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Purpose

To provide good residential design that promotes the efficient use of a lot, an acceptable amenity to residents, and to facilitate off street parking.

Commencement

This version of MP 1.3 commences on 26 March 2010.

Application

MP 1.3 applies to new building work for a duplex (Class 1) and associated Class 10 buildings and structures, including “community title lots” having only one duplex on a lot, where a Local Government has resolved under Schedule 4, Table 2, Item 2(f) of the Sustainable Planning Regulation 2009 applies.

P10 of this part permits alternative planning provisions for this part and applies where, for new building work for a duplex, a planning scheme provides qualitative statements for all or some performance criteria for matters provided for under this part if the scheme also provides for quantifiable standards (e.g. acceptable solutions) for the statements.

MP 1.3 does not apply to:

a) Development in an urban development area; or
b) Except for swimming pools, structures less than 1m above natural ground

Note 1 - Development in an urban development area must comply with the requirements of the land use plan for the area and guidelines issued by the Urban Land Development Authority

Referral Agency

The Local Government is a concurrence agency as per item 19 in schedule 7, table 1 of the Sustainable Planning Regulation 2009.

Associated Requirements

Compliance with this standard may not be the only requirement. Local Government planning schemes, local laws, State Acts and other IDAS codes may impose additional or alternative requirements.

Referenced Standards

There are no Australian Standards referenced in this standard.

Definitions

Note 2 - Italicised words within the body of the text are defined.

Acceptable solution has the same meaning as Building solution in the Building Code of Australia – Volume 2.
**Area** means for enclosed spaces, the area including the outside wall; and for unenclosed spaces, the area is measured along a line 600mm in from the perimeter of the roof.

**Balcony** means any external platform, attached to and accessed from a building and 1 metre or more above adjacent finished ground level.

**Building** has the same meaning as in the *Building Act 1975*.

**Building height** means the vertical distance between the highest point of a building, excluding any antennae, chimney or flues, and the natural ground surface vertically below that point.

**Carport** means a class 10a building, other than a garage, providing covered vehicular parking.

*Note 3* - Also refer to open carport and garage.

**Community Title** refers to title created by subdivision of land by way of a standard format plan of a community title scheme given under the provisions of the *Body Corporate and Community Management Act 1997* (BCCM Act).

**Depth of a lot** means either the dimension at right angles to the road boundary or the average of the relevant dimensions at right angles to an irregular road boundary.

**Detached dwelling** means a single dwelling not attached to another dwelling and on an individual lot.

**Duplex** means a building containing not more than 2 attached dwellings

**Frontage** means the road alignment of a lot.

**Garage** means an enclosed class 10a building, providing covered vehicular parking.

**Habitable** room has the same meaning as in the Building Code of Australia.

**Height** of a building or structure at any point for the purpose of determining its setback from a boundary means the vertical distance between the outermost projection and the natural ground.

*Note 4* - Refer also to mean height and building height.

**Lot** means a separate, distinct parcel of land on which a building is to be built, or is built.

**Mean height**, of a building or structure, means the vertical height worked out by dividing –
(a) the total elevational area of the wall of a building or structure facing the boundary; by
(b) the horizontal length of the building or structure facing the boundary.

**Natural ground surface**, for a lot, means -
(a) the ground level of the lot on the day the first plan of survey showing the lot was registered; or
(b) if the ground level on the day mentioned in paragraph (a) is not known, the natural ground surface as determined by the building certifier.

**Nominated road frontage** means the road frontage nominated by the Local Government for the area.

**Open Carport** means a carport with –
(a) two sides or more open, and a side is also considered open where the roof covering adjacent to that side is not less than 500mm from another building or a side or rear allotment boundary; and
(b) not less than one-third of its perimeter open.

**Outermost projection** means the outermost projection of any part of a building or structure including, in the case of a roof, the outside face of the fascia, or the roof structure where there is no fascia, or attached sunhoods or the like, but does not include retractable blinds, fixed screens, rainwater fittings, or ornamental attachments.

**Performance requirement** also means performance criteria.

**Qualitative statement** means a statement about a performance or outcome sought to be achieved when applicable buildings or structures are completed.

**Quantifiable standard** means a standard that achieves a performance or outcome sought under a qualitative statement.

**Rear boundary clearance**, refer to side and rear boundary clearance.

**Road** means –
(a) an area of land dedicated to public use as a road; or
(b) an area open to, or used by, the public and developed for, or has, as 1 of its main uses, the driving or riding of motor vehicles; and
(c) does not include a pedestrian or bicycle path.

**Road boundary clearance**, for a building or structure on a lot means the shortest distance measured horizontally from the outermost projection of the building or structure to the vertical projection of the boundary of the lot adjacent to the road.

**Setback** means
(a) for a building or structure other than a swimming pool, the shortest distance measured horizontally from the outermost projection of the building or structure to the vertical projection of the boundary of the lot.
(b) for a swimming pool, the shortest distance measured horizontally from the water’s edge to the vertical projection of a boundary of the lot.

*Side and rear boundary clearance* means:
(a) for a building or structure other than a swimming pool, the shortest distance measured horizontally from the outermost projection of the building or structure to the vertical projection of the boundary of the lot.

(b) for a swimming pool, the shortest distance measured horizontally from the water’s edge to the vertical projection of a boundary of the lot.

*Slope* means the gradient of the natural ground of a lot measured across a 20m x 20m area over the building location, or where the lot is less than 20m wide – 20m x width of lot.

*Structure* has the same meaning as in the Building Act 1975.

*Urban development area* has the same meaning as that given in the Urban Land Development Authority Act 2007.

*Window* has the same meaning as in the Building Code of Australia.

*Window/Balcony Screen* means a translucent, perforated or slatted barrier, including a fence, constructed of durable material and having –
(a) if perforated -
   (i) a maximum 25% openings; and
   (ii) each opening not more than 50mm square; or
(b) if slatted or louvred -
   (i) a maximum of 25% opening with clear vision at 90° to the plane of the window; and
   (ii) each opening not more than 50mm clear vision at 90° to the plane of the window.
ELEMENT 1- DESIGN AND SITING OF **BUILDINGS AND STRUCTURES**

<table>
<thead>
<tr>
<th>PERFORMANCE CRITERIA</th>
<th>ACCEPTABLE SOLUTIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Buildings and Structures</td>
<td></td>
</tr>
</tbody>
</table>

**P1** The location of a building or structure facilitates an acceptable streetscape, appropriate for –

(a) the bulk of the building or structure; and

(b) the road boundary setbacks of neighbouring buildings or structures; and

(c) the outlook and views of neighbouring residents; and

(d) nuisance and safety to the public.

**Figure 1**

![Figure 1](image1)

WHERE B LESS A IS NOT MORE THAN 2M
SETBACK = ANY DISTANCE BETWEEN A AND B

**Figure 2**

![Figure 2](image2)

WHERE B LESS A IS 2M OR MORE
SETBACK = AVERAGE DISTANCE BETWEEN A AND B

(a) For a duplex, garage or a carport the minimum road setback is –

(i) 6m; or

(ii) where there are existing detached dwellings or a duplex on both adjoining lots and at least one of the detached dwellings or duplex is setback from the road between 3m and 6m, and the difference between their road setbacks is –

(A) not more than 2m - a distance between the two buildings (Figure 1); or

(B) more than 2m - the average of the road setbacks of the adjacent buildings (Figure 2); and
Table A1

Figure 3

Figure 4

(b) For a corner lot, the minimum road setbacks are:
   (i) as for A1(a)(i); or
   (ii) where the lot has an average depth of 24 m or less –
       (A) for the nominated road frontage – as in Table A1; and
       (B) for the other road frontage - as for A1(a)(i); and
   (C) no building or structure over 2 m high is built within a 9 m by 9 m truncation at the corner of the 2 road frontages (Figure 3).

(c) For open carports, the minimum road setback may be less than required by A(i)(a) if –
   (i) the aggregate perimeter dimension of walls, solid screens, and supports located with in the setback does not exceed 15% of the total perimeter dimension (along the line of supports) of that part of the carport within the same setback (Figure 4); and
   (ii) there is no alternative on-site location for a garage or carport that –
<table>
<thead>
<tr>
<th>PERFORMANCE CRITERIA</th>
<th>ACCEPTABLE SOLUTIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>(A) complies with A(i)(a); and</td>
<td></td>
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<tr>
<td>(B) will allow vehicular access having a minimum width of 2.5m; and</td>
<td></td>
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<tr>
<td>(C) has a maximum gradient of 1 in 5.</td>
<td></td>
</tr>
<tr>
<td>(d) For <strong>structures</strong> the minimum road setbacks are as for A1(a),(b), and (c) except for –</td>
<td></td>
</tr>
<tr>
<td>(i) <strong>swimming pools</strong>, where the minimum distance from the water to the road frontage is –</td>
<td></td>
</tr>
<tr>
<td>(A) where the vertical distance to the coping above the finished ground level is not more than 1.2m – 1.5m; or</td>
<td></td>
</tr>
<tr>
<td>(B) where a solid wall or fence at least 1.8m high above the finished ground level is constructed between the water and the road frontage and the top of the wall or fence is at least 1.0m above the top of the coping of the pool – no requirement; and</td>
<td></td>
</tr>
<tr>
<td>(ii) <strong>screens, fences, retaining walls or a combination of screens, fences or retaining walls</strong> not more than 2m in height; and</td>
<td></td>
</tr>
<tr>
<td>(iii) <strong>roofed gatehouses</strong> and</td>
<td></td>
</tr>
</tbody>
</table>
**PERFORMANCE CRITERIA**

**ACCEPTABLE SOLUTIONS**

arches having –

(A) a maximum area of 4m²; and

(B) not more than 2m wide elevation to street; and

(C) not more than 3m in height.

P2 Buildings and structures –

(a) provide adequate daylight and ventilation to habitable rooms; and

(b) allow adequate light and ventilation to habitable rooms of buildings on adjoining lots.

(c) do not adversely impact on the amenity and privacy of residents on adjoining lots.

Table A2

<table>
<thead>
<tr>
<th>Road Frontage in metres</th>
<th>Side and Rear Boundary Clearances in metres</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Height in metres</td>
</tr>
<tr>
<td>4.5 or less</td>
<td></td>
</tr>
<tr>
<td>4.5 to 7.5</td>
<td></td>
</tr>
<tr>
<td>14.501 – 15.000</td>
<td>1.425</td>
</tr>
<tr>
<td>14.001 – 14.500</td>
<td>1.350</td>
</tr>
<tr>
<td>13.501 – 14.000</td>
<td>1.275</td>
</tr>
<tr>
<td>13.001 – 13.500</td>
<td>1.200</td>
</tr>
<tr>
<td>12.501 – 13.000</td>
<td>1.125</td>
</tr>
<tr>
<td>12.001 – 12.500</td>
<td>1.050</td>
</tr>
<tr>
<td>11.501 – 12.000</td>
<td>0.975</td>
</tr>
<tr>
<td>11.001 – 11.500</td>
<td>0.900</td>
</tr>
<tr>
<td>10.501 – 11.000</td>
<td>0.825</td>
</tr>
<tr>
<td>10.500 or less</td>
<td>0.750</td>
</tr>
</tbody>
</table>

(a) The side and rear boundary clearance for a part of the building or structure is –

(i) where the height of that part is 4.5m or less – 1.5m; and

(ii) where the height of that part is greater than 4.5m but not more than 7.5m – 2m; and

(iii) where the height is greater than 7.5m – 2m plus 0.5m for every 3m or part of 3m by which the height exceeds 7.5m.

(b) For a rectangular or near rectangular narrow lot with a 15m or less frontage, the minimum side and rear setbacks for that part are –

(i) where the height is not more than 7.5m – in accordance with Table A2; and

(ii) where the height is more than 7.5m – 2m plus 0.5m for every 3m or part of 3m by which the height exceeds 7.5m.

(c) Structures may be exempted from A2 (a) and (b) where –

(i) the structure is not a deck, patio, pergola, verandah, gazebo or the like other than one
permitted under A2 (c) (v)

(ii) the structure is not used for entertainment, recreational purposes or the like

(iii) a screen, fence or retaining wall or a combination of screens, fences or retaining walls is not more than 2m in height or

(iv) a rainwater tank, including any supporting structure such as a stand, is not more than 2.4m high.

(v) subject to A2 (c) (ii), it is a pergola or other structure which is-

(A) not enclosed by walls or roofed; and

(B) not more than 2.4m in height at the boundary; and

(C) primarily ornamental or for horticultural purposes.

(d) Subject to A2(c), class 10a buildings or parts may be within the boundary clearances nominated in A2(a) and (b) where –

(i) the height of a part within the boundary clearance is not more than 4.5m and has a mean height of not more than 3.5m; and

(ii) the total length of all buildings or parts, of any class, within the
boundary clearance is not more than 9m along any one boundary; and

(iii) the class 10a buildings or parts within the boundary clearance are located no closer than 1.5m to a required window in a habitable room of an adjoining dwelling.

(e) Swimming pools may be within the boundary clearances nominated in A2(a) and (b) where -

(ii) a solid wall or fence, constructed to prevent water entry onto adjoining lots, at least 1.8m high above finished ground level, is erected between the swimming pool and the boundary of the lot; and

(ii) the top of the wall or fence is at least 1.0m above the top of the coping of the pool.

P3 Adequate open space is provided for recreation, service facilities and landscaping.

P4 The height of a building is not to unduly –

(a) overshadow adjoining houses; and

(b) obstruct the outlook from adjoining lots.

P5 Buildings are sited and designed to provide adequate

A3 The maximum area covered by all buildings and structures roofed with imperious materials, does not exceed 50% of the lot area.

A4 For lot slopes -

(a) up to 15%, the building height is not more than 8.5m; and

(b) of 15% or more, the building height is not more than 10m.

A5 Where the distance separating a window or balcony of a duplex
**PERFORMANCE CRITERIA**

visual privacy for neighbours.

**ACCEPTABLE SOLUTIONS**

from the side or rear boundary is less than 1.5 m –

(a) a permanent window and a balcony has a window/balcony screen extending across the line of sight from the sill to at least 1.5m above the adjacent floor level; or

(b) a window has a sill height more than 1.5m above the adjacent floor level, or

(c) a window has obscure glazing below 1.5m (Figure 5).

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**Figure 5**

![Diagram of window openings for visual privacy](image)

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**P6** The location of a building or structure facilitates normal building maintenance.

**A6** A wall is –

(a) set back a minimum of 750mm from the side or rear boundary; or

(b) where less than 750mm to the boundary, maintenance free, such as unpainted or untreated masonry or prefinished steel sheeting.

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**P7** The size and location of structures on corner sites provide for adequate sight lines.

**A7** Fences, screens, and retaining walls and other structures are not more than 1m high within a truncation made by 3 equal chords of a 6m radius curve at the corner of the 2 road frontages (Figure 6).
Figure 6
MP 1.3 – DESIGN AND SITING STANDARD FOR DUPLEX HOUSING

ELEMENT 2- SPACE FOR ON-SITE CAR PARKING and OUTDOOR LIVING SPACE

<table>
<thead>
<tr>
<th>PERFORMANCE CRITERIA</th>
<th>ACCEPTABLE SOLUTIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>P8</strong> Sufficient space for on-site car parking to satisfy the projected needs of residents and visitors, appropriate for –</td>
<td><strong>A8</strong> For each dwelling in a <em>duplex</em>, space is provided for parking two vehicles on the <em>lot</em> and the space has –</td>
</tr>
<tr>
<td>(a) the availability of public transport; and</td>
<td>(a) minimum dimensions as follows:</td>
</tr>
<tr>
<td>(b) the availability of on-street parking; and</td>
<td>(i) for a <em>single uncovered</em> parking space- 4.9m by 2.6m wide; and</td>
</tr>
<tr>
<td>(c) the desirability of on-street parking in respect to the streetscape; and</td>
<td>(ii) for a <em>single covered</em> parking space- 5m by 3m wide; and</td>
</tr>
<tr>
<td>(d) the residents likelihood to have or need a vehicle.</td>
<td>(iii) for a <em>double covered</em> parking space 5 by 5. 5m wide; and</td>
</tr>
</tbody>
</table>

(b) Car parking spaces may be in tandem, provided one space is behind the *road setback* required under Element 1(Figure 7).

| **P9** In a *duplex*, each dwelling has its own individual outdoor living space available which - | **A9** Each dwelling in a *duplex* has a clearly defined outdoor living space which – |
| (a) has suitable size and *slope* is to allow residents to extend their living activities outdoors; and | (a) has an area of at least 16m²; and |
| (b) is available for the sole use of the residents of individual dwellings; and | (b) has no dimension less than 4m; and |
| (c) is adequately separated | (c) has access from a living *area* and |

Queensland Development Code
Publication Date: 11 March 2010
Design and Siting Standard for Duplex Housing
<table>
<thead>
<tr>
<th>PERFORMANCE CRITERIA</th>
<th>ACCEPTABLE SOLUTIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>from each other to provide visual privacy</td>
<td>1 in 10; and</td>
</tr>
<tr>
<td>(e) provides visual privacy from another outdoor living space by a window/balcony screen</td>
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### ELEMENT 3 – DUPLEX REQUIREMENTS IN PLANNING SCHEMES

<table>
<thead>
<tr>
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<tbody>
<tr>
<td><strong>P10</strong></td>
<td>A <strong>duplex</strong> complies with the relevant <em>qualitative statements</em> of a planning scheme</td>
</tr>
<tr>
<td><strong>A10</strong></td>
<td>A <strong>duplex</strong> complies with the relevant <em>quantifiable standards</em> of a planning scheme</td>
</tr>
</tbody>
</table>