general maintenance activities associated with a residential building, including gardening, repairs and carrying out minor development (for example installing a chicken coop or play equipment).	19. Removing plant and equipment.		
12. Driving a vehicle on an existing area of ground disturbance.	23. Driving a vehicle in a way that does not result in a new track being formed.	36. An activity that will, through repetition by the proponent, result in a new track being formed.	
13. Setting up and using a temporary camp — (a) in a way that does not involve clearing the camp site; and (b) that involves only 1 or more of the following forms of accommodation — (i) swags; (ii) tents; (iii) camper trailers; (iv) caravans.			
14. Aerial transportation that does not involve clearing at the landing site.		39. Burning, other than as part of another activity described in Divisions 1 to 8.	
15. A burial authorised under the <i>Cemeteries Act 1986</i> section 12 of an Aboriginal person.		40. A burial authorised under the <i>Cemeteries Act 1986</i> section 12 of a non-Aboriginal person.	
16. A burial under the <i>Cemeteries Act 1986</i> section 11, other than a burial authorised under section 12 of that Act.			
17. Caring for, controlling or managing a cemetery declared under the <i>Cemeteries Act 1986</i> section 4(1).			51. Establishing or expanding a cemetery declared under the <i>Cemeteries Act 1986</i> section 4(1).
	24. Clearing for tracks in a way that does not, over the course of 1 calendar year, involve any of the following —	37. Clearing for tracks, other than as described in item 24, in a way that does not involve any of the following —	47. Clearing for tracks, other than as described in item 24 or 37.

	(a) removing more than 4 kg of material; (b) disturbing more than 10 m ² of ground in total; (c) disturbing more than 1 m ² of contiguous ground; (d) excavating to a depth of more than 0.5 m.	(a) removing more than 20 kg of material; (b) disturbing more than 200 m ² of ground in total; (c) disturbing more than 10 m ² of contiguous ground; (d) excavating to a depth of more than 1 m.	
	25. Drilling, carried out as part of bore construction, in a way that does not involve any of the following — (a) disturbing more than 10 m ² of ground in total (b) disturbing more than 1 m ² of contiguous ground.	42. Drilling, carried out as part of bore construction, other than as described in item 25, in a way that does not involve any of the following — (a) disturbing more than 200 m ² of ground in total. (b) disturbing more than 10 m ² of contiguous ground.	50. Drilling, other than as part of another activity described by another item in Divisions 1 to 8. <i>Examples for this item:</i> 1. Rotary mud drilling. 2. Diamond drilling. 3. Percussion drilling. 4. Drilling carried out as part of bore construction that involves disturbing more than 200 m ² of ground in total or more than 10 m ² of contiguous ground.
		41. Air core drilling.	49. Blasting.
	26. Stockpiling on an established stockpile.	43. Establishing a stockpile with a surface area of 200 m ² or less.	52. Establishing a stockpile, other than as described in item 43.
	27. Stockpile sampling.		
	28. Removing a stockpile.		
Division 2 — Emergency activities			
Subdivision 1 — Exempt emergency activities	Subdivision 2 — Tier 1 emergency activities		
53. An emergency management activity intended to prevent imminent loss of life, prejudice to the safety, or harm to the health, of people or animals.	55. Fire hazard reduction.		
54. An activity undertaken in an emergency situation for the purpose of preventing or minimising irreversible damage to a significant part of the environment.	56. Inspecting, protecting, providing or restoring essential services.		
	57. Complying with a notice given under the <i>Bush Fires Act 1954</i> section 33(1) or a direction given under section 33(4)(a) of that Act.		
Division 3 — Aboriginal cultural heritage investigation activities			
Subdivision 1 — Exempt Aboriginal cultural heritage investigation activities		Subdivision 2 — Tier 2 Aboriginal cultural heritage investigation activities	Subdivision 3 — Tier 3 Aboriginal cultural heritage investigation activities
58. Investigation of Aboriginal cultural heritage, carried out on foot, that does not involve excavation or removal of Aboriginal cultural heritage.		61. Investigation of Aboriginal cultural heritage that does not involve any of the following — (a) the use of non-handheld equipment;	62. Investigation of Aboriginal cultural heritage other than as part of another activity described in this Division.

<p><i>Examples for this item:</i></p> <ol style="list-style-type: none"> 1. <i>Site recording and assessment.</i> 2. <i>Monitoring and auditing.</i> 3. <i>Digital capture of Aboriginal cultural heritage.</i> 4. <i>Non-digital photography.</i> 5. <i>Probing.</i> 		<ol style="list-style-type: none"> (b) test pitting, excavation or other ground disturbance over a surface area that is greater than 1 m²; (c) removing any more Aboriginal cultural heritage than necessary for investigation purposes; (d) rock chipping or making moulds of petroglyphs or rock art. <p><i>Examples for this item:</i></p> <ol style="list-style-type: none"> 1. <i>Radiocarbon dating.</i> 2. <i>Luminescence dating.</i> 3. <i>Dosimetry.</i> 4. <i>Extraction of scarred element parts from scarred trees.</i> 5. <i>Mechanical sieving.</i> 	
<p>59. Removal or relocation of an Aboriginal object located in an area by, or with the written approval of, a local ACH service for the area.</p>			
<p>60. Investigation of Aboriginal cultural heritage located in an area by, or with the written approval of —</p> <ol style="list-style-type: none"> (a) a local ACH service for the area; or (b) if there is not a local ACH service for the area — <ol style="list-style-type: none"> (i) a native title party for the area; or (ii) if there is not a native title party for the area — a native title representative body for the area. 			
<p>Division 4 — Activities impacting waterways or coastal waters</p>			
<p>Subdivision 1 — Exempt activities involving waterways or coastal waters</p>	<p>Subdivision 2 — Tier 1 activities impacting waterways or coastal waters</p>	<p>Subdivision 3 — Tier 2 activities impacting waterways or coastal waters</p>	<p>Subdivision 4 — Tier 3 activities impacting waterways or coastal waters</p>
<p>63. Anchoring a boat in a waterway or coastal waters.</p>		<p>77. Installing a mooring into, or anchoring a mooring to, the bed or banks of a waterway or coastal waters.</p>	
<p>64. Maintenance of a waterway or coastal waters, including the bed or banks of a waterway or coastal waters, to rectify accretion and erosion of natural material.</p>			<p>81. Capital dredging.</p>
	<p>65. Taking water from a waterway or coastal waters without causing ground disturbance.</p>		<p>80. Reclaiming land from a waterway or coastal waters or reshaping a beach.</p>
	<p>66. Discharging water into a waterway or coastal waters in a way that does not involve disturbance to the bed or banks of the waterway or coastal waters.</p>	<p>72. Discharging water into a waterway or coastal waters, other than as described in item 66.</p>	

	<p>67. Monitoring and sampling in relation to a waterway or coastal waters in a way that does not, over the course of 1 calendar year, involve any of the following —</p> <ul style="list-style-type: none"> (a) removing more than 4 kg of material; (b) disturbing more than 10 m² of the bed or banks of the waterways or coastal waters in total; (c) disturbing more than 1 m² of contiguous bed or banks of the waterways or coastal waters; (d) excavating the bed or banks of the waterway or coastal waters to a depth of more than 0.5 m. 	<p>73. Monitoring and sampling in relation to a waterway or coastal waters, other than as described in item 67.</p>	
	<p>68. Removing litter from a waterway or coastal waters in a way that does not involve disturbance to the bed or banks of the waterway or coastal waters beyond that which was caused by leaving the litter.</p>		
	<p>69. Removing flora from a waterway or coastal waters in a way that does not, over the course of 1 calendar year, involve any of the following —</p> <ul style="list-style-type: none"> (a) removing more than 4 kg of material (not counting the flora); (b) disturbing more than 10 m² of the bed or banks of the waterway or coastal waters in total; (c) disturbing more than 1 m² of contiguous bed or banks of the waterway or coastal waters; (d) excavating the bed or banks of the waterway or coastal waters to a depth of more than 0.5 m. 	<p>75. Removing flora from a waterway or coastal waters, other than as described in item 69, in a way that does not involve any of the following —</p> <ul style="list-style-type: none"> (a) removing more than 20 kg of material (not counting the flora); (b) disturbing more than 200 m² of the bed or banks of the waterway or coastal waters in total; (c) disturbing more than 10 m² of contiguous bed or banks of the waterway or coastal waters; (d) excavating the bed or banks of the waterway or coastal waters to a depth of more than 1 m. 	<p>82. Removing flora from a waterway or coastal waters, other than as described in item 69 or 75.</p>
	<p>70. Placing pipe or cable on the bed or banks of a waterway or coastal waters without anchoring the pipe or cable to the bed or banks.</p>		<p>83. Establishing new, or expanding existing, trench irrigation.</p>
	<p>71. Installing a structure into, or anchoring a structure to, the bed or banks of a waterway or coastal waters in a way that does not, over the course of 1 calendar year, involve any of the following —</p> <ul style="list-style-type: none"> (a) removing more than 4 kg of material; (b) disturbing more than 10 m² of the bed or banks in total; (c) disturbing more than 1 m² of contiguous bed or banks; (d) excavating the bed or banks to a depth of more than 0.5 m. 	<p>78. Installing a structure into, or anchoring a structure to, the bed or banks of a waterway or coastal waters, other than as described in item 71, in a way that does not involve any of the following —</p> <ul style="list-style-type: none"> (a) removing more than 20 kg of material; (b) disturbing more than 200 m² of the bed or banks in total; (c) disturbing more than 10 m² of contiguous bed or banks; (d) excavating the bed or banks to a depth of more than 1 m. 	<p>86. Installing a structure into, or anchoring a structure to, the bed or banks of a waterway or coastal waters, other than as described in item 71 or 78</p>

		74. Stabilising the bed or banks of a waterway or coastal waters using handheld equipment only, including — (a) matting installation; or (b) brushing; or (c) surface preparation for application of materials.	79. Stabilising the bed or banks of a waterway or coastal waters using non-handheld equipment.
		76. Installing a structure to enable the movement of fauna within a waterway or coastal waters.	84. Establishing an aquaculture or mariculture pen and supporting infrastructure.
			85. Erecting or installing a dam, weir or waterway diversion.
			87. Erecting, installing or expanding a structure in a waterway or coastal waters, other than as part of another activity described in this Division.
Division 5 — Agriculture and natural resource management activities			
	Subdivision 1 — Tier 1 agriculture and natural resource management activities	Subdivision 2 — Tier 2 agriculture and natural resource management activities	Subdivision 3 — Tier 3 agriculture and natural resource management activities
	88. Controlling feral or pest fauna without digging or excavating.	90. Controlling feral or pest fauna, other than as described in item 88.	
	89. Managing weeds or flora in a way that does not, over the course of 1 calendar year, involve any of the following — (a) removing more than 4 kg of material (not counting the weeds or flora); (b) disturbing more than 10 m ² of ground in total; (c) disturbing more than 1 m ² of contiguous ground; (d) excavating to a depth of more than 0.5 m.	91. Managing weeds or flora, other than as described in item 89, in a way that does not involve any of the following — (a) removing more than 20 kg of material (not counting the weeds or flora); (b) disturbing more than 200 m ² of ground in total; (c) disturbing more than 10 m ² of contiguous ground; (d) excavating to a depth of more than 1 m.	93. Managing weeds or flora, other than as described in item 89 or 91.
		92. Erecting or installing new agricultural infrastructure on existing agricultural land. Examples for this item: 1. Erecting or installing a stock watering point. 2. Erecting or installing a new yard.	94. Conducting agricultural activities in an area not previously subject to agricultural activities.
			95. Establishing a new farm or pastoral station.
			96. Establishing a new tree plantation.
			97. Harvesting trees in an area not previously subject to tree harvesting.

Division 6 — Field investigation activities

	Subdivision 1 — Tier 1 field investigation activities	Subdivision 2 — Tier 2 field investigation activities	Subdivision 3 — Tier 3 field investigation activities
	98. An aerial survey.		
	99. A field investigation (including exploration) that does not, over the course of 1 calendar year, involve any of the following — (a) removing more than 4 kg of material; (b) disturbing more than 10 m ² of ground in total; (c) disturbing more than 1 m ² of contiguous ground; (d) excavating to a depth of more than 0.5 m.	100. A field investigation (including exploration), other than as described in item 99, that does not involve any of the following — (a) removing more than 20 kg of material; (b) disturbing more than 200 m ² of ground in total; (c) disturbing more than 10 m ² of contiguous ground; (d) excavating to a depth of more than 1m.	102. A field investigation (including exploration), other than as described in item 99 or 100.
		101. A seismic survey that does not involve using a seismic vibrator truck.	103. A seismic survey, other than as described in item 101.
			104. Costeaning.

Division 7 — Mining activities

	Subdivision 1 — Tier 1 mining activities	Subdivision 2 — Tier 2 mining activities	Subdivision 3 — Tier 3 mining activities
	105. Marking out under the <i>Mining Act 1978</i> .		
	106. Metal detecting.	109. Bulk leach extractable gold (BLEG).	
	107. Scrape and detect activities using handheld equipment only.		111. Scrape and detect activities using non-handheld equipment.
	108. Extracting basic raw materials — (a) from within existing pits; and (b) in a way that does not involve an increase to the area of ground disturbance.	110. Reopening underground mine workings.	112. Activities involved with establishing a new, or expanding an existing, mine or mine site.

Division 8 — Rehabilitation and remediation activities

Subdivision 1 — Exempt rehabilitation and remediation activities	Subdivision 2 — Tier 1 rehabilitation and remediation activities	Subdivision 3 — Tier 2 rehabilitation and remediation activities	Subdivision 4 — Tier 3 rehabilitation and remediation activities
	114. Preliminary contaminated site investigation. Examples for this item: 1. Identifying potential sources of contamination, contaminants of concern, receptors that may be exposed to contamination and exposure pathways. 2. Carrying out a site inspection.	118. Detailed contaminated site investigation. Examples for this item: 1. Collecting and evaluating site-specific data. 2. Carrying out a detailed site investigation to establish ground conditions. 3. Collecting soil and groundwater samples.	
113. Removing surface waste, litter or contaminated or waste material from —	115. Removing surface waste, litter or contaminated or waste material in a way that does not, over the course of 1 calendar year, involve any of the following —	119. Removing surface waste, litter or contaminated or waste material, other than as described in item 115, in a way that does not involve any of the following —	123. Removing surface waste, litter or contaminated or waste material, other than as part of an activity described by another item in this Division.

<p>(a) a planning and development lot on which a residential building is located, or will be constructed; or</p> <p>(b) a strata or community titles lot on which a residential building is located, or will be constructed, or common property in the relevant strata or community titles scheme.</p>	<p>(a) removing more than 4 kg of material (not counting the surface waste, litter or contaminated or waste material);</p> <p>(b) disturbing more than 10 m² of ground in total;</p> <p>(c) disturbing more than 1 m² of contiguous ground;</p> <p>(d) excavating to a depth of more than 0.5 m.</p>	<p>(a) removing more than 20 kg of material (not counting the surface waste, litter or contaminated or waste material);</p> <p>(b) disturbing more than 200 m² of ground in total;</p> <p>(c) disturbing more than 10 m² of contiguous ground;</p> <p>(d) excavating to a depth of more than 1m.</p>	
	116. Revegetation using handheld equipment only.	120. Revegetation using non-handheld equipment.	124. Landform re-contouring or reshaping.
		121. A remediation activity not otherwise described in this Subdivision or Subdivision 2, that does not involve any of the following —	125. A remediation activity not described by another item in this Division.
	117. Rehabilitation of drill holes including casing removal, sealing and capping.	122. A rehabilitation activity not otherwise described in this Subdivision or Subdivision 2 that is carried out in an area that has been subject to ground disturbance.	126. A rehabilitation activity not described by another item in this Division.
Division 9 — Other activities			
	Subdivision 1 — Other tier 1 activities	Subdivision 2 — Other tier 2 activities	Subdivision 3 — Other tier 3 activities
	127. An activity that —	128. An activity that —	129. An activity that —
	<p>(a) is not described by an item in any other Division of this Schedule; and</p> <p>(b) is not an exempt activity; and</p> <p>(c) does not, over the course of 1 calendar year, involve any of the following —</p> <p>(i) removing more than 4 kg of material;</p> <p>(ii) disturbing more than 10 m² of ground in total;</p> <p>(iii) disturbing more than 1 m² of contiguous ground;</p> <p>(iv) excavating to a depth of more than 0.5 m.</p>	<p>(a) is not described by an item in any other Division of this Schedule; and</p> <p>(b) is not an exempt activity or tier 1 activity; and</p> <p>(c) does not involve any of the following -</p> <p>(i) removing more than 20 kg of material;</p> <p>(ii) disturbing more than 200 m² of ground in total;</p> <p>(iii) disturbing more than 10 m² of contiguous ground;</p> <p>(iv) excavating to a depth of more than 1 m.</p>	<p>(a) is not described by another item in this Schedule; and;</p> <p>(b) is not an exempt activity.</p>

Definitions for activity categories

- **ancillary dwelling** has the meaning given in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2 clause 1;
- **application area** has the meaning given in section 69 of the Act;
- **boat** means a vessel, craft or floating platform of any description that is capable of use in or on water, whether floating or submersible;

- **coastal waters** means the coastal waters of the State as defined in the Off-shore (Application of Laws) Act 1982 section 2;
- **common property** means —
 - (a) in relation to a strata titles scheme as defined in the Strata Titles Act 1985 section 3(1) — common property as defined in that section; or
 - (b) in relation to a tier 1 scheme, tier 2 scheme or tier 3 scheme as defined in the Community Titles Act 2018 section 3(1) — common property as defined in that section;
- **emergency management** has the meaning given in the *Emergency Management Act 2005* section 3;
- **grouped dwelling** has the meaning given in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2 clause 1;in
- **litter** has the meaning given in the *Litter Act 1979* section 5(1);
- **multiple dwelling** has the meaning given in the *Planning and Development (Local Planning Schemes) Regulations 2015* Schedule 2 clause 1;
- **planning and development lot** means a lot as defined in the *Planning and Development Act 2005* section 4(1);
- **residential building** means a building occupied, or intended for occupation, as a place of residence;
- **strata or community titles lot** means —
 - (a) a lot in a strata scheme or lot in a survey-strata scheme as defined in the *Strata Titles Act 1985* section 3(1); or
 - (b) a lot as defined in the *Community Titles Act 2018* section 3(1);
- **strata or community titles scheme** means —
 - (a) a strata titles scheme as defined in the in the *Strata Titles Act 1985* section 3(1); or
 - (b) a tier 1 scheme, tier 2 scheme or tier 3 scheme as defined in the *Community Titles Act 2018* section 3(1);
- **tracks** includes walking tracks, horse tracks and access tracks;
- **waterway** includes the following —
 - (a) a river, creek, brook or other naturally flowing stream of water, whether or not it flows permanently;
 - (b) a lake, salt lake, claypan, lagoon, marsh or swamp;
 - (c) a floodplain, estuary or inlet;
 - (d) an artificial waterway as defined in the *Planning and Development Act 2005* section 4(1).