

## List of exempt clearing work

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### **IMPORTANT:**

This document lists exempt clearing work under the *Planning Regulation 2017* and the *Vegetation Management Act 1999*. Some clearing work may be made assessable development by a local government planning scheme, or may require approval under another Act or a local law. Landholders are encouraged to familiarise themselves with the Acts and regulations relevant to their operations, and to seek advice from the local government.

This version reflects amendments to the *Planning Regulation 2017* made by the *Natural Resources and Other Legislation Amendment Act 2019* in May 2019.

For more information, please visit [www.dsdmip.qld.gov.au](http://www.dsdmip.qld.gov.au)

## Introduction

The following tables provide a list of exempt clearing work.

The following three steps will assist you to determine if your proposed activity is exempt clearing work:

1. Locate the applicable table below that relates to your land tenure (e.g. freehold, leasehold etc.)  
Note: Table 1 applies to all land tenures generally.
2. Find any applicable clearing activity / purpose in the first column of the table.
3. Check the Regulated Vegetation Management Map or regional ecosystem mapping to determine if the mapped vegetation category or status of remnant vegetation for the proposed clearing area is listed in the second column of the table. These maps are available on the Department of Natural Resources, Mines and Energy (DNRME) website at [www.qld.gov.au](http://www.qld.gov.au).

For further information call **135 VEG (135 834)**

email [vegetation@dnrme.qld.gov.au](mailto:vegetation@dnrme.qld.gov.au)

or search 'Vegetation Management' on [www.qld.gov.au](http://www.qld.gov.au)

**Table 1: Exempt clearing work on land generally**

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
<ul style="list-style-type: none"> <li>• Clearing under a development approval for a material change of use or reconfiguring a lot, if the approval is given for a development application and:               <ul style="list-style-type: none"> <li>a. for which the chief executive is a referral agency for clearing vegetation; or</li> <li>b. relates to a lot of less than 5 ha – for which a local government is the assessment manager.</li> </ul> </li> <li>• Clearing vegetation in an area declared under the <i>Vegetation Management Act 1999</i>, section 19F if the clearing is carried out under the management plan for the area and for either:               <ul style="list-style-type: none"> <li>a. one or more of the following purposes listed in section 22A of the <i>Vegetation Management Act 1999</i>:                   <ul style="list-style-type: none"> <li>▪ controlling non-native plants or declared pests;</li> <li>▪ ensuring public safety;</li> <li>▪ fodder harvesting;</li> <li>▪ managing thickened vegetation;</li> <li>▪ clearing for encroachment;</li> <li>▪ necessary environmental clearing; or</li> </ul> </li> <li>b. establishing a necessary fence, firebreak, road or vehicular track and the clearing can not reasonably be avoided or minimised.</li> </ul> </li> <li>• Clearing vegetation under a land management agreement for a lease under the <i>Land Act 1994</i>, and for one or more of the following purposes listed in section 22A of the <i>Vegetation Management Act 1999</i>:               <ul style="list-style-type: none"> <li>a. controlling non-native plants or declared pests;</li> <li>b. ensuring public safety;</li> <li>c. relevant infrastructure activities where the clearing can not reasonably be avoided or minimised;</li> <li>d. fodder harvesting;</li> <li>e. managing thickened vegetation;</li> <li>f. clearing for encroachment;</li> <li>g. necessary environmental clearing.</li> </ul> </li> <li>• A traditional Aboriginal or Torres Strait Islander cultural activity, other than a commercial activity.</li> <li>• A resource activity as defined under the <i>Environmental Protection Act 1994</i>, section 107.</li> </ul>	<ul style="list-style-type: none"> <li>• Category A area unless stipulated by the department on a notice issued under the <i>Vegetation Management Act 1999</i> or <i>Planning Act 2016</i></li> <li>• Category B</li> <li>• Category C</li> <li>• Category R</li> </ul>

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
<ul style="list-style-type: none"> <li>• Development for geothermal exploration carried out under a geothermal exploration permit under the <i>Geothermal Energy Act 2010</i>.</li> <li>• Clearing vegetation, for an airport-related purpose, on airport premises.</li> <li>• An activity under the <i>Fire and Emergency Services Act 1990</i>, section 53, 68 or 69.</li> <li>• An activity under: <ul style="list-style-type: none"> <li>a. the <i>Electricity Act 1994</i>, section 101 or 112A; or</li> <li>b. the <i>Electricity Regulation 2006</i>, section 17.</li> </ul> </li> <li>• An activity authorised under the <i>Forestry Act 1959</i>.</li> <li>• Clearing vegetation on premises in an area for which an area management plan under the <i>Vegetation Management Act 1999</i>, section 20J is in force at the time of the clearing if: <ul style="list-style-type: none"> <li>a. the owner of the premises, within the meaning of that Act, or a person authorised by the owner, does the clearing; and</li> <li>b. the clearing complies with the area management plan, including any condition of the plan requiring the owner to give notice of the clearing to the chief executive of the department in which that Act is administered.</li> </ul> </li> <li>• Clearing vegetation on land stated in the <i>Forestry Act 1959</i>, section 55 (1) (b), (c) or (d) to the extent the clearing is for accessing and extracting quarry material for road works under the <i>Transport Infrastructure Act 1994</i>.</li> <li>• Clearing vegetation for the construction or maintenance of infrastructure stated in schedule 5 of the <i>Planning Act 2016</i>, if: <ul style="list-style-type: none"> <li>a. The clearing is on designated purposes; or</li> <li>b. the infrastructure is government supported transport infrastructure.</li> </ul> </li> <li>• Clearing vegetation in an area for which a disaster situation declaration has been made if the clearing: <ul style="list-style-type: none"> <li>a. is necessary to prevent or minimise: <ul style="list-style-type: none"> <li>▪ loss of human life, or illness or injury to humans; or</li> <li>▪ property loss or damage; or</li> <li>▪ damage to the environment; and</li> </ul> </li> <li>b. happens during the period that started when the disaster situation declaration was made and ends on the later of the following days:</li> </ul> </li> </ul>	

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
<ul style="list-style-type: none"> <li> <ul style="list-style-type: none"> <li>▪ the day that is one year after the day on which the disaster situation declaration was made;</li> <li>▪ another day decided by the chief executive by written notice.</li> </ul> </li> <li>• Clearing vegetation that is necessary to carry out a cadastral survey of an existing property boundary, a geotechnical survey or a geological survey if the area cleared is: <ul style="list-style-type: none"> <li>a. for an area in which a survey is conducted—a maximum area of 10m<sup>2</sup>; and</li> <li>b. for an area necessary for reasonable access to an area in which a survey is conducted—a maximum of 10m wide.</li> </ul> </li> <li>• Clearing vegetation that is necessary to remediate contaminated land recorded in the environmental management register or contaminated land register.</li> <li>• Clearing vegetation that is necessary to carry out activities authorised to be carried out at land on which an abandoned mine exists under the <i>Mineral Resources Act 1989</i>, section 344A.</li> <li>• Clearing vegetation to which the <i>Vegetation Management Act 1999</i> does not apply to or affect.</li> <li>• Clearing vegetation for the construction or maintenance of infrastructure stated in schedule 5 of the <i>Planning Regulation 2017</i> if: <ul style="list-style-type: none"> <li>a. the clearing is on designated premises; or</li> <li>b. the infrastructure is government supported transport infrastructure.</li> </ul> </li> </ul>	
<p>Clearing an area of vegetation within a watercourse or lake for an activity (other than an activity relating to a material change of use or reconfiguring a lot) if the clearing is:</p> <ul style="list-style-type: none"> <li>a. subject to an approval process, and is approved under the Act or another Act;</li> <li>b. a necessary or unavoidable consequence of an activity allowed by a permit given under section 221 of the Water Act; or</li> <li>c. a necessary and unavoidable consequence of an activity carried out under the 'Riverine Protection Permit Exemption Requirements'.</li> </ul>	<ul style="list-style-type: none"> <li>• Clearing under a self-assessable vegetation clearing code other than Category A</li> </ul> <p>OR</p> <ul style="list-style-type: none"> <li>• Less than 0.5ha of Category B (Least Concern regional ecosystems only)</li> </ul> <p>OR</p> <ul style="list-style-type: none"> <li>• Less than 0.5ha of Category X, C or R.</li> </ul>

**Table 2: Exempt clearing work on freehold and Indigenous land**

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
For any purpose.	Category X
<ul style="list-style-type: none"> <li>• For a forest practice.</li> <li>• For residential clearing, where:               <ul style="list-style-type: none"> <li>a. the building work for the dwelling that necessitates the clearing is carried out:                   <ul style="list-style-type: none"> <li>▪ under a development permit; or</li> <li>▪ by, or for, the State or a public sector entity; or</li> </ul> </li> <li>b. the dwelling that necessitates the clearing is for public housing.</li> </ul> </li> <li>• For establishing or maintaining a necessary firebreak to protect infrastructure<sup>1</sup>, other than a fence, road or vehicular track, if the maximum width of firebreak is 1.5 times the height of the tallest vegetation next to the infrastructure<sup>1</sup>, or 20m, whichever is the wider.</li> <li>• For establishing a necessary fire management line up to 10m wide.</li> <li>• Necessary to remove or reduce the imminent risk that the vegetation poses of serious personal injury or damage to infrastructure<sup>1</sup>.</li> <li>• For reducing hazardous fuel loads by fire under the <i>Fire and Emergency Services Act 1990</i>.</li> <li>• Necessary for maintaining infrastructure<sup>1</sup> including core airport infrastructure, buildings, fences, helipads, roads, stockyards, vehicular tracks, water facilities and constructed drains other than contour banks, unless the clearing is for sourcing construction material.</li> <li>• For maintaining a garden or orchard, provided the predominant canopy trees are retained.</li> <li>• By the owner of freehold land to source construction timber to maintain infrastructure<sup>1</sup> on any land of the owner, if:               <ul style="list-style-type: none"> <li>a. the clearing does not cause land degradation; and</li> <li>b. restoration of a similar type to, and to the extent of, the removed trees, is ensured.</li> </ul> </li> <li>• For development related to priority development areas.</li> </ul>	<ul style="list-style-type: none"> <li>• Category A area unless stipulated by the department on a notice issued under the <i>Vegetation Management Act 1999</i> or <i>Planning Act 2016</i></li> <li>• Category B</li> <li>• Category C</li> <li>• Category R</li> </ul>
<ul style="list-style-type: none"> <li>• To establish a necessary fence, road or vehicle track up to 10m wide.</li> <li>• To establish necessary built infrastructure<sup>1</sup> (including core airport infrastructure) other than contour banks, fences, roads or vehicular tracks if:</li> </ul>	<ul style="list-style-type: none"> <li>• Category B (Least Concern regional ecosystems only)</li> <li>• Category C</li> <li>• Category R</li> </ul>

<ul style="list-style-type: none"> <li>a. the clearing is not to source construction timber;</li> <li>b. the total area cleared is less than 2ha; and</li> <li>c. the total area covered by the infrastructure<sup>1</sup> is on less than 2ha.</li> </ul> <ul style="list-style-type: none"> <li>• By the owner of freehold land to source construction timber for establishing infrastructure<sup>1</sup> on any land of the owner, if: <ul style="list-style-type: none"> <li>a. the clearing does not cause land degradation; and</li> <li>b. restoration of a similar type to, and to the extent of, the removed trees, is ensured.</li> </ul> </li> </ul>	
<ul style="list-style-type: none"> <li>• Clearing conducted under an accepted development vegetation clearing code.</li> <li>• On indigenous land only, clearing required for gathering, digging or removing forest products for use under the <i>Aboriginal and Torres Strait Islander Communities (Justice, Land and Other Matters) Act 1984</i>, section 62.</li> </ul>	<ul style="list-style-type: none"> <li>• Category B</li> <li>• Category C</li> <li>• Category R</li> </ul>
<p>For an urban purpose (e.g. residential, industrial, sporting, recreational or commercial) in an urban area.</p>	<ul style="list-style-type: none"> <li>• Category B (Least Concern or Of Concern regional ecosystems only)</li> <li>• Category C</li> <li>• Category R</li> </ul>
<ul style="list-style-type: none"> <li>• Clearing for an extractive industry in a Key Resource Area.</li> <li>• Clearing for a Significant Community Project.</li> </ul>	<ul style="list-style-type: none"> <li>• Category C</li> <li>• Category R</li> </ul>

**Table 3: Exempt clearing work on leasehold land for agriculture and grazing**

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
For any purpose.	<ul style="list-style-type: none"> <li>• Category X</li> </ul>
<ul style="list-style-type: none"> <li>• For residential clearing, where:               <ul style="list-style-type: none"> <li>a. the building work for the dwelling that necessitates the clearing is carried out:                   <ul style="list-style-type: none"> <li>▪ under a development permit; or</li> <li>▪ by, or for, the State or a public sector entity; or</li> </ul> </li> <li>b. the dwelling that necessitates the clearing is for public housing.</li> </ul> </li> <li>• For establishing or maintaining a necessary firebreak to protect infrastructure<sup>1</sup>, other than a fence, road or vehicular track, if the maximum width of firebreak is 1.5 times the height of the tallest vegetation next to the infrastructure<sup>1</sup>, or 20m, whichever is the wider.</li> <li>• For establishing a necessary fire management line up to 10m wide.</li> <li>• Necessary to remove or reduce the imminent risk that the vegetation poses of serious personal injury or damage to infrastructure<sup>1</sup>.</li> <li>• For reducing hazardous fuel loads by fire under the <i>Fire and Emergency Services Act 1990</i>.</li> <li>• Necessary for maintaining infrastructure<sup>1</sup> including core airport infrastructure, buildings, fences, helipads, roads, stockyards, vehicular tracks, water facilities and constructed drains other than contour banks, unless the clearing is for sourcing construction material.</li> <li>• For maintaining a garden or orchard, provided the predominant canopy trees are retained.</li> <li>• By the lessee to source construction timber to repair infrastructure<sup>1</sup> on the land, if:               <ul style="list-style-type: none"> <li>a. the infrastructure<sup>1</sup> is in need of immediate repair;</li> <li>b. and the clearing does not cause land degradation; and</li> <li>c. restoration of a similar type to, and to the extent of, the removed trees, is ensured.</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>• Category A area unless stipulated by the department on a notice issued under the <i>Vegetation Management Act 1999</i> or <i>Planning Act 2016</i></li> <li>• Category B</li> <li>• Category C</li> <li>• Category R</li> </ul>
<ul style="list-style-type: none"> <li>• To establish a necessary fence, road or vehicle track up to 10m wide.</li> <li>• To establish necessary built infrastructure<sup>1</sup> (including core airport infrastructure) other than contour banks, fences, roads or vehicular tracks if:</li> </ul>	<ul style="list-style-type: none"> <li>• Category B (Least Concern regional ecosystems only)</li> <li>• Category C</li> </ul>

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
<ul style="list-style-type: none"> <li>a. the clearing is not to source construction timber;</li> <li>b. the total area cleared is less than 2ha; and</li> <li>c. the total area covered by the infrastructure<sup>1</sup> is on less than 2ha.</li> </ul> <ul style="list-style-type: none"> <li>• By the lessee to source construction timber, other than commercial timber, for establishing necessary infrastructure<sup>1</sup> on the land, if: <ul style="list-style-type: none"> <li>a. and the clearing does not cause land degradation; and</li> <li>b. restoration of a similar type to, and to the extent of, the removed trees, is ensured.</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>• Category R</li> </ul>
<p>Clearing conducted under an accepted development vegetation clearing code.</p>	<ul style="list-style-type: none"> <li>• Category B</li> <li>• Category C</li> <li>• Category R</li> </ul>
<ul style="list-style-type: none"> <li>• Clearing for an extractive industry in a Key Resource Area.</li> <li>• Clearing for a Significant Community Project.</li> </ul>	<ul style="list-style-type: none"> <li>• Category C</li> <li>• Category R</li> </ul>

**Table 4: Exempt clearing work on leasehold land other than a lease for agriculture and grazing**

Clearing activity/purpose	Applicable vegetation category / status or clearing requirement / limitation
For any purpose consistent with the purposes of the lease.	<ul style="list-style-type: none"> <li>• Category R</li> <li>• Category X</li> </ul>
<p>Consistent with the purposes of the lease, and is one of the following:</p> <ul style="list-style-type: none"> <li>• for residential clearing, where: <ul style="list-style-type: none"> <li>a. the building work for the dwelling that necessitates the clearing is carried out: <ul style="list-style-type: none"> <li>▪ under a development permit; or</li> <li>▪ by, or for, the State or a public sector entity; or</li> </ul> </li> <li>b. the dwelling that necessitates the clearing is for public housing;</li> </ul> </li> <li>• for establishing or maintaining a necessary firebreak to protect infrastructure<sup>1</sup>, other than a fence, road or vehicular track, if the maximum width of firebreak is 1.5 times the height of the tallest vegetation next to the infrastructure<sup>1</sup>, or 20m, whichever is the wider;</li> <li>• for establishing a necessary fire management line up to 10m wide;</li> <li>• necessary to remove or reduce the imminent risk that the vegetation poses of serious personal injury or damage to infrastructure<sup>1</sup>;</li> <li>• for reducing hazardous fuel loads by fire under the <i>Fire and Emergency Services Act 1990</i>;</li> <li>• necessary for maintaining infrastructure<sup>1</sup> including core airport infrastructure, buildings, fences, helipads, roads, stockyards, vehicular tracks, water facilities and constructed drains other than contour banks, unless the clearing is for sourcing construction material; or</li> <li>• for maintaining a garden or orchard, provided the predominant canopy trees are retained.</li> </ul>	<ul style="list-style-type: none"> <li>• Category A area unless stipulated by the department on a notice issued under the <i>Vegetation Management Act 1999</i> or <i>Planning Act 2016</i></li> <li>• Category B</li> <li>• Category R</li> </ul>
<p>Consistent with the purposes of the lease, and is one of the following:</p> <ul style="list-style-type: none"> <li>• to establish a necessary fence, road or vehicle track up to 10m wide.</li> <li>• to establish necessary built infrastructure<sup>1</sup> (including core airport infrastructure) other than contour banks, fences, roads or vehicular tracks if: <ul style="list-style-type: none"> <li>a. the clearing is not to source construction timber;</li> <li>b. the total area cleared is less than 2ha; and</li> <li>c. the total area covered by the infrastructure<sup>1</sup> is on less than 2ha.</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>• Category B (Least Concern regional ecosystems only)</li> <li>• Category R</li> </ul>

Clearing activity/purpose	Applicable vegetation category / status or clearing requirement / limitation
Clearing conducted under an accepted development vegetation clearing code where the clearing is consistent with the purposes of the lease.	<ul style="list-style-type: none"> <li>• Category B</li> <li>• Category R</li> </ul>
Clearing in an urban area for an urban purpose (e.g. residential, industrial, sporting, recreational or commercial) where the clearing is consistent with the purposes of the lease.	Category B (Least Concern or Of Concern regional ecosystems only)

**Table 5: Exempt clearing work on land dedicated as a road under the Land Act 1994**

Clearing activity/ purposes	Applicable vegetation category / status or clearing requirement / limitation
Clearing vegetation that is carried out by a local government, or by or for the chief executive (transport).	<ul style="list-style-type: none"> <li>• Category R</li> <li>• Category X</li> </ul>
Clearing vegetation that is carried out by a local government, or by or for the chief executive (transport), and is necessary to construct or maintain road transport infrastructure or to source construction material for roads.	<ul style="list-style-type: none"> <li>• Category A area unless stipulated by the department on a notice issued under the <i>Vegetation Management Act 1999</i> or <i>Planning Act 2016</i></li> <li>• Category B</li> </ul>
Clearing vegetation that is carried out by a local government to remove: <ul style="list-style-type: none"> <li>a. vegetation that is not native vegetation; or</li> <li>b. in accordance with a biosecurity plan made by the local government under the <i>Biosecurity Act 2014</i>.</li> </ul>	<ul style="list-style-type: none"> <li>• Category A area unless stipulated by the department on a notice issued under the <i>Vegetation Management Act 1999</i> or <i>Planning Act 2016</i></li> <li>• Category B</li> <li>• Category R</li> <li>• Category X</li> </ul>
Clearing vegetation that is: <ul style="list-style-type: none"> <li>• necessary to remove or reduce the imminent risk that the vegetation poses of serious personal injury or damage to infrastructure;</li> <li>• by fire under the <i>Fire and Emergency Services Act 1990</i> to reduce hazardous fuel loads;</li> <li>• necessary to maintain infrastructure located on the road, other than fences;</li> <li>• necessary to maintain an existing boundary fence to the maximum width of 3m;</li> <li>• necessary for reasonable access to adjoining land from the formed road for a maximum width of 10m; or</li> <li>• necessary to maintain a firebreak or garden located on the road.</li> </ul>	<ul style="list-style-type: none"> <li>• Category A area unless stipulated by the department on a notice issued under the <i>Vegetation Management Act 1999</i> or <i>Planning Act 2016</i></li> <li>• Category B</li> <li>• Category R</li> <li>• Category X</li> </ul>
Clearing conducted under an accepted development vegetation clearing code.	<ul style="list-style-type: none"> <li>• Category B</li> <li>• Category R</li> </ul>

**Table 6: Exempt clearing work on trust land under the *Land Act 1994* (other than indigenous land)**

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
<p>Consistent with achieving the purposes of the trust, any vegetation clearing carried out, or authorised to be carried out, by the trustee.</p>	<ul style="list-style-type: none"> <li>• Category R</li> <li>• Category X</li> </ul>
<p>Consistent with achieving the purposes of the trust, clearing vegetation carried out, or authorised to be carried out, by the trustee:</p> <ul style="list-style-type: none"> <li>• for establishing or maintaining a necessary firebreak to protect infrastructure<sup>1</sup>, other than a fence, road or vehicular track, if the maximum width of firebreak is 1.5 times the height of the tallest vegetation next to the infrastructure<sup>1</sup>, or 20m, whichever is the wider;</li> <li>• for establishing a necessary fire management line up to 10m wide;</li> <li>• necessary to remove or reduce the imminent risk that the vegetation poses of serious personal injury or damage to infrastructure<sup>1</sup>;</li> <li>• for reducing hazardous fuel loads by fire under the <i>Fire and Emergency Services Act 1990</i>;</li> <li>• necessary for maintaining infrastructure<sup>1</sup> including core airport infrastructure, buildings, fences, helipads, roads, stockyards, vehicular tracks, water facilities and constructed drains other than contour banks, unless the clearing is for sourcing construction material;</li> <li>• for maintaining a garden or orchard, provided the predominant canopy trees are retained;</li> <li>• to remove vegetation that is not native vegetation; or</li> <li>• is in accordance with a relevant biosecurity plan under the <i>Biosecurity Act 2014</i>.</li> </ul>	<ul style="list-style-type: none"> <li>• Category A area unless stipulated by the department on a notice issued under the <i>Vegetation Management Act 1999</i> or <i>Planning Act 2016</i></li> <li>• Category B</li> <li>• Category R</li> <li>• Category X</li> </ul>
<p>Clearing in an urban area for an urban purpose (e.g. residential, industrial, sporting, recreational or commercial) where the clearing is consistent with achieving the purposes of the trust, and is carried out, or authorised to be carried out, by the trustee.</p>	<p>Category B (Least Concern or Of Concern regional ecosystems only)</p>

<b>Clearing activity / purpose</b>	<b>Applicable vegetation category / status or clearing requirement / limitation</b>
<p>Consistent with achieving the purposes of the trust, clearing carried out, or authorised to be carried out, by the trustee:</p> <ul style="list-style-type: none"> <li>• to establish a necessary fence, road or vehicle track up to 10m wide; or</li> <li>• to establish necessary built infrastructure<sup>1</sup> (including core airport infrastructure) other than contour banks, fences, roads or vehicular tracks if: <ul style="list-style-type: none"> <li>a. the clearing is not to source construction timber;</li> <li>b. the total area cleared is less than 2ha; and</li> <li>c. the total area covered by the infrastructure<sup>1</sup> is on less than 2ha.</li> </ul> </li> </ul>	<p>Category B (Least Concern regional ecosystems only)</p>
<p>Clearing conducted under an accepted development vegetation clearing code where the clearing is consistent with achieving the purposes of the trust, and the clearing is carried out, or authorised to be carried out, by the trustee.</p>	<ul style="list-style-type: none"> <li>• Category B</li> <li>• Category C</li> <li>• Category R</li> </ul>

**Table 7: Exempt clearing work on unallocated State land**

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
<p>Clearing for any purposes carried out, or authorised to be carried out, by the chief executive administering the <i>Land Act 1994</i>.</p>	<ul style="list-style-type: none"> <li>• Category R</li> <li>• Category X</li> </ul>
<p>Clearing carried out, or authorised to be carried out, by the chief executive administering the <i>Land Act 1994</i>:</p> <ul style="list-style-type: none"> <li>• for establishing or maintaining a necessary firebreak to protect infrastructure<sup>1</sup>, other than a fence, road or vehicular track, if the maximum width of firebreak is 1.5 times the height of the tallest vegetation next to the infrastructure<sup>1</sup>, or 20m, whichever is the wider;</li> <li>• for establishing a necessary fire management line up to 10m wide;</li> <li>• necessary to remove or reduce the imminent risk that the vegetation poses of serious personal injury or damage to infrastructure<sup>1</sup>;</li> <li>• for reducing hazardous fuel loads by fire under the <i>Fire and Emergency Services Act 1990</i>;</li> <li>• necessary for maintaining infrastructure<sup>1</sup> including core airport infrastructure, buildings, fences, helipads, roads, stockyards, vehicular tracks, water facilities and constructed drains other than contour banks, unless the clearing is for sourcing construction material;</li> <li>• for maintaining a garden or orchard, provided the predominant canopy trees are retained;</li> <li>• to control declared pests or vegetation that is not native vegetation; or</li> <li>• for development related to priority development areas.</li> </ul>	<ul style="list-style-type: none"> <li>• Category A area unless stipulated by the department on a notice issued under the <i>Vegetation Management Act 1999</i> or <i>Planning Act 2016</i></li> <li>• Category B</li> <li>• Category R</li> </ul>
<p>Clearing carried out, or authorised to be carried out, by the chief executive administering the <i>Land Act 1994</i>:</p> <ul style="list-style-type: none"> <li>• to establish a necessary fence, road or vehicle track up to 10m wide; or</li> <li>• to establish necessary built infrastructure<sup>1</sup> (including core airport infrastructure) other than contour banks, fences, roads or vehicular tracks if: <ul style="list-style-type: none"> <li>a. the clearing is not to source construction timber;</li> <li>b. the total area cleared is less than 2ha; and</li> <li>c. the total area covered by the infrastructure<sup>1</sup> is on less than 2ha.</li> </ul> </li> </ul>	<p>Category B (Least Concern regional ecosystems only)</p>

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
Clearing conducted under an accepted development vegetation clearing code carried out, or authorised to be carried out, by the chief executive administering the <i>Land Act 1994</i> .	<ul style="list-style-type: none"> <li>• Category B</li> <li>• Category R</li> </ul>

**Table 8: Exempt clearing work on a land subject to a licence or permit under the *Land Act 1994***

Clearing activity / purpose	Applicable vegetation category / status or clearing requirement / limitation
Clearing for any purpose carried out by the licensee or permittee.	<ul style="list-style-type: none"> <li>• Category R</li> <li>• Category X</li> </ul>
Clearing carried out by the licensee or permittee: <ul style="list-style-type: none"> <li>• for establishing or maintaining a necessary firebreak to protect infrastructure<sup>1</sup>, other than a fence, road or vehicular track, if the maximum width of firebreak is 1.5 times the height of the tallest vegetation next to the infrastructure<sup>1</sup>, or 20m, whichever is the wider;</li> <li>• for establishing a necessary fire management line up to 10m wide;</li> <li>• necessary to remove or reduce the imminent risk that the vegetation poses of serious personal injury or damage to infrastructure<sup>1</sup>;</li> <li>• for reducing hazardous fuel loads by fire under the <i>Fire and Emergency Services Act 1990</i>;</li> <li>• necessary for maintaining infrastructure<sup>1</sup> including core airport infrastructure, buildings, fences, helipads, roads, stockyards, vehicular tracks, water facilities and constructed drains other than contour banks, unless the clearing is for sourcing construction material;</li> <li>• for maintaining a garden or orchard, provided the predominant canopy trees are retained; or</li> <li>• for development related to priority development areas.</li> </ul>	<ul style="list-style-type: none"> <li>• Category B</li> <li>• Category R</li> </ul>
Clearing carried out by the licensee or permittee: <ul style="list-style-type: none"> <li>• to establish a necessary fence, road or vehicle track up to 10m wide; or</li> <li>• to establish necessary built infrastructure<sup>1</sup> (including core airport infrastructure) other than contour banks, fences, roads or vehicular tracks if:               <ol style="list-style-type: none"> <li>a. the clearing is not to source construction timber;</li> <li>b. the total area cleared is less than 2ha; and</li> <li>c. the total area covered by the infrastructure<sup>1</sup> is on less than 2ha.</li> </ol> </li> </ul>	Category B (Least Concern regional ecosystems only)
Clearing in an urban area for an urban purpose (e.g. residential, industrial, sporting, recreational or commercial) carried out by the licensee or permittee.	Category B (Least Concern or Of Concern regional ecosystems only)
Clearing conducted under a self-assessable vegetation clearing code carried out by the licensee or permittee.	<ul style="list-style-type: none"> <li>• Category B</li> <li>• Category R</li> </ul>

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<sup>i</sup> Infrastructure, for this exemption, includes a building, or other structure, built or used for any purpose.