



## APPLICATION FOR EXEMPTION

### BUSH FIRES ACT 1954

#### Section 22C Total Fire Ban

#### Section 25A Restricted and Prohibited Burning Times

During a total fire ban, an exemption is required to carry out any activity not prescribed in the *Bush Fires Regulations 1954* which could cause or is likely to cause a fire and are being carried out in the *open air*. An exemption is also required to carry out certain activities during a local government areas restricted and prohibited burning periods. These activities include but are not limited to programmed hot fire training, rail grinding, religious and cultural ceremonies *which involve the use of fire in the open air*.

Please submit your application to the email address: [exemptions@dfes.wa.gov.au](mailto:exemptions@dfes.wa.gov.au)

#### IMPORTANT INFORMATION FOR APPLICANTS:

Exemptions may be issued to **business, industry, and public authorities only**. The processing of applications is dependent upon seasonal and operational priorities. Applications are to be submitted 6-8 weeks prior to the commencement of the activity/project. Applications submitted outside of this timeframe may not be processed.

Work on Total Fire Ban days or during *Restricted and Prohibited Burning times* **cannot** be carried out without a valid exemption.

The table below indicates when an exemption is required for certain works during both Total Fire Bans (TFB) and Restricted and Prohibited Burning Times (RPBT).

**Prescribed Activity** means an activity that does not require an exemption, operators must comply with the conditions prescribed within the *Bush Fires Regulations 1954* (the Regulations) when carrying out these activities during a TFB.

A **section 22C exemption** issued under the *Bush Fires Act 1954* and subject to compliance with any conditions placed on the approval, allowed the lighting and/or use of a fire or the carrying out of an activity in the open air that may cause a fire during a *Total Fire Ban*, declared by the Department of Fire and Emergency Services (DFES).

A **section 25A exemption** is required and subject to compliance placed on any approval, to conduct activities during *Restricted and Prohibited Burning Times*, **where the activity involves the use of an open flame in the open air**, including gas flaring, catering activities (e.g. mobile pizza ovens) and religious and cultural ceremonies which involve the use of fire (e.g. smoking ceremony).

Some activities require an exemption under **both 22C and 25A**, however **only one application** is required to be submitted, DFES will assess the application and provide exemptions under one or both sections based on the application information provided.

ACTIVITY	PRESCRIBED ACTIVITY (Y/N)	s.22C Exemption Required (TFB) (Y/N)	s.25A Exemption Required (RPBT) (Y/N)	Notification Required (Y/N)
Hot Work	Y	N	N	Y
Road Work	Y	N	N	Y
Off-Road Activity	Y	N	N	Y
Blasting	Y	N	N	Y
Fireworks Activity	N	Y	N	Y
Catering Activity	Y	N	Y	Y
Gas Flaring	Y	N	Y	Y
Programmed Hot Fire Training	N	Subject to approval	Y	Y
Rail Grinding & Welding	N	Y	Y	Y
Religious & Cultural Ceremonies	N	Y	Y	Y
Activities not listed	Email: <a href="mailto:exemptions@dfes.wa.gov.au">exemptions@dfes.wa.gov.au</a> Phone: 08 9395 9911			

DFES typically issue exemptions for a two-year period, please note the timeframe required for your work activity in the exemption application section **period or length of time exemption sought** below.

Operators wishing to hold religious or cultural ceremonies (i.e., smoking ceremonies) are encouraged to note whether multiple ceremonies are to be held, if multiple ceremonies are to be held, this information allows DFES to assess the application and issue the exemption for an appropriate timeframe.

#### APPLICATION FORM:

<b>Company Name on ABN</b>			
<b>Trading Name</b>			
<b>Applicant Name</b>			
<b>Applicant Title</b> <i>E.g. Manager</i>			
<b>Address - Postal</b>			
<b>Address – Head Office</b>			
<b>Phone</b>		<b>Email</b>	
<b>CONSENT TO ELECTRONIC COMMUNICATIONS</b> <input type="checkbox"/> I consent to receive all notices and information in relation to total fire ban and/or prohibited and restricted burning times exemption notices electronically (via email) to the email address/es provided in this application form.			
<b>EXEMPTION TYPE</b>			
<b>New Application</b> <input type="checkbox"/> Yes <input type="checkbox"/> No  <b>Renewal of Existing Application</b> <input type="checkbox"/> Yes <input type="checkbox"/> No			
<b>Existing Application Reference Number:</b> <i>Insert exemption reference number for all renewal applications</i>			
<b>Specific address or location of proposed work or activity</b> <i>Insert the specific location of the site/s where the use of fire or the activity is proposed to occur. E.g.</i> <ul style="list-style-type: none"> <li>For specific locations—the address/s and the name of the Local Government/s District in which the projects will take place</li> <li>For works undertaken across WA – (such as “lifeline” services, hot fire training providers etc) full description of activities and whether Metropolitan area only, regional, or Statewide.</li> <li>Inclusion of any maps/overview of area where works will be taking place</li> </ul>			
<b>Nature of the work</b> <i>Brief description of what company/business does at work location</i>			
<b>Define the activity that could cause a fire</b> <i>e.g. hot fire training, gas flaring, catering activity (i.e. outside pizza ovens) etc</i> <i>State the activity to be undertaken at the site involving the use of fire or the proposed activity to be undertaken that could cause a fire.</i>			
<b>Period or length of time exemption sought</b> <i>One-off Activity, Project specific (day/dates and times) or ongoing work practice (bi-annual review/renewal)</i> <i>Insert details of length of time the exemption is required (e.g. is this a one-off activity, project determined or is an ongoing work requirement).</i>			
<b>Date work to begin</b>		<b>Time work to begin</b>	
<b>Date work to be completed</b>		<b>Time work to be completed</b>	

**Fire prevention, control and extinguishment measures in place** e.g. Fire Response Plans, Emergency Response Units, in-situ and/or mobile firefighting equipment, (provide e-copies of maps/Fire Response Plans etc if held)

Detail the measures that will be in place:

- To ensure that when using fire, any fire can be contained and if necessary extinguished
- To ensure that when undertaking an activity that could cause a fire, that the risk of a fire starting is limited and if necessary to contain and extinguish any fire that starts.

The above should include details of what plans, and procedures are in place, what equipment is available, and details of what training/qualifications employees and/or contractors have undertaken.

**Business/Community impact if work is not undertaken**

Detail how NOT undertaking your activity, during fire ban periods will impact the community.

**Impact to Health and/or Safety of Personnel if work is not undertaken**

Detail how NOT undertaking your activity, during fire ban periods, will impact the health and safety of personnel.