

Notice of a direction about property

This form is in accordance with Section 78 and 79 of the *Disaster Management Act 2003*.

SECTION 1:

To be completed by the District Disaster Coordinator (DDC) or Declared Disaster Officer (DDO)

A disaster situation has been declared for the:

Disaster District/s, part of District, the State, or part of the State:	
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The declaration of a disaster situation remains in force until:

Ending date:	
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The following property must be put under my control or at my disposal:

Details of the property: (Note 1)	

Details of the action to be taken with the property: (Note 2)	

Special comments: (Note 3)	

Signature:	
Printed name:	
Position:	
Date and time:	

Warning: In accordance with section 78(3) of the DM Act, a warning is hereby given to you that it is an offence under section 116(b) of the DM Act, to fail to comply with this direction unless you have a reasonable excuse. The maximum penalty for this offence is 100 penalty units (currently \$7500).

In accordance with Part 1 Division 1 of the DM Act you may make an application for compensation for loss or damage because of the exercise, or purported exercise, of the power under section 78 of the DM Act.

SECTION 2:
To be completed by the owner/occupier of the resource

Please complete this section of the form to ensure that a copy of this form can be mailed to you as soon as practicable.

Printed name:	
Phone number:	
Date:	
Postal Address:	

A copy of this form should be provided to the owner/occupier of the resource as soon as practicable.

The next section should be provided to the owner/occupier at the time of the building or other structure is removed, dismantled, demolished or destroyed.

Retain a copy of this form for your records and send the original to the State Disaster Coordination Centre on Fax: 3357 4682.

Provide this section to the owner/occupier of the property at the time the direction is given about the property

Name of District Disaster Coordinator/ Declared Disaster Officer:	
Position of District Disaster Coordinator/ Declared Disaster Officer:	
Date direction was given about property:	
Description of Property:	
Phone number to call for more information:	
Signature of District Disaster Coordinator/ Declared Disaster Officer:	

**Guidelines for completing a notice of
a direction about property form DM10**

General

In accordance with section 78 of the *Disaster Management Act 2003*, a relevant District Disaster Coordinator (DDC) or a Declared Disaster Officer (DDO) may direct the owner of any property, by notice in the approved form given to the owner, to put the property under the control, or at the disposal, of a person stated in the notice.

If the property is residential or business premises, a DDO may give a person a direction only with the written approval of a relevant DDC.

When giving the direction a DDC or DDO must warn the person it is an offence to fail to comply with the direction unless the person has a reasonable excuse.

Note 1

Provide a brief description of the property.

e.g. Red Toyota Camry Sedan Registration number 334EGH

or brick fence at the front of residential property 23 Sugar Street, Mackay.

Note 2

Provide a brief statement about what will happen to the property.

e.g. the brick fence will be knocked down to allow access for bulldozer to the river.

Note 3

Please provide any extra relevant information in this section. This section can be used to note any problems which may occur, such as the owner objecting to the direction, or refusing to sign the form, or to take the section of the form, for their information.