



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 113
Tuesday, 15 July 2003

Published under authority by the Government Printing Service

SPECIAL SUPPLEMENT

STOCK DISEASES ACT 1923

NOTIFICATION No. 1775-OJD

Declaration of a Protected Area and of a Protected (Control) Area, as regards Johne's disease in sheep (commonly known as ovine Johne's disease or OJD)

I, IAN MACDONALD MLC, Minister for Agriculture and Fisheries:

A. pursuant to Section 3(2)(a) and 11A of the Stock Diseases Act 1923 ("the Act") revoke Stock Diseases Notification No. 1774-OJD published in Government Gazette No. 111 of 11 July 2003 at pages 7081-7084; and

B. pursuant to Section 11A of the Act:

- I. declare the lands described in the Schedule 1 to be a Protected Area, and the lands described in Schedule 2 to be a Protected (Control) Area, as regards Johne's disease in sheep (commonly known as ovine Johne's disease); and
- II. prohibit the bringing into the Protected Area of any sheep from any part of the Protected (Control) area unless:
 - (a) the sheep are transported in a vehicle directly to:
 - an abattoir, where the sheep are slaughtered, or
 - a slaughter-only sale, or
 - an approved feedlot, or
 - the same or another part of the Protected (Control) Area area; or

- (b) the sheep:
- originate from a market assured flock, and
 - have not subsequently lost their market assured status, and
 - are transported in a vehicle directly into the Protected Area, and
 - are accompanied by a completed Declaration form, indicating details of the market assured status, which is given to the person to whom the sheep are delivered; or
- (c) the sheep:
- originate from a nil assurance flock that has been subjected to an approved test with negative results, and
 - are transported in a vehicle directly into the Protected Area, and
 - are accompanied by a completed Declaration form, indicating those results, which is given to the person to whom the sheep are delivered; or
- (d) the sheep:
- originate from a flock in one part of the Protected Area, and
 - are transported through the Protected (Control) Area in a vehicle directly into the same or another part of the Protected Area; or
- (e) the sheep are from a flock:
- in a Protected Area and are transported in a vehicle directly to and from an approved facility in a Protected (Control) Area; or
 - in a Protected (Control) Area and are transported in a vehicle directly to and from an approved facility in a Protected Area; or
- (f) the sheep are moved in accordance with:
- a written permit issued by an inspector under section 7(6) of the Stock Diseases Act 1923; or
 - an order in writing given by an inspector under section 8(1)(b) of the Stock Diseases Act 1923; or
 - the conditions of an undertaking instead of quarantine under section 11 of the Stock Diseases Act 1923; or
 - an order of course of action by an inspector under section 14(4) of the Stock Diseases Act 1923; and
- III. prohibit the bringing into the Protected Area of any sheep from any part of the residual area unless:
- (a) the sheep are transported in a vehicle directly to:
- an abattoir, where the sheep are slaughtered, or
 - a slaughter-only sale, or
 - an approved feedlot, or
 - the same or another part of the residual area; or
- (b) the sheep:
- originate from a market assured flock (other than a flock with the status of MN1), and
 - have not subsequently lost their market assured status, and

- are transported in a vehicle directly into the Protected Area, and
 - are accompanied by a completed Declaration form, indicating details of the market assured status, which is given to the person to whom the sheep are delivered; or
- (c) the sheep:
- originate from a flock in one part of the Protected Area, and
 - are transported through the residual area in a vehicle directly into the same or another part of the Protected Area; or
- (d) the sheep are from a flock:
- in a Protected Area and are transported in a vehicle directly to and from an approved facility in a residual area; or
 - in a residual area and are transported in a vehicle directly to and from an approved facility in a Protected Area; or
- (e) the sheep are moved in accordance with:
- a written permit issued by an inspector under section 7(6) of the Stock Diseases Act 1923; or
 - an order in writing given by an inspector under section 8(1)(b) of the Stock Diseases Act 1923; or
 - the conditions of an undertaking instead of quarantine under section 11 of the Stock Diseases Act 1923; or
 - an order of course of action by an inspector under section 14(4) of the Stock Diseases Act 1923; and
- IV. prohibit the bringing into the Protected (Control) Area of any sheep from any part of the residual area unless:
- (a) the sheep are transported in a vehicle directly to:
- an abattoir, where the sheep are slaughtered, or
 - a slaughter-only sale, or
 - an approved feedlot, or
 - the same or another part of the residual area; or
- (b) the sheep are crossbred wether lambs and are moved under circumstances approved from time to time by the Chief Division of Animal Industries; or
- (c) the sheep:
- originate from a market assured flock, and
 - have not subsequently lost their market assured status, and
 - are transported in a vehicle, directly into the Protected (Control) Area, and
 - are accompanied by a completed Declaration form, indicating details of the market assured status, which is given to the person to whom the sheep are delivered; or
- (d) the sheep:
- originate from a nil assurance flock that has been subjected to an approved test with negative results, and
 - are transported in a vehicle, directly into the Protected (Control) Area, and

- are accompanied by a completed Declaration form, indicating those results, which is given to the person to whom the sheep are delivered; or
- (e) the sheep:
- originate from a flock in one part of the Protected (Control) Area, and
 - are transported through the residual area in a vehicle directly into the same or another part of the Protected (Control) Area; or
- (f) the sheep are from a flock:
- in a Protected (Control) Area and are transported in a vehicle directly to and from an approved facility in a residual area; or
 - in a residual area and are transported in a vehicle directly to and from an approved facility in a Protected (Control) Area; or
- (g) the sheep are moved in accordance with:
- a written permit issued by an inspector under section 7(6) of the Stock Diseases Act 1923; or
 - an order in writing given by an inspector under section 8(1)(b) of the Stock Diseases Act 1923; or
 - the conditions of an undertaking instead of quarantine under section 11 of the Stock Diseases Act 1923, or
 - an order of course of action by an inspector under section 14(4) of the Stock Diseases Act 1923.

Definitions

In this Notification:

approved facility means a facility that is approved from time to time by a District Veterinarian;

approved feedlot means a feedlot that transports all its stock directly to slaughter, and is authorised from time to time in writing by the Chief, Division of Animal Industries;

approved test means a test that is approved from time to time by the Chief, Division of Animal Industries;

crossbred wether lamb means a sheep that is the progeny of a mating between an Australian merino and a non-merino dam or sire, and is a desexed male, and has not cut its permanent teeth;

Declaration form means a Declaration of Johne's disease status form as approved from time to time by the Chief, Division of Animal Industries;

directly means without off-loading sheep from a vehicle en route;

flock means a group of animals maintained as a discrete unit;

market assured means:

- monitored negative, MN1, MN2 or MN3, which have the same meaning as in the Australian Johne's Disease Market Assurance Program for Sheep published from time to time by Animal Health Australia, 26-28 Napier Close, Deakin ACT 2600; or

- a status that is assigned in accordance with conditions approved from time to time by the Chief, Division of Animal Industries;

nil assurance with respect to a flock, means a flock that does not have the status of infected, restricted, suspect or market assured, or that is not in quarantine on account of Johne's disease;

Protected Area means the Protected Area referred to in Schedule 1;

Protected (Control) Area means the Protected (Control) Area referred to in Schedule 2;

residual area means the area in New South Wales which does not form part of the Protected Area or the Protected (Control) Area;

restricted has the same meaning as in the National Johne's Disease Program Standard Definitions and Rules for Sheep, as approved from time to time by the Veterinary Committee of the Primary Industries Standing Committee;

slaughter-only sale means a sale of stock that is held in accordance with the written approval of a Senior Field Veterinary Officer under section 20B(3)(b) or 20C(3)(b) of the Stock Diseases Act 1923;

SCHEDULE 1 PROTECTED AREA

The whole of the lands contained in:

- the Armidale, Balranald, Bombala, Bourke, Brewarrina, Broken Hill, Casino, Cobar, Condobolin, Coonabarabran, Coonamble, Dubbo, Gloucester, Grafton, Hay, Hillston, Hunter, Kempsey, Maitland, Milparinka, Moree, Mudgee-Merriwa, Narrabri, Narrandera, Northern New England, Northern Slopes, Nyngan, Riverina, South Coast, Tamworth, Tweed-Lismore, Walgett, Wanaaring, Wentworth, and Wilcannia Rural Lands Protection Districts; and
- Divisions A, B and D of the Moss Vale Rural Lands Protection District; and
- that part of the Murray Rural Lands Protection District generally west and north of a line commencing at a point on the southern boundary of the District at Mulwala where it intersects with Melbourne Road, thence northerly by that road to its intersection with Corowa Road, Mulwala, thence by that road to its intersection with Spring Drive, thence by that road to its intersection with Bull Plain Road, and thence by that road to its intersection with Rennies Road, thence by that road to its intersection with the boundary of Division B, thence by that boundary to its intersection with Bonnie Doon Road, thence easterly by that road through Coorabin to its intersection with the Daysdale-Urana Road, thence by that road to its intersection with the Urana-Lockhart Road at Urana, thence by that road to where it becomes the Lockhart-Collingullie Road at Lockhart, and thence by that road to its intersection with the eastern boundary of the District; and
- Divisions A, C and D of the Wagga Wagga Rural Lands Protection District, and that part of Division B north of a line commencing at the intersection of the northern boundary of the District with the Barmedman-Temora Road, thence generally south-easterly by that

- road to its intersection with the Temora-Young Road at Temora, thence generally north-easterly by that road to its intersection with the eastern boundary of the District;
- that part of the Young Rural Lands Protection District west of the Stockinbingal-Forbes railway line; and
 - Division A of the Molong Rural Lands Protection District; and
 - The following parts of the Forbes Rural Lands Protection District:
 - Division B, that part of Division A that is in the Parkes Local Government Area, and
 - that part of Division D that is in the County of Gipps that is west of the Newell Highway, and
 - that part of Division D that is west of the Bland Creek.

SCHEDULE 2 PROTECTED (CONTROL) AREA

The whole of the lands contained in:

- the Cooma, Gundagai and Hume Rural Lands Protection Districts; and
- those parts of the Forbes, Molong, Moss Vale, Murray and Wagga Wagga Rural Lands Protection Districts that do not form part of the Protected Area; and
- the Braidwood Rural Lands Protection District, excluding:
 - the Parishes of Werriwa and Ellenden; and
 - that part of the Parish of Lake George east of a line commencing at the point where north-western corner of Lot 9 in DP754891 meets the Parish boundary, thence southerly by the western boundary of Lot 9 to where it meets the south-eastern corner of Lot 6 in DP859008, thence southerly by the eastern boundaries of Lots 7,8,10 and 199 in DP859008, and Lots 12 13, 14, 15, 16 17, 18 and 19 in DP754891 to the point where that lot meets the Parish boundary; and
 - that part of the Parish of Currandooly generally north of a line commencing at the point on the Parish boundary where Lot L in DP157545 meets the eastern boundary of Lot 19 in DP754891, thence easterly to the point where that lot meets the northern boundary of Lot 82 in DP754876, thence by that boundary, north-easterly and then south-easterly to where it meets the Bungendore-Tarago Road, thence south-westerly by that road to the south western corner of Lot 1 in DP 986065, thence easterly by the southern boundaries of that lot and of Lots 44 and 8 in DP754876 and of Lot 1 in DP 880087 to the south-eastern corner of that lot where it meets the Goulburn-Bombala railway line, thence north-easterly by that railway line to where it meets Butmaroo Creek (also known as Deep Creek), thence south-easterly by that creek to its intersection with the Kings Highway, thence easterly by that Highway to where it meets the boundary of the Parish of Currandooly, thence by that Parish boundary to where it meets the north-eastern corner of Lot 91 in DP754876, thence west by the northern boundary of Lot 91 to where it meets the eastern boundary of Lot 77, thence northerly by the eastern boundaries of Lot 77 and 76 in DP754876 to the north-eastern corner of Lot 76, thence westerly to the Goulburn-Bombala railway line, thence generally north-easterly by that railway line to where it meets the boundary of the Parish of Currandooly; and

- that part of the Parish of Merigan commencing at a point where the Goulburn-Bombala railway line meets the Parish boundary, thence by that Parish boundary to the north-eastern boundary of Lot 4 in DP258171, to the south-eastern corner of Lot 26 in DP250880, thence northerly by the eastern boundary of that lot and of Lots 293 and 141 in DP754894 to the Mount Fairy Road, and thence easterly by that road to where it meets the boundary of the Braidwood Rural Lands Protection District; and
- that part of the Parish of Barnet generally north of a line commencing at the point where the north-eastern corner of Lot 78 in DP754894 meets the Parish boundary and Braidwood Road, thence southerly by that road to the south-western corner of Lot 18 in DP754867, thence easterly to the north-west corner of Lot 33 in DP754867, thence southerly to the south-west corner of Lot 33 in DP 754867, thence easterly by the southern boundaries of that lot and of Lot 68 in DP754867 to where that lot meets the boundary of Lot 40 in DP754867, thence easterly and southerly by the boundaries of that lot to the north-western corner of Lot 97 in DP754867, thence southerly and easterly by the southern and eastern boundaries of that lot to the south-west corner of Lot 45 in DP754867, thence easterly by the southern boundary of Lot 45 in DP754867 to where it meets the western boundary of Lot 46 in DP754867, thence southerly by the boundary of that lot to where it meets the northern boundary of Lot 146 in DP754867, thence westerly, southerly and easterly by the boundaries of that lot to the south-eastern corner of Lot 148 in DP754867, thence easterly and northerly by the boundaries of Lots 148 in DP754867, Lot 48 DP754867 and Lot 177 in DP754867 to the boundary of Lot 178 in DP44403, thence easterly and northerly by the boundary of that lot to the boundary of Lot 179 in DP44403, thence northerly by the eastern boundary of that lot to the boundary of Lot 178 in DP44403, thence northerly by the eastern boundaries of Lot 178 in DP44403 and of Lot 4 in DP864052, across the Tarago-Braidwood Road, and northerly by the eastern boundary of Lot 2 in DP 852069 to the Parish boundary.

Notes

- It is an offence under section 20H(1)(a) of the Act to contravene a provision of this Notification. Maximum penalty for such an offence is \$11,000.
- A Protected (Control) Area is an area with a moderate prevalence of a disease (section 11A(1A) of Act). This is different from a Protected Area, where there is a lower prevalence of a disease (section 11A(1B) of Act).
- A map of the Protected Area, Protected (Control) Area and the residual area as regards Johne's disease in sheep is published on the NSW Department of Agriculture internet web site at <http://www.agric.nsw.gov.au/jd/>
- A person who receives a completed Declaration form is advised to retain it as evidence of compliance with this Notification.
- Notification No. 1775-OJD is the NSW Department of Agriculture's reference.
- For further information, contact the NSW Department of Agriculture on (02) 63913691.

Dated 14 July 2003

IAN MACDONALD MLC
NSW MINISTER FOR AGRICULTURE AND FISHERIES

ISSN 0155-6320

Authorised to be printed
R. J. MILLIGAN, Government Printer.