



**Cassowary Coast Regional Council Subordinate Local
Law No. 4 (Local Government Controlled Areas, Facilities
and Roads) 2011**

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as Cassowary Coast Regional Council *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2011*.

2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement Cassowary Coast Regional Council *Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2011* in order to—
 - (a) protect the health and safety of persons using local government controlled land, facilities, infrastructure and roads; and
 - (b) preserve features of the natural and built environment and other aspects of the amenity of local government controlled land, facilities, infrastructure and roads.
- (2) The purpose is to be achieved by providing for—
 - (a) the regulation of access to local government controlled areas; and
 - (b) the prohibition or restriction of particular activities in local government controlled areas or roads; and
 - (c) miscellaneous matters affecting roads

3 Authorising local law

The making of the provisions in this subordinate local law is authorised by Cassowary Coast Regional Council *Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2011* (the **Authorising local law**).

4 Definitions

Particular words used in this subordinate local law have the same meaning as provided for in the Authorising local law.

Part 2 Use of local government controlled areas, facilities and roads

5 Prohibited and restricted activities—Authorising local law, s 5(1)

- (1) For section 5(1)(a) of the Authorising local law, the activities prescribed in column 2 of schedule 1 are declared to be prohibited in the corresponding local government controlled area or road (or part thereof) mentioned in column 1 of schedule 1.

- (2) For section 5(1)(b) of the Authorising local law, the activities prescribed in column 2 of schedule 2 are declared to be restricted in the corresponding local government controlled area or road (or part thereof) mentioned in column 1 of schedule 2, to the extent described in column 3 of schedule 2.

6 Motor vehicle access in local government controlled areas—Authorising local law, s 6(1)(b)

For section 6(1)(b) of the Authorising local law, the areas prescribed in column 1 of schedule 3 are declared to be motor vehicle access areas.

7 Prohibited vehicles—Authorising local law, s 6(3)

For section 6(3) of the Authorising local law, the specific types of motor vehicle prescribed in column 2 of schedule 3 are declared to be prohibited vehicles in the corresponding specified motor vehicle access area in column 1 of schedule 3.

8 Opening hours for local government controlled areas—Authorising local law, s 7(1)

For section 7(1) of the Authorising local law, the opening hours for a local government controlled area are the hours specified by an official sign approved by the local government and placed at each public entrance to the area. If there is no defined public entrance to the area, signs must be installed so that they are clearly visible, in the opinion of an authorised person, to members of the public using the area.

9 Permanent closure of local government controlled area—Authorising local law, s 8(3)

The local government controlled areas described in schedule 5 are permanently closed to public access.

Part 3 Matters affecting roads

10 Notice requiring owner of land adjoining road to fence land—Authorising local law, s 9(3)

For section 9(3) of the Authorising local law, the minimum standards for a fence that is required to prevent the escape of animals from the land and is the subject of a compliance notice under section 9(2) of the Authorising local law are as follows—

- (a) the fence must be, in the opinion of an authorised person, of adequate height, strength and nature and be constructed of appropriate materials for the purposes of restraining the types of animal contained in the area adjacent to the fence.

Schedule 1 Prohibited activities for local government controlled areas or roads

Section 5(1)

<p>Column 1 Local government controlled area or road</p>	<p>Column 2 Prohibited activity</p>
<p>Boat harbour and river ways —</p>	<ol style="list-style-type: none"> (1) Cause permit or suffer any boom, spar or other projection to be rigged out of its stowed position so that it extends for a distance in excess of 1 (one) metre from the side of the vessel. (2) Interfere with any fitting or appliance for any other purpose other than that for which such fitting or appliance is provided. (3) Unload any fish from a fishing vessel unless at a fish receivable area or areas approved and sign posted by local government for that purpose. (4) Carry or use a loaded spear gun or apparatus of a similar nature. (5) Operating, manoeuvring, mooring, anchoring or sailing a vessel so as to create a danger, obstacle, impediment or inconvenience to other users. (6) Mooring or anchoring of vessels that are not seaworthy; derelict; or in a state of disrepair (7) Tying up or fastening of vessels to trees, markers, light poles signage or anything other than an approved mooring (8) Sub-letting of moorings (9) Operating a vessel so that it causes wave wash or exceeds a maximum speed of 4 knots (10) The bottom scraping of vessels (11) The discharge of vessel toilets, sinks and showers into the harbour or river (12) The discharge of polluted bilge water or effluent from manual and automatic bilge pumps into the harbour or river (13) Carrying out major boat maintenance, repairs, sanding, grinding, painting or refitting of vessels (14) The storage and transportation of fuels, oils or other flammable and combustible goods or substances

	<ul style="list-style-type: none"> (15) The refuelling of vessels other than at locations approved for that purpose by the local government (16) The excessive running of engines, motors and generators (17) Double mooring or doubling up of vessels on a mooring or anchor (18) Not securely mooring or anchoring a boat using mooring or anchor lines that are in the opinion of an authorised person adequate and good and serviceable condition (19) Not properly securing in the opinion of an authorised person all lines, rigging, halyards and loose fittings on vessels (20) Not complying with the directions of an authorised person, police officer or harbour master (21) Land or take off a sea or float plane unless in an emergency (22) Remove, displace or interfere with any board, plate or tablet or associated fastenings for a local government notice (23) Wilfully break, destroy or damage any erection, beacon, tree, plant, seat or thing (24) Write upon, mark, or deface any building or erection, mooring, tree, plant, seat or thing
<p>Pedestrian malls in the Local government area - Mission Beach</p>	<p>Camping or overnight sleeping</p> <p>Carrying out domestic tasks, including ablutions, cooking and washing other than in areas approved for such activities.</p>
<p>Esplanades in local government area</p>	<p>Other than in areas approved for such activities—</p> <ul style="list-style-type: none"> (1) Lighting fires (2) The use of paths and facilities other than for the purpose intended (3) Camping (4) Remove, damage or interfere with an animal, including native wildlife, non-protected vegetation, soil product or material. (5) Erect, remove, damage or interfere with a building, structure, path facility, sign, notice or equipment (6) Remove, damage or interfere with fencing, gate, chain, lock or any other measure of access control and security

	(7) Carrying out domestic task, including ablutions, cooking and washing.
All public pools	<p>(1) Entering or remaining when in a state of intoxication or under the influence of alcohol or any drug whatsoever</p> <p>(2) Fouling or polluting</p> <p>(3) Bringing in the opinion of an authorised person dangerous aquatic equipment or things</p> <p>(4) Using aquatic equipment that in the opinion of an authorised person causes a risk to the safety of others</p> <p>(5) Swimming when there is no life guard on duty</p> <p>(6) Disobeying lawful direction to leave the area</p>
All parks and reserves, natural areas and cultural reserves and drainage channels in the local government area	<p>(1) Damage or interfere with native wildlife vegetation</p> <p>(2) Damage or interfere with local government facilities, notices or equipment</p> <p>(3) Exercise rights of occupation or use</p> <p>(4) Use of vehicle except where indicated</p> <p>(5) Carrying out domestic tasks, including ablutions, cooking and washing, other than in areas approved for such activities</p> <p>(6) Bring animals except where indicated</p>
Foreshores in the local government area	<p>(1) Remove sand</p> <p>(2) Commit any act that would or would likely in the opinion of an authorised person injure, displace, pollute, foul, deface or disorder any part of the foreshore or anything constructed or provided thereon, and appertaining thereto, so as to cause waste, loss or inconvenience to local government</p> <p>(3) Damage, mutilate, defile, interfere with or destroy any local government building or structure</p> <p>(4) Play music or musical instrument at such a volume or in such a manner in the opinion of an authorised person as to interfere with any persons enjoyment of the foreshore</p>
Jetties and boat ramps in the local government area	<p>(1) Use of boat ramps for a purpose other than launching or retrieving a vessel</p> <p>(2) Place anchor or moor a vessel in the approach fairway or so as to obstruct or impede the approach of a vessel to a jetty, barge loading ramp or boat ramp</p>

	<ul style="list-style-type: none">(3) Apply a vertical load to the jetty in excess of the maximum specified on an official sign(4) Obstruct or impede in the opinion of an authorised person the use of a jetty, barge loading ramp or boat ramp by another person or vehicle(5) Drive, park or stand any vehicle except for the purpose of conveying goods along the jetty, boat ramp or barge loading ramp(6) Carry out maintenance or repairs to a vessel or a vehicle on a boat ramp, barge loading ramp or in the approach fairway to a boat ramp unless it is an emergency(7) Enter a jetty, barge loading ramp or boat ramp when it is closed(8) Obstruct or impede in the opinion of an authorised person the use of others of any jetty, barge loading ramp or boat ramp(9) Interfere with any fitting or appliance on any jetty, barge loading ramp or boat ramp for any purpose other than that for which such appliance is provided(10) Extinguish, diminish or increase any light illuminating from jetty, barge loading ramp or boat ramp(11) Break, destroy, damage, deface, disfigure, interfere with or write upon any jetty, barge loading ramp or boat ramp or any notice relating thereto.(12) Ride any animal onto a jetty, barge loading ramp or boat ramp(13) Fish from a jetty, barge loading ramp or boat ramp in a manner that in the opinion of an authorised person impedes or obstructs vessel, vehicular or pedestrian traffic on the jetty, barge loading ramp or boat ramp.(14) Place anything other than a moored or fastened vessel alongside or near a jetty, barge loading ramp or boat ramp which may in the opinion of an authorised person obstruct or interfere with the access to and proper berthing of vessels(15) Light a fire(16) Solicit or canvas boat tickets, goods, foodstuffs, chattels, or any other thing(17) Erect or maintain a sign, notice board or other fixtures for the purposes of exhibition of bills or notices
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	<ul style="list-style-type: none"> (18) Exhibit on, affix to or maintain a bill or a notice (19) Dispose of fish or marine life remains in a non designated receptacle (20) Moor or fasten a vessel to any part of a jetty, barge loading ramp or boat ramp except from a bollard or other fastening appliance provided for that purpose (21) Moor or fasten a vessel to steps or a landing place for cargo or passengers that in the opinion of an authorised person impedes the use by a person or obstructs other vessels. (22) Permit a vessel to lie alongside a jetty not properly moored or fastened in the opinion of an authorised person. (23) Moor or fasten a vessel for any other purposes than for embarking or disembarking passengers or crew or loading or unloading cargo, stores or goods. (24) Habitation at a jetty, barge loading ramp or boat ramp (25) Use, employ or permit any vessel for delivery of fuel to vessels on the jetty unless approved under other legislation or permits.
<p>Caravan parks in the local government area</p>	<ul style="list-style-type: none"> (1) Reside or carry out domestic tasks in a caravan that in the opinion of an authorised person is dilapidated, unsightly or overcrowded or unfit for use (2) Light or maintain a fire in the open air except in a properly constructed fireplace approved by the local government (3) Engage in unlawful business, trade or occupation (4) Display or exhibit advertising matter (5) Park a caravan or erect in a tent in a place that is not allotted by caravan park manager (6) Let or hire a caravan, cabin or tent to another person without written local government approval (7) Take or bring an animal unless otherwise signed (8) Use hand washing facilities for purposes other than their intended use. (9) Lay down floor covering on the ground surface (10) Injure, destroy or remove a tree, shrub or plant (11) Dig hole or trench

<p>Cemeteries in the local government area</p>	<ol style="list-style-type: none"> (1) Depasture any animal (2) Sell or buy an article or a thing (3) Distribute or put up any handbill, card, circular or advertisement (4) Damage or interfere with local government infrastructure (5) Damage any tree, shrub or plant (6) Take part in any meeting other than of a religious or commemorative nature (7) Disturb or interfere with a funeral service (8) Discharge a firearm except at a military funeral or other recognised type of funeral service ordinarily involving such discharge (9) Damage or interfere with any grave, vault or memorial with any flowers or tokens placed thereon (10) Drive any vehicle otherwise than upon a designated roadway
<p>Libraries in the local government area</p>	<ol style="list-style-type: none"> (1) Disobey a lawful direction to leave a library (2) Wilfully damage, interfere or misuse a library resource
<p>All public conveniences in the local government area</p>	<ol style="list-style-type: none"> (1) Damage, mutilate, defile, interfere with or destroy any local government building, structure or equipment (2) Deposit or leave any refuse or rubbish (3) Sleep or inhabit (4) Deposit in a bowl, pan or urinal: cigarette, cloth, grass, earth, metal, plastic, unsuitable paper or wood
<p>All bridges and culverts in the local government area</p>	<ol style="list-style-type: none"> (1) Drive a vehicle if the combined weight of the vehicle exceeds the load limit identified on signage adjacent to the bridge (2) Loiter (3) Drive or jump (4) Throw or drop an object (5) Obstruct or interfere with in the opinion of an authorised person the bridge or culvert
<p>All roads in the local government area</p>	<ol style="list-style-type: none"> (1) Damage a road (2) Obstruct the effective illumination of a road or a footway with a tree or vegetation

	<ul style="list-style-type: none">(3) Obstruct clear vision by vehicular and pedestrian traffic with a tree or vegetation(4) Create a potential danger in the opinion of an authorised person to public safety for road users(5) Camp(6) Carry out domestic tasks, including ablutions, cooking and washing(7) Doors or gates leading to buildings must not project upon a road or footway when opened.
All footpaths in the local government area	<ul style="list-style-type: none">(1) The occupier of the property adjacent or adjoining footway must not allow a footway to become overgrown or allow vegetation on a footway to cause a nuisance or become unsightly, in the opinion of an authorised person.

Schedule 2 Restricted activities for local government controlled areas or roads

Section 5(2)

<p>Column 1 Local government controlled area or road</p>	<p>Column 2 Restricted activity</p>	<p>Column 3 Extent of Restriction</p>
<p>All local government controlled areas</p>	<p>(1) Use a local government controlled area for commercial purposes</p>	<ul style="list-style-type: none"> • Permitted if authorised under the conditions of an approval for a prescribed activity; or • Permitted if under a contract arrangement with the local government; or • Permitted if given exclusive management rights by the local government.
	<p>(2) Use a building, structure or facility within or on a local government controlled area for a commercial purpose.</p>	<ul style="list-style-type: none"> • Permitted if authorised under the conditions of an approval for a prescribed activity; or • Permitted if under a contract arrangement with the local government; or • Permitted if under a lease arrangement; or • Permitted if given exclusive management rights by the local government.
	<p>(3) Hold a public place activity</p>	<ul style="list-style-type: none"> • Permitted if authorised under the conditions of an approval for a prescribed activity listed in schedule 6 of Subordinate Local Law No.1 (Administration) 2011.

	<p>(i) Plant, clear, damage, remove or interfere with any fauna, plants or plant material, trees, soils, sands, rocks or other materials in or on a local government controlled area; or</p> <p>(ii) Erect, install, damage, remove or interfere with any booth, tent, bar, buildings, facilities, structures or equipment in or on a local government controlled area; or</p> <p>(iii) Erect, install, damage, remove or interfere with an official traffic sign, regulatory sign or other sign or notice, or item installed, erected, posted in or on a local government controlled area; or</p> <p>(iv) Deposit, stack, store or expose goods or materials in, on, across, under or over a local government controlled area; or</p> <p>(v) Erect, install, damage, remove or interfere with a sign, notice board or other fixture erected for the purpose of exhibiting bills or notices.</p>	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted with the written authorisation of an authorised person; or • Permitted if under a contract arrangement with the Local government; or • Permitted if the person is an employee of the local government and in the course of their duties; or • Permitted if undertaken by a volunteer or community work group authorised to undertake the activity.
	<p>(4) Remove water from a lake or dam within a local government controlled area.</p>	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted with the written authorisation of an authorised person; or

		<ul style="list-style-type: none"> • Permitted if under a contract arrangement with Local government.
	(5) Carry out vehicle maintenance or servicing on or in a local government controlled area.	<ul style="list-style-type: none"> • Permitted if solely to effect minor emergency vehicle repairs. <p><i>Examples of minor vehicle repairs: changing a flat tyre or recharging a battery in order to restart a vehicle.</i></p>
	(6) Camp or remain overnight in a local government area	<ul style="list-style-type: none"> • Permitted if undertaken pursuant to a permit within a local government controlled camping ground or caravan park; or • Permitted if authorised under the conditions of an approval for a prescribed activity; or • Permitted if authorised by a sign exhibited in the local government area.
	(7) Occupy a vehicle or vessel for the purpose of habitation in or on a local government controlled area.	<ul style="list-style-type: none"> • Permitted if undertaken pursuant to a permit within a local government controlled camping ground or caravan park; or • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity.
	(8) Enter or remain in or on a local government controlled area outside of opening and closing times.	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted with the written authorisation of an authorised person; or • Permitted if the person is an employee of the local government and in the

		course of their duties.
	(9) Dispose or dump any waste, rubbish, vegetation, garden clippings, tree pruning's, building materials, fill or spoil on or in a local government controlled area.	<ul style="list-style-type: none"> • Permitted if undertaken at a Local government controlled waste facility or transfer station.
	(10) Use pyrotechnics/fireworks on or in a local government controlled area.	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted with the written authorisation of the chief executive officer.
	(11) Access, enter, drive, ride or park a vehicle on land owned, held in trust or otherwise controlled by the local government.	<ul style="list-style-type: none"> • Permitted if a person is carrying out lawful duties under a State Act. <p><i>Examples—</i> <i>Police, Ambulance, Fire Brigade, local government worker.</i></p>
	(12) Bring or ride a horse on land owned, held in trust or otherwise controlled by the local government.	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted if sign posted for that purpose by the local government; or • Permitted if at a facility or on land and trails designated for the purpose of riding or showing of horses.
	<p>(i) Enter a designated protected area; or</p> <p>(ii) Undertake an activity contrary to the restrictions on entry to a protected area; or</p> <p>(iii) Undertake an activity contrary to the</p>	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted with the written authorisation of an authorised person; or

	<p>restrictions on activities in a protected area.</p>	<ul style="list-style-type: none"> • Permitted if the person is an employee of the local government and in the course of their duties; or • Permitted if undertaken by a volunteer or community work group authorised by the local government to undertake the activity.
<p>All roads within the local government area</p>	<p>(1) Carry out works or interfere with the operation of a local government road including —</p> <ul style="list-style-type: none"> (i) Works within a road reserve; or (ii) The driving of heavy or oversized traffic on a local government road; or (iii) Undertaking excavation works on a road 	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted with the written authorisation of authorised person, or • Permitted if under a contract arrangement with the Local government; or • Permitted if the person is an employee of the local government and in the course of their duties.
	<p>(2) Undertake an alteration or improvement to a local government road including —</p> <ul style="list-style-type: none"> (i) The interference or removal of a tree, vegetation or a garden, but not mowing of grass, on a local government road; or (ii) The installation or removal of soft or hard landscape works on footpaths; or (iii) Works associated with the installation of a vehicle access/driveway to premises; or (iv) Planting of a tree or other vegetation on a 	<ul style="list-style-type: none"> • Permitted in accordance with a permit issued under the <i>Land Act 1994</i> for tree clearing and the removal of vegetation only; or • Permitted if in accordance with the conditions of an approval granted by the local government in accordance with the <i>Sustainable Planning Act 2009</i>; or • Permitted if the person is an employee of the local government and in the course of their duties.

	<p>local government road; or</p> <p>(v) The interference or removal of stone, soil, sand, rock, gravel or other materials on or from the local government road; or</p> <p>(vi) The erection or installation of a structure or building in, on, across or over a local government road; or</p> <p>(vii) The interference with or removal of a structure on, across, under or over a local government road; or</p> <p>(viii) The interference with or removal of an official traffic sign, road sign or other sign or notice, or item of road furniture installed, erected, posted or authorised by the local government; or</p> <p>(ix) The interference with or removal of materials stored on a local government road; or</p> <p>(x) the leaving open gates or locking of gates on a local government road; or</p> <p>(xi) the installation or removal of gates and grids; or</p> <p>(xii) the blocking, staking or fencing off of a local government road; or</p> <p>(xiii) the stacking, storage or exposure of goods/materials in, on, across, under or over a road; or</p>	
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	(xiv) any other alteration or improvement to a local government road.	
	<p>(3) Undertake a regulated activity on a local government road including—</p> <p>(i) Depositing of goods and materials; or</p> <p>(ii) The driving or leading of animals to cross a road; or</p> <p>(iii) Conducting a public place activity</p>	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted with the written authorisation of the authorised person, or • Permitted if under a contract arrangement with the Local government; or • Permitted if the person is an employee of the local government and in the course of their duties.
	<p>(4) Carry out vehicle maintenance or servicing on a local government controlled road.</p>	<ul style="list-style-type: none"> • Permitted if solely to effect minor emergency vehicle repairs. <p><i>Examples of minor vehicle repairs: Changing a flat tyre or recharging a battery in order to restart a vehicle.</i></p>
	<p>(5) Camp or remain overnight in a vehicle on a local government controlled road or a road related area</p>	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted at a sign posted designated rest stop or area.
	<p>(6) Light a fire on a road</p>	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted if part of a prescribed burn off authorised under the Fire and Rescue Service Act

		1990.
All local government controlled parks, reserves and foreshores-	In addition to the restricted activities prescribed in section 1 of this schedule (1) Access, enter, drive, ride or part in a park, reserve or foreshore by vehicle.	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted if the park or reserve is accessed via designated entry points and the vehicle is driven or parked on a defined road or car park; or • Permitted if the vehicle is an essential or emergency services vehicle; or • Permitted if the person is an employee of the local government and in the course of their duties.
	(2) Bring or ride a horse in a park, reserve or foreshore.	<p>Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or</p> <p>Permitted if sign posted for that purpose by an authorised local government regulatory notice; or</p> <p>Permitted if at a facility or on land and trails designated for the purpose of riding or showing of horses.</p>
	(3) Use of a park, reserve or foreshore or part of; for research purposes.	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted with the written authorisation of the chief executive officer.
All local government controlled landings, ramps, pontoons and jetties	(1) Exceed the 15 minute maximum time limit when mooring, launching retrieving or loading a vessel or vehicle on a landing, ramp or jetty.	<ul style="list-style-type: none"> • Permitted in an emergency situation to permit the vessel to leave the landing, jetty, pontoon or ramp; or where to move the vessel from its position would involve

		<p>danger to the vessel or person; or</p> <ul style="list-style-type: none"> • Permitted by official sign indicating a longer period; or • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity.
	(2) Allow a vessel to remain attached to or on a landing, pontoon or ramp	<ul style="list-style-type: none"> • Permitted for the time it reasonably takes if solely for the purpose of embarking or disembarking passengers or crew, or loading and unloading cargo, stores or goods from the landing or ramp.
	(3) Place or moor a vessel in the approach fairway to a landing, pontoon or ramp	<ul style="list-style-type: none"> • Permitted only when launching and retrieving the vessel.
	(4) Clean any fish on a landing, pontoon, ramp or jetty	<ul style="list-style-type: none"> • Permitted on landings, ramps, pontoons and jetties only where facilities are provided for that purpose.
	(5) Refuel a vessel or personal water craft moored at or on a landing, jetty, pontoon or ramp.	<ul style="list-style-type: none"> • Permitted in an emergency situation; or • Permitted on landings, ramps, pontoons and jetties only where facilities are provided for that purpose
<p>The following landings, ramps, pontoons and jetties —</p> <ul style="list-style-type: none"> • Dunk Island Jetty • Clump Point Jetty • Clump Point Pontoon 	(1) Berth or moor a vessel in excess of 10 Metres to the pontoon	<ul style="list-style-type: none"> • Permitted in an emergency situation only
	(2) Berth or moor a commercial vessel under 10 Metres at or on a landing, jetty or ramp.	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted with the written authorisation of the chief executive officer.
All footpaths in the	Driving, riding, leading,	<ul style="list-style-type: none"> • Permitted only by

<p>local government area</p>	<p>wheeling or standing any goods, vehicle, vessel, or other thing in, or across a footpath.</p> <p>Touting or soliciting.</p> <p>Opening, constructing, improving or interfering with the surface of any footpath, including altering the level of a footpath.</p> <p>Cause a nuisance or danger to person or property.</p> <p>Unsightly vegetation on a footway or footpath.</p> <p>Erect an awning or balcony over a footpath.</p>	<p>approval by local government in the area of land between a property boundary and the formed road other than for ingress and egress to a property adjoining a roadway.</p>
<p>All local government controlled foreshores—</p>	<p>Drive a vehicle on a foreshore</p>	<ul style="list-style-type: none"> • Permitted if authorised under an approval or the conditions of an approval for a prescribed activity; or • Permitted only with the written authorisation of an authorised person.

**Schedule 3 Motor vehicle access areas in local
government controlled areas**

Sections 6 and 7

Intentionally blank.

**Schedule 4 Opening hours for local government
controlled areas**

Section 8

The opening hours for a local government controlled area are the hours indicated by official sign located at the area.

**Schedule 5 Permanent closure of local government
controlled areas**

Section 9

Intentionally left blank.

CERTIFICATION

This and the preceding 24 pages bearing my initials is a certified copy of *Subordinate Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2011* made in accordance with the provisions of the *Local Government Act 2009*, by Cassowary Coast Regional Council by resolution dated 24 November 2011.

Terry Brennan
Chief Executive Officer
Cassowary Coast Regional Council