

FIRE AND EMERGENCY SERVICES ACT 2005 (SA)

PENALTIES

Last updated February 2018

Note: all penalties quoted are the maximum for that offence

- 42(4) failure to comply with requirement of officer of SAMFS
\$20 000 (natural person)
\$75 000 (body corporate)
- 79 lighting or maintaining a fire in the open air during fire danger season
1st offence: \$5000 or 1 year imprisonment
2nd or subsequent offence: \$10 000 or 2 years imprisonment
expiation fee (if prescribed offence): \$315
- 80 contravention of total fire ban
1st offence: \$10 000 or 2 years imprisonment
2nd or subsequent offence: \$20 000 or 4 years imprisonment
- 86 failure to comply with authorised officer's request to take steps to prevent outbreak of fire from prescribed premises
\$10 000 (natural person)
\$50 000 (body corporate)
- 87 failure to remove flammable debris on country road
\$5000
- 89 operating engine, vehicle or appliance of prescribed kind in open air or using flammable material of prescribed kind or carrying out prescribed activity not in accordance with the relevant regulations
1st offence: \$5000
2nd or subsequent offence: \$10 000
expiation fee: \$315
- 91 failure to report unattended fire on country land
\$1250
- 95 lighting a fire during fire danger season which endangers (or is likely to endanger) the life or property of another
\$10 000 or 2 years imprisonment
- 97 failure to comply with direction of SACFS officer at scene of fire or other emergency
\$20 000 (natural person)
\$75 000 (body corporate)
- 105F(1) failure by owner of private land to take reasonable steps to prevent outbreak of fire or minimise threat to human life from fire on land
\$5 000
expiation fee: \$315
- 105F(8) failure by owner of private land to comply with notice requiring measures be taken to reduce fire risk on land
\$10 000
expiation fee: \$315

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- 118 failure to comply with direction of SASES officer at scene of fire or other emergency
\$20 000 (natural person)
\$75 000 (body corporate)
- 125(1) hinder or obstruct member of emergency services organisation
\$10 000
- 125(2) failure to comply with direction of member of emergency services organisation
\$5 000
- 126 impersonating an emergency services officer
\$10 000
- 133 failing to disclose name and address and provide identification when requested by member of emergency fire services
\$5000
- 134 membership of unauthorised country fire brigade
\$1250
- 135 interference with fire hydrants, alarms, etc or give false alarm of fire or other emergency
\$5000
- 136 make false or misleading statement in furnishing information under the Act
\$5000
- 142(8) owner of vessel or property evades payment of costs and expenses owed to relevant authority
\$5000

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Fire and Emergency Services Regulations 2005

Regulation 47(1) – smoking in open air in the country within 2 m of flammable bush or grass

\$1250

expiation fee: \$315

Regulation 47(2) – drop or throw burning object or material from a vehicle

\$5000

expiation fee: \$500

Regulation 47(3) – drop or throw burning object or material in circumstances in which it may come into contact with flammable material and cause a fire

\$5000

expiation fee: \$500

Regulation 47(4) – drop or throw any material capable of causing a fire

\$5000

expiation fee: \$500

Regulation 51 - not carrying fire extinguisher on caravan in country

expiation fee: \$315