

**McKINLAY SHIRE COUNCIL
SUBORDINATE LOCAL LAW
NO. 13
(CARAVAN PARKS AND
CAMPING) 2002**

This subordinate local law is to be read with *Local Law No. 13 (Caravan Parks and Camping) 2002*.

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PART 1 - PRELIMINARY

1. Short Title

This subordinate local law may be cited as *Subordinate Local Law No. 13 (Caravan Parks and Camping) 2002*.

2. Objects

The objects of this subordinate local law is to provide detailed information called upon by *Local Law No. 13 (Caravan Parks and Camping) 2002* to -

- (a) ensure that caravan parks are operated and maintained to acceptable standards of public health and safety; and
- (b) provide convenient and comfortable accommodation for short term and long term residents; and
- (c) regulate conduct in caravan parks and prohibited camping.

3. Definitions

(1) All terms have the same meaning as those provided for in *Local Law No. 13 (Caravan Parks and Camping) 2002*.

(2) In this subordinate local law -

"potable water" means water that complies with the standard for potable water prescribed by the National Health and Medical Research Council Food Standards Code as amended.

"township" means the land within the town common area of Julia Creek, Nelia, McKinlay and Kynuna.

PART 2 - APPROVAL TO OPERATE A CARAVAN PARK

4. Local Law - Section 6(1)(c) - Application for approval

For the purpose of section 6(1)(c) of the Local Law, an application for an approval to operate a caravan park must include or be accompanied by -

- (a) a layout plan including details, drawings and specifications of the proposed caravan park (including details of the number, type and location of accommodation, sites and park facilities, emergency exit routes and emergency service facilities such as fire hydrants, fire hose reels and fist aid facilities); and
- (b) a statement from the applicant detailing any previous experience in the caravan park industry; and
- (c) a statement from the proposed resident manager detailing any previous experience in the caravan park industry; and
- (d) details of any procedures which will be adopted to prevent environmental harm; and

- (e) details of any procedures which will be adopted to ensure that the standard of facilities in the caravan park will provide for a proper standard of hygiene, safety and comfort; and
- (f) a copy of any development approval required under the *Integrated Planning Act 1997*.

5. Local Law - Section 7(c) - Criteria for approval

For the purpose of section 7(c) of the Local Law, the local government must also have regard to the following criteria -

- (a) whether the caravan park can be operated in a way that will not inconvenience, annoy or cause nuisance to occupiers of adjoining land; and
- (b) whether the caravan park will be operated in a way which will not cause environmental harm; and
- (c) whether the applicant or proposed resident manager has any previous experience in the caravan park industry; and
- (d) the conditions of any relevant development approval.

6. Local Law - Section 8(3)(a) - Term of approval

For the purpose of section 8(3)(a) of the Local Law, an approval will be granted or renewed until the next 30 June following the grant or renewal of the permit.

7. Local Law - Section 9(4) - Conditions of approval

For the purpose of section 9(4) of the Local Law, the following are prescribed conditions which may be imposed on an approval -

- (1) The operator of the caravan park must -
 - (a) provide and maintain an adequate supply of water to the caravan park; and
 - (b) supply potable water for drinking, cooking and ablutionary purposes; and
 - (c) cause such potable water at all times to be protected from contamination; and
 - (d) cause every outlet within a caravan park that receives non-potable water to display a permanent, prominent and legible sign that must state "UNSUITABLE FOR DRINKING"; and
 - (e) cause hot and cold water to be reticulated to every shower, bath and hand basin; and
 - (f) if bedding is supplied, keep it in a clean and sanitary condition; and
 - (g) provide appropriate facilities for rubbish disposal; and

- (h) not locate or permit an accommodation to be located at any place within the caravan park other than on a site approved by the local government under *Local Law No. 13 (Caravan Parks and Camping) 2002*; and
- (i) not locate or permit to be located more than 1 accommodation on a site at any one time; and
- (j) not permit an accommodation to be occupied by more persons than such accommodation is designed to accommodate; and
- (k) at all times cause the caravan park, its buildings, sanitary conveniences and other facilities to be kept in a clean, sanitary and safe condition; and
- (l) unless an accommodation is fitted with a sanitary convenience, as a minimum standard, maintain for the exclusive use of the occupants thereof separate sanitary conveniences for each sex in accordance with the Schedule to *Subordinate Local Law No. 13 (Caravan Parks and Camping) 2002*; and
- (m) in any case where 10 or more water closet fixtures are provided, cause at least 1 such water closet fixture and its compartment or cubicle to be maintained with access in accordance with *AS1428 "Design for access and mobility"*; and
- (n) if only 1 water closet fixture is provided, ensure that it is accessible to both sexes; and
- (o) cause all sanitary conveniences to be constructed so as to ensure privacy; and
- (p) unless an accommodation is fitted with ablutionary facilities, provide for the exclusive use of the occupants thereof separate ablutionary facilities for each sex in the ratio of 1 shower or bath and 1 hand basin to every 15 sites or part thereof; and
- (q) cause such shower or bath to be installed in a separate compartment or cubicle which is constructed so as to ensure privacy; and
- (r) 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 thereof 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 thereof; and
- (s) maintain the sewerage or a drainage system in conformity with the requirements of the local government for the carrying off and disposal of all wastes from every water closet fixture, urinal, ablutionary facility, laundry facility and camp; and
- (t) cause sanitary conveniences and ablutionary facilities to be located not more than 100m from and not closer than 6m to any site; and
- (u) 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

- (v) if the local government has approved a plan in relation to the caravan park - cause each site to be clearly defined and legibly marked in accordance with that plan; and
- (w) not erect an accommodation or suffer or permit an accommodation to be erected, unless and until such accommodation is weatherproof, in good repair, fit for human habitation and in a clean and sanitary condition; and
- (x) ensure that all equipment for fire fighting purposes is maintained to a standard of safety and reliability in the event of a fire.

PART 3 - RESIDENT MANAGER OF CARAVAN PARK

8. Local Law - Section 13(2)(c) - Who is the resident manager?

For the purpose of section 13(2)(c) of the Local Law, the following information and materials must be provided to the local government -

- (a) 2 character references from unrelated persons about the new nominee; and
- (b) a statement from the new nominee detailing any previous experience in the caravan park industry.

PART 4 - LOCATION OF CAMPS, CARAVANS AND TENTS

9. Local Law - Section 21(1) - Camping other than in a caravan park is prohibited

For the purpose of section 21(1) of the Local Law, a person must not camp, except in a caravan park, within the following areas -

- (a) 3 km from a township; or
- (b) 3 km from a caravan park.

10. Local Law - Section 23(c) - Application for approval

For the purpose of section 23(c) of the Local Law, an application for approval must include or be accompanied by -

- (a) details of the relationship of the owner or occupier of the property to the intending occupants of the accommodation; and
- (b) details of the facilities the occupants of the accommodation may use on the land.

11. Local Law - Section 24(b) - Criteria of approval

For the purpose of section 24(b) of the Local Law, the local government must also have regard to the following criteria -

- (a) whether the taking up of residence in the accommodation can occur in a way which will not cause nuisance, inconvenience or annoyance to the occupier of the adjoining land; and

- (b) whether the facilities in the accommodation are at an acceptable standard or can be brought to an acceptable standard for use by the occupant.

12. Local Law - Section 25(3) - Conditions of Approval

For the purpose of section 25(3) of the Local Law, the following conditions may be imposed on an approval if the accommodation is placed on land occupied by the owner in connection with their dwelling house -

- (a) habitation must not exceed 14 days; and
- (b) all occupants shall have full use of all facilities within the dwelling house; and
- (c) the accommodation must be kept in a condition acceptable to the local government at all times; and
- (d) if the accommodation is a motorised caravan - it must be capable of being registered for road use at all times; and
- (e) any power supply to the accommodation must be approved by the supply authority.

SCHEDULE

SANITARY CONVENIENCES

Section 7(1)(1)

No. of Sites	No. of water closets or pan cabinets and pans for females	No. of water closets or pan cabinets and pans for males	Length of urinals for males
up to 40	1 for every 7 sites or part thereof	1 for every 10 sites or part thereof	0.6m for every 20 sites or part thereof
over 40	6 plus an additional 1 for every 15 sites or part thereof in excess of 40 sites	4 plus an additional 1 for every 15 sites or part thereof in excess of 40 sites	0.6m for every 20 sites or part thereof