



HUON VALLEY COUNCIL

NOTICE OF INTENTION TO MAKE BY-LAW *HUON VALLEY MUNICIPAL AREA BY-LAW - BY-LAW NO. 1 OF 2026*

Council has resolved to make the *Huon Valley Municipal Area By-law – No. 1 of 2026*.

The purpose of the proposed By-law is for the control and management of Council's owned and controlled council properties, council infrastructure, regulation of specified council services and to address particular environmental issues in the municipal area.

The objectives of the proposed By-law are to:

- **Management and Control:** To provide for the comprehensive management, control and protection of Council property, infrastructure, roads, and facilities to ensure their proper use, maintenance and preservation.
- **Environmental Health, Public Health and Safety:** To protect public health, safety and environmental amenity through the regulation of activities on Council property and the provision of safe waste disposal, sanitary arrangements and infrastructure standards.
- **Peaceful Enjoyment:** To ensure the peaceful, orderly and equitable use of Council property and facilities by the public while preventing activities that unreasonably interfere with community amenity.
- **Waste Management:** To provide for safe, efficient and environmentally responsible waste collection, disposal and management services including access to waste facilities and prevention of uncontrolled disposal.
- **Permits and User Agreements:** To establish a permit and user agreement system for the regulated use of Council property, facilities, infrastructure and the undertaking of works to ensure compliance with approved standards and conditions.
- **Standards and Compliance:** To establish and maintain standards for construction, works, temporary occupation and use of Council property and infrastructure to protect assets and ensure public safety.
- **Enforcement and Penalties:** To provide necessary enforcement powers, penalties, infringement notices and compliance mechanisms for Authorised Officers and Police to ensure effective implementation of this By-law.

The envisaged or potential impact and the primary features of the proposed By-law affecting the community or groups within the community are:

- **Comprehensive regulation of Council property and infrastructure** including parks, recreational facilities, marine facilities, roads, and waste management facilities through a single integrated by-law replacing multiple expired by-laws (clauses 7-13, 46).
- **Permit and user agreement systems** for commercial and private use of Council property, including applications, fees, conditions, security deposits, and cancellation provisions (clauses 14-22).
- **Environmental and public health protections** including controls on waste disposal, animal keeping in residential areas, unapproved sewerage disposal, pollution prevention, and vegetation/wildlife protection (clauses 30-35, 39-40, 49-58).
- **Road infrastructure standards and protections** including construction standards, crossing regulations, vehicle cleaning requirements, material deposit prohibitions, and works permit requirements (clauses 41-48).
- **Activity controls on Council property** including regulations for commercial activities, entertainment, events, signage, stalls, street dining, and marine facility use by trading vessels (clauses 24-29, 36-37, 44).



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- **Waste management service provisions** regulating use of waste facilities, kerbside collection services, bin management, disposal hours, waste type restrictions, and collection protection (clauses 49-58).
- **Enforcement powers and penalties** including authorised officer powers to give directions and notices, remove persons or items, ban repeat offenders for up to 12 months, infringement notices for specified offences with penalties up to 20 penalty units, and cost recovery provisions (clauses 60-73, Schedule 1).
- **Peaceful enjoyment and safety measures** including entry controls, closure powers for emergency/safety purposes, health and hygiene requirements, prohibition of dangerous activities, and controls on noise and disturbances.
- **Penalty provisions** act as a deterrent to activities causing damage to Council assets, interfering with public use and enjoyment, or creating public health and environmental impacts.

The proposed By-law is generally a continuation of the requirements under the current or former By-laws of the Council including the *Waste Management By-law 2012*, the *Roads (Local Highways) By-law 2014*, and the *Council Land and Recreational Facilities By-law 2017*.

The Proposed By-law follows Council undertaking informal consultation in 2025 and incorporating the feedback received.

Availability of Proposed By-law

A copy of the proposed By-law and Statement of Purpose and Effect may be viewed on the Council website at <https://engage.huonvalley.tas.gov.au> and available for inspection at and for no cost from the Council's Customer Service Centre, 40 Main Street, Huonville.

Submissions

Submissions are invited in respect of the proposed By-law stating the grounds of the submission and the facts relied on in support of those grounds, to be in writing addressed to the Chief Executive Officer, Huon Valley Council, PO Box 210, Huonville, 7109 or by email engage@huonvalley.tas.gov.au and to be received by the Council no later than **9:00am Monday 23 March 2026**

Enquiries may be directed to the Office of General Counsel on 6264 0300 or by email Legal.PA@huonvalley.tas.gov.au.

LACHLAN KRANZ
CHIEF EXECUTIVE OFFICER

Being the General Manager appointed pursuant to section 61 of the *Local Government Act 1993*

DATED THIS 25th day of February 2026