

Fact Sheet – Environmental Nuisance

Environmental Protection Act 1994

Everyone has a responsibility not to cause an environmental nuisance. An environmental nuisance is defined in section 15 of the Environmental Protection Act 1994 (the Act) as unreasonable interference or likely interference with an environmental value caused by:

Aerosols, fumes, light, noise, odour, particles or smoke; or

- An unhealthy, offensive, or unsightly condition because of contamination; or
- Another way prescribed by regulation.

An environmental value can be:

- Clean air free of excessive amounts of fumes or airborne particulates;
- Ambient noise levels;
- Ambient lighting levels;
- An environment free of offensive odours; and/or
- An environment free of pollution types of contamination.

It is an offence under the Act to cause environmental nuisance and you can be issued with an on-the-spot fine.

Prior to lodging a complaint or concern about an environmental nuisance you must ensure that the nuisance constitutes “unreasonable interference” with an environmental value.

Further Information

For further information contact Council at 1300 763 903 or email enquiries@cassowarycoast.qld.gov.au