

Fire Hazards

64. An *owner* or occupier of land must not allow the land to contain any thing which constitutes or is likely to constitute a *fire hazard*.

Penalty: A Maximum of 10 Penalty Units

Fire In Open Air and Incinerators Specifically

65. Subject to clause 66, a person must not, in a *Designated Township Area* unless given permission to do so by an *Authorised Officer*,

65.1 light;

65.2 allow to be lit; or

65.3 allow to remain alight

a fire in the *open air* or in an *incinerator* on any day, other than a Friday or Saturday between the hours of 10.00am and sunset.

Penalty: A Maximum of 10 Penalty Units

- 66 Nothing in clause 65 applies to a person who lights or allows to be lit or remain alight a fire which is lit in a barbeque and/or enclosed outdoor oven for the purpose of cooking food.

Fire Danger Days

- 67 Nothing in clause 66 authorises a person to light a fire or allow to be lit or remain alight, or exempts a person from complying with clause 65 in respect of lighting a fire or allowing a fire to be lit or remain alight, if the fire is or has been lit:

67.1 during a *Fire Danger Period*;

67.2 on a *Total Fire Ban Day*; or

67.3 on an *EPA Alert Day*.

Nuisances

- 68 A person must not burn or cause or allow to be burned any substance, if the burning of the substance is likely to:

68.1 cause a nuisance;

68.2 be dangerous to the health of any person; or

68.3 be offensive to any person.

Penalty: A Maximum of 10 Penalty Units

- 69 Without limiting the application of clause 67, a person must not:

- 69.1 burn; or
- 69.2 cause or allow to be burned
- any:
- 69.3 rubber or plastic substance;
- 69.4 waste petroleum oil or material containing waste petroleum oil;
- 69.5 paint or receptacle which contains or has contained paint;
- 69.6 manufactured chemical or chemically treated material;
- 69.7 pressured can;
- 69.8 textile fabric; or
- 69.9 food waste.

Penalty: A Maximum of 10 Penalty Units

Extinguishing Fires

- 70 A person who has lit or allowed a fire to be lit or remain alight, or who has burned or caused or allowed to be burned any substance, contrary to clause 65 or 67 must extinguish the fire or burning substance immediately on being directed to do so by:
 - 70.1 an *Authorised Officer*;
 - 70.2 a member of the Victoria Police; or
 - 70.3 a person acting on behalf of the Country Fire Authority.

Penalty: A Maximum of 10 Penalty Units

- 71 Any person described in clause 70.1, 70.2 or 70.3 may enter or remain on any land and extinguish any fire or burning substance if:
 - 71.1 the person to whom a direction has been given under clause 70 fails immediately to extinguish the fire or burning substance; or
 - 71.2 a fire or an *incinerator* is apparently unattended.

Permissible Burning

- 72 Notwithstanding anything else contained in this Local Law:
 - 72.1 an *Authorised Officer*; or
 - 72.2 a person acting on behalf of the Country Fire Authoritymay authorise the burning of a *fire hazard* on any land if it is impracticable or dangerous to remove slash or cut the *fire hazard*.