

SOUTH BURNETT Regional Council

Submission 208

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398347
AH:WK

5 August 2008

The Crime and Misconduct Commission
GPO Box 3123
BRISBANE QLD 4001

Attention: Nadine Siefert

Dear Nadine,

Review of Queensland's Off-Road Motorbike Noise Laws

I refer to your letter dated 26 June 2008 and your request for information to assist the review of the current practices.

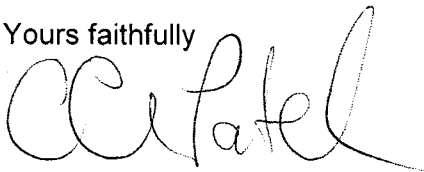
Council wishes to advise that in the past three (3) years there have been (4) four complaints lodged with Council, regarding the misuse of off-road motorbikes. Complaints of this nature are as a rule directed to the local Kingaroy Police for action, however there have been occasions where the local Police refer the matter back to Council.

Currently, Council has very limited powers within its current legislation, namely Council's *Local Law No. 14 (Control of Nuisances)* compared to the powers the Police have under the *Police Powers & Responsibilities Act 2000*. New model Local Laws are to be released to Local Government later this year however it is not envisioned that any of these local laws will be as effective as the *Police Powers & Responsibilities Act 2000* for dealing with issues arising from the use of off-road motorbikes.

As a result of this review Council staff, who were not overly aware of the Police powers in relation to the misuse of off-road motorbikes, are satisfied that the Police are the most appropriate agency to respond to such matters and that they have at their disposal adequate enforcement capabilities under the *Police Powers & Responsibilities Act 2000*. Council will continue to refer any and all such matters to the Local Police for action.

If you have any further questions relating to this matter please do not hesitate in contacting Council's Manager of Environmental Health, Mr Craig Patch on (07) 41626249.

Yours faithfully



Craig Patch
MANAGER OF ENVIRONMENTAL HEALTH

Please Reply to:

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