

Procedural Guide

Recreation Areas Management Act 2006

Penalty Infringement Notices – Offence Codes

This document lists the offence codes that Department of Environment and Science (DES) officers will use when filling out a Penalty Infringement Notice (PIN) in relation to an alleged offence under the Recreation Areas Management Act 2006 and subordinate legislation detailed below. The offence code field is one of the mandatory fields in the PIN. Please refer to the Procedural Guide Manual on PINs for further guidance concerning their issue. **Please ensure you have the most up to date version of this document, and reference to the relevant offence section in the relevant Act is ALWAYS required.**

**ONLY USE THIS DOCUMENT FOR OFFENCES THAT HAVE OCCURRED
BETWEEN 1 JULY 2020 AND 30 JUNE 2021**

The current value of a penalty unit is \$133.45 for the financial year commencing 1 July 2020. The value of a penalty unit will continue to be indexed and will increase each financial year from the 1 July. The date of an offence determines the value of the penalty unit that must be applied. To calculate the penalty value, officers must multiply the penalty units for an offence by the penalty value at the time the offence occurred.

***Note:** 'Qld Road Rules' means the Transport Operations (Road Use Management) Regulation 1999 under the Transport Operations (Road Use Management) Act 1995 (TORUM Act).

Recreation Areas Management Act 2006 and subordinate legislation

| | |
|---|---|
| Recreation Areas Management Act 2006..... | 1 |
| Recreation Areas Management Regulation 2017 | 1 |

| Code | Section | Offence Description | Penalty | |
|---|---------|--|---------|-----|
| | | | Units | \$ |
| Recreation Areas Management Act 2006 | | | | |
| Use of Recreation Area | | | | |
| 001R | 106 | Enter/remain in restricted access area without approval/permit | 3 | 400 |
| 008R | 128 | Use generator/compressor/similar motor other than in accord with approval/regulatory notice/regulation | 2 | 266 |

Recreation Areas Management Act 2006
Penalty Infringement Notices – Offence Codes

| Code | Section | Offence Description | Penalty | |
|--|---------|--|---------|-----|
| | | | Units | \$ |
| 013R | 133(2) | Without approval, restrict access to or claim exclusive right to area/ bbq/ table/ other facility | 2 | 266 |
| 017R | 175(1) | Without approval, tamper with seized thing to which access is restricted | 4 | 533 |
| 018R | 175(2) | Without approval, tamper with seized thing made inoperable | 4 | 533 |
| Compliance with Permit / Licence / Agreement Conditions / Officer | | | | |
| 002R | 107 | Fail to comply with regulatory notice (public health and safety) | 3 | 400 |
| 003R | 110 | Conduct organised event without permit/agreement | 2 | 266 |
| 004R | 111(1) | Conduct commercial activity other than under permit/agreement | 5 | 667 |
| 005R | 111(2) | Unlawfully conduct prescribed commercial activity | 5 | 667 |
| 006R | 112 | Fail to comply with recreation management condition of commercial activity agreement | 3 | 400 |
| 019R | 137(2) | Fail to produce organised event permit/commercial activity permit/corresponding authority or copy/relevant details <u>and</u> identification | 2 | 266 |
| 020R | 138(2) | Fail to produce written approval or copy of written approval | 2 | 266 |
| 021R | 139(2) | Fail to produce commercial activity agreement/ copy of agreement/copy of relevant details of agreement <u>and</u> identification | 2 | 266 |
| 024R | 141(2) | Permit/ agreement/ authority holder fails to notify change of name, address etc | 1 | 133 |
| Person Conduct | | | | |

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| Code | Section | Offence Description | Penalty | |
|-------------------------------------|-----------|--|---------|-----|
| | | | Units | \$ |
| 009R | 129 | Use radio/ tape recorder/sound system etc in way that may cause unreasonable disturbance to person/ native animal | 2 | 266 |
| 010R | 130(1) | Possess/ use bow, weapon, net, snare etc other than in accord with approval/ regulation | 4 | 533 |
| 011R | 130(3) | Carry/ discharge loaded spear gun other than in tidal water where allowed | 4 | 533 |
| 012R | 133(1) | Be disorderly/create a disturbance/ act in way that interferes/ is likely to interfere with safety/ health of another person | 2 | 266 |
| 014R | 133(4) | Tamper with building/ fence/ gate/ notice/ sign/ structure | 2 | 266 |
| 015R | 167(3) | Fail to comply with direction to leave area, or return to area within 24 hours of leaving under direction (offence/ attempted offence) | 3 | 400 |
| 016R | 167(6) | Fail to comply with direction to leave area (danger/ emergency/ rescue) | 3 | 400 |
| Interfere / Disturb Resource | | | | |
| 007R | 113(1) | Interfere with cultural/natural resource without approval (see below re firewood) | 3 | 400 |
| 056R | 124(3)(a) | Take water from lake/ watercourse/ water storage other than for personal use without authority | 2 | 266 |
| 057R | 124(3)(b) | Dam or divert watercourse without authority | 2 | 266 |
| 058R | 124(3)(c) | Tamper with/ damage water supply or storage facility without authority | 2 | 266 |
| 059R | 124(3)(d) | Allow water from tap to run to waste without authority | 2 | 266 |
| Camping | | | | |

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| Code | Section | Offence Description | Penalty | |
|--------------|---------|--|---------|-----|
| | | | Units | \$ |
| 025R | 108(1) | Camp other than under permit/ agreement | 1 | 133 |
| 026R | 108(3) | Allow more people to camp than authorised under permit | 1 | 133 |
| 027R | 108(4) | Camping contrary to regulatory notice | 3 | 400 |
| 022R | 140 | Fail to comply with condition of camping permit | 0.6 | 80 |
| 023R | 140 | Fail to comply with condition of permit/ authority other than camping permit | 4 | 533 |
| 029R | 159(4) | Fail to comply with direction to move camp for protection/ safety/ minimising disturbance | 2 | 266 |
| 030R | 160(4) | Fail to comply with direction to move camp for long staying campers | 2 | 266 |
| Fires | | | | |
| 031R | 115(1) | Light fire on beach of lake | 3 | 400 |
| 032R | 115(2) | Light fire that is prohibited by regulatory notice/ permit/ authority | 5 | 667 |
| 033R | 115(3) | Light/ keep fire other than in bbq or fireplace provided, or within 2m of flammable material where fireplace or bbq not provided | 5 | 667 |
| 034R | 116(1) | Fail to put out fire when leaving fire | 5 | 667 |
| 035R | 117(1) | Deposit lit match/cigarette etc within 2m of flammable material other than in specified appliance/ bbq/ fireplace | 5 | 667 |
| 036R | 161(2) | Fail to comply with direction to put out fire or lower intensity | 5 | 667 |

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|--|-----------|--|---------|-----|
| | | | Units | \$ |
| Unauthorised Structures / Works / Abandoned Property | | | | |
| 037R | 114(1) | Erect/ keep structure/ carry out work without approval/in contravention of approval | 5 | 667 |
| 039R | 182(5) | Fail to comply with notice to remove abandoned property and restore the place | 3 | 400 |
| 038R | 183(5) | Fail to comply with notice to remove structure and restore site, or stabilise/rehabilitate work | 3 | 400 |
| Using vehicles, vessels, recreational craft or aircraft | | | | |
| 040R | 109(1) | Take in/drive/ride motor vehicle without permit/ agreement | 1.5 | 200 |
| 041R | 131 | Use recreational craft other than in accord with approval/ regulation | 3 | 400 |
| 042R | 132(1) | Without approval, land aircraft outside designated landing area | 4 | 533 |
| 043R | 170(5) | Fail to comply with direction about driving/ parking/ use etc of vehicle/ vessel/ aircraft/ recreational craft | 2 | 266 |
| Animals and plants | | | | |
| 044R | 118(1) | Without approval, feed animal that is dangerous/ venomous/ capable of injuring a person | 3 | 400 |
| 045R | 118(2) | Without approval, feed animal if regulatory notice prohibits feeding | 3 | 400 |
| 046R | 119(1)(a) | Without approval, disturb animal that is dangerous/ venomous/ capable of injuring a person | 3 | 400 |
| 047R | 119(1)(b) | Without approval, disturb animal when prohibited by regulatory notice | 3 | 400 |
| 048R | 120(1)(a) | Fail to ensure food is kept safe from animal that is dangerous/ venomous/ capable of injuring a person | 3 | 400 |

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|----------------------------|-----------|---|---------|-----|
| | | | Units | \$ |
| 049R | 120(1)(b) | Fail to ensure food is kept safe from animal in way stated in regulatory notice | 3 | 400 |
| 050R | 121(1) | Take live animal into or keep live animal in recreation area without approval | 1 | 133 |
| 051R | 122(1) | Uncontrolled dog in recreation area | 1 | 133 |
| 054R | 123(1) | Unlawfully bring plant into recreation area | 2 | 266 |
| 053R | 162(2) | Fail to comply with direction to remove dog from area/ returns dog within 24 hours of leaving under direction | 2 | 266 |
| Pollution and Waste | | | | |
| 052R | 122(2) | Fail to collect and dispose of dog faeces as required | 1 | 133 |
| 055R | 124(1) | Pollute lake/dam/watercourse | 2 | 266 |
| 060R | 125(1) | Bury/ dispose of/ leave noxious/ offensive/ harmful substance/ animal waste | 4 | 533 |
| 061R | 126 | Dump/ abandon vessel, vehicle or part thereof | 4 | 533 |
| 062R | 127 | Dump/ abandon used or waste material | 4 | 533 |
| 063R | 133(3)(a) | Defecate within 10m of lake/ watercourse/ natural water storage/ walking track/ other facility | 2 | 266 |
| 064R | 133(3)(b) | Bury human waste within 10m of lake/ watercourse/ natural water storage/ campsite/ walking track/ public facility | 2 | 266 |
| 065R | 133(3)(c) | Leave human waste unburied | 2 | 266 |

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| | | | Units | \$ |
| Records / Information / Payment of Fees | | | | |
| 066R | 219 | Fail to keep/ store records/ information, or give records/ information/ fees as prescribed under a regulation | 3 | 400 |
| 067R | 220(1) | Deface/ erase/ obliterate/ remove entry in organised event record or commercial activity record | 4 | 533 |
| 068R | 221 | Fail to notify damage/ loss/ destruction of organised event record or commercial activity record | 4 | 533 |
| 069R | 222 | Fail to produce or surrender record required to be kept | 4 | 533 |

Recreation Areas Management Regulation 2017
Penalty Infringement Notices – Offence Codes

| Code | Section | Offence Description | Penalty | |
|---|---------|--|---------|-----|
| | | | Units | \$ |
| Recreation Areas Management Regulation 2017 | | | | |
| Compliance with Permit / Licence / Agreement Conditions / Officer/year | | | | |
| Other Conduct | | | | |
| 081R | 34(1) | Solicit donations/information without written approval | 1 | 133 |
| 082R | 34(2) | Solicit donations/information (with written approval) in a way that causes disturbance to others | 1 | 133 |
| 083R | 35(1) | Display/distribute etc. notice/handbill/other matter without approval | 1 | 133 |
| Camping | | | | |
| 084R | 7 | Fail to ensure person's name and the number identifying the permit are written on camping tag | 0.4 | 53 |
| 085R | 8(1) | Fail to display camping tag in prescribed way immediately after making camp | 0.4 | 53 |
| 086R | 8(2) | Fail to take reasonable steps to ensure camping tag remains displayed | 0.4 | 53 |
| 087R | 9(1) | Without reasonable excuse, tamper with displayed camping tag | 1 | 133 |
| Fires | | | | |
| 088R | 28(1) | Remove damage or use a plant for making a fire | 1 | 133 |
| 117R | 31 | Deposit non-combustible material in fire | 2 | 266 |
| Vehicles / Vessels / Recreational Craft / Aircraft | | | | |
| 089R | 12 | Operate motorised vessel on freshwater lake/watercourse without written approval/ not in accord with regulatory notice | 1 | 133 |

Recreation Areas Management Regulation 2017
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| Code | Section | Offence Description | Penalty | |
|------|----------|---|---------|-----|
| | | | Units | \$ |
| 090R | 13(3) | Fail to comply with sign/ marking regulating use of vehicle, vessel or recreational craft | 2 | 266 |
| 091R | 13(5) | Authorised person using vehicle fails to comply with authorisation | 2 | 266 |
| 092R | 13(6) | Person in control of authorised vehicle fails to comply with authorisation | 2 | 266 |
| 093R | 16 | Drive/ride vehicle without necessary licence | 2 | 266 |
| 094R | 17(1) | Drive/ride vehicle without necessary vehicle registration | 2 | 266 |
| 098R | 14(1) | Ride or travel in/on something towed by moving motor vehicle | 2 | 266 |
| 099R | 14(2) | Carry a passenger on a quad or trike other than on seat designed to do so | 2 | 266 |
| 102R | 15(1)(a) | Drive/ ride vehicle/ vessel/ recreational craft at speed or in way that causes/ may cause damage to the area | 2 | 266 |
| 103R | 15(1)(b) | Use vehicle/ vessel/ recreational craft in way that disrupts/ may disrupt someone else's enjoyment of area | 2 | 266 |
| 104R | 15(1)(c) | Park/ stand/ moor vehicle/ vessel/ recreational craft in way that may cause damage to or disturb the area | 2 | 266 |
| 105R | 15(1)(d) | Drive/ ride/ attempt to drive/ ride vehicle other than on road, unvegetated part of coastal beach or route or surface allowed by regulatory notice | 2 | 266 |
| 106R | 20 | Vehicle access permit holder fails to ensure name and the number identifying the permit are written on vehicle tag | 0.4 | 53 |
| 107R | 21(2) | Person in control of vehicle fails to ensure vehicle tag attached to lower left of windscreen, or if no windscreen to other prominent part of vehicle | 0.4 | 53 |

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|------|----------|---|---------|-----|
| | | | Units | \$ |
| 108R | 21(3) | Person in control of vehicle fails to take reasonable steps to ensure vehicle tag remains displayed | 0.4 | 53 |
| 109R | 22(1) | Person in control of vehicle displays invalid vehicle tag on vehicle | 0.4 | 53 |
| 110R | 23 | Person in control of vehicle displays vehicle tag when permit expired/ cancelled/ surrendered/ suspended | 0.4 | 53 |
| 111R | 24(2) | Without reasonable excuse, fail to return vehicle tag within 10 business days after given notice to return | 1 | 133 |
| 112R | 25(1) | Without reasonable excuse, tamper with displayed vehicle tag | 1 | 133 |
| 121R | 18(1)(a) | Acts or fails to act in a way that would contravene section 256(1) of the Queensland Road Rules [i.e. bicycle rider fails to wear approved helmet] | 1 | 133 |
| 122R | 18(1)(b) | Acts or fails to act in a way that would contravene section 264 of the Queensland Road Rules [i.e. driver fails to wear seatbelt; driver fails to ensure passenger under 16 wears seatbelt etc.] | 2 | 266 |
| 123R | 18(1)(c) | Acts or fails to act in a way that would contravene section 265(1) or (3) of the Queensland Road Rules [i.e. passenger 16 or over fails to wear seatbelt, driver fails to ensure passenger over 16 wears seatbelt etc.] | 2 | 266 |
| 124R | 18(1)(d) | Acts or fails to act in a way that would contravene section 266 of the Queensland Road Rules [i.e. driver fails to ensure passenger under 16 is properly fastened in approved child restraint/booster seat/seatbelt etc.] | 2 | 266 |
| 125R | 18(1)(e) | Acts or fails to act in a way that would contravene section 268 of the Queensland Road Rules [i.e. travel in part of vehicle not designed for passengers or unenclosed; have part of body outside vehicle window or door; driver (other than bus) has passenger with part of body outside vehicle window or door; driver carries passenger travelling in part of vehicle not designed for passengers or unenclosed] | 2 | 266 |
| 126R | 18(1)(f) | Acts or fails to act in a way that would contravene section 270(1) or (2) of the Queensland Road Rules [i.e. motorbike or quad bike rider, or driver or passenger of utility off-road vehicle, fails to wear motorbike helmet or carries passenger not wearing helmet; | 2 | 266 |

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| Code | Section | Offence Description | Penalty | |
|--|----------|--|---------|-----|
| | | | Units | \$ |
| | | passenger of motorbike, quad bike or utility off-road vehicle fails to wear motorbike helmet] | | |
| 127R | 18(1)(g) | Acts or fails to act in a way that would contravene section 271(4) or (5) of the Queensland Road Rules [i.e. motorbike rider rides motorbike with more than 1 passenger or with more passengers than sidecar or seat designed to carry] | 2 | 266 |
| 128R | 18(2) | Acts or fails to act in a way that would contravene section 83 or 84 of the <i>Transport Operations (Road Use Management) Act 1995</i> [i.e. drives a motor vehicle without due care; drives a vehicle other than a motor vehicle dangerously] | 2 | 266 |
| Pollution and waste | | | | |
| 113R | 29(2) | Without reasonable excuse, deposit litter brought into the recreation area by the person or an accompanying person | 1 | 133 |
| 114R | 30(2) | Deposit litter (if no litter bins provided) | 1 | 133 |
| 115R | 30(3) | Deposit litter other than in bin or contrary to regulatory notice | 1 | 133 |
| 116R | 30(4) | Deposit litter in a bin without the litter being securely stored in the bin | 1 | 133 |
| 118R | 32 | Break glass | 1 | 133 |
| Records / Information / Payment of Fees | | | | |
| 119R | 50(2) | Fail to keep required records that are complete, accurate, legible and in ink | 2 | 266 |

Recreation Areas Management Regulation 2017
Penalty Infringement Notices – Offence Codes

Template version history

| Version | Date | Version details |
|----------------|-------------|------------------------|
| 1.00 | 1 July 2020 | Initial upload. |

Disclaimer

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