

# Amendment Subordinate Local Law No. 1 (Temporary Homes and Local Government Areas) 2025

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## Part 1 Preliminary

### 1 Short title

This subordinate local law may be cited as *Amendment Subordinate Local Law No. 1 (Temporary Homes and Local Government Areas) 2025*.

### 2 Subordinate local laws amended

This subordinate local law amends—

- (a) *Subordinate Local Law No. 1.3 (Establishment or Occupation of a Temporary Home) 2011*; and
- (b) *Subordinate Local Law No. 4 (Local Government Areas, Facilities and Roads) 2011*.

## Part 2 Amendment of Subordinate Local Law No. 1.3 (Establishment or Occupation of a Temporary Home) 2011

### 3 Subordinate local law amended

This part amends *Subordinate Local Law No. 1.3 (Establishment or Occupation of a Temporary Home) 2011*.

### 4 Amendment of schedule 1 (Establishment or occupation of a temporary home)

- (1) Schedule 1, section (2)—  
*omit, insert—*

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

- (1) An approval under the authorising local law is not required for the establishment of a temporary home on land upon which exists a permanent residence, if the owner of the temporary home or, when the owner of the temporary home cannot be located, the owner of the land upon which the temporary home is established, proves to the satisfaction of an authorised person that the temporary home—
  - (a) is merely being stored on the land; and
  - (b) is not being used as a place of residence.
- (2) An approval under the authorising local law is not required for the establishment or occupation of a temporary home for less than 2 weeks in any 52 week period if the temporary home is established on a vacant allotment.
- (3) However, subsection (2) applies only if—

- (a) no waste materials, including grey water, are deposited on site during occupation or left on site after departure; and
  - (b) the temporary home is not a Class 10a building or structure.
- (4) An approval under the authorising local law is not required for the establishment or occupation of a temporary home if the activity complies with each of the following requirements—
- (a) the activity is limited to the positioning, or placement, of 1 caravan on a premises; and
  - (b) the caravan is used for, or intended for, temporary use as a place of residence; and
  - (c) the use of the caravan as a place of residence is not undertaken, cumulatively or from time to time, for more than 6 months in a 12 month period; and
  - (d) a permanent residence is situated on the premises and permanently occupied whilst the caravan is used as a place of residence; and
  - (e) the permanent residence is provided with—
    - (i) an adequate source of potable water that is available to each person who uses the caravan as a place of residence; and
    - (ii) sink, toilet, shower/bath and laundry facilities which each person who uses the caravan as a place of residence is able to access; and
    - (iii) an adequate means of waste disposal and sanitation to ensure that reasonable standards of health and hygiene can be maintained; and
  - (f) the caravan is only used as a temporary place of residence by family or friends of the owner or occupier of the permanent residence; and
  - (g) no consideration is paid, or payable, by any person who uses the caravan as a place of residence; and
  - (h) the caravan must only be used as a place of residence by no more than the number of persons which the caravan is designed to accommodate; and
  - (i) the caravan must be maintained in good working order and condition and in a good state of repair; and
  - (j) the caravan must be maintained in a clean, tidy, sanitary and hygienic condition (including all facilities, fixtures, fittings, equipment and furniture); and
  - (k) the caravan is located—
    - (i) a maximum of 20 metres from the permanent residence; and
    - (ii) not within the setback of the permanent residence to any road frontage; and

- (iii) at least 6 metres from any road boundary of the premises; and
- (iv) at least 3 metres from any other boundary of the premises;  
and
- (v) at least 4 metres from a septic system trench or sub-surface effluent disposal area; and
- (vi) at least 10 metres from any surface irrigated effluent disposal area; and
- (l) during the temporary use of the caravan as a place of residence, the caravan is—
  - (i) not fixed to the premises; and
  - (ii) not fixed to any building, wall, fence or other structure on the premises; and
  - (iii) fitted with wheels; and
  - (iv) able to be moved during a natural disaster; and
- (m) if the caravan is fitted with sanitary or laundry facilities—
  - (i) all waste from the sanitary and laundry facilities is contained within the caravan until collected and disposed of in accordance with any applicable laws; and
  - (ii) waste from chemical toilets is not emptied into an onsite sewage treatment system, but is disposed of at a dump point specifically designed for this purpose; and
- (n) no waste materials, including grey water, are deposited on site during occupation or left on site after departure; and
- (o) the owner or occupier of the permanent residence must give written notice to the local government of the commencement of the activity on the premises and the written notice must—
  - (p) be given not more than 7 days after the commencement of the activity; and
    - (i) be in the form prescribed by the local government; and
    - (ii) certify that the undertaking of the activity on the premises complies with each requirement prescribed in this subsection (4).'

## 5 Amendment of schedule 3 (Dictionary)

- (1) Schedule 3—

*insert—*

**'caravan'** has the meaning given in the *Residential Tenancies and Rooming Accommodation Act 2008*, section 7.'

- (2) Schedule 3, definition for 'development approval'—

omit, insert—

**'development approval** see the *Planning Act 2016*, section 49.'

## **Part 3 Expiry of Part 2**

### **6 Expiry of Part 2**

Part 2 of this subordinate local law expires on 31 December 2027.

## **Part 4 Amendment of Subordinate Local Law No. 4 (Local Government Areas, Facilities and Roads) 2011**

### **7 Subordinate local law amended**

This part amends *Subordinate Local Law No. 4 (Local Government Areas, Facilities and Roads) 2011*.

### **8 Amendment of schedule 6 (Identification of local government controlled areas)**

- (1) Schedule 6, section (2)(b), 'Gatton Swimming Pool, East Street, Gatton'—  
omit, insert—  
'Lockyer Valley Sports and Aquatic Centre, 130 Spencer Street, Gatton'.
- (2) Schedule 6, section (3)—  
insert—
  - (c) William Kemp Park, North Street, Gatton.
  - (d) Lake Clarendon Camping Ground, Main Greenswamp Road, Lake Clarendon.
  - (e) Narda Lagoon Rest Area, 105 Drayton Street, Laidley.'