



**Community Standards for Public Land and Roads  
Subordinate Local Law 2023**

# Moreton Bay City Council Community Standards for Public Land and Roads Subordinate Local Law 2023

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# Moreton Bay City Council

## Community Standards for Public Land and Roads Subordinate Local Law 2023

### Part 1 Preliminary

#### 1 Short title

This Subordinate Local Law may be cited as the *Community Standards for Public Land and Roads Subordinate Local Law 2023*.

#### 2 Object

The object of this Subordinate Local Law is to supplement the *Community Standards for Public Land and Roads Local Law 2023* (the **authorising Local Law**), to—

- (a) protect the health and safety of persons using public land and roads; and
- (b) preserve the fitness for use and amenity of public land and roads; and
- (c) preserve features of the natural and built environment.

#### 3 How object of Subordinate Local Law is to be achieved

The object of this Subordinate Local Law is to be achieved by—

- (a) prescribing activities that are restricted activities on public land and roads; and
- (b) declaring a system other than a wheel lock system to be a shopping trolley containment system.

#### 4 Authorising Local Law

This Subordinate Local Law is made pursuant to the authorising Local Law.

#### 5 Definitions

- (1) The dictionary in Schedule 3 defines particular words used in this Subordinate Local Law.
- (2) Where a word in this Subordinate Local Law is not defined in Schedule 3, it has the meaning as provided for in the authorising Local Law.

### Part 1A Shopping trolley containment systems

#### 5A Shopping trolley containment systems—authorising Local Law, s 10(4)

For section 10(4) of the authorising Local Law, the systems described in Schedule 1 are declared to be shopping trolley containment systems.

## **Part 2                    Use of public land and roads**

### **6            Restricted activities—authorising Local Law, s 22(1)**

For section 22(1) of the authorising Local Law, the activities in Schedule 2, column 2 are restricted on the corresponding public land or road (or part thereof) mentioned in Schedule 2, column 1 to the extent described in Schedule 2, column 3.

# Schedule 1 Shopping trolley containment systems

Section 5A

<b>Declared shopping trolley containment systems</b>	
<b>Type of shopping trolley containment system</b>	<b>Description of shopping trolley containment system</b>
Coin or token lock system	A system which requires a coin or token to be inserted to unlock a trolley from a trolley bay, with coins or tokens refunded when trolleys are returned.

## Schedule 2 Restricted activities for public land and roads

## Section 6

Column 1 Public land or road	Column 2 Restricted activity	Column 3 Extent of Restriction
1 All public land	Wash, cleanse, degrease or paint a vehicle or vessel.	(i) Allowed if authorised under another local law.
	Park or cause to be left unattended an unregistered vehicle or vessel.	(i) Allowed if authorised under another local law.
	Display or advertise a vehicle or vessel for sale.	(i) Allowed if authorised under another local law.
	Carry out vehicle or vessel maintenance or servicing.	(i) Allowed if solely to effect minor emergency vehicle repairs.  <i>Examples of minor vehicle repairs— changing a flat tyre or recharging a battery in order to restart a vehicle.</i>
	Bring or ride a horse or any other stock animal.	(i) Allowed if authorised under another local law; or  (ii) Allowed if undertaken in accordance with an activity designation; or  (iii) For a horse— allowed if at a facility or on land and trails designated for the purpose of riding or showing of horses.
	Any activity which in the reasonable opinion of an authorised person is likely to injure, endanger, obstruct, interfere with or inconvenience other persons on public land.	(i) Allowed if authorised under another local law; or  (ii) Allowed if undertaken in accordance with an activity designation.
2 All roads	Park or cause to be left unattended an unregistered vehicle or vessel.	<i>Intentionally left blank</i>

	Display or advertise a vehicle or vessel for sale.	(i) Allowed if authorised under another local law.
	Wash, cleanse, degrease, paint, service or repair a vehicle or vessel.	(i) Allowed if authorised under another local law.
	Driving or leading of animals to cross a road.	(i) Allowed if authorised under another local law; or (ii) Allowed if under a contract arrangement with the local government; or (iii) Allowed if the person is an employee of the local government and in the course of their duties.
	Carry out vehicle or vessel maintenance or servicing.	(i) Allowed if solely to effect minor emergency vehicle repairs.  <i>Examples of minor emergency vehicle repairs— changing a flat tyre or recharging a battery in order to restart a vehicle.</i>
	Undertake an activity which in the reasonable opinion of an authorised person is likely to injure, endanger, obstruct, interfere with or inconvenience a person or user of a road.  <i>Note — The matters in section 66(4) of the Transport Operations (Road Use Management) Act 1995 cannot be regulated by a local law.</i>	(i) Allowed if authorised under another local law.
3	All local government controlled landings, boat ramps and jetties within the local government area	(i) Allowed if authorised under another local law.
	Mooring a vessel at a landing or ramp other than to any bollards or other fastening appliances that are provided for that purpose on the landing or ramp.	(i) Allowed if authorised under another local law.
	Placing anything, other than a moored vessel at, alongside	(i) Allowed if authorised under another local law.

	or near a landing, ramp or jetty, in any manner that obstructs or interferes with a vessel.	
	Allowing a vessel to obstruct or interfere with the use of a landing or ramp by another vessel.	(i) Allowed if authorised under another local law.
	Allowing a vehicle, person, animal or other thing to obstruct or interfere with the access to the shore entrance of a jetty, landing or ramp.	(i) Allowed if authorised under another local law.
	Fishing in a manner, including cast netting, that obstructs or interferes with the use of a jetty, landing or ramp by a vessel, vehicle or other person.	<i>Intentionally left blank</i>
	Interfering with the safe use and operation of a landing, ramp or jetty.	(i) Allowed if authorised under another local law.
	Placing, leaving, depositing, casting or discharging any material, object or substance on a landing, ramp or jetty that is likely to obstruct or interfere with the use of the landing ramp or jetty or pollute or litter the surrounding area.	(i) Allowed if authorised under another local law.
	Diving or jumping from a landing, ramp or jetty.	(i) Allowed in an emergency situation; or (ii) Allowed if undertaken in accordance with an activity designation.
	Exceed a 20-minute maximum time limit when mooring, launching, retrieving or loading a vessel or vehicle on a landing, ramp or jetty, other than the Woody Point jetty.	(i) Allowed in an emergency situation to permit the vessel to leave the landing, jetty or ramp or where to move the vessel from its position would involve danger to the vessel or person; or



		<ul style="list-style-type: none"> <li>(ii) Allowed if sign posted otherwise; or</li> <li>(iii) Allowed if authorised under another local law.</li> </ul>
	Drive or park a vehicle fitted with metal tracks on a boat ramp.	<ul style="list-style-type: none"> <li>(i) Allowed if authorised under another local law.</li> </ul>
	Carry out maintenance or repairs to a vessel moored at or on a landing, jetty or ramp.	<ul style="list-style-type: none"> <li>(i) Allowed in an emergency situation to permit the vessel to leave the landing, jetty or ramp or where to move the vessel from its position would involve danger to the vessel or person.</li> </ul>
	Access by vehicle or driving upon a landing or jetty.	<ul style="list-style-type: none"> <li>(i) Allowed if authorised under another local law; or</li> <li>(ii) Allowed if an essential services vehicle.</li> </ul>
	Allow a vessel to remain attached to or on a landing or ramp.	<ul style="list-style-type: none"> <li>(i) Allowed if solely for the purpose of embarking or disembarking passengers or crew, or loading and unloading cargo, stores or goods from the landing or ramp.</li> </ul>
	Place or moor a vessel in the approach fairway to a landing or ramp.	<ul style="list-style-type: none"> <li>(i) Allowed only when launching and retrieving the vessel.</li> </ul>
	Clean any fish on a landing, ramp or jetty.	<ul style="list-style-type: none"> <li>(i) Allowed on landings, ramps and jetties where facilities are provided for that purpose.</li> </ul>
	Refuel a vessel moored at or on a landing, jetty or ramp.	<ul style="list-style-type: none"> <li>(i) Allowed in an emergency situation only.</li> </ul>
	Drive or park a vehicle with a Gross Vehicle Mass load limit in excess of 5 tonne on a landing, ramp or jetty.	<ul style="list-style-type: none"> <li>(i) Allowed if authorised under another local law; or</li> </ul>

		<ul style="list-style-type: none"> <li>(ii) Allowed if authorised by a notice under the <i>Transport Infrastructure Act 1994</i>; or</li> <li>(iii) Allowed if an essential services vehicle.</li> </ul>	
4	Woody Point Jetty	Moor a vessel to the jetty.	<ul style="list-style-type: none"> <li>(i) Allowed in an emergency situation only.</li> </ul>
5	All local government controlled canals and locks, including the Bribie Gardens Estate waterway—	Fishing in a manner, including cast netting, that unreasonably obstructs or interferes with the use of the canal by a vessel or other person.	<ul style="list-style-type: none"> <li>(i) Allowed if authorised under another local law; or</li> <li>(ii) Allowed if undertaken in accordance with an activity designation.</li> </ul>
		Climbing, diving or jumping from a lock.	<ul style="list-style-type: none"> <li>(i) Allowed in an emergency situation; or</li> <li>(ii) Allowed if undertaken in accordance with an activity designation.</li> </ul>
		Extinguishing, or interfering with any light illuminating a lock.	<ul style="list-style-type: none"> <li>(i) Allowed if authorised under another local law; or</li> <li>(ii) Allowed if the person is an employee of the local government and in the course of their duties.</li> </ul>
		Unreasonably obstructing or interfering with the use of or access to a lock by a vessel, person or other thing.	<ul style="list-style-type: none"> <li>(i) Allowed if authorised under another local law; or</li> <li>(ii) Allowed if the person is an employee of the local government and in the course of their duties.</li> </ul>
		Moor a vessel.	<ul style="list-style-type: none"> <li>(i) Allowed in an emergency situation or where to move the vessel from its position would involve danger to the vessel or a person; or</li> <li>(ii) Allowed if the vessel is an essential services vessel; or</li> </ul>

		<p>(iii) Allowed if the vessel is in the care or control of an agent or contractor of the local government while performing work for the local government; or</p> <p>(iv) Allowed if the vessel is moored to or adjacent to a privately owned landing or pontoon with the consent of the owner.</p>
	<p>Leave a tender unattended, moored or beached in or near a canal or the Bribie Gardens Estate waterway for a period exceeding 3 consecutive days.</p>	<p>(i) Allowed when moored or stored at a privately owned pontoon or with the consent of the owner of the pontoon.</p>
	<p>Place, leave, deposit, cast or discharge any offensive or polluted material, object or substance.</p>	<p>(i) Allowed if discharging solely unpolluted rain or sea water.</p>
	<p>Dive or jump from a landing or pontoon into a canal or the Bribie Gardens Estate waterway.</p>	<p>(i) Allowed if undertaken from a privately owned landing or pontoon with the consent of the owner.</p>

## Schedule 3 Dictionary

### Section 5

**boat ramp** means a ramp or other device or structure used or capable of use, or designed or intended for use, for the purpose of launching and retrieving trailerable vessels and includes part of a boat ramp.

**deposit** includes drop, deliver, leave, place or throw.

**jetty** means wharf, pier, jetty, or landing place which is the property of or under the control of the local government.

**landing** includes—

- (a) any jetty, gangway, landing, landing place, launching ramp, pier, platform, pontoon, quay, stage, wharf or like premises used or capable of use or designed or intended for use, for the purpose of taking goods or persons to, or removal of goods or persons from, any vessel; and
- (b) where necessary, all buildings, facilities, railways, tramways, and other works in the landing and the appurtenances of the landing, and the approaches to the landing; and
- (c) part of a landing.

**moor** includes anchor, berth, fasten or any other mechanism that—

- (a) secures a vessel to a landing, ramp or jetty; or
- (b) allows the vessel to lie alongside, or remain attached, to a landing, ramp or jetty.

**ramp** means a barge loading ramp or boat ramp and includes part of a ramp.

**stock** has the same meaning as in the *Stock Route Management Act 2002*.

**tender** means an auxiliary ship, other than a lifeboat, that—

- (a) is not longer than 6m; and
- (b) is employed to attend another ship; and
- (c) is smaller than the other ship; and
- (d) is operated only in the proximity of the other ship.

## Endnotes

### 1 Index to Endnotes

- 2 Date to which amendments incorporated
- 3 Key
- 4 Table of reprints
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- 6 List of annotations

### 2 Date to which amendments incorporated

This reprint includes all amendments that commenced operation on or before 13 September 2024.

### 3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation
amd	= amended
ch	= chapter
def	= definition
div	= division
hdg	= heading
ins	= inserted
om	= omitted
p	= page
pt	= part
renum	= renumbered
rep	= repealed
s	= section
sch	= schedule
sdiv	= subdivision

## 4 Table of reprints

A reprint is issued upon the commencement of an amending instrument. A reprint is given the date of commencement of the amending instrument.

Table of reprints of this Local Law.

Reprint No.	Amendments included	Reprint date
1	<i>Amendment Subordinate Local Law (Shopping Trolley Containment Systems) 2024</i>	13/9/2024

## 5 List of legislation

### Amendment Local Laws

Amendment Subordinate Local Law (Shopping Trolley Containment Systems) 2024  
date of public notice 13 September 2024.

## 6 List of annotations

### PART 1 PRELIMINARY

#### Objects

s 3 om/ins Amendment Subordinate Local Law (Shopping Trolley Containment Systems) 2024, s 5.

#### Definitions

s 5 (1) om/ins Amendment Subordinate Local Law (Shopping Trolley Containment Systems) 2024, s 6(1).

s 5 (2) om/ins Amendment Subordinate Local Law (Shopping Trolley Containment Systems) 2024, s 6(2).

#### Insertion of new pt 1A

ins Amendment Subordinate Local Law (Shopping Trolley Containment Systems) 2024, s 7.

### PART 2 USE OF PUBLIC LAND AND ROADS

#### Restricted activities—authorising Local Law, s 22(1)

s 6 om/ins Amendment Subordinate Local Law (Shopping Trolley Containment Systems) 2024, s 8.

### SCHEDULE 1 RESTRICTED ACTIVITIES FOR PUBLIC LAND AND ROADS

hdg/om/ins Amendment Subordinate Local Law (Shopping Trolley Containment Systems) 2024, s 9.

### SCHEDULE 2 DICTIONARY

hdg/om/ins Amendment Subordinate Local Law (Shopping Trolley

Containment Systems) 2024, s 10.

**Insertion of new Schedule 3**

ins            Amendment Subordinate Local Law (Shopping Trolley Containment Systems) 2024, s 11.