



# Fire Break Notice

## Your Legal Responsibilities and Fire Safety Information—First and Final Notice

As a landowner or occupier you are required under the provisions of the *Bush Fires Act 1954* to carry out fire prevention work on your property. Please read this notice carefully—if there are any points that are not fully understood, please contact the Shire of Cuballing Phone (08) 9883 6031.

This work must be carried out by **31 October 2023** OR WITHIN 14 DAYS OF BECOMING THE OWNER OR OCCUPIER, SHOULD THIS BE AFTER THAT DATE and kept maintained throughout the summer months until **15 May 2024**.

**PERSONS WHO FAIL TO COMPLY WITH THE REQUIREMENTS OF THIS NOTICE MAY BE ISSUED WITH AN INFRINGEMENT NOTICE OR PROSECUTED. WHERE THE OWNER FAILS TO COMPLY WITH THE REQUIREMENTS OF THE NOTICE, COUNCIL OR ITS DULY AUTHORISED OFFICERS WILL CARRY OUT THE REQUIRED WORK AT THE COST OF THE OWNER.**

**IN THE EVENT OF A FIRE  
CALL 000**

**DURING THE RESTRICTED PERIOD YOU MUST HAVE  
A PERMIT FOR ALL FIRES INCLUDING  
INCINERATORS**

TO OBTAIN A PERMIT TO BURN, CONTACT YOUR NEAREST FCO

FIRE CONTROL OFFICERS		
Chief BFCO	Anthony Mort	0429 898 214
Deputy Chief BFCO	Brayden Potts	0407 990 078
Popanyinning East	Duncan Patten	0429 875 155
	Graeme Dent	0427 890 068
Cuballing Town	Daniel Christensen	0438 865 685
Popanyinning Town	Tamara Allen	0400 976 597
	Chris Gillingham	0429 041 467
Popanyinning West	Brayden Potts	0407 990 078
	Dougal Haslam	0459 025 321
Cuballing East	Mike Burges	0427 836 045
	Rob Harris	0458 939 097
Cuballing West	Nelson Young	0427 845 255
	Jason Quartermaine	0428 334 991
Yornaning	Shaun Wittwer	0428 887 869
Shire of Cuballing	Stan Scott	0427 836 031
	Bruce Brennan	0427 836 063

### BURNING PERMIT CONDITIONS

- Neighbours to be notified.
- Have water on site and a hose long enough to reach the rear of the fire.
- Adhere to Fire Control Officers (FCO) conditions.

Office Opening Hours:  
Monday—Thursday 8.30am –4.30pm  
Friday—8.30am—4.00pm

### BURNING PERIODS

#### RESTRICTED

1<sup>st</sup> October 2023—31<sup>st</sup> October 2023

PERMIT REQUIRED

#### PROHIBITED

1<sup>st</sup> November 2023—1<sup>st</sup> March 2024

NO BURNING

#### RESTRICTED

2<sup>nd</sup> March 2024—19<sup>th</sup> April 2024

PERMIT REQUIRED

#### OTHER TIMES

Restrictions may apply outside the above periods including days of HIGH fire danger or above

Further Burning Restrictions and Permit Information at rear of this brochure.

If you do not meet your responsibilities as outlined in this brochure, you may be fined a minimum of **\$250** and be required to meet the cost of Council's efforts to make you comply with this Notice. Ultimately you could be liable for a maximum penalty of **\$5,000**—plus costs.

### ADVICE IS AVAILABLE

Further advice on how to protect your home, when and how to burn is available from your local Bush Fire Control Officer. If you have any questions, contact them.

Phone: 08 9883 6031  
email: [enquiries@cuballing.wa.gov.au](mailto:enquiries@cuballing.wa.gov.au)  
[www.cuballing.wa.gov.au](http://www.cuballing.wa.gov.au)

## **SHIRE OF CUBALLING FIRE-BREAK NOTICE**

Pursuant to the powers contained in Section 33 of the *Bush Fires Act 1954* you are required to carry out fire prevention work on land owned or occupied by you in accordance with the provisions of this Notice, to the satisfaction of Council or its duly authorised officers.

A **FIREBREAK** is a strip of land that has been cleared of all trees, bushes and grasses and any other object or thing or flammable material leaving clear earth. This includes the trimming back of all overhanging trees, bushes, shrubs and any other object or thing over the fire break area to the satisfaction of the Fire Control Officer.

### **RURAL LANDS**

Firebreak not less than 2.5 metres wide must be established along, inside and within 20 metres of the external boundary of each property (i.e. cleared/part cleared or uncleared land) and where the boundary is adjacent to or adjoins a used gazetted road.

In the interest of protection from soil erosion, firebreaks may be established on the land contours but only with prior approval of the Council or its duly authorised officer.

An area 4 metres wide cleared of all flammable material shall be established immediately around the perimeter of all homesteads, buildings, haystacks and fuel storage areas.

### **BUILDING AND HAYSTACKS:**

A firebreak of at least 4 metres wide and not more than 40 metres from the perimeter of all buildings (including temporary dwellings e.g. caravans) and/or haystacks or groups of buildings and/or haystacks so as to completely surround the buildings, haystacks and/or fuel dumps. Any fodder being stored within 100 metres of a building must have a 20 metre break around.

### **BULLDOZED BUSH:**

A firebreak 20 metres wide shall be maintained immediately inside the external boundaries of all land which has been bulldozed, chained or prepared in any similar manner for clearing by burning (whether it is intended to burn the bush or not).

### **STATIONARY PUMPS/MOTORS:**

A firebreak 4 metres wide shall be cleared and maintained around all stationery pumps and motors.

### **HARVESTING OPERATIONS:**

During the period when harvesting operations are being conducted, there shall be provided in the same paddock or within 400 metres of that paddock an operational independent mobile fire fighting unit having a water capacity of not less than 650 litres. The tank of the unit shall be kept full of water at all times during the harvest operations. The responsibility to supply the unit being that of the land owner.

### **HARVEST BANS AND OTHER BANS:**

Permitted activity: Loading and offloading of grain and fertiliser is only permitted on sites which have been cleared of all inflammable material save live standing trees to a radius of at least 50 metres with a laneway access similarly cleared to a minimum of 4 metres. A mobile fire fighting unit should be in attendance at all times where possible.

### **OPERATION OF PLANT AND MACHINERY:**

During the restricted and prohibited burning times, all harvesters and trucks carting grain shall not be operated on rural land unless fitted with a fire extinguisher.

### **Paddock Burns**

At any time throughout the year, where a landowner intends to burn paddocks, the following must be provided to prevent the escape of fire:

1. Firebreak 2.5 metres wide, clear of all inflammable material, completely surrounding the area to be burnt; and
2. An operational fire fighting unit having a capacity of not less than 650 litres; and
3. Permits to burn may be required. Contact your Fire Control Officer for details.

### **TOWNSITES AND RURAL RESIDENTIAL LAND**

All town lots under 2,024m<sup>2</sup> (1/2 acre) in area and all fuel depots within the Shire are required to be cleared of all debris and flammable material to a height not more than 50mm.

All lots or combination of lots that comprise of one holding and having an area of 2,024m<sup>2</sup> (1/2 acre) or greater shall be either clear of all inflammable material or have a firebreak 2.5 metres wide free of all inflammable material provided inside and along all external boundaries.

**ADOPTED BY COUNCIL 21 SEPTEMBER 2022**

**ALL PROPERTIES ARE TO BE FIRE SAFE BY  
31 OCTOBER 2023**

*The safety of our whole community is at stake*

If you do not meet your responsibilities as outlined in this brochure, you may be fined a minimum of **\$250** and be required to meet the cost of Council's efforts to make you comply with this Notice. Ultimately you could be liable for a maximum penalty of **\$5,000**—plus costs.

**BARBECUES**

Gas and electric barbecues are permitted at any time. Check fire safety before lighting up

**ALL PROPERTIES WILL BE INSPECTED FROM  
1 NOVEMBER 2023 TO ENSURE THEY COMPLY WITH COUNCIL'S REQUIREMENTS**

Council forward this copy of this Firebreak Notice each year to all property owners. Additional copies are obtainable at the Shire office.

The requirements of this Notice are considered to be the minimum standard of fire prevention work required to protect not only individual properties, but the district generally.

In addition to the requirements of this Notice, Council may issue separate special orders on owners or occupiers if hazard removal is considered necessary.

**VARIATIONS TO THE FIRE-BREAK NOTICE**

If it is considered for any reason to be impractical to clear firebreaks or remove flammable materials as required by this notice, or if natural features render firebreaks unnecessary, you may apply to the Council in writing not later than the 15<sup>th</sup> October for permission to provide firebreaks in alternative positions or to take alternative action to abate fire hazards on the land. If permission is not granted by Council, you shall comply with the requirements of this notice.

**WHO CAN INSTALL A FIREBREAK FOR YOU?**

If you are unable to install a firebreak yourself on your property, there are local contractors who may provide a service to install firebreaks. Contact the Shire of Cuballing for contact details of these local contractors

**HARVEST BAN SMS NOTIFICATION SYSTEM:**

The Shire of Cuballing utilises a SMS notification System to notify residents of Harvest and Movement bans.

To register for this service or to update your contact details please contact the Shire of Cuballing on 9883 6031 or email [enquiries@cuballing.wa.gov.au](mailto:enquiries@cuballing.wa.gov.au).

**FIRE DANGER RATING SYSTEM**

Australia's Fire Danger Rating System has been improved and simplified to make it easier for you to make decisions to stay safe on days of fire danger risk. The move to a simpler system is backed by improvements in science, which mean we can better predict areas of greater risk on days of fire danger. Across the country, fire and emergency services have applied nationally consistent colours, signs and terminology. This means that wherever you go in Australia, and whatever the season or fuels you're surrounded with, you can understand the level of threat and what you need to do to stay safe.

Further information on the Fire Danger Rating System can be found <https://www.dfes.wa.gov.au/hazard-information/bushfire/prepare#fire-danger-ratings>

<b>PENALTIES (Bush Fires Act)</b>	
Failure to maintain 2.5 metre fire-breaks or remove flammable material	\$250
Burning during prohibited burning times	\$250
Failure to produce permit to burn	\$100

**The new ratings are:**



- Moderate**  
Plan and prepare
- High**  
Be ready to act
- Extreme**  
Take action now to protect life and property
- Catastrophic**  
For your survival, leave bushfire risk areas



# FIRE BREAK

## VISUAL COMPLIANCE GUIDE



COMPLIANT



NON-COMPLIANT



COMPLIANT



NON-COMPLIANT

### PUBLICATIONS

A wide range of Bush Fire Manuals, Guides and Brochures are available from the DFES website :

[www.dfes.wa.gov.au/safetyinformation/fire/bushfire/Pages/default.aspx](http://www.dfes.wa.gov.au/safetyinformation/fire/bushfire/Pages/default.aspx)

[https://www.dfes.wa.gov.au/safetyinformation/fire/bushfire/BushfireManualsandGuides/DFES\\_Bushfire-Prepare\\_Act\\_Survive\\_Booklet.pdf](https://www.dfes.wa.gov.au/safetyinformation/fire/bushfire/BushfireManualsandGuides/DFES_Bushfire-Prepare_Act_Survive_Booklet.pdf)

[https://www.dfes.wa.gov.au/safetyinformation/fire/bushfire/BushfireManualsandGuides/DFES\\_Bushfire-Homeowners\\_Survival\\_Manual.pdf](https://www.dfes.wa.gov.au/safetyinformation/fire/bushfire/BushfireManualsandGuides/DFES_Bushfire-Homeowners_Survival_Manual.pdf)

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[www.cuballing.wa.gov.au](http://www.cuballing.wa.gov.au)