

Toowoomba Regional Council

Subordinate Local Law No. 1.8 (Operation of Caravan Parks) 2020

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Subordinate Local Law No. 1.8 (Operation of Caravan Parks) 2020*.

2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement *Local Law No. 1 (Administration) 2020* which provides for a legal and procedural framework for the administration, implementation and enforcement of the local government's local laws, subordinate local laws and other regulatory powers, and for miscellaneous administrative matters.
- (2) The purpose is to be achieved by providing for—
 - (a) various matters regarding the granting of approvals for prescribed activities; and
 - (b) further specification of the definitions relevant to various prescribed activities.
- (3) In particular, the purpose of this subordinate local law is to supplement the legal and procedural framework for the prescribed activity named in schedule 1, section 1.

3 Authorising local law

The making of the provisions in this subordinate local law is authorised by *Local Law No. 1 (Administration) 2020* (the **authorising local law**).

4 Subordinate local law repealed

This subordinate local law repeals *Subordinate Local Law No. 1.8 (Operation of Caravan Parks) 2011*.

5 Definitions

- (1) Particular words used in this subordinate local law have the same meaning as provided for in the authorising local law.
- (2) For the purposes of the definition of **complementary accommodation** in schedule 1 of the authorising local law, the accommodation listed in schedule 3 is prescribed as appropriate to caravan parks.
- (3) The dictionary in schedule 4 defines particular words used in this subordinate local law.

Part 2 Approval for prescribed activity

6 Matters regarding the prescribed activity—Authorising local law, sections 6(3), (4), 8(2)(a), 9(1)(d), 10(3), 12, 13(a), 14(1)(a)

- (1) Schedule 1—

- (a) names a prescribed activity in section 1; and
 - (b) prescribes the matters specified in this section for the prescribed activity.
- (2) For section 6(3) of the authorising local law, it is declared that section 6(2) of the authorising local law does not apply to the particular activities stated in section 2 of schedule 1.
- (3) For section 6(4) of the authorising local law, it is declared that the prescribed activity named in section 1 of schedule 1 is a category 1 activity.
- (4) For section 8(2)(a) of the authorising local law, the documents and materials that must accompany an application for approval for the prescribed activity are stated in section 3 of schedule 1.
- (5) For section 9(1)(d) of the authorising local law, the local government may only grant an approval for the prescribed activity if it is satisfied the proposed operation and management of the activity would be consistent with the additional criteria prescribed in section 4 of schedule 1.
- (6) For section 10(3) of the authorising local law, the conditions that must be imposed on an approval for the prescribed activity are stated in section 5 of schedule 1.
- (7) For section 10(3) of the authorising local law, the conditions that will ordinarily be imposed on an approval for the prescribed activity are stated in section 6 of schedule 1.
- (8) For section 13(a) of the authorising local law, the term of an approval for the prescribed activity is provided for in section 7 of schedule 1.
- (9) For section 14(1)(a) of the authorising local law, the further term for renewal or extension of an approval for the prescribed activity is provided for in section 8 of schedule 1.
- (10) For section 12 of the authorising local law, in Table 1 of schedule 1—
 - (a) column 1 lists the application requirements for which the local government may accept as evidence the certificate of a third party certifier; and
 - (b) column 2 lists the individuals or organisations that are declared to be third party certifiers for the corresponding application requirement in column 1; and
 - (c) column 3 lists the qualifications that are necessary for an individual or organisation to be a third party certifier for the corresponding application requirement in column 1.

7 Approvals that are non-transferable—Authorising local law, section 15(2)

For section 15(2) of the authorising local law, it is declared that the categories of approval listed in schedule 2 are non-transferable.

Schedule 1 Operation of caravan parks

Section 6

1. Prescribed activity

Operation of caravan parks¹

2. Activities that do not require an approval under the authorising local law

- (1) Section 6(2) of the authorising local law does not apply if the operation of the prescribed activity complies with the minimum standards prescribed in this subsection (1)—
- (a) the operation of the caravan park must not —
 - (i) create a traffic problem; or
 - (ii) increase an existing traffic problem; or
 - (iii) detrimentally affect the efficiency of an existing road network; and
 - (b) provision must be made for people, vehicles and caravans to enter and exit the caravan park safely; and
 - (c) all roads must have a hard, durable, self-draining, all-weather surface; and
 - (d) each site must be provided with space to park a vehicle of the occupier of the site and parking for visitors must be provided in accordance with the local government's planning scheme; and
 - (e) car washing spaces must be designed and graded so that all waste water is directed to a sewerage system, an on-site sewerage facility or other disposal method approved by the local government; and
 - (f) recreation areas must comprise at least 10% of the area of the caravan park; and
 - (g) each open fireplace must be located a safe distance from any site or flammable material and fires may only be permitted in a designated fireplace; and
 - (h) the operator must ensure an adequate level of amenity for residents; and
 - (i) site sizes must be at least 1.5 times the area of the accommodation including any awning, annexe or other structure on the site; and
 - (j) each site must incorporate the following separation distances and specifications—
 - (i) 1.5m setback from any other site; and
 - (ii) 3m setback from any adjoining building; and
 - (iii) 2m setback from any internal road; and

¹ See *Local Law No. 1 (Administration) 2020*, schedule 2, part 2, **operation of caravan parks** means to operate, on a commercial basis, a place for parking and residing in caravans, including a place that provides also for complementary accommodation.

- (iv) a frontage of 10m or 13m (for relocatable homes); and
- (k) each site must have a well-drained surface, and must not be situated on flood-prone land; and
- (l) toilets facilities must be provided, using the following ratio for guidance—
 - (i) where there are 40 sites or less, 1 pedestal for every 7 sites should be provided for female occupants and 1 pedestal for every 10 sites should be provided for male occupants, and a 0.6m urinal should be provided for every 20 sites (or part thereof) for male occupants; and
 - (ii) for every 15 sites exceeding 40 sites, an additional pedestal should be provided both for male and female occupants and a 0.6m urinal should also be provided for every 20 additional sites for male occupants; and
- (m) separate ablution facilities for each gender must be provided in the ratio of 1 shower (or bath) and hand basin to every 15 sites; and
- (n) all toilet and ablution facilities must be provided with reticulated water and ablution facilities must have reticulated hot and cold water provided to all shower cubicles and hand basins; and
- (o) at least 1 sanitary disposal unit must be provided for every 4 female toilet cubicles; and
- (p) adequate supplies of toilet paper, soap and paper hand towels must be provided to wall-mounted dispensers in each amenities block; and
- (q) toilet and ablution facilities must be located at least 6m, but no more than 100m, from any site (excluding sites provided with ensuite facilities); and
- (r) at least 1 240V power point must be installed for every 5 hand basins; and
- (s) individual toilets, showers and baths must be screened to provide absolute privacy to the user, and fitted with inside locks; and
- (t) the operator must provide—
 - (i) unless an accommodation is fitted with a set of twin wash tubs and a clothes washing machine or washing boiler for the exclusive use of the occupants of the accommodation, laundry facilities in the ratio of 1 set of twin wash tubs and 1 clothes washing machine or washing boiler and 1 clothes hoist or an equivalent length of clothes line for every 20 sites or part of a site; and
 - (ii) hot and cold reticulated water to laundry facilities for effective clothes washing; and
 - (iii) at least 1 mechanical clothes drier for—
 - (A) every 60 sites or part thereof for long-term occupants; and
 - (B) every 80 sites or part thereof for short-term occupants; and

- (iv) at a distance of not more than 10m from any site, a waste water disposal point which is—
 - (A) provided with a water stand pipe; and
 - (B) provided with an impervious paved area measuring not less than 1m by 1m and graded to a central drainage inlet which is connected to a sewerage system; and
- (v) not erect or locate an accommodation or suffer or permit an accommodation to be erected or located, closer than 3m from any other accommodation; and
- (vi) not erect an accommodation or suffer or permit an accommodation to be erected, unless and until the accommodation is weatherproof, in good repair, fit for human habitation and in a clean and sanitary condition; and
- (vii) provide ground anchor points designed to withstand heavy wind loads to enable the tie-down of caravans and complementary accommodation; and
- (viii) cause sanitary conveniences and ablutionary facilities to be located—
 - (A) not more than 100m from any site; and
 - (B) at least 6m from any site; and
- (u) all lighting must comply with AS 4282 – Control of the Obtrusive Effects of Outdoor Lighting, to prevent nuisance to residents and neighbouring land uses; and
- (v) all facilities for the disposal of waste must be—
 - (i) sufficient to accommodate the collection and storage of all waste generated as part of the operation of the caravan park; and
 - (ii) provided in the manner, and at the locations, approved by the local government; and
- (w) each site must be provided with—
 - (i) a waste container for individual collection by a contractor; or
 - (ii) individual waste containers which are emptied into larger waste containers (skips) for removal; and
- (x) each larger waste container (skip) must be located at least 10m from any site; and
- (y) waste containers must be—
 - (i) conveniently located for residents; but
 - (ii) not be located where they create an odour nuisance; and
- (z) an adequate and continuous supply of hot and cold water must be maintained to all bathroom, kitchen, laundry and drinking water

- facilities; and
- (aa) any water supplied for drinking, cooking or ablutionary purposes must be potable; and
- (ab) each water supply outlet for non-potable water must be clearly labelled with the words, “Unsuitable For Drinking”; and
- (ac) a potable water supply point must be made available within a convenient walking distance of each site; and
- (ad) where bore water is provided for drinking, cooking or ablutionary purposes, the water must be tested at least annually for microbiological and chemical contaminants, to ensure that the water is potable; and
- (ae) where rainwater is provided for drinking, cooking or ablutionary purposes, the rainwater harvesting and storage system must be maintained in accordance with the enHealth Council guideline, “*Guidance on the Use of Rainwater Tanks*” (2004); and
- (af) the caravan park must be connected to the local government’s sewerage system, where available; and
- (ag) where access to the local government’s sewerage system is not available, sewage and liquid waste must be directed to an on-site treatment system, or collected and removed by a licensed waste contractor; and
- (ah) the following must be directly connected to the sewerage disposal system—
 - (i) common toilet and ablution blocks; and
 - (ii) laundries; and
 - (iii) sites for residents occupied by a moveable accommodation that contains a toilet or shower; and
- (ai) any caravan or relocatable home that contains a toilet, shower or laundry must be placed on a site with sewerage and water supply connections; and
- (aj) all sewage and waste water must—
 - (i) be discharged to the sewerage system; and
 - (ii) not be discharged to the ground; and
 - (iii) be disposed of in a safe and sanitary manner; and
- (ak) each caravan park must have a documented plan for sewerage infrastructure maintenance; and
- (al) all on-site sewerage infrastructure must be maintained in good working order, to ensure that sewage does not create a nuisance or health risk to residents; and
- (am) effluent disposal areas and transpiration trenches must be appropriately signed, and fenced off to discourage access by children; and
- (an) the operator of the caravan park must ensure that the resident manager (or nominee)—
 - (i) resides in or within 50m of the caravan park; and
 - (ii) is responsible for the supervision and orderly conduct of the

- caravan park; and
- (iii) is present at the office at regular, reasonable hours; and
- (iv) is always accessible in cases of emergency; and
- (ao) the operator of a caravan park must maintain a register, available for inspection at any time by an authorised person containing—
 - (i) the name and address of each person who hires accommodation, or a site at the caravan park; and
 - (ii) an identifying number for the accommodation or site; and
 - (iii) if a caravan is brought onto the site — the registration number of the caravan and (if applicable) the vehicle towing it; and
 - (iv) the dates when the hiring of the accommodation or site begins and ends; and
- (ap) the operator must ensure that the register is kept for a minimum of 2 years and
- (aq) if bed linen is supplied—
 - (i) keep it in a clean and sanitary condition; and
 - (ii) replace it with clean bed linen after each change of occupation of the accommodation; and
- (ar) the operator of the caravan park must develop a cleaning and maintenance schedule, which specifies the frequency with which caravan park facilities are to be cleaned and maintained; and
- (as) amenities blocks, toilets, ablutionary and other associated facilities (including sanitary disposal units) must be cleaned a minimum of once daily, and more frequently in periods of high demand; and
- (at) all barbeques must be maintained in a clean and safe condition; and
- (au) the operator of the caravan park must ensure that—
 - (i) all accommodation, vehicles and their fittings are weatherproof, in good repair and fit for human occupation; and
 - (ii) all residents maintain their accommodation in a state consistent with the health, safety and visual amenity of the caravan park; and
 - (iii) all common facilities and accommodation, including any supplied household linen and fittings are kept in a clean, sanitary and safe condition; and
 - (iv) all facilities and equipment are kept in a safe condition; and
- (av) the operator must—
 - (i) not locate or permit accommodation to be located at any place within the caravan park other than on a site approved by the local government under this subordinate local law; and
 - (ii) not locate or permit to be located more than 1 accommodation, on a site at any 1 time; and
 - (iii) not permit accommodation to be occupied by more persons than

- the accommodation is designed to accommodate; and
- (aw) the operator of a caravan park must—
 - (i) conduct a survey at least once a month to identify and eliminate any potential mosquito breeding sites within the caravan park; and
 - (ii) have a documented pest control program, to control and eliminate pests within the caravan park; and
 - (ax) the operation of the caravan park, including each premises, building, structure, vehicle, facility, equipment and fixture must be maintained in—
 - (i) good working order and condition; and
 - (ii) a clean, safe and tidy condition; and
 - (ay) the operation of the caravan park must not attract fly breeding or vermin infestation; and
 - (az) all materials of a hazardous or dangerous nature which are used in the operation of the caravan park must be stored and used in a safe manner; and
 - (ba) signage used in the operation of the caravan park must be exhibited in a manner, and at the locations, specified by the local government.
- (2) Also, section 6(2) of the authorising local law does not apply to the operation of the prescribed activity at a caravan park if—
- (a) a person may only occupy accommodation, or a site, at the caravan park for a maximum of 21 days in any 12 month period; and
 - (b) at the end of the period of occupation, the person must vacate the caravan park and leave the accommodation or site in a clean and tidy condition.

3. Documents and materials that must accompany an application for an approval

- (1) If the applicant is not the owner of the place at which the caravan park is to be operated—the written consent of the owner to the application.
- (2) The name and address of the proposed resident manager of the caravan park and the proposed resident manager's written agreement accepting the responsibilities of resident manager of the caravan park.
- (3) A plan of the proposed caravan park which must be drawn to scale showing—
 - (a) the location and real property description of the place at which the caravan park is to be operated; and
 - (b) the boundaries of the caravan park; and
 - (c) the division of the caravan park into sites, including the location and number of potential sites, with each site clearly defined and bearing a distinguishing mark or number; and
 - (d) the location of each road and building situated within the caravan park; and

- (e) details of the water supply system, including the position of all water points; and
- (f) the position of all waste containers and dump points; and
- (g) details of the sewerage system including the position of each sanitary convenience, ablution and laundry building; and
- (h) details of the on-site sewerage facilities and the waste water disposal system; and
- (i) the position of all fire places; and
- (j) the nature and position of—
 - (i) all fire safety installations; and
 - (ii) all electrical installations; and
 - (iii) all food preparation areas; and
 - (iv) all recreational facilities; and
 - (v) all car parking facilities.
- (4) Details of the facilities for sanitation, washing and laundry to be provided for users of the caravan park.
- (5) Details of water quality, reticulation and drainage facilities to be provided for users of the caravan park.
- (6) Details of the maximum number of persons who can be accommodated at—
 - (a) the caravan park; and
 - (b) each site within the caravan park.
- (7) Details of the rules which will govern the use of the caravan park, including rules which prohibit or restrict the keeping of dogs at the caravan park.
- (8) A current certificate of compliance issued under the *Fire and Emergency Services Act 1990*.
- (9) A current certificate of testing and compliance issued under the *Electrical Safety Act 2002*.

4. Additional criteria for the granting of an approval

- (1) The operation of the caravan park must be lawfully conducted on the premises.
- (2) The operation of the caravan park must not produce—
 - (a) environmental harm; or
 - (b) environmental nuisance; or
 - (c) inconvenience or annoyance to the occupiers of any adjoining land.
- (3) All facilities at the caravan park must be—

- (a) of an acceptable standard; or
 - (b) able to be brought to an acceptable standard,
- for use by residents of the caravan park.

5. Conditions that must be imposed on an approval

No conditions stated.

6. Conditions that will ordinarily be imposed on an approval

- (1) The operation of the caravan park must not detrimentally affect the amenity of adjoining land.
- (2) The operation of the caravan park, including any premises, building, structure, vehicle, facility, equipment or fixture must be maintained in—
 - (a) good working order and condition; and
 - (b) a clean, safe and tidy condition.
- (3) Provision must be made for people, vehicles and caravans to enter and exit the caravan park safely.
- (4) The approval holder must—
 - (a) provide and maintain an adequate supply of water to the caravan park, including water suitable for drinking, cooking and personal hygiene; and
 - (b) cause hot and cold water to be reticulated to every shower, bath and hand basin.
- (5) The water supply for drinking purposes must be potable water.
- (6) The approval holder must ensure that, if water obtained from a particular water outlet in the caravan park may be unsuitable for drinking, a sign about the suitability of the water for drinking is prominently displayed at the outlet, for example, “Unsuitable for Drinking”.
- (7) The approval holder must provide and maintain adequate toilet, bathing and showering facilities for persons of both sexes (including disabled persons) using the caravan park, including—
 - (a) at least 2 showers or baths (in separate cubicles) for each sex, for every 15 individual sites (within the caravan park); and
 - (b) at least 1 handbasin for every 4 shower cubicles (or baths) for each sex; and
 - (c) shower (or bath) cubicles must be constructed so as to totally conceal a person within the cubicle from persons who may be outside the cubicle; and
 - (d) for water closets—for every 12 individual sites (within the caravan

- park)—
- (i) for males—at least 2 water closet pedestals and 0.9 metres of urinal stall; and
 - (ii) for females—at least 4 water closet pedestals.
- (8) If bed linen is supplied—
- (a) keep it in a clean and sanitary condition; and
 - (b) replace it with clean bed linen after each change of occupation of the accommodation.
- (9) All materials of a hazardous or dangerous nature which are used in the operation of the caravan park must be stored and used in a safe manner.
- (10) Facilities for the disposal of waste must be—
- (a) sufficient to accommodate the collection and storage of all waste generated as part of the operation of the caravan park; and
 - (b) provided in the manner, and at the locations, specified by the local government.
- (11) The local government may limit the number of persons who may occupy a site and require the approval holder to—
- (a) ensure that the limit is displayed on a notice erected in a prominent position at the caravan park; and
 - (b) take appropriate action to ensure that the limit is not contravened.
- (12) The approval holder must—
- (a) not locate or permit accommodation to be located at any place within the caravan park other than on a site approved by the local government under this subordinate local law; and
 - (b) not locate or permit to be located more than 1 accommodation, on a site at any 1 time; and
 - (c) not permit accommodation to be occupied by more persons than the accommodation is designed to accommodate.
- (13) The approval holder must—
- (a) unless an accommodation is fitted with a set of twin wash tubs and a clothes washing machine or washing boiler— provide for the exclusive use of the occupants of the accommodation and adequate laundry facilities
 - (b) provide, at an acceptable distance a waste water disposal point which is—
 - (i) provided with a water stand pipe; and

- (ii) provided with an impervious paved area measuring not less than 1m by 1m and graded to a central drainage inlet which is connected to a sewerage system; and
 - (c) not erect or locate an accommodation or suffer or permit an accommodation to be erected or located, closer than 3m to any other accommodation; and
 - (d) if the local government has approved a site layout plan for the caravan park— cause each site to be clearly defined and legibly marked in accordance with the plan; and
 - (e) not erect an accommodation or suffer or permit an accommodation to be erected, unless and until the accommodation is weatherproof, in good repair, fit for human habitation and in a clean and sanitary condition; and
 - (f) provide ground anchor points designed to withstand heavy wind loads to enable the tie-down of caravans and complementary accommodation; and
 - (g) cause sanitary conveniences and ablutionary facilities to be located within an appropriate distance from any site; and
 - (h) provide and maintain specified recreational facilities; and
 - (i) provide and maintain buffer zones between sites and roads, external boundaries and other facilities of the caravan park; and
 - (j) provide and maintain lighting at the caravan park—
 - (i) to a specified standard; and
 - (ii) during specified hours.
- (14) If the local government gives written notice to the approval holder that the local government is not satisfied that the resident manager of the caravan park is a suitable person to be the resident manager— replace the resident manager with an alternate resident manager who is acceptable to the local government within a time stated in the notice.
- (15) The approval holder must keep and maintain a register which details—
- (a) the name and address of each person who hires a site or complimentary accommodation at the caravan park; and
 - (b) an identifying number for the site or accommodation; and
 - (c) if a caravan is brought onto the site—the registration number of the caravan and (if applicable) the vehicle towing it; and
 - (d) the dates when the hiring of the site or accommodation begins and ends.
- (16) The approval holder or the resident manager must, at the request of an authorised person, produce the register for inspection.

- (17) The approval holder must not permit or allow a person to bring onto a site a caravan or other type of accommodation that is not fit for human habitation.
- Example—a caravan that is not weather proof.*
- (18) The approval holder must not, unless the local government agrees in writing, change the sites at the caravan park by—
- (a) adding to the existing sites; or
 - (b) changing the position or boundaries of a site.
- (19) The approval holder must not change any building, structure or facility at the caravan park by—
- (a) adding new buildings, structures or facilities; or
 - (b) removing existing buildings, structures or facilities; or
 - (c) changing the position of any building, structure or facility.
- (20) However, subsections (18) and (19) do not apply if the proposed change constitutes development under the Planning Act.
- (21) The operation of the caravan park must not—
- (a) create a traffic problem; or
 - (b) increase an existing traffic problem; or
 - (c) detrimentally affect the efficiency of an existing road network.
- (22) The approval holder must not use an extension telephone bell, open air address system or similar device as part of the operation of the caravan park if the bell, system or device causes a nuisance or annoyance to any person.
- (23) The operation of the caravan park must not attract fly breeding or vermin infestation.
- (24) The approval holder must dispose of all waste generated as part of the operation of the caravan park in a manner which maintains the operation of the caravan park and its surrounds in a clean, tidy, sanitary and hygienic condition.
- (25) Signage used in the operation of the caravan park must be exhibited in a manner, and at the locations, specified by the local government.
- (26) The local government may prescribe rules which govern the use of the caravan park and require the approval holder to ensure compliance with the rules by each user of the caravan park.
- (27) The rules which govern the use of the caravan park must be displayed in the manner, and at the locations, specified by the local government so that the rules can be viewed by users of the caravan park.
- (28) The approval holder must comply with specified standards for the painting,

paving and internal and external treatment of buildings, structures and sites.

- (29) The approval holder must ensure that no accumulation, aggregation or proliferation of—
- (a) discarding or disused machinery, goods or wares; or
 - (b) waste, refuse, scrap, bottles or second hand materials of any description; or
 - (c) dead, overgrown or untended trees or vegetation,
- occurs on any part of the caravan park.
- (30) The approval holder must not permit a person who occupies a site or complementary accommodation at the caravan park to engage in any business, trade or occupation within—
- (a) the site; or
 - (b) the complementary accommodation; or
 - (c) the caravan park.
- (31) The local government may specify conditions applying to the operation of the caravan park including—
- (a) times and days for administration of the arrival and departure of hirers of accommodation at the caravan park; and
 - (b) conditions of stay; and
 - (c) minimum requirements for condition and maintenance of caravans and complementary accommodation; and
 - (d) conditions applying to the use of any facilities or services of the caravan park; and
 - (e) the prohibition of specified activities.
- (32) The local government may require that the approval holder direct a person to leave the caravan park forthwith, or within a specified time, where the person is found to be—
- (a) acting in a disorderly or objectionable manner; or
 - (b) contravening a requirement of this local law or a Local Government Act, which contravention will, in the opinion of an authorised person, adversely impact on the safety or amenity of other caravan park users.
- (33) The local government may require that the approval holder remove from the caravan park a caravan which, in the opinion of an authorised person, is dilapidated, unsightly or overcrowded within a specified time.
- (34) The approval holder must promptly—

- (a) give written notice of change of the resident manager to the local government; and
- (b) deliver to the local government a written agreement of the resident manager in which the resident manager accepts the responsibilities of the resident manager of the caravan park.

7. Term of an approval

- (1) The term of an approval must be assessed by having regard to the information submitting by the applicant.
- (2) The term of the approval must be specified in the approval.
- (3) An approval may be granted for a term of up to 3 years.

8. Term of renewal of an approval

- (1) The term for which an approval may be renewed or extended must be determined by having regard to the information submitted by the approval holder.
- (2) The term for which an approval may be renewed or extended must not exceed 3 years.
- (3) The term of the renewal or extension must be specified in the written notice.

Table 1 – Third party certification

Column 1 Application requirement	Column 2 Individuals or organisations that are third party certifiers	Column 3 Qualifications necessary to be a third party certifier
No application requirement stated.		

Schedule 2 Categories of approval that are non-transferable

Section 7

No category specified.

Schedule 3 Prescribed complementary accommodation

Section 5

The other accommodation that is prescribed as appropriate to caravan parks is accommodation in—

- (a) an on-site caravan; and
- (b) a cabin; and
- (c) a manufactured home; and
- (d) a tent or other structure that can be readily assembled and disassembled.

Schedule 4 Dictionary

Section 5

accommodation means—

- (a) a caravan; or
- (b) a complementary accommodation.

building has the meaning given in the *Building Act 1975*.

cabin means a relocatable home, building or fixed structure (other than a building or structure used exclusively as the residence or office of a resident manager).

complementary accommodation see section 5(2).

electrical installation has the meaning given in the *Electricity Act 1994*.

environmental harm has the meaning given in the *Environmental Protection Act 1994*.

environmental nuisance has the meaning given in the *Environmental Protection Act 1994*.

facilities includes—

- (a) toilets; and
- (b) bathing and showering facilities; and
- (c) facilities for washing and drying clothes; and
- (d) facilities for cooking and food preparation; and
- (e) sporting and other recreational facilities; and
- (f) the facilities for the use or convenience of people using a caravan park.

fire safety installation has the meaning given in the *Building Act 1975*.

local government public health risk has the meaning given in the *Public Health Act 2005*.

manufactured home has the meaning given in the *Manufactured Homes (Residential Parks) Act 2003*.

occupant (of accommodation) means a person who resides at the accommodation.

on-site sewerage facility has the meaning given in the *Plumbing and Drainage Act 2018*.

operator, of a caravan park, means the person carrying out, undertaking or otherwise engaging in the operation of the caravan park.

potable water means water which complies with Australian Drinking Water Guidelines.

premises means the premises used for the operation of the caravan park.

relocatable home means a Class 1 or Class 3 building under the Building Code of Australia (or its equivalent) which is—

- (a) constructed away from the site at which it is erected; and
- (b) designed to be moved from 1 location to another; and
- (c) ordinarily able to be moved within 24 hours of commencement of work associated with the move.

resident (of a caravan park) means a person who resides in a caravan or complementary accommodation at the caravan park.

resident manager (of a caravan park) means—

- (a) a person nominated by the approval holder and accepted by the local government from time to time who—
 - (i) is responsible for the management and supervision of the caravan park; and
 - (ii) resides on or near the caravan park; and
 - (iii) is present or available at all reasonable times to ensure the operation of the caravan park; and
- (b) if that person cannot be located, or if no such person is nominated and accepted, the approval holder.

sanitary convenience has the meaning given in the *Environmental Protection Act 1994*.

sewerage system has the meaning given in the *Plumbing and Drainage Act 2018*.

site means a part of a caravan park which is designated for a single accommodation of a particular type.

structure has the meaning given in the *Local Government Act 2009*.

vehicle has the meaning given in the *Transport Operations (Road Use Management) Act 1995*.

vermin means—

- (a) reptiles, bed bugs, lice, fleas, parasites and cockroaches; and
- (b) guinea pigs and other rodents capable of carrying or transmitting a notifiable disease; but
- (c) does not include—
 - (i) a protected animal within the meaning of the *Nature Conservation Act 1992*; or
 - (ii) a local government public health risk.

waste has the meaning given in the *Environmental Protection Act 1994*.

water supply system has the meaning given in the *Plumbing and Drainage Act 2018*.