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GOVERNMENT NOTICES

Planning and Environment Notices

PESTICIDES ACT 1999 – PESTICIDE CONTROL ORDER UNDER SECTION 38

Name

1. This Order is to be known as the Pesticide Control (1080 Bait Products) Order 2017.

Commencement

2. This Order commences on publication in the NSW Government Gazette.

Authority for Order

3. This Order is made by the Environment Protection Authority with the approval of the Minister for the Environment under Part 4 of the *Pesticides Act 1999*.

Revocation of Previous Order

4. Pesticide Control (1080 Liquid Concentrate and Bait Products) Order 2010 is revoked.

Objects

5. The objects of this Order are to: –
 - (a) Authorise those persons described in clause 9 to use 1080 bait products that are approved by the APVMA for use in NSW.
 - (b) Specify the manner in which 1080 bait products may be used in NSW.
 - (c) Revoke and replace Pesticide Control (1080 Liquid Concentrate and Bait Products) Order 2010.
 - (d) Authorise those persons described in clause 9 to use 1080 liquid concentrate products and require them to do certain things in regards use of 1080 liquid concentrate products and 1080 bait products.

Background

6. A chemical product that contains sodium fluoroacetate (1080) has been declared to be a “restricted chemical product” as set out in Regulation 45 of the *Agricultural and Veterinary Chemicals Code Regulations 1995* of the Commonwealth.

Section 94 of the Agvet Code provides that a person must not, without reasonable excuse, supply a restricted chemical product, or cause or permit a restricted chemical product to be supplied, to a person who is not authorised to use the product under another law.

In NSW section 4 of the *Pesticides Act 1999* provides that a “restricted pesticide” means a pesticide that is a restricted chemical product within the meaning of the Agvet Code. Section 17 of the *Pesticides Act 1999* provides that a person must not use or possess a restricted pesticide unless authorised to do so by a restricted pesticide authorisation or a pesticide control order.

Application

7. This Order applies to the use of 1080 liquid concentrate product and 1080 bait products that are approved for use in NSW by the APVMA and subject to the conditions specified in this Order, including the Schedules to this Order.

Definitions and interpretation

8. In this Order (including the Schedules to this Order) –

1080 bait material means any material that has been approved for use as a 1080 bait material in the NSW DPI Vertebrate Pesticide Manual (VPM) to control wild dogs, foxes, rabbits or feral pigs and which has been injected or treated with 1080 by an Authorised Control Officer, in accordance with the NSW directions on an approved label of a 1080 liquid concentrate product such as “ACTA 1080 Concentrate” and “PAKS 1080 Concentrate” or where there are no instructions on the approved label of a 1080 liquid concentrate product then in accordance with 1080 bait preparation instructions in the VPM.

1080 bait product means any non-liquid formulation product that contains 1080 as its only active constituent and that has been registered by the APVMA and approved for use in NSW. It also includes 1080 bait material. It does not include the 1080 liquid concentrate products “ACTA 1080 Concentrate” or “PAKS 1080 Concentrate” or any other 1080 liquid concentrate product.

1080 liquid concentrate product means any liquid concentrate product that contains 1080 as its only active constituent, has been registered by the APVMA and approved, by way of label instruction, for use in NSW. It specifically includes the “ACTA 1080 Concentrate” and “PAKS 1080 Concentrate” products.

ACTA 1080 Concentrate means the registered agricultural chemical product ACTA 1080 Concentrate (APVMA Product Registration Number 57956) that has an active constituent comprising 30 grams of 1080 per litre of product.

Agvet Code has the same meaning as in the *Pesticides Act 1999*.

apply a pesticide means apply or disperse the pesticide.

APVMA means the Australian Pesticides and Veterinary Medicines Authority established by the *Agricultural and Veterinary Chemicals (Administration) Act 1992* of the Commonwealth.

attacked means mauled, killed or harassed.

Australian Qualifications Framework has the same meaning as in section 7 of the *Higher Education Act 2001*.

authorised agent is a person taking possession of 1080 bait products on behalf of a landholder and who will be using 1080 bait products on the property of that landholder.

Authorised Control Officer means a person who: –

- (a) holds a current certificate of completion or VET statement of attainment issued by NSW DPI's Registered Training Organisation or another Registered Training Organisation on completion of the training and assessment components of the Vertebrate Pest Management course¹ delivered by NSW DPI or a Registered Training Organisation; or
- (b) is employed by a public authority that has an EPA approved system for evaluating and establishing recognised prior learning that would, at least, be equivalent to obtaining accreditation for the successful completion of the training and assessment components of the Vertebrate Pest Management course; and
- (c) holds a current certificate of completion or VET statement of attainment issued by SMARTtrain for completion of the Vertebrate Pesticide accreditation course; and
- (d) holds a current certificate of completion or VET statement of attainment on completion of the training and assessment components of a Chemical Accreditation training program assessed at Australian Qualifications Framework levels 3 and 4 and that has been issued by a Registered Training Organisation. To maintain currency of level 3 Chemical Accreditation a person must complete refresher training every 5 years but for level 4 Chemical Accreditation only initial accreditation is required for the duration of their employment, functioning as an Authorised Control Officer; and
- (e) is a person who:
 - (i) is a member of staff of an LLS, a Wild Dog Destruction Board, NSW DPI, OEH, or other NSW public authority and is currently employed as part of the Public Service under Part 4 of the *Government Sector Employment Act 2013* to enable that NSW public authority to exercise its functions; or
 - (ii) has obtained approval to operate as an Authorised Control Officer from the Chair and CEO of the EPA prior to completing the training requirements in (c) above.

baiting location means:

- (a) in the case of private land, or private holdings, where the property area is less than 100 ha – the whole of the property where 1080 bait products are being applied; or
- (b) in the case of:
 - (i) private land, or private holdings, where the property area is 100 ha or more; or
 - (ii) State Forests; or
 - (iii) land reserved or acquired under the *National Parks and Wildlife Act 1974*;
 - (iv) LLS managed Travelling Stock Reserves;– the area, delimited by peripheral roads, formed tracks and/or property boundaries of the private land or private holding, State Forest, reserved or acquired land under the *National Parks and Wildlife Act 1974*, Travelling Stock Reserve, where 1080 bait products are being applied; or
- (c) in the case of public places within the meaning of the *Local Government Act 1993* – the whole of the property where 1080 bait products are being applied.

¹ This includes completion of the NSW Agriculture/ NSW DPI Vertebrate Pest Management course prior to the establishment of nationally recognised competencies.

bait site means the actual position of the bait within the baiting location.

direct supervision means the supervisor must instruct a person in how to use the 1080 bait product and be in attendance to supervise use of the 1080 bait product.

domestic water supply means the point where farm water supply originates and includes tanks, bores, dams and waterholes with structures and infrastructure such as pumps that supply domestic water. It only includes the point at which water is drawn and does not include the entire length of active streams.

EPA means the Environment Protection Authority (NSW).

group means 2 or more.

habitation means a dwelling house or some other accommodation that is occupied by people and is located on private, crown or public land. It includes but is not limited to domestic dwelling houses, hospitals, shops, schools, pre-schools, kindergartens, childcare and community health care centres, factories, nursing homes, public halls, caravan parks and designated camping areas on private, crown or public land. It does not include any caravan, mobile home, vehicle, tent or other structure that is used for the purpose of camping outside a designated camping area. A designated camping area means any council regulated or privately operated camping and/or caravan area, or any area that is signposted as a camping area on land reserved or acquired under the *National Parks and Wildlife Act 1974*.

HDPE means high-density polyethylene.

landholder means an owner, occupier or manager of land.

LLS means the Local Land Services as constituted under the *Local Land Services Act 2013*.

nominated person is a person, greater than 18 years of age that has approval to pick up baits on behalf of a person authorised to use 1080 products.

NPWS RPMS program means a program listed in a Regional Pest Management Strategy of the National Parks and Wildlife Service of OEH.

NSW DPI means the NSW Department of Primary Industries.

OEH means the NSW Office of Environment and Heritage.

ongoing baiting means a baiting program that is planned to continue indefinitely and as part of which:

- (a) 1080 bait product is available continuously to wild dogs, foxes or feral pigs; and
- (b) bait stations are checked at intervals of no more than 3 months; and
- (c) taken and degraded 1080 bait product is replaced (if necessary) each time bait stations are checked.

Notes:

- The interval between checking and replacing 1080 bait product may vary according to the anticipated rate of wild dog, fox or pig immigration into the target area (e.g. daily, weekly, monthly) provided that it is no longer than 3 months.
- 1080 bait product may be removed during periods of high risk (e.g. school holidays) or periods of high non-target interference (e.g. from goannas), provided the baits are not removed for longer than 3 months.

PAKS 1080 Concentrate means the registered agricultural chemical product PAKS 1080 Concentrate (APVMA Product Registration Number 61299) that has an active constituent comprising 30 grams of 1080 per litre of product.

possession of a pesticide has the same meaning as under the *Pesticides Act 1999*

property means an area of land whether privately owned land, a holding (as defined in the *Local Land Services Act 2013* and as identified in the LLS database), a Travelling Stock Reserve, State Forest, land reserved or acquired under the *National Parks and Wildlife Act 1974*, or a council reserve or public place within the meaning of the *Local Government Act 1993*.

public authority has the same meaning as under the *Pesticides Act 1999*.

Registered Training Organisation has the same meaning as under the *National Vocational Education and Training Act 2011* of the Commonwealth.

thoroughfare means a road or track maintained for lawful public use for travel to or transportation through private, crown or public land. It excludes formed tracks, trails and similar access routes on public lands (e.g. national parks, State Forests) which are not intended for lawful use by the general public e.g. formed fire trails used for fighting fires that have no legal public vehicle access but which the public may legally walk along.

threatened species means "threatened species, populations and ecological communities" as defined under the *Threatened Species Conservation Act 1995* and "listed threatened species" and "listed threatened ecological communities" as defined under the *Environment Protection and Biodiversity Conservation Act 1999* of the Commonwealth.

use of a pesticide has the same meaning as under the *Pesticides Act 1999*.

VET statement of attainment has the same meaning as in the *National Vocational Education and Training Regulator Act 2011* of the Commonwealth.

VPM means the current version of the NSW DPI Vertebrate Pesticide Manual.

Western Division is the area limited by the boundaries defined by borders with Queensland, South Australia and Victoria in the north, west and south respectively. The eastern boundary follows the Barwon River, Marra Creek, a line south to Euabalong and then the Lachlan and Murrumbidgee Rivers.

Persons authorised

9. (1) Only the following persons are authorised to use or possess, subject to clause 10 of this Order, 1080 bait products:

- (a) Authorised Control Officers;
- (b) Any person who:
 - (i) has obtained 1080 bait product from an Authorised Control Officer; and
 - (ii) is a landholder of the land on which the 1080 bait product is to be used, or their authorised agent; and
 - (iii) holds as a minimum either:
 - (A) a current certificate of completion or statement of attainment on completion of the training and assessment components of a Chemical Accreditation training program assessed at Australian Qualifications Framework level 3 and that has been issued by a Registered Training Organisation in the previous 5 years in recognition of the person's satisfactory achievement of level 3 training competencies covered by the program; or
 - (B) a current certificate of completion issued by the LLS for the Vertebrate Pesticide training course developed for the EPA, delivered by the LLS and that requires reaccreditation every 5 years.

Note: The occasional use exemption from training requirements under clause 10(2)(d) of the *Pesticides Regulation 2009* does not apply to persons using 1080 bait products. All persons using 1080 bait products must have accreditation that is current and meets the training requirements of (A) or (B) in clause 9(1)(b)(iii) of this Order.

(2) Only Authorised Control Officers are authorised to use or possess, subject to clause 10 of this Order, 1080 liquid concentrate products.

Conditions on the use of 1080 Bait Products and 1080 Liquid Concentrate Products

10. A person authorised to use or possess 1080 bait products or 1080 liquid concentrate products under clause 9 above, must only use or possess 1080 bait products and 1080 liquid concentrate products for the control of wild dogs, foxes, feral pigs or rabbits. That use or possession must be in accordance with the relevant Schedule to this Order. The Schedules are as follows:

- (a) for control of wild dogs persons must comply with Schedule 1;
- (b) for control of foxes persons must comply with Schedule 2;
- (c) for control of feral pigs persons must comply with Schedule 3;
- (d) for control of rabbits persons must comply with Schedule 4;
- (e) for use of 1080 Liquid Concentrate Products and 1080 Bait products Authorised Control Officers must comply with Schedule 5

Notes

Words used in this Order have the same meaning as in the Pesticides Act 1999, unless otherwise defined in this Order.

A person must not contravene this Order – maximum penalty \$120 000 in the case of a corporation and \$60 000 in the case of an individual.

This Order will remain in force until it is revoked.

Note for users of 1080 bait products – Approved labels of 1080 bait products and APVMA permits do not contain all of the conditions that exist for use of 1080 products in NSW. All persons using 1080 bait products must also follow the instructions in the relevant Schedule to this Order, in order to comply with section 39 of the *Pesticides Act 1999*. Where a Schedule to this Order gives no instruction on information that is required under the Agvet Code to be placed on the label of a 1080 product, then the instructions on the label must be complied with. This is specifically in relation to label instructions in sections that deal with Safety Directions, First Aid, Storage and Disposal and Protection statements. However, where **any** instructions on the approved label or an APVMA permit are inconsistent with instructions in the relevant Schedule to this Order, the conditions in the Schedule to this Order prevail.

BARRY BUFFIER AM

Chair & CEO

Environment Protection Authority

Schedule 1

USE OF 1080 BAIT PRODUCT FOR CONTROL OF WILD DOGS

1. WHAT 1080 BAIT PRODUCTS CAN BE USED ON WILD DOGS

A person authorised to use 1080 bait products under clause 9 of this Order must, when using 1080 bait products for the purpose of controlling wild dogs, only do so in accordance with the following conditions:

- 1.1 A person must only use 1080 bait material which has been produced and supplied by an Authorised Control Officer for the purpose of controlling wild dogs; or
- 1.2 A person must only use 1080 bait products that are specifically manufactured for the control of wild dogs, registered by the APVMA and approved for the use in controlling wild dogs in NSW. These products are Doggone Wild Dog Bait (APVMA Product Registration Number 49384) and Paks DE-K9 1080 Wild Dog Bait (APVMA Product Registration Number 60308) and any other similar 1080 bait product that is registered by the APVMA after the commencement of this Order and approved for the control of wild dogs in NSW.
- 1.3 A person must not freeze 1080 bait material.

1080 bait material and 1080 bait products referred to in conditions 1.1 and 1.2 will henceforth be referred to as "1080 wild dog bait".

2. POSSESSION OF 1080 WILD DOG BAIT

A person authorised to possess 1080 wild dog bait under clause 9 of this Order must only do so in accordance with the following conditions:

- 2.1 A person must only possess 1080 wild dog bait if it has been supplied to them or their authorised agent or nominated person, by an Authorised Control Officer or by a trained staff member of the LLS or OEH (i.e. met the training requirements of clause 9(c) (iii) of this order) under the direction of the Authorised Control Officer.
- 2.2 A person taking possession of 1080 wild dog baits must first complete and sign an indemnity form for each property or NPWS RPMS program on which 1080 wild dog bait is intended to be used. An Authorised Control Officer or an employee of an LLS must give them a copy of each indemnity form that they complete and sign.
- 2.3 A person taking possession of 1080 wild dog baits and laying 1080 wild dog baits on behalf of another landholder as their authorised agent, must provide evidence to the Authorised Control Officer of the consent given by the landholder whose property will use 1080 wild dog baits. The consent must not cover a period of time greater than 12 months.
- 2.4 All persons receiving 1080 wild dog baits from an Authorised Control Officer must only temporarily possess and store 1080 wild dog baits. All 1080 wild dog baits must be stored in a lockable storage area away from children, animal food, foodstuffs, seed and fertiliser. Where 1080 wild dog bait is required to be placed in a refrigerator, the refrigerator must not be concurrently used to store food and must be located in a lockable storage area. All 1080 bait material for wild dog control must be used within seven (7) days. All opened and unopened manufactured and registered 1080 bait product (such as Doggone and DE-K9 product) must be destroyed within one (1) month after completion of the baiting program, by burial in accordance with condition 3.11 or where possible, returned to an Authorised Control Officer.
- 2.5 All persons receiving 1080 wild dog baits from an Authorised Control Officer must store 1080 wild dog baits in either the labelled plastic bag supplied by the Authorised Control Officer (labelled in accordance with **attachment 1**) or in a container supplied by the manufacturer of an APVMA registered 1080 wild dog bait product or in a structurally sound, impervious HDPE plastic bucket with sealing lid and labelled in accordance with **attachment 1**.

3. DIRECTIONS FOR USE – GENERAL RESTRICTIONS

A person authorised to use or possess 1080 wild dog bait under clause 9 of this Order must only do so in accordance with the following general conditions:

- 3.1 A person in possession of 1080 wild dog baits must transport and store the 1080 wild dog baits in such a way that other persons cannot access the 1080 wild dog baits. A person transporting 1080 wild dog baits must store the 1080 wild dog baits in a secure location of their vehicle.

- 3.2 A person must not place the 1080 wild dog baits in a position accessible to children, domestic animals or pets.
- 3.3 A person who uses 1080 wild dog baits should avoid poisoning of domestic pets. As 1080 is particularly lethal to domestic dogs, the person using the baits should recommend to neighbours requiring notification (see condition 5.1) to restrain their pets and working dogs and ensure they do not enter the baiting location during poisoning operations or to muzzle dogs if they are required to work the baiting location during and after poisoning. In the event of accidental poisoning seek immediate veterinary assistance.
- 3.4 A person must not feed 1080 wild dog baits to non-target species.
- 3.5 1080 wild dog baits may be toxic to some native wildlife. To the extent possible, the person using the 1080 wild dog baits should time baiting programs for when non-target species are least active or least susceptible.
- 3.6 A person must not apply 1080 wild dog baits to, or in, crops which are in mid to late developmental stages. A person must not apply 1080 wild dog baits to, or in, crops if application of 1080 wild dog baits is likely to lead to contamination of the crops.
- 3.7 A person must ensure that 1080 wild dog baits do not contaminate foodstuffs, or feed, for human or non-target animal consumption.
- 3.8 A person must not use plastic bags or containers which have been used to contain 1080 wild dog baits for any other purpose and must dispose of such plastic bags or containers by burial or burning as follows:
- 3.8.1 Burial
- Plastic bags or containers must be buried as follows:
- (a) Plastic bags or containers must be triple rinsed or pressure rinsed; and
 - (b) Empty rinsed plastic bags or containers must be broken, crushed or punctured; and
 - (c) Disposed of either on the property where the 1080 wild dog baits were used, or at a site approved by the Authorised Control Officer, buried in a disposal pit and covered with at least five hundred (500) mm of soil; or
 - (d) In a local authority landfill; and
 - (e) Rinsate must be buried on the property where the 1080 wild dog baits were used, or at a site approved by the Authorised Control Officer in a disposal pit covered with at least five hundred (500) mm of soil; and
 - (f) The disposal pit must be specifically marked and set up for this purpose and clear of waterways (permanent or ephemeral).
- 3.8.2 Burning
- Empty plastic bags that have contained 1080 must be burnt by open fire in accordance with an approval issued under the *Protection of the Environment Operations (Clean Air) Regulation 2010*. A person that disposes of plastic bags by way of burning must also comply with the following conditions:
- (a) The amount of plastic bags burnt at any premises on any single day must not exceed one hundred (100) bags without the prior written approval of the EPA.
 - (b) The burning of plastic bags must be carried out at least five hundred (500) metres from any habitation.
 - (c) The burning of plastic bags must be carried out in accordance with any requirement of the *Rural Fires Act 1997* and the *Fire Brigades Act 1989*, as administered by the relevant local authority and Fire and Rescue NSW.
 - (d) The open fire burning must not be carried out on a day subject to an order prohibiting the burning of fires in the open published by the EPA pursuant to section 133(2) of the *Protection of the Environment Operations Act 1997*.
 - (e) The open fire burning must only be carried out in dry weather using such practicable means as may be necessary to minimise visible smoke emissions causing air pollution.
- 3.9 A person who uses 1080 wild dog baits must not pollute dams, drains, streams, rivers or waterways with 1080 wild dog baits or plastic bags and containers that have held 1080 wild dog baits. Pollution of waters is an offence under section 120 of the *Protection of the Environment Operations Act 1997*.
- 3.10 A person must not place 1080 wild dog baits on a property without the written consent of the occupier, manager or authorised agent of the land unless the baiting has been determined necessary under the provisions of the *Local Land Services Act 2013* and is carried out by an employee or contractor of the LLS or another public authority.

- 3.11 At the end of any ground baiting program conducted in accordance with this Schedule, a person using 1080 wild dog baits must make a reasonable effort to ensure that all untaken baits are collected and removed from a baiting location unless the risk assessment for their baiting location determines otherwise. All collected and unused 1080 wild dog baits must be disposed of as soon as possible at the property where the 1080 wild dog baits were used, or in the case of a coordinated baiting program, on a property or location identified and agreed to by the Authorised Control Officer coordinating the program. All collected and unused 1080 wild dog baits must be buried in a disposal pit and must be buried under at least five hundred (500) mm of soil. The disposal pit must be clear of waterways (permanent or ephemeral) so as to not cause pollution of water in accordance with Part 5.3 of the *Protection of the Environment Operations Act 1997*.
- 3.12 To the extent possible, a person who uses 1080 wild dog baits should recover carcasses of animals poisoned by 1080 wild dog baits and bury them in accordance with the disposal instructions for 1080 wild dog baits in condition 3.11. Any incidents where there are reasonable grounds to suspect that non-target animals (excluding other pest animals) may have been poisoned by 1080 wild dog baits should be reported to the EPA.
- 3.13 Ongoing baiting may be necessary in some instances to reduce the impacts of wild dogs on native fauna and domestic livestock. Such programs may be undertaken only if the risk to non-target species is low (see also conditions 3.3, 3.5, 3.9 and 3.12).

4. DIRECTIONS FOR USE – DISTANCE RESTRICTIONS

A person authorised to use 1080 wild dog bait under clause 9 of this Order must only do so in accordance with the following distance restrictions:

- 4.1. The minimum distances for the laying of 1080 wild dog baits have been set to minimise the risk to people and to non-target animals. A person authorised to use 1080 wild dog baits must not place 1080 wild dog baits where they can be washed into or contaminate surface or ground waters. 1080 wild dog baits must not be laid in areas where distance restrictions cannot be met. Other wild dog control methods must be used in those areas.
- 4.2 1080 wild dog baits must not be laid within close proximity to urban areas unless the baiting program is planned in conjunction with, and has been approved by, an Authorised Control Officer. A program approved under this condition must include strategies for minimising risk to non-target animals.
- 4.3 **Property Boundary:**
- 4.3.1 **Ground Baiting:** 1080 wild dog baits must not be laid within five (5) metres from any property boundary.
- 4.3.2 **Aerial Baiting:** 1080 wild dog baits must not be laid:
- (a) within ten (10) metres from any property boundary by helicopter, or
 - (b) within one hundred (100) metres from any property boundary when using a fixed winged aircraft. Use of fixed winged aircraft is restricted to Western Division only.
- 4.3.3 **Exemption for Group Baiting:** Conditions 4.3.1 and 4.3.2 do not apply to the laying of 1080 wild dog baits as part of a group baiting program that has been planned by an Authorised Control Officer and where that Officer has obtained written consent from the landholders involved in the baiting program for the laying of the 1080 wild dog baits. This exemption does not apply to property boundaries of landholders not involved in the baiting program.
- 4.4 **Habitation:**
- 4.4.1 **Ground Baiting:** 1080 wild dog baits must not be laid within one hundred and fifty (150) metres of a habitation except:
- (a) where a landholder or their authorised agent uses 1080 wild dog baits on their own property, in which case the landholder or their authorised agent may lay the 1080 wild dog baits at a distance of no less than fifty (50) metres from their own habitation.
 - (b) where an Authorised Control Officer plans a baiting program, in which case the 1080 wild dog baits may be laid at less than 150 metres but no closer than 50 metres from a habitation, subject to the following conditions:

- (i) The Authorised Control Officer has undertaken a risk assessment in accordance with the provisions of the VPM (as in force at the time) and determined that 1080 wild dog baits can be laid at distances of less than 150 metres but no closer than 50 metres from a habitation;
- (ii) Any baiting program planned by an Authorised Control Officer must include strategies for minimising risk to non-target animals;
- (iii) Any adjoining landholders must agree in writing to use or allow the use of 1080 wild dog baits as part of a coordinated wild dog control program at distances of less than 150 metres but no closer than 50 metres from a habitation on the landholder's property;
- (iv) Where an Authorised Control Officer implements a coordinated wild dog control program, they must not implement the program **UNLESS**:
 - (1) **ALL** the landholders in the group are made aware of the hazardous nature of 1080 wild dog baits in closely settled areas; AND
 - (2) **EVERY** landholder in the group signs an agreement that they:
 - (A) understand the hazards associated with the use of 1080 wild dog baits in closely settled areas; AND
 - (B) agree to allow 1080 wild dog baits to be laid on adjoining properties at distances of less than 150 metres but no closer than 50 metres from any habitation on their property in writing; AND
 - (C) agree to accept all responsibility for any problems arising from 1080 wild dog baits used on their land within the program; AND
 - (3) **ALL** the landholders of the outermost properties of the group abide by all the distance requirements in relation to adjoining properties not covered by the group activity.

4.4.2 **Aerial Baiting:** 1080 wild dog baits must not be laid:

- (a) within five hundred (500) metres of a habitation by helicopter, or
- (b) within one thousand (1000) metres of a habitation by a fixed wing aircraft. Use of fixed winged aircraft is restricted to the Western Division only.

4.5 **Domestic Water Supply or Water Draw Point:**

4.5.1 **Ground Baiting:** 1080 wild dog baits must not be laid within ten (10) metres of a domestic water supply.

4.5.2 **Aerial Baiting:** 1080 wild dog baits must not be laid:

- (a) within twenty (20) metres of a domestic water supply by helicopter, or
- (b) within one hundred (100) metres of a domestic water supply by a fixed winged aircraft. Use of fixed winged aircraft is restricted to the Western Division only.

5. **PUBLIC NOTIFICATION**

A person authorised to use 1080 wild dog bait under clause 9 of this Order must notify certain persons of the use of 1080 wild dog baits in accordance with the following conditions:

- 5.1 A person must not lay any 1080 wild dog baits on any land unless the person has first given a minimum of three (3) days notice of the date on which they will lay 1080 wild dog baits. This notice must be given to the occupier, manager or authorised agent of every property which has a property boundary within one (1) kilometre of a baiting location ("notification").
- 5.2. The notification may be given by telephone, text message, email, or in person, or, where this is not possible, by mail (including letter box drop). If notification cannot be made by telephone, text message, email, personal contact or mail, or the number of persons to be notified is more than twenty five (25), then notification may be made by advertisement in a local newspaper or on a government website where baiting is done under a NPWS RPMS program. Likewise for large group baiting programs (more than 25 participants) organised or approved by an Authorised Control Officer, notification may be via advertisement in a local newspaper or on a government website where baiting is done under a NPWS RPMS program.
- 5.3 The use of 1080 wild dog baits for ground baiting may be conducted for longer than seven (7) days but must commence within 21 days of notification otherwise further notification of intended baiting is required. In the case of aerial baiting, a date range of up to 14 days can be given but must commence within 21 days of notification, otherwise further notification is required.

- 5.4 Where replacement baiting is planned the notification must include the time period baiting is planned to be maintained.
- 5.5 Where baiting programs are ongoing notification must be given every six (6) months and condition 5.3 does not apply.

6. EMERGENCY BAITING (Ground application only)

A person authorised to use or possess 1080 wild dog bait under clause 9 of this Order may undertake emergency baiting but only in accordance with the following conditions:

- 6.1 A person whose livestock are being attacked or can provide evidence that their livestock are under imminent threat of attack may lay 1080 wild dog baits (by way of ground baiting only) without the need to comply with condition 5.1 (3-day prior neighbour notification). A person who undertakes emergency baiting must, however, notify each landholder whose property boundary lies within one (1) kilometre of a baiting location before laying any 1080 wild dog baits.
- 6.2 A person who undertakes emergency baiting must comply with all requirements in relation to the use of 1080 wild dog baits, except as provided for in condition 6.1.

7. 1080 POISONING NOTICES

A person authorised to use 1080 wild dog bait under clause 9 of this Order must erect notices in accordance with the following conditions:

- 7.1 A person who uses 1080 wild dog baits must erect notices before laying 1080 wild dog baits on any land. These notices must remain up for a minimum of four (4) weeks after the last day of baiting. Notices must be placed at:
- (a) every entry to the baiting location; and
 - (b) the main entrance to a private property where baiting is undertaken or in the case of a National Park the main entrance to the area being baited; and
 - (c) at the extremities of and up to five (5) kilometre intervals along all public thoroughfares which border or pass through the baiting location.
- 7.2 The notices must specify the following:
- (a) 1080 baits for wild dogs are being laid on this property; and
 - (b) the dates on which 1080 wild dog baits are first laid or the dates between which baits will be laid; and
 - (c) contact details of the person who will lay the 1080 wild dog baits or in the case of a public authority a person or office that can be contacted for information about 1080 wild dog baits being used on the property; and
 - (d) warning that domestic animals may be affected.
- 7.3 Under the *Pesticides Regulation 2009* (clauses 19 to 23) public authorities have additional public notification obligations that must be complied with. There are also other notification requirements in the Regulation.
- 7.4 1080 Poison Notices may be obtained from Authorised Control Officers.

8. GROUND BAITING WITH 1080 WILD DOG BAIT

A person authorised to use 1080 wild dog bait under clause 9 of this Order must only undertake ground baiting in accordance with the following conditions:

- 8.1 A person who lays 1080 wild dog baits must:
- (a) not lay more than ten (10) 1080 wild dog baits per kilometre of trail or more than twenty (20) 1080 wild dog baits per hundred (100) hectares and be done in accordance with bait station placement requirements stated in the VPM. 1080 wild dog baits may be concentrated to a localised area of wild dog activity but not at rates above the maximum limit in respect to the size of the baiting location within the property being baited; and
 - (b) not lay more 1080 wild dog baits on any one (1) property than approved by an Authorised Control Officer; and
 - (c) lay 1080 wild dog baits in such a way that any untaken 1080 wild dog baits can be found readily and destroyed in accordance with condition 3.11.
- 8.2 1080 wild dog baits should be buried in a shallow hole and covered with soil or organic material. If practical, tether the 1080 wild dog baits. The Authorised Control Officer risk assessment will determine if such techniques are not required. All bait station must be identifiable to the user.

- 8.3 In land reserved or acquired under the *National Parks and Wildlife Act 1974* and public reserves within the meaning of the *Local Government Act 1993* it is not necessary to mark the location for 1080 wild dog baits but GPS coordinates must be recorded.
- 8.4 A person who lays 1080 wild dog baits on a property of less than one hundred (100) ha must check the 1080 wild dog baits within five (5) days of laying the 1080 wild dog baits and must collect any untaken 1080 wild dog baits within seven (7) days of laying the 1080 wild dog bait. All untaken 1080 wild dog baits must be disposed of in accordance with condition 3.11. This condition does not prevent a person from replacing 1080 wild dog baits that are taken for a period of longer than seven (7) days where 1080 wild dog baits continue to be taken.

9. AERIAL BAITING WITH 1080 WILD DOG BAIT

A person authorised to use 1080 wild dog bait under clause 9 of this Order must only undertake aerial baiting in accordance with the following conditions:

- 9.1 Aerial baiting is restricted to areas and situations that meet the restrictions stated in LLS and OEH approved guidelines/procedures for Wild Dog Aerial Baiting. Approval for every aerial baiting program on land reserved under Part 4 of the *National Parks and Wildlife Act 1974* must be obtained from the relevant OEH Regional Director. For all other land, approval for every aerial baiting program must be obtained from the LLS Chair of Chairs or their delegate. Aerial baiting must be organised through either LLS or OEH or another NSW public authority that the EPA has given approval to undertake such an activity.
- 9.2 Notwithstanding any other condition contained in this Schedule, a person who undertakes aerial baiting must only use 1080 wild dog baits that are specified in the VPM and approved for aerial baiting.
- 9.3 A pilot who operates an aircraft which is used to aerially apply 1080 wild dog baits must use onboard GPS navigation equipment mounted in the pilot's line of sight to navigate along agreed flight paths. The GPS navigation equipment must be of the type that has a moving map display with topographic features which provide accurate guidance to the pilot. The GPS equipment must have full data logging capabilities and all flight paths must be pre-programmed into the GPS navigation equipment before commencement of 1080 wild dog aerial baiting.
- 9.4 A pilot who operates an aircraft which is used to aerially apply 1080 wild dog baits must make a record of the GPS flight path which includes the start and finish drop point data, for 1080 wild dog bait, for each aerial run. The record must be kept for a period of at least three (3) years after the date on which the 1080 wild dog bait was aerially applied. A pilot must make any records available to the EPA on request.
- 9.5 The employer or contractor of a pilot must ensure that a pilot of any aircraft used to aerially apply 1080 wild dog baits complies with conditions 9.3 and 9.4.
- 9.6 A person coordinating or organising aerial baiting programs must ensure that pilots are given digitised flight paths for all areas where 1080 wild dog baits are to be dropped from an aircraft which is used to aerially apply 1080 wild dog baits.
- 9.7 A person on the aircraft that is responsible for dropping 1080 wild dog baits must not be given the task of navigating the aircraft. A pilot is responsible for navigation and must ensure that 1080 wild dog baits are dropped along the agreed flight path.
- 9.8 A person who drops 1080 wild dog baits from an aircraft which is used to aerially apply 1080 wild dog baits must hold as a minimum the qualification specified in clause 9(c)(iii) of this Order.
- 9.9 A person who drops 1080 wild dog baits from an aircraft which is used to aerially apply 1080 wild dog baits must not drop more than ten (10) 1080 wild dog baits per kilometre of agreed flight path on any land in NSW unless the person is permitted to do otherwise under an APVMA permit, and then must be compliant with the conditions on use in the APVMA permit.

ATTACHMENT 1

DANGEROUS POISON
KEEP OUT OF REACH OF CHILDREN
READ SAFETY DIRECTIONS BEFORE OPENING OR USING

1080 POISONED BAIT

ACTIVE CONSTITUENT: mg* of SODIUM FLUOROACETATE (1080) per bait

FOR THE CONTROL OF WILD DOGS OR FOXES

RESTRICTED CHEMICAL PRODUCT – ONLY TO BE SUPPLIED TO OR USED BY AN AUTHORISED PERSON

NOT TO BE USED FOR ANY PURPOSE OR IN ANY MANNER CONTRARY TO THIS LABEL UNLESS AUTHORISED UNDER APPROPRIATE LEGISLATION.

DIRECTIONS FOR USE: When using this product to control wild dogs you must follow the conditions for use in Schedule 1 of the current NSW 1080 Baits Pesticide Control Order. When using this product to control foxes you must follow the conditions for use in Schedule 2 of the current NSW 1080 Baits Pesticide Control Order

SAFETY DIRECTIONS:

Very dangerous. Poisonous if swallowed. When opening the bag and handling the bait wear non-permeable gloves. If product on skin immediately wash area with soap and water. After use and before eating, drinking or smoking, wash hands, arms and face thoroughly with soap and water. After each day's use wash gloves and contaminated clothing.

FIRST AID:

If poisoning occurs, contact a doctor or Poisons Information Centre on 131126. Urgent hospital treatment is likely to be needed. If skin contact occurs, remove contaminated clothing and wash skin thoroughly. Remove person from contaminated area. Apply artificial respiration if not breathing. If in eyes, hold eyes open, flood with water for at least 15 minutes and see a doctor.

PROTECTION OF LIVESTOCK, DOMESTIC AND FARM DOGS:

Dogs are highly susceptible to the bait. Ensure all domestic and farm dogs are restrained during the baiting program.

PROTECTION OF WILDLIFE, FISH, CRUSTACEANS AND ENVIRONMENT:

Do not contaminate dams, streams, rivers or waterways with bait or this plastic bag.

TRANSPORT, STORAGE AND DISPOSAL:

This bait must be kept inside a secure location, away from food, children and domestic animals after procuring bait from an Authorised Control Officer. Store bait only in this approved plastic bag. Bait may only be placed in a refrigerator that is not used to store food. This bait should be used immediately but where this is not possible baits must be used within 7 days of acquiring it from an Authorised Control Officer. Do not allow bait to contaminate foodstuff or feed intended for human or animal consumption. Plastic bags or HDPE plastic buckets which have held bait must not be used for any other purpose. Triple or pressure rinse, break, crush or puncture this plastic bag or HDPE plastic bucket before disposal. Dispose of rinsate and this plastic bag or HDPE plastic bucket along with any unused baits in a disposal pit and cover with at least 500 mm of soil. The disposal pit must be specifically marked and set up for this purpose and be clear of waterways (permanent or ephemeral). This plastic bag may be disposed of in a disposal pit on the property where the baits were used, or at a site approved by the Authorised Control Officer or in a local authority landfill. Burning of this plastic bag is permitted but only in accordance with provisions stated in the Schedules of the 1080 Bait Products Pesticide Control Order.

MANUFACTURER'S WARRANTY; EXCLUSION OF LIABILITY:

No responsibility is accepted in respect of this product save those not excludable conditions implied by any Federal and State Legislation.

* Wild dog baits contain 6mg of 1080 per bait. Fox baits contain 3mg of 1080 per bait

LOCAL LAND SERVICES
or
NAME OF PUBLIC AUTHORITY

KG NET

Schedule 2

USE OF 1080 BAIT PRODUCT FOR CONTROL OF FOXES

1. WHAT 1080 BAIT PRODUCTS CAN BE USED ON FOXES

A person authorised to use 1080 bait products under clause 9 of this Order must, when using 1080 bait products for the purpose of controlling foxes, only do so in accordance with the following conditions:

- 1.1 A person must only use 1080 bait material which has been produced and supplied by an Authorised Control Officer for the purpose of controlling foxes; or
- 1.2 A person must only use 1080 bait products that are specifically manufactured for the control of foxes, registered by the APVMA and approved for use in controlling foxes in NSW. These products are Foxoff Fox Bait (APVMA Product Registration Number 40573); Foxoff Econobait (APVMA Product Registration Number 46434) Paks DE-FOX 1080 Fox Bait (APVMA Product Registration Number 58999) and Foxshield Fox Bait (APVMA Product Registration Number 64962) and any other similar 1080 bait product that is registered by the APVMA after the commencement of this Order and approved for the control of foxes in NSW.
- 1.3 A person must not freeze 1080 bait material.

1080 bait material and 1080 bait products referred to in conditions 1.1 and 1.2 will henceforth be referred to as "1080 fox bait".

2. POSSESSION OF 1080 FOX BAIT

A person authorised to possess 1080 fox bait under clause 9 of this Order must only do so in accordance with the following conditions:

- 2.1 A person must only possess 1080 fox bait if it has been supplied to them or their authorised agent or nominated person, by an Authorised Control Officer or by a trained staff member of the LLS or OEH (i.e. met the training requirements of clause 9(c) (iii) of this order) under the direction of the Authorised Control Officer.
- 2.2 A person taking possession of 1080 fox baits must first complete and sign an indemnity form for each property or NPWS RPMS program on which 1080 fox bait is intended to be used. An Authorised Control Officer or an employee of an LLS must give them a copy of each indemnity form that they complete and sign.
- 2.3 A person taking possession of 1080 fox baits and laying 1080 fox baits on behalf of another landholder as their authorised agent, must provide evidence to the Authorised Control Officer of the consent given by the landholder whose property will use 1080 fox baits. The consent must not cover a period of time greater than 12 months.
- 2.4 All persons receiving 1080 fox baits from an Authorised Control Officer must only temporarily possess and store 1080 fox baits. All 1080 fox baits must be stored in a lockable storage area away from children, animal food, foodstuffs, seed and fertiliser. Where 1080 fox bait is required to be placed in a refrigerator, the refrigerator must not be concurrently used to store food and must be located in a lockable storage area. All 1080 bait material for fox control must be used within seven (7) days. All opened and unopened manufactured and registered 1080 bait product (such as Foxoff (both products) and DE-FOX product) must be destroyed within one (1) month of completion of the baiting program, by burial in accordance with condition 3.11 or where possible, returned to an Authorised Control Officer.
- 2.5 All persons receiving 1080 fox baits from an Authorised Control Officer must store 1080 fox baits in either the labelled plastic bag supplied by the Authorised Control Officer (labelled in accordance with **attachment 1**) or in the container supplied by the manufacturer of an APVMA registered 1080 fox bait product or in a structurally sound, impervious HDPE plastic bucket with sealing lid and labelled in accordance with **attachment 1**.

3. DIRECTIONS FOR USE – GENERAL RESTRICTIONS

A person authorised to use or possess 1080 fox bait under clause 9 of this Order must only do so in accordance with the following general conditions:

- 3.1 A person in possession of 1080 fox baits must transport and store the 1080 fox baits in such a way that other persons cannot access the 1080 fox baits. A person transporting 1080 fox baits must store the 1080 fox baits in a secure location of their vehicle.

- 3.2 A person must not place the 1080 fox baits in a position accessible to children, domestic animals or pets.
- 3.3 A person who uses 1080 fox baits should avoid poisoning of domestic pets. As 1080 is particularly lethal to domestic dogs, the person using the baits should recommend to neighbours requiring notification (see condition 5.1) to restrain their pets and working dogs and ensure they do not enter the baiting location during poisoning operations or to muzzle dogs if they are required to work the baiting location during and after poisoning. In the event of accidental poisoning seek immediate veterinary assistance.
- 3.4 A person must not feed 1080 fox baits to non-target species.
- 3.5 1080 fox baits may be toxic to some native wildlife. To the extent possible, the person using the 1080 fox baits should time baiting programs for when non-target species are least active or least susceptible.
- 3.6 A person must not apply 1080 fox baits to, or in, crops which are in mid to late developmental stages. A person must not apply 1080 fox baits to, or in, crops if application of 1080 fox baits is likely to lead to contamination of the crops.
- 3.7 A person must ensure that 1080 fox baits do not contaminate foodstuffs, or feed, for human or non-target animal consumption.
- 3.8 A person must not use plastic bags or containers which have been used to contain 1080 fox baits for any other purpose and must dispose of such plastic bags or containers by burial or burning as follows:

3.8.1 Burial

Plastic bags or containers must be buried as follows:

- (a) Plastic bags or containers must be triple rinsed or pressure rinsed; and
- (b) Empty rinsed plastic bags or containers must be broken, crushed or punctured; and
- (c) Disposed of either on the property where the 1080 fox baits were used, or at a site approved by the Authorised Control Officer, buried in a disposal pit and covered with at least five hundred (500) mm of soil; or
- (d) In a local authority landfill; and
- (e) Rinsate must be buried on the property where the 1080 fox baits were used, or at a site approved by the Authorised Control Officer in a disposal pit covered with at least five hundred (500) mm of soil; and
- (f) The disposal pit must be specifically marked and set up for this purpose and clear of waterways (permanent or ephemeral).

3.8.2 Burning

Empty plastic bags that have contained 1080 must be burnt by open fire in accordance with an approval issued under the *Protection of the Environment Operations (Clean Air) Regulation 2010*. A person that disposes of plastic bags by way of burning must also comply with the following conditions:

- (a) The amount of plastic bags burnt at any premises on any single day must not exceed one hundred (100) bags without the prior written approval of the EPA.
 - (b) The burning of plastic bags must be carried out at least five hundred (500) metres from any habitation.
 - (c) The burning of plastic bags must be carried out in accordance with any requirement of the *Rural Fires Act 1997* and the *Fire Brigades Act 1989*, as administered by the relevant local authority and Fire and Rescue NSW.
 - (d) The open fire burning must not be carried out on a day subject to an order prohibiting the burning of fires in the open published by the EPA pursuant to section 133(2) of the *Protection of the Environment Operations Act 1997*.
 - (e) The open fire burning of plastic bags must only be carried out in dry weather using such practicable means as may be necessary to minimise visible smoke emissions causing air pollution.
- 3.9 A person who uses 1080 fox baits must not pollute dams, drains, streams, rivers or waterways with 1080 fox baits or plastic bags and containers that have held 1080 fox baits. Pollution of waters is an offence under section 120 of the *Protection of the Environment Operations Act 1997*.
- 3.10 A person must not place 1080 fox baits on a property without the written consent of the occupier, manager or authorised agent of the land unless the baiting has been determined necessary under the provisions of the *Local Land Services Act 2013* and is carried out by an employee or contractor of the LLS or another public authority.

- 3.11 At the end of any ground baiting program conducted in accordance with this Schedule, a person using 1080 fox baits must make a reasonable effort to ensure that all untaken baits are collected and removed from a baiting location unless the risk assessment for their baiting location determines otherwise. All collected and unused 1080 fox baits must be disposed of as soon as possible at the property where the 1080 fox baits were used, or in the case of a coordinated baiting program, on a property or location identified and agreed to by the Authorised Control Officer coordinating the program. All collected and unused 1080 fox baits must be buried in a disposal pit and must be buried under at least five hundred (500) mm of soil. The disposal pit must be clear of waterways (permanent or ephemeral) so as to not cause pollution of water in accordance with Part 5.3 of the *Protection of the Environment Operations Act 1997*.
- 3.12 To the extent possible, a person who uses 1080 fox baits should recover carcasses of animals poisoned by 1080 fox baits and bury them in accordance with the disposal instructions for 1080 fox baits in condition 3.11. Any incidents where there are reasonable grounds to suspect that non-target animals (excluding other pest animals) may have been poisoned by 1080 fox baits should be reported to the EPA.
- 3.13 Ongoing baiting may be necessary in some instances to reduce the impacts of fox predation on native fauna. Such programs may be undertaken only if the risk to non-target species is low (see also conditions 3.3, 3.5, 3.9 and 3.12).

4. DIRECTIONS FOR USE – DISTANCE RESTRICTIONS

A person authorised to use 1080 fox bait under clause 9 of this Order must only do so in accordance with the following distance restrictions:

- 4.1 The minimum distances for the laying of 1080 fox baits have been set to minimise the risk to people and to non-target animals. A person authorised to use 1080 fox baits must not place 1080 fox baits where they can be washed into or contaminate surface or groundwater. 1080 fox baits must not be laid in areas where distance restrictions cannot be met. Other fox control methods must be used in those areas.
- 4.2 1080 fox baits must not be laid within close proximity to urban areas unless the baiting program is planned in conjunction with, and has been approved by, an Authorised Control Officer. A program approved under this condition must include strategies for minimising risk to non-target animals.

4.3 **Property Boundary:**

4.3.1 **Ground Baiting:** 1080 fox baits must not be laid within five (5) metres from any property boundary.

4.3.2 **Aerial Baiting:** 1080 fox baits must not be laid:

- (a) within ten (10) metres from any property boundary by helicopter, or
- (b) within one hundred (100) metres from any property boundary when using a fixed winged aircraft. Use of fixed winged aircraft is restricted to Western Division only.

4.3.3 **Exemption for Group Baiting:** Conditions 4.3.1 and 4.3.2 do not apply to the laying of 1080 fox baits as part of a group baiting program that has been planned by an Authorised Control Officer and where that Officer has obtained written consent from the landholders involved in the baiting program for the laying of the 1080 fox baits. This exemption does not apply to property boundaries of landholders not involved in the baiting program.

4.4 **Habitation:**

4.4.1 **Ground Baiting:** 1080 fox baits must not be laid within one hundred and fifty (150) metres of a habitation except:

- (a) where a landholder or their authorised agent uses 1080 fox baits on their own property, in which case the landholder or their authorised agent may lay the 1080 fox baits at a distance of no less than 20 metres from their own habitation.
- (b) where an Authorised Control Officer plans a baiting program, in which case the 1080 fox baits may be laid at less than 150 metres but no closer than 20 metres from a habitation, subject to the following conditions:
 - (i) The Authorised Control Officer has undertaken a risk assessment in accordance with the provisions of the VPM (as in force at the time) and determined that 1080 fox baits

- can be laid at distances of less than 150 metres but no closer than 20 metres from a habitation;
- (ii) Any baiting program planned by an Authorised Control Officer must include strategies for minimising risk to non-target animals;
 - (iii) Any adjoining landholders must agree in writing to use or allow the use of 1080 fox baits as part of a coordinated fox control program at distances of less than 150 metres but no closer than 20 metres from a habitation on the landholder's property;
 - (iv) Where an Authorised Control Officer implements a coordinated fox control program, they must not implement the program **UNLESS**:
 - (1) **ALL** the landholders in the group are made aware of the hazardous nature of 1080 fox baits in closely settled areas; AND
 - (2) **EVERY** landholder in the group signs an agreement that they:
 - (A) understand the hazards associated with the use of 1080 fox baits in closely settled areas; AND
 - (B) agree to allow 1080 fox baits to be laid on adjoining properties at distances of less than 150 metres but no closer than 20 metres from any habitation on their property in writing; AND
 - (C) agree to accept all responsibility for any problems arising from 1080 fox baits used on their land within the program; AND
 - (3) **ALL** the landholders of the outermost properties of the group abide by all the distance requirements in relation to adjoining properties not covered by the group activity.

4.4.2 **Aerial Baiting:** 1080 fox baits must not be laid:

- (a) within five hundred (500) metres of a habitation by helicopter, or
- (b) within one thousand (1000) metres of a habitation by a fixed wing aircraft. Use of fixed winged aircraft is restricted to the Western Division only.

4.5 **Domestic Water Supply or Water Draw Point:**

4.5.1 **Ground Baiting:** 1080 fox baits must not be laid within ten (10) metres of a domestic water supply.

4.5.2 **Aerial Baiting:** 1080 fox baits must not be laid:

- (a) within twenty (20) metres of a domestic water supply by helicopter, or
- (b) within one hundred (100) metres of a domestic water supply by a fixed winged aircraft. Use of fixed winged aircraft is restricted to the Western Division only.

5. PUBLIC NOTIFICATION

A person authorised to use 1080 fox bait under clause 9 of this Order must notify certain persons of the use of 1080 fox baits in accordance with the following conditions:

- 5.1 A person must not lay any 1080 fox baits on any land unless the person has first given a minimum of three (3) days notice of the date on which they will lay 1080 fox baits. This notice must be given to the occupier, manager or authorised agent of every property which has a property boundary within one (1) kilometre of a baiting location ("notification").
- 5.2. The notification may be given by telephone, text message, email or in person, or, where this is not possible, by mail (including letter box drop). If notification cannot be made by telephone, text message, email, personal contact or mail, or the number of persons to be notified is more than twenty five (25), then notification may be made by advertisement in a local newspaper or on a government website where baiting is done under a NPWS RPMS program. Likewise for large group baiting programs (more than 25 participants) organised or approved by an Authorised Control Officer, notification may be via advertisement in a local newspaper or on a government website where baiting is done under a NPWS RPMS program.
- 5.3 The use of 1080 fox baits for ground baiting may be conducted for longer than seven (7) days but must commence within 21 days of notification otherwise further notification of intended baiting is required. In the case of aerial baiting, a date range of up to 14 days can be given but must commence within 21 days of notification, otherwise further notification is required.
- 5.4 Where replacement baiting is planned the notification must include the time period baiting is planned to be maintained.

- 5.5 Where baiting programs are ongoing notification must be given every six (6) months and condition 5.3 does not apply.

6. EMERGENCY BAITING (Ground application only)

A person authorised to use or possess 1080 fox bait under clause 9 of this Order may undertake emergency baiting, but only in accordance with the following conditions:

- 6.1 A person whose livestock are being attacked or can provide evidence that their livestock are under imminent threat of attack may lay 1080 fox baits (by way of ground baiting only) without the need to comply with condition 5.1 (3-day prior neighbour notification). A person who undertakes emergency baiting must, however, notify each landholder whose property boundary lies within one (1) kilometre of a baiting location before laying any 1080 fox baits.
- 6.2 A person who undertakes emergency baiting must comply with all requirements in relation to the use of 1080 fox baits, except as provided for in condition 6.1.

7. 1080 POISONING NOTICES

A person authorised to use 1080 fox bait under clause 9 of this Order must erect notices in accordance with the following conditions:

- 7.1 A person who uses 1080 fox baits must erect notices before laying 1080 fox baits on any land. These notices must remain up for a minimum of four (4) weeks after the last day of baiting. Notices must be placed at:
- (a) every entry to the baiting location; and
 - (b) the main entrance to a private property where baiting is undertaken or in the case of a National Park the main entrance to the area being baited; and
 - (c) at the extremities of and up to five (5) kilometre intervals along all public thoroughfares which border or pass through the baiting location.
- 7.2 The notices must specify the following:
- (a) 1080 baits for foxes are being laid on this property; and
 - (b) the dates on which 1080 fox baits are first laid or the dates between which baits will be laid; and
 - (c) contact details of the person who will lay the 1080 fox baits or in the case of a public authority a person or office that can be contacted for information about 1080 fox baits being used on the property; and
 - (d) warning that domestic animals may be affected.
- 7.3 Under the *Pesticides Regulation 2009* (clauses 19 to 23) public authorities have additional public notification obligations that must be complied with. There are also other notification requirements in the Regulation.
- 7.4 1080 Poison Notices may be obtained from Authorised Control Officers.

8. GROUND BAITING WITH 1080 FOX BAIT

A person authorised to use 1080 fox bait under clause 9 of this Order must only undertake ground baiting in accordance with the following conditions:

- 8.1 A person who lays 1080 fox baits must:
- (a) not lay more than ten (10) 1080 fox baits per kilometre of trail or more than twenty (20) 1080 fox baits per 100 hectares and be done in accordance with bait station placement requirements stated in the VPM; and
 - (b) not lay more 1080 fox baits on any one (1) property than approved by an Authorised Control Officer; and
 - (c) lay 1080 fox baits in such a way that any untaken 1080 fox baits can be found readily and destroyed in accordance with condition 3.11.
- 8.2 1080 fox baits should be buried in a shallow hole and covered with soil or organic material. If practical, tether the 1080 fox baits. The Authorised Control Officer risk assessment will determine if such techniques are not required. All bait stations must be identifiable to the user.
- 8.3 In land reserved or acquired under the *National Parks and Wildlife Act 1974* and public reserves within the meaning of the *Local Government Act 1993* it is not necessary to mark the location for 1080 fox baits but GPS coordinates must be recorded.
- 8.4 A person who lays 1080 fox baits on a property of less than one hundred (100) ha must check the 1080 fox baits within five (5) days of laying the 1080 fox baits and must collect any untaken 1080 fox baits within seven

(7) days of laying the 1080 fox bait. All untaken 1080 fox baits must be disposed of in accordance with condition 3.11. This condition does not prevent a person from replacing 1080 fox baits that are taken for a period of longer than seven (7) days where 1080 fox baits continue to be taken. Baiting undertaken as part of an approved site plan of the NSW Fox Threat Abatement Plan is exempt from this condition.

9. AERIAL BAITING WITH 1080 FOX BAIT

A person authorised to use 1080 fox bait under clause 9 of this Order must only undertake aerial baiting in accordance with the following conditions:

- 9.1 Aerial baiting for fox control should be restricted to areas where ground control is impractical or where it is necessary for the protection of threatened species. Approval for every aerial baiting program on land reserved under Part 4 of the *National Parks and Wildlife Act 1974* must be obtained from the relevant OEH Regional Director. For all other land, approval for every aerial baiting program must be obtained from the LLS Chair of Chairs or their delegate. Aerial baiting must be organised through either LLS or OEH or another NSW public authority that the EPA has given approval to undertake such an activity. All programs involving aerial application of 1080 fox baits must follow the guidelines contained in the VPM. Your local LLS has full details.
- 9.2 Notwithstanding any other condition contained in this Schedule, a person who undertakes aerial baiting must only use 1080 fox baits that are specified in the VPM and approved for aerial baiting.
- 9.3 A pilot who operates an aircraft which is used to aurally apply 1080 fox baits must use onboard GPS navigation equipment mounted in the pilot's line of sight to navigate along agreed flight paths. The GPS navigation equipment must be of the type that has a moving map display with topographic features which provide accurate guidance to the pilot. The GPS equipment must have full data logging capabilities and all flight paths must be pre-programmed into the GPS navigation equipment before commencement of 1080 fox aerial baiting.
- 9.4 A pilot who operates an aircraft which is used to aurally apply 1080 fox baits must make a record of the GPS flight path which includes the start and finish drop point data, for 1080 fox bait, for each aerial run. The record must be kept for a period of at least three (3) years after the date on which the 1080 fox bait was aurally applied. A pilot must make any records available to the EPA on request.
- 9.5 The employer or contractor of a pilot must ensure that a pilot of any aircraft used to aurally apply 1080 fox baits complies with conditions 9.3 and 9.4.
- 9.6 A person coordinating or organising aerial baiting programs must ensure that pilots are given digitised flight paths for all areas where 1080 fox baits are to be dropped from an aircraft which is used to aurally apply 1080 fox baits.
- 9.7 A person on the aircraft that is responsible for dropping 1080 fox baits must not be given the task of navigating the aircraft. A pilot is responsible for navigation and must ensure that 1080 fox baits are dropped along the agreed flight path.
- 9.8 A person who drops 1080 fox baits from an aircraft which is used to aurally apply 1080 fox baits must hold as a minimum the qualification specified in clause 9(c)(iii) of this Order.
- 9.9 A person who drops 1080 fox baits from an aircraft which is used to aurally apply 1080 fox baits must not drop more than ten (10) 1080 fox baits per kilometre of agreed flight path on any land in NSW.

ATTACHMENT 1

DANGEROUS POISON
KEEP OUT OF REACH OF CHILDREN
READ SAFETY DIRECTIONS BEFORE OPENING OR USING

1080 POISONED BAIT

ACTIVE CONSTITUENT: mg* of SODIUM FLUOROACETATE (1080) per bait

FOR THE CONTROL OF WILD DOGS OR FOXES

RESTRICTED CHEMICAL PRODUCT – ONLY TO BE SUPPLIED TO OR USED BY AN AUTHORISED PERSON

NOT TO BE USED FOR ANY PURPOSE OR IN ANY MANNER CONTRARY TO THIS LABEL UNLESS AUTHORISED UNDER APPROPRIATE LEGISLATION.

DIRECTIONS FOR USE: When using this product to control wild dogs you must follow the conditions for use in Schedule 1 of the current NSW 1080 Baits Pesticide Control Order. When using this product to control foxes you must follow the conditions for use in Schedule 2 of the current NSW 1080 Baits Pesticide Control Order

SAFETY DIRECTIONS:

Very dangerous. Poisonous if swallowed. When opening the bag and handling the bait wear non-permeable gloves. If product on skin immediately wash area with soap and water. After use and before eating, drinking or smoking, wash hands, arms and face thoroughly with soap and water. After each day's use wash gloves and contaminated clothing.

FIRST AID:

If poisoning occurs, contact a doctor or Poisons Information Centre on 131126. Urgent hospital treatment is likely to be needed. If skin contact occurs, remove contaminated clothing and wash skin thoroughly. Remove person from contaminated area. Apply artificial respiration if not breathing. If in eyes, hold eyes open, flood with water for at least 15 minutes and see a doctor.

PROTECTION OF LIVESTOCK, DOMESTIC AND FARM DOGS:

Dogs are highly susceptible to the bait. Ensure all domestic and farm dogs are restrained during the baiting program.

PROTECTION OF WILDLIFE, FISH, CRUSTACEANS AND ENVIRONMENT:

Do not contaminate dams, streams, rivers or waterways with bait or this plastic bag.

TRANSPORT, STORAGE AND DISPOSAL:

This bait must be kept inside a secure location, away from food, children and domestic animals after procuring bait from an Authorised Control Officer. Store bait only in this approved plastic bag. Bait may only be placed in a refrigerator that is not used to store food. This bait should be used immediately but where this is not possible baits must be used within 7 days of acquiring it from an Authorised Control Officer. Do not allow bait to contaminate foodstuff or feed intended for human or animal consumption. Plastic bags or HDPE plastic buckets which have held bait must not be used for any other purpose. Triple or pressure rinse, break, crush or puncture this plastic bag or HDPE plastic bucket before disposal. Dispose of rinsate and this plastic bag or HDPE plastic bucket along with any unused baits in a disposal pit and cover with at least 500 mm of soil. The disposal pit must be specifically marked and set up for this purpose and be clear of waterways (permanent or ephemeral). This plastic bag may be disposed of in a disposal pit on the property where the baits were used, or at a site approved by the Authorised Control Officer or in a local authority landfill. Burning of this plastic bag is permitted but only in accordance with provisions stated in the Schedules of the 1080 Bait Products Pesticide Control Order.

MANUFACTURER'S WARRANTY; EXCLUSION OF LIABILITY:

No responsibility is accepted in respect of this product save those not excludable conditions implied by any Federal and State Legislation.

* Wild dog baits contain 6mg of 1080 per bait. Fox baits contain 3mg of 1080 per bait

LOCAL LAND SERVICES
or
NAME OF PUBLIC AUTHORITY

KG NET

Schedule 3

USE OF 1080 BAIT PRODUCT FOR CONTROL OF FERAL PIGS

1. WHAT 1080 BAIT PRODUCTS CAN BE USED ON FERAL PIGS

A person authorised to use 1080 bait products under clause 9 of this Order must, when using 1080 bait products for the purpose of controlling feral pigs, only do so in accordance with the following conditions:

- 1.1 A person must only use 1080 bait material which has been produced and supplied by an Authorised Control Officer for the purpose of controlling feral pigs; or
- 1.2 A person must only use 1080 bait products that are specifically manufactured for the control of feral pigs, are registered by the APVMA and approved for the use in controlling feral pigs in NSW. These products are Pigout Feral Pig Bait (APVMA Product Registration Number 61293) and any other similar 1080 bait product that is registered by the APVMA, after the commencement of this Order, and approved for the control of feral pigs.

1080 bait material and 1080 bait products referred to under conditions 1.1 and 1.2 will henceforth be referred to as "1080 feral pig bait".

2. POSSESSION OF 1080 FERAL PIG BAIT

A person authorised to possess 1080 feral pig bait under clause 9 of this Order must only do so in accordance with the following conditions:

- 2.1 A person must only possess 1080 feral pig bait if it has been supplied to them or their authorised agent or nominated person, by an Authorised Control Officer or by a trained staff member of the LLS or OEH (i.e. met the training requirements of clause 9(c) (iii) of this order) under the direction of the Authorised Control Officer.
- 2.2 A person taking possession of 1080 feral pig baits must first complete and sign an indemnity form for each property or NPWS RPMS program on which 1080 feral pig bait is intended to be used. An Authorised Control Officer or an employee of an LLS must give them a copy of each indemnity form that they complete and sign.
- 2.3 A person taking possession of 1080 feral pig baits and laying 1080 feral pig baits on behalf of another landholder as their authorised agent, must provide evidence to the Authorised Control Officer of the consent given by the landholder whose property will use 1080 feral pig baits. The consent must not cover a period of time greater than 12 months.
- 2.4 All persons receiving 1080 feral pig baits from an Authorised Control Officer must only temporarily possess and store 1080 feral pig baits. All 1080 feral pig baits must be stored in a lockable storage area away from children, animal food, foodstuffs, seed and fertiliser. Where 1080 feral pig bait is required to be placed in a refrigerator, the refrigerator must not be concurrently used to store food and must be located in a lockable storage area. All 1080 bait material for feral pig control must be used within fourteen (14) days. All opened and unopened manufactured and registered 1080 bait product (such as Pigout Feral Pig Bait product) must be destroyed within two (2) months (three (3) months in Western Division) after completion of the baiting program, by burial in accordance with condition 3.12 or where possible, returned to an Authorised Control Officer.
- 2.5 All persons receiving 1080 feral pig baits from an Authorised Control Officer must store 1080 feral pig baits in either the labelled plastic bag supplied by the Authorised Control Officer (labelled in accordance with **attachment 1**) or in a container supplied by the manufacturer of an APVMA registered 1080 feral pig bait product or in a structurally sound, impervious HDPE plastic bucket with sealing lid and labelled in accordance with **attachment 1**.

3. DIRECTIONS FOR USE – GENERAL RESTRICTIONS

A person authorised to use or possess 1080 feral pig bait under clause 9 of this Order must only do so in accordance with the following general conditions:

- 3.1 A person in possession of 1080 feral pig baits must transport and store the 1080 feral pig baits in such a way that other persons cannot access the 1080 feral pig baits. A person transporting 1080 feral pig baits must store the 1080 feral pig baits in a secure location of their vehicle.
- 3.2 A person must not place the 1080 feral pig baits in a position accessible to children, livestock, domestic animals or pets.

- 3.3 A person who uses 1080 feral pig baits should avoid poisoning of domestic pets. As 1080 is particularly lethal to domestic dogs, the person using the baits should recommend to neighbours requiring notification (see condition 5.1) to restrain their pets and working dogs and ensure they do not enter the baiting location during poisoning operations or to muzzle dogs if they are required to work the baiting location during and after poisoning. In the event of accidental poisoning seek immediate veterinary assistance. Where practicable, remove feral pig carcasses from the control area and dispose of carcasses by burial as specified in condition 3.12.
- 3.4 A person must not feed 1080 feral pig baits to non-target species.
- 3.5 1080 feral pig baits may be toxic to some birds and other native wildlife. Bait placement and/or bait station design should be such that non-target access is minimised. To the extent possible, the person using the 1080 feral pig baits should time baiting programs for when non-target species are least active or least susceptible
- 3.6 A person must not apply 1080 feral pig baits to, or in, crops which are in mid to late developmental stages. A person must not apply 1080 feral pig baits to, or in, crops if application of 1080 feral pig baits is likely to lead to contamination of the crops.
- 3.7 A person must not lay 1080 feral pig baits on more than three (3) consecutive days at one bait site except when using a HogHopper or a feral pig bait delivery device. Adequate free feeding will minimise the number of pigs that remain after this 3-day baiting period. Further free feeding in accordance with condition 7.2 can be undertaken to determine the amount of bait material required to control any remaining pigs. This amount of 1080 feral pig baits may then be laid for no more than three (3) consecutive days. The total number of days on which 1080 feral pig baits are laid must not exceed nine (9) days during any 14-day notification period.
- 3.8 A person must ensure that 1080 feral pig baits do not contaminate foodstuffs, or feed, for human or non-target animal consumption.
- 3.9 A person must not use plastic bags or containers which have been used to contain 1080 feral pig baits for any other purpose and must dispose of such containers by burial or burning as follows:

3.9.1 Burial

Plastic bags or containers must be buried as follows:

- (a) Plastic bags or containers must be triple rinsed or pressure rinsed; and
- (b) Empty rinsed plastic bags or containers must be broken, crushed or punctured; and
- (c) Disposed of either on the property where the 1080 feral pig baits were used, or at a site approved by the Authorised Control Officer, buried in a disposal pit and covered with at least five hundred (500) mm of soil; or
- (d) In a local authority landfill; and
- (e) Rinsate must be buried on the property where the 1080 feral pig baits were used, or at a site approved by the Authorised Control Officer in a disposal pit covered with at least five hundred (500) mm of soil; and
- (f) The disposal pit must be specifically marked and set up for this purpose and clear of waterways (permanent or ephemeral).

3.9.2 Burning

Empty plastic bags that have contained 1080 must be burnt by open fire in accordance with an approval issued under the *Protection of the Environment Operations (Clean Air) Regulation 2010*. A person that disposes of plastic bags by way of burning must also comply with the following conditions:

- (a) The amount of plastic bags burnt at any premises on any single day must not exceed one hundred (100) bags without the prior written approval of the EPA.
- (b) The burning of plastic bags must be carried out at least five hundred (500) metres from any habitation.
- (c) The burning of plastic bags must be carried out in accordance with any requirement of the *Rural Fires Act 1997* and the *Fire Brigades Act 1989*, as administered by the relevant local authority and the Fire and Rescue NSW.
- (d) The open fire burning must not be carried out on a day subject to an order prohibiting the burning of fires in the open published by the EPA pursuant to section 133(2) of the *Protection of the Environment Operations Act 1997*.
- (e) The open fire burning of plastic bags must only be carried out in dry weather using such practicable means as may be necessary to minimise visible smoke emissions causing air pollution.

- 3.10 A person who uses 1080 feral pig baits must not pollute dams, drains, streams, rivers or waterways with 1080 feral pig baits or plastic bags and containers that have held 1080 feral pig baits. Pollution of waters is an offence under section 120 of the *Protection of the Environment Operations Act 1997*.
- 3.11 A person must not place 1080 feral pig baits on a property without the written consent of the occupier, manager or authorised agent of the land unless the baiting has been determined necessary under the provisions of the *Local Land Services Act 2013* and is carried out by an employee or contractor of the LLS or another public authority.
- 3.12 At the end of any ground baiting program conducted in accordance with this Schedule, a person using 1080 feral pig baits must make a reasonable effort to ensure that all untaken baits are collected and removed from a baiting location unless the risk assessment for their baiting location determines otherwise. All collected and unused 1080 feral pig baits must be disposed of as soon as possible at the property where the 1080 feral pig baits were used, or in the case of a coordinated baiting program, on a property or location identified and agreed to by the Authorised Control Officer coordinating the program. All collected and unused 1080 feral pig baits must be buried in a disposal pit and must be buried under at least five hundred (500) mm of soil. The disposal pit must be clear of waterways (permanent or ephemeral) so as to not cause pollution of water in accordance with Part 5.3 of the *Protection of the Environment Operations Act 1997*.
- 3.13 To the extent possible, a person who uses 1080 feral pig baits should recover carcasses of animals poisoned by 1080 feral pig baits and bury them in accordance with the disposal instructions for 1080 feral pig baits in condition 3.12. Any incidents where there are reasonable grounds to suspect that non-target animals (excluding other pest animals) may have been poisoned by 1080 feral pig baits should be reported to the EPA.
- 3.14 Ongoing baiting may be necessary in some instances to reduce the impact of feral pigs in environmentally sensitive areas. Such programs may be undertaken only if the risk to non-target species is low (see also conditions 3.3, 3.5, 3.10 and 3.13).

4. DIRECTIONS FOR USE – DISTANCE RESTRICTIONS

A person authorised to use 1080 feral pig bait under clause 9 of this Order must only do so in accordance with the following distance restrictions:

- 4.1. The minimum distances for the laying of 1080 feral pig baits have been set to minimise the risk to people and to non-target animals. A person authorised to use 1080 feral pig baits must not place 1080 feral pig baits where they can be washed into or contaminate surface or ground waters. 1080 feral pig baits must not be laid in areas where distance restrictions cannot be met. Other feral pig control methods must be used in those areas.
- 4.2 1080 feral pig baits must not be laid within close proximity to urban areas unless the baiting program is planned in conjunction with, and has been approved by, an Authorised Control Officer. A program approved under this condition must include strategies for minimising risk to non-target animals.
- 4.3 **Property Boundary:**
- 4.3.1 **Ground Baiting:** 1080 feral pig baits must not be laid within five (5) metres from any property boundary.
- 4.3.2 **Aerial Baiting:** 1080 feral pig baits must not be laid within one hundred (100) metres from any property boundary by helicopter. A fixed winged aircraft cannot be used to aurally apply 1080 feral pig baits unless a person is permitted to do so under an APVMA permit and then aerial application must be done in accordance with the conditions in the APVMA permit.
- 4.3.3 **Exemption for Group Baiting:** Conditions 4.3.1 and 4.3.2 do not apply to the laying of 1080 feral pig baits as part of a group baiting program that has been planned by an Authorised Control Officer and where that Officer has obtained written consent from the landholders involved in the baiting program for the laying of the 1080 feral pig baits. This exemption does not apply to property boundaries of landholders not involved in the baiting program.
- 4.4 **Habitation:**
- 4.4.1 **Ground Baiting:** 1080 feral pig baits must not be laid within five hundred (500) metres of a habitation except:

- (a) where a landholder uses 1080 feral pig baits on their own property, in which case the landholder may lay the 1080 feral pig baits at a distance of less than five hundred (500) metres but no closer than one hundred and fifty (150) metres from their own habitation.
- (b) where an Authorised Control Officer plans a baiting program, in which case the 1080 feral pig baits may be laid at less than 500 metres but no closer than 150 metres from a habitation, subject to the following conditions:
 - (i) The Authorised Control Officer has undertaken a risk assessment in accordance with the provisions of the VPM (as in force at the time) and determine that 1080 feral pig baits can be laid at distances of less than 500 metres but no closer than 150 metres from a habitation;
 - (ii) Any baiting program planned by an Authorised Control Officer must include strategies for minimising risk to non-target animals;
 - (iii) Any adjoining landholders must agree in writing to use or allow the use of 1080 feral pig baits as part of a coordinated feral pig control program at distances of less than 500 metres but no closer than 150 metres from a habitation on the landholder's property;
 - (iv) Where an Authorised Control Officer implements a coordinated feral pig control program, they must not implement the program **UNLESS**:
 - (1) **ALL** the landholders in the group are made aware of the hazardous nature of 1080 feral pig baits in closely settled areas; AND
 - (2) **EVERY** landholder in the group signs an agreement that they:
 - (A) understand the hazards associated with the use of 1080 feral pig baits in closely settled areas; AND
 - (B) agree to allow 1080 feral pig baits to be laid on adjoining properties at distances of less than 500 metres but no closer than 150 metres from any habitation on their property in writing; AND
 - (C) agree to accept all responsibility for any problems arising from 1080 feral pig baits used on their land within the program; AND
 - (3) **ALL** the landholders of the outermost properties of the group abide by all the distance requirements in relation to adjoining properties not covered by the group activity.

4.4.2 **Aerial Baiting:** 1080 feral pig baits must not be laid within five hundred (500) metres from any habitation by helicopter except:

- (a) where an Authorised Control Officer plans a baiting program, in which case the 1080 feral pig baits may be laid at less than 500 metres but no closer than 150 metres from a habitation, subject to the following conditions:
 - (i) The Authorised Control Officer has undertaken a risk assessment in accordance with the provisions of the VPM (as in force from time to time) and determined that 1080 feral pig baits can be laid at distances of less than 500 metres but no closer than 150 metres from a habitation;
 - (ii) Any baiting program planned by an Authorised Control Officer must include strategies for minimising risk to non-target animals including all domestic animals;
 - (iii) Any adjoining landholders must agree in writing to use or allow the use of 1080 feral pig baits as part of a coordinated feral pig control program at distances of less than 500 metres but no closer than 150 metres from a habitation on the landholder's property;
 - (iv) Where an Authorised Control Officer implements a coordinated feral pig control program, they must not implement the program **UNLESS**:
 - (1) **ALL** the landholders in the group are made aware of the hazardous nature of 1080 feral pig baits in closely settled areas; AND
 - (2) **EVERY** landholder in the group signs an agreement that they:
 - (A) understand the hazards associated with the use of 1080 feral pig baits in closely settled areas; AND
 - (B) agree to allow 1080 feral pig baits to be laid on adjoining properties at distances of less than 500 metres but no closer than 150 metres from any habitation on their property in writing; AND
 - (C) agree to accept all responsibility for any problems arising from 1080 feral pig baits used on their land within the program; AND
 - (3) **ALL** the landholders of the outermost properties of the group abide by all the distance requirements in relation to adjoining properties not covered by the group activity.

A fixed winged aircraft cannot be used to aurally apply 1080 feral pig baits unless a person is permitted to do so under an APVMA permit and then aerial application must be done in accordance with the conditions in the APVMA permit.

4.5 Domestic Water Supply or Water Draw Point:

4.5.1 **Ground Baiting:** 1080 feral pig baits must not be laid within twenty (20) metres of a domestic water supply. Large water storage facilities such as Eucumbene, Wyangala and Chaffey dams must not be ground baited with 1080 feral pig baits to a distance of less than ten (10) metres of the waterline.

4.5.2 **Aerial Baiting:** 1080 feral pig baits must not be laid within two hundred (200) metres of a domestic water supply or water draw point by helicopter. A fixed winged aircraft cannot be used to aurally apply 1080 feral pig baits unless a person is permitted to do so under an APVMA permit and then aerial application must be done in accordance with the conditions in the APVMA permit.

4.6 Public Roads:

4.6.1 **Ground Baiting:** 1080 feral pig baits must not be laid within twenty (20) metres of a public road.

4.6.2 **Aerial Baiting:** 1080 feral pig baits must not be laid within two hundred (200) metres of a public road by helicopter. A fixed winged aircraft cannot be used to aurally apply 1080 feral pig baits unless a person is permitted to do so under an APVMA permit and then aerial application must be done in accordance with the conditions in the APVMA permit.

5. PUBLIC NOTIFICATION

A person authorised to use 1080 feral pig bait under clause 9 of this Order must notify certain persons of the use of 1080 feral pig baits in accordance with the following conditions:

5.1 A person must not lay any 1080 feral pig baits on any land unless the person has first given a minimum of three (3) days' notice of the date on which they will lay 1080 feral pig baits. This notice must be given to the occupier, manager or authorised agent of every property which has a property boundary within one (1) kilometre of the baiting location ("notification").

5.2 The notification may be given by telephone, text message, email, or in person, or, where this is not possible, by mail (including letter box drop). If notification cannot be made by telephone, text message, email, personal contact or mail, or the number of persons to be notified is more than twenty five (25), then notification may be made by advertisement in a local newspaper or on a government website where baiting is done under a NPWS RPMS program.

5.3 A person must begin using 1080 feral pig bait within ten (10) days of notification and must complete use within fourteen (14) days of notification. Further notification is required for use of 1080 feral pig baits beyond this 14-day period.

5.4 Where baiting programs are ongoing (manufactured baits only) notification must be given every six (6) months and condition 5.3 does not apply.

6. 1080 POISONING NOTICES

A person authorised to use 1080 feral pig bait under clause 9 of this Order must erect notices in accordance with the following conditions:

6.1 A person who uses 1080 feral pig baits must erect notices before laying 1080 feral pig baits on any land. These notices must remain up for a minimum of four (4) weeks after the last day of baiting. Notices must be placed at:

- (a) every entry to the baiting location; and
- (b) the main entrance to a private property where baiting is undertaken or in the case of a National Park the main entrance to the area being baited; and
- (c) at the extremities of and up to five (5) kilometre intervals along all public thoroughfares which border or pass through the baiting location.

6.2 The notices must specify the following:

- (a) 1080 bait for feral pigs is being laid on this property; and
- (b) the dates on which 1080 feral pig baits are first laid or the dates between which baits will be laid; and

- (c) contact details of the person who will lay the 1080 feral pig baits or in the case of a public authority a person or office that can be contacted for information about 1080 feral pig baits being used on the property; and
- (d) warning that domestic animals may be affected.

6.3 Under the *Pesticides Regulation 2009* (clauses 19 to 23) public authorities have additional public notification obligations that must be complied with. There are also other notification requirements in the Regulation.

6.4 1080 Poison Notices may be obtained from Authorised Control Officers.

7. GROUND BAITING WITH 1080 FERAL PIG BAIT

A person authorised to use 1080 feral pig bait under clause 9 of this Order must only undertake ground baiting in accordance with the following conditions:

7.1 **Free feeding: Free feeding is compulsory.** A person must free feed (unless an APVMA permits allows them to do otherwise) to determine the appropriate amount of 1080 feral pig bait to use before undertaking any ground baiting using 1080 feral pig baits. A person may use any feedstuff except meat, offal and swill as a free feed unless an approval has been granted for the use of meat, offal or swill under clause 71(2) of the *Stock Diseases Regulation 2009*. A person must free feed by laying unpoisoned bait for at least three (3) nights before undertaking any ground baiting using 1080 feral pig baits. This period may need to be extended to ensure all feral pigs in the area are feeding on the bait. A person must adjust the amount of free feed on each occasion so that only a small amount is left on the final free feed ("final consumption") before undertaking ground baiting using 1080 feral pig baits under conditions 7.2 and 7.3.

7.2 A person who lays 1080 feral pig baits must:

- (a) only apply an amount of 1080 feral pig bait as determined by the final consumption of free feed (see VPM for more information); and
- (b) lay the 1080 feral pig baits in such a way that any uneaten 1080 feral pig baits can be readily found and destroyed in accordance with condition 3.12.

7.3 **Bait selection and placement:** All 1080 feral pig bait must be placed in bait stations except where a property does not have any livestock or has removed the livestock from the baiting location, in which case a person may place 1080 feral pig bait in a bait station that is not fenced. In such cases, a person must mark the location of the bait station so that any untaken baits can be easily located and disposed of in accordance with condition 3.12.

A bait station means a fenced enclosure or enclosure that excludes livestock. It also includes use of a commercial device such as a HogHopper or other bait delivery device.

7.4 1080 feral pig baits must not be used for more than three (3) consecutive days. Any bait still left on the ground after three (3) days must be collected and buried in a disposal pit in accordance with condition 3.12. If necessary, free feeding may be started again to determine if any pigs remain.

7.5 When using HogHoppers or another approved delivery device 1080 feral pig baits can be used for a period of up to 14 days after notifying the occupier, manager or authorised agent of every property which has a property boundary within one (1) kilometre of the baiting location. Free feeding when using such devices is compulsory (see condition 7.1). The amount of 1080 feral pig bait that can be used in such devices is not constrained by the final consumption of free feed but rather by what can be contained in the device.

8 AERIAL BAITING WITH 1080 FERAL PIG BAIT

A person authorised to use 1080 feral pig bait under clause 9 of this Order must only undertake aerial baiting in accordance with the following conditions:

8.1 Aerial baiting should be restricted to areas where ground control is impractical and where impacts by feral pigs are likely to be significant. Approval for every aerial baiting program on land reserved under Part 4 of the *National Parks and Wildlife Act 1974* must be obtained from the relevant OEH Regional Director. For all other land, approval for every aerial baiting program must be obtained from the LLS Chair of Chairs or their delegate. Aerial baiting must be organised through either LLS or OEH or another NSW public authority that the EPA has given approval to undertake such an activity. All programs involving aerial application of 1080 feral pig baits must follow the guidelines contained in the VPM. Your local LLS has full details.

8.2 Notwithstanding any other condition contained in this Schedule, a person who undertakes aerial baiting must only use 1080 Feral Pig Baits that are specified in the VPM and approved for aerial baiting and only by helicopter.

- 8.3 A pilot who operates an aircraft which is used to aerially apply 1080 feral pig baits must use onboard GPS navigation equipment mounted in the pilot's line of sight to navigate along agreed flight paths. The GPS navigation equipment must be of the type that has a moving map display with topographic features which provide accurate guidance to the pilot. The GPS equipment must have full data logging capabilities and all flight paths must be pre-programmed into the GPS navigation equipment before commencement of 1080 feral pig aerial baiting.
- 8.4 A pilot who operates an aircraft which is used to aerially apply 1080 feral pig baits must make a record of the GPS flight path which includes the start and finish drop point data, for 1080 feral pig bait, for each aerial run. The record must be kept for a period of at least three (3) years after the date on which the 1080 feral pig bait was aerially applied. A pilot must make any records available to the EPA on request.
- 8.5 The employer or contractor of a pilot must ensure that a pilot of any aircraft used to aerially apply 1080 feral pig baits complies with conditions 8.3 and 8.4.
- 8.6 A person coordinating or organising aerial baiting programs must ensure that pilots are given digitised flight paths for all areas where 1080 feral pig baits are to be dropped from an aircraft which is used to aerially apply 1080 feral pig baits.
- 8.7 A person on the aircraft that is responsible for dropping 1080 feral pig baits must not be given the task of navigating the aircraft. A pilot is responsible for navigation and must ensure that 1080 feral pig baits are dropped along the agreed flight path.
- 8.8 A person who drops 1080 feral pig baits from an aircraft which is used to aerially apply 1080 feral pig baits must hold as a minimum the qualification specified in clause 9(c)(iii) of this Order.

Schedule 4

USE OF 1080 BAIT PRODUCT FOR CONTROL OF RABBITS

1. WHAT 1080 BAIT PRODUCTS CAN BE USED ON RABBITS

A person authorised to use 1080 bait products under clause 9 of this Order must, when using 1080 bait products for the purpose of controlling rabbits, only do so in accordance with the following conditions:

- 1.1 A person must only use 1080 bait material which has been produced and supplied by an Authorised Control Officer for the purpose of controlling rabbits; or
- 1.2 A person must only use 1080 bait products that are specifically manufactured for the control of rabbits, are registered by the APVMA and approved for the use in controlling rabbits in NSW. These products are Rabbait 1080 Oat Bait (APVMA Product Registration Number 50304) and 1080 Ready-to-lay Rabbit Oat Bait (APVMA Product Registration Number 52954) and any other similar 1080 bait product that is registered by the APVMA after the commencement of this Order and approved for control of rabbits in NSW.

1080 bait material and 1080 bait products referred to under conditions 1.1 and 1.2 will henceforth be referred to as "1080 rabbit bait".

2. POSSESSION OF 1080 RABBIT BAIT

A person authorised to possess 1080 rabbit bait under clause 9 of this Order must only do so in accordance with the following conditions:

- 2.1 A person must only possess 1080 rabbit bait if it has been supplied to them or their authorised agent or nominated person, by an Authorised Control Officer or by a trained staff member of the LLS or OEH (i.e. met the training requirements of clause 9(c) (iii) of this order) under the direction of the Authorised Control Officer.
- 2.2 A person taking possession of 1080 rabbit baits must first complete and sign an indemnity form for each property or NPWS RPMS program on which 1080 rabbit bait is intended to be used. An Authorised Control Officer or an employee of an LLS must give them a copy of each indemnity form that they complete and sign.
- 2.3 A person taking possession of 1080 rabbit baits and laying 1080 rabbit baits on behalf of another landholder as their authorised agent, must provide evidence to the Authorised Control Officer of the consent given by the landholder whose property will use 1080 rabbit baits. The consent must not cover a period of time greater than 12 months.
- 2.4 All persons receiving 1080 rabbit baits from an Authorised Control Officer must only temporarily possess and store 1080 rabbit baits. All 1080 rabbit baits must be stored in a lockable storage area away from children, animal food, foodstuffs, seed and fertiliser. Where 1080 rabbit bait is required to be placed in a refrigerator, the refrigerator must not be concurrently used to store food and must be located in a lockable storage area. All 1080 bait material for rabbit control must be used within two (2) days. All opened and unopened manufactured and registered 1080 bait product (such as Rabbait 1080 Oat Bait product and 1080 Ready-to-lay Rabbit Oat Bait product) must be destroyed within one (1) month after completion of the baiting program, by burial in accordance with condition 3.11 or where possible, returned to an Authorised Control Officer.
- 2.5 All persons receiving 1080 rabbit baits from an Authorised Control Officer must store 1080 rabbit baits in either the labelled plastic bag supplied by the Authorised Control Officer (labelled in accordance with **attachment 1**) or in a container supplied by the manufacturer of an APVMA registered 1080 rabbit bait product or in a structurally sound, impervious HDPE plastic bucket with sealing lid and labelled in accordance with **attachment 1**.

3. DIRECTIONS FOR USE – GENERAL RESTRICTIONS

A person authorised to use or possess 1080 rabbit bait under clause 9 of this Order must only do so in accordance with the following general conditions:

- 3.1 A person in possession of 1080 rabbit baits must transport and store the 1080 rabbit baits in such a way that other persons cannot access the 1080 rabbit baits. A person transporting 1080 rabbit baits must store the 1080 rabbit baits in a secure location of their vehicle.

- 3.2 A person must not place the 1080 rabbit baits in a position accessible to children, livestock, domestic animals or pets.
- 3.3 A person who uses 1080 rabbit baits should avoid poisoning of domestic pets. As 1080 is particularly lethal to domestic dogs, the person using the baits should recommend to neighbours requiring notification (see condition 5.1) to restrain their pets and working dogs and ensure they do not enter the baiting location during poisoning operations or to muzzle dogs if they are required to work the baiting location during and after poisoning. In the event of accidental poisoning seek immediate veterinary assistance. Carcasses of poisoned rabbits can constitute a serious risk to dogs and where practicable, remove carcasses from the control area and dispose of carcasses by burial as specified in condition 3.11.
- 3.4 A person must not feed 1080 rabbit baits to non-target species.
- 3.5 1080 rabbit baits may be toxic to some birds and other native wildlife. To the extent possible, the person using the 1080 rabbit baits should time baiting programs for when non-target species are least active or least susceptible.
- 3.6 A person must not apply 1080 rabbit baits to, or in, crops which are in mid to late developmental stages. A person must not apply 1080 rabbit baits to, or in, crops if application of 1080 rabbit baits is likely to lead to contamination of the crops.
- 3.7 A person must ensure that 1080 rabbit baits do not contaminate foodstuffs, or feed, for human or non-target animal consumption.
- 3.8 A person must not use plastic bags or containers which have been used to contain 1080 rabbit baits for any other purpose and must dispose of such plastic bags or containers by burial or burning as follows:

3.8.1 Burial

Plastic bags or containers must be buried as follows:

- (a) Plastic bags or containers must be triple rinsed or pressure rinsed; and
- (b) Empty rinsed plastic bags or containers must be broken, crushed or punctured; and
- (c) Disposed of either on the property where the 1080 rabbit baits were used, or at a site approved by the Authorised Control Officer, buried in a disposal pit and covered with at least five hundred (500) mm of soil; or
- (d) In a local authority landfill; and
- (e) Rinsate must be buried on the property where the 1080 rabbit baits were used, or at a site approved by the Authorised Control Officer in a disposal pit covered with at least five hundred (500) mm of soil; and
- (f) The disposal pit must be specifically marked and set up for this purpose and clear of waterways (permanent or ephemeral).

3.8.2 Burning

Empty plastic bags that have contained 1080 must be burnt by open fire in accordance with an approval issued under the *Protection of the Environment Operations (Clean Air) Regulation 2010*. A person that disposes of plastic bags by way of burning must also comply with the following conditions:

- (a) The amount of plastic bags burnt at any premises on any single day must not exceed one hundred (100) bags without the prior written approval of the EPA.
 - (b) The burning of plastic bags must be carried out at least five hundred (500) metres from any habitation.
 - (c) The burning of plastic bags must be carried out in accordance with any requirement of the *Rural Fires Act 1997* and the *Fire Brigades Act 1989*, as administered by the relevant local authority and the Fire and Rescue NSW.
 - (d) The open fire burning must not be carried out on a day subject to an order prohibiting the burning of fires in the open published by the EPA pursuant to section 133(2) of the *Protection of the Environment Operations Act 1997*.
 - (e) The open fire burning must only be carried out in dry weather using such practicable means as may be necessary to minimise visible smoke emissions causing air pollution.
- 3.9 A person who uses 1080 rabbit bait must not pollute dams, drains, streams, rivers or waterways with 1080 rabbit baits or plastic bags and containers that have held 1080 rabbit baits. Pollution of waters is an offence under section 120 of the *Protection of the Environment Operations Act 1997*.

- 3.10 A person must not place 1080 rabbit baits on a property without the written consent of the occupier, manager or authorised agent of the land unless the baiting has been determined necessary under the provisions of the *Local Land Services Act 2013* and is carried out by an employee or contractor of the LLS or another public authority.
- 3.11 At the end of any ground baiting program conducted in accordance with this Schedule, a person using 1080 rabbit baits should ensure that, to the extent which is practical, that all untaken baits are collected and removed from a baiting location unless the risk assessment for their baiting location determines otherwise. All collected and unused 1080 rabbit baits must be disposed of as soon as possible at the property where the 1080 rabbit baits were used, or in the case of a coordinated baiting program, on a property or location identified and agreed to by the Authorised Control Officer coordinating the program. All collected and unused 1080 rabbit baits must be buried in a disposal pit and must be buried under at least five hundred (500) mm of soil. The disposal pit must be clear of waterways (permanent or ephemeral) so as to not cause pollution of water in accordance with Part 5.3 of the *Protection of the Environment Operations Act 1997*. This condition does not apply in the case of 1080 rabbit baits being applied by aircraft or broad scale broadcasting.
- 3.12 To the extent possible, a person who uses 1080 rabbit baits should recover carcasses of animals poisoned by 1080 rabbit baits and bury them in accordance with the disposal instructions for 1080 rabbit baits in condition 3.11. Any incidents where there are reasonable grounds to suspect that non-target animals (excluding other pest animals) may have been poisoned by 1080 rabbit baits should be reported to the EPA.
- 3.13 A person should remove all livestock and ensure fences prevent livestock access to baited areas until 1080 rabbit baits are collected, inactivated by rainfall or destroyed.

4. DIRECTIONS FOR USE – DISTANCE RESTRICTIONS

A person authorised to use 1080 rabbit bait under clause 9 of this Order must only do so in accordance with the following distance restrictions:

- 4.1. The minimum distances for the laying of 1080 rabbit baits have been set to minimise the risk to people and to non-target animals. A person authorised to use 1080 rabbit baits must not place 1080 rabbit baits where they can be washed into or contaminate surface or ground waters. 1080 rabbit baits must not be laid in areas where distance restrictions cannot be met. Other rabbit control methods must be used in those areas.
- 4.2 1080 rabbit baits must not be laid within close proximity to urban areas unless the baiting program is planned in conjunction with, and has been approved by, an Authorised Control Officer. A program approved under this condition must include strategies for minimising risk to non-target animals.

4.3 **Property Boundary:**

- 4.3.1 **Ground Baiting:** 1080 rabbit baits must not be laid within five (5) metres from any property boundary.
- 4.3.2 **Aerial Baiting:** 1080 rabbit baits must not be laid within one hundred (100) metres from any property boundary by helicopter or fixed winged aircraft.
- 4.3.3 **Exemption for Group Baiting:** Conditions 4.3.1 and 4.3.2 do not apply to the laying of 1080 rabbit baits as part of a group baiting program that has been planned by an Authorised Control Officer and where that Officer has obtained written consent from the landholders involved in the baiting program for the laying of the 1080 rabbit baits. This exemption does not apply to property boundaries of landholders not involved in the baiting program.

4.4 **Habitation:**

- 4.4.1 **Ground Baiting:** 1080 rabbit baits must not be laid within five hundred (500) metres of a habitation except:
- (a) where a landholder uses 1080 rabbit baits on their own property, in which case the landholder may lay the 1080 rabbit baits at a distance of less than five hundred (500) metres from their own habitation.
 - (b) where an Authorised Control Officer plans a baiting program, in which case the 1080 rabbit baits may be laid at less than 500 metres from a habitation, subject to the following conditions:
 - (i) The Authorised Control Officer must have undertaken a risk assessment in accordance with the provisions of the VPM (as in force at the time) and determined that 1080 rabbit

- baits can be laid at distances of less than 500 metres but no closer than 150 metres from a habitation;
- (ii) Any baiting program planned by an Authorised Control Officer must include strategies for minimising risk to non-target animals;
 - (iii) Any adjoining landholders must agree in writing to use or allow the use of 1080 rabbit baits as part of a coordinated rabbit control program at distances of less than 500 metres but no closer than 150 metres from a habitation on the landholder's property;
 - (iv) Where an Authorised Control Officer implements a coordinated rabbit control program, they must not implement the program **UNLESS**:
 - (1) **ALL** the landholders in the group are made aware of the hazardous nature of 1080 rabbit baits in closely settled areas; AND
 - (2) **EVERY** landholder in the group signs an agreement that they:
 - (A) understand the hazards associated with the use of 1080 rabbit baits in closely settled areas; AND
 - (B) agree to allow 1080 rabbit baits to be laid on adjoining properties at distances of less than 500 metres but no closer than 150 metres from any habitation on their property in writing; AND
 - (C) agree to accept all responsibility for any problems arising from 1080 rabbit baits used on their land within the program; AND
 - (3) **ALL** the landholders of the outermost properties of the group abide by all the distance requirements in relation to adjoining properties not covered by the group activity.

4.4.2 **Aerial Baiting:** 1080 rabbit baits must not be laid within five hundred (500) metres from any habitation by helicopter or a fixed winged aircraft except:

- (a) where a landholder uses 1080 rabbit baits on their own property, in which case the landholder may lay the 1080 rabbit baits at a distance of less than five hundred (500) metres but no closer than one hundred and fifty (150) metres from their own habitation.
- (b) where an Authorised Control Officer plans a baiting program, in which case the 1080 rabbit baits may be laid at less than 500 metres but no closer than 150 metres from a habitation, subject to the following conditions:
 - (i) The Authorised Control Officer must have undertaken a risk assessment in accordance with the provisions of the VPM (as in force from time to time) and determined that 1080 rabbit baits can be laid at distances of less than 500 metres but no closer than 150 metres from a habitation;
 - (ii) Any baiting program planned by an Authorised Control Officer must include strategies for minimising risk to non-target animals;
 - (iii) Any adjoining landholders must agree in writing to use or allow the use of 1080 rabbit baits as part of a coordinated rabbit control program at distances of less than 500 metres but no closer than 150 metres from a habitation on the landholder's property;
 - (iv) Where an Authorised Control Officer implements a coordinated rabbit control program, they must not implement the program **UNLESS**:
 - (1) **ALL** the landholders in the group are made aware of the hazardous nature of 1080 rabbit baits in closely settled areas; AND
 - (2) **EVERY** landholder in the group signs an agreement that they:
 - (A) understand the hazards associated with the use of 1080 rabbit baits in closely settled areas; AND
 - (B) agree to allow 1080 rabbit baits to be laid on adjoining properties at distances of less than 500 metres but no closer than 150 metres from any habitation on their property in writing; AND
 - (C) agree to accept all responsibility for any problems arising from 1080 rabbit baits used on their land within the program; AND
 - (3) **ALL** the landholders of the outermost properties of the group abide by all the distance requirements in relation to adjoining properties not covered by the group activity.

A fixed winged aircraft may only be used in the Western Division to aurally apply 1080 rabbit baits.

4.5 **Domestic Water Supply or Water Draw Point:**

- 4.5.1 **Ground Baiting:** 1080 rabbit baits must not be laid within twenty (20) metres of a domestic water supply. Large water storage facilities such as Eucumbene, Wyangala and Chaffey dams must not be ground baited with 1080 rabbit baits to a distance of less than ten (10) metres of the waterline.

4.5.2 **Aerial Baiting:** 1080 rabbit baits must not be laid within two hundred (200) metres of a domestic water supply or water draw point by helicopter or a fixed winged aircraft.

4.6 **Public Roads:**

4.6.1 **Ground Baiting:** 1080 rabbit baits must not be laid within five (5) metres of a public road.

4.6.2 **Aerial Baiting:** 1080 rabbit baits must not be laid within two hundred (200) metres of a public road by helicopter or a fixed winged aircraft.

5. PUBLIC NOTIFICATION

A person authorised to use 1080 rabbit bait under clause 9 of this Order must notify certain persons of the use of 1080 rabbit baits in accordance with the following conditions:

- 5.1 A person must not lay any 1080 rabbit baits on any land unless the person has first given a minimum of three (3) days notice of the date on which they will lay 1080 rabbit baits. This notice must be given to the occupier, manager or authorised agent of every property which has a property boundary within one (1) kilometre of a baiting location ("notification").
- 5.2 The notification may be given by telephone, text message, email, or in person, or, where this is not possible, by mail (including letter box drop). If notification cannot be made by telephone, text message, email, personal contact or mail, or the number of persons to be notified is more than twenty five (25), then notification may be made by advertisement in a local newspaper.
- 5.3 The use of 1080 rabbit baits may be conducted for longer than seven (7) days but must commence within ten (10) days of notification otherwise further notification of intended baiting is required.

6. 1080 POISONING NOTICES

A person authorised to use 1080 rabbit bait under clause 9 of this Order must erect notices in accordance with the following conditions:

- 6.1 A person who uses 1080 rabbit baits must erect notices before laying 1080 rabbit baits on any land. These notices must remain up for a minimum of four (4) weeks after the last day of baiting. Notices must be placed at:
 - (a) every entry to the baiting location; and
 - (b) the main entrance to a private property where baiting is undertaken or in the case of a National Park the main entrance to the area being baited; and
 - (c) at the extremities of and up to five (5) kilometre intervals along all public thoroughfares which border or pass through the baiting location.
- 6.2 The notices must specify the following:
 - (a) 1080 bait for rabbits is being laid on this property; and
 - (b) the dates on which 1080 rabbit baits are first laid or the dates between which baits will be laid; and
 - (c) contact details of the person who will lay the 1080 rabbit baits or in the case of a public authority a person or office that can be contacted for information about 1080 rabbit baits being used on the property; and
 - (d) warning that domestic animals may be affected.
- 6.3 Under the *Pesticides Regulation 2009* (clauses 19 to 23) public authorities have additional public notification obligations that must be complied with. There are also other notification requirements in the Regulation.
- 6.4 1080 Poison Notices may be obtained from Authorised Control Officers.

7. GROUND BAITING WITH 1080 RABBIT BAIT

A person authorised to use 1080 rabbit bait under clause 9 of this Order must only undertake ground baiting in accordance with the following conditions:

- 7.1 **Free feeding: Free feeding is compulsory.** A person must free feed to determine the appropriate amount of 1080 rabbit bait to use before undertaking any ground baiting using 1080 rabbit baits. For maximum control and to reduce the risk to non-target species avoid using an excessive amount of 1080 rabbit bait. It is essential to attract rabbits with a number of free feeds of unpoisoned bait. A person must free feed by laying unpoisoned bait on three (3) occasions, except where an Authorised Control Officer recommends that a person free feeds

by laying unpoisoned bait on two (2) occasions. Each free feed must be laid at intervals of not less than two (2) days. A person must adjust the amount of free feed on each occasion so that only a small amount of feed is left on the final free feed ("final consumption") before undertaking ground baiting using 1080 rabbit bait under conditions 7.2 and 7.3.

- 7.2 A person who lays 1080 rabbit baits must:
- (a) Not use disproportionate amounts of 1080 rabbit baits. The amount of bait applied must be consistent with two thirds of the final consumption of free feed (see VPM for more information); and
 - (b) Lay the baits in such a way, where practical, that any uneaten 1080 rabbit baits can be readily found and destroyed in accordance with condition 3.11. This does not apply in the case of 1080 rabbit baits being applied by aircraft or broad scale broadcasting.
- 7.3 ***Bait selection and placement:*** Poisoned oats and poisoned pellets (1080 rabbit bait) must only be placed in trails. Poisoned carrot (1080 rabbit bait) may be broadcast or used in trails.
- 7.4 1080 rabbit baits must be laid at an interval of three (3) to five (5) days after the last free feed.

8. AERIAL BAITING WITH 1080 RABBIT BAIT

A person authorised to use 1080 rabbit bait under clause 9 of this Order must only undertake aerial baiting in accordance with the following conditions:

- 8.1 Aerial baiting should be restricted to areas where ground control is impractical and where impacts by rabbits are likely to be significant. Approval for every aerial baiting program on land reserved under Part 4 of the *National Parks and Wildlife Act 1974* must be obtained from the relevant OEH Regional Director. For all other land, approval for every aerial baiting program must be obtained from the LLS Chair of Chairs or their delegate. Aerial baiting must be organised through either LLS or OEH or another NSW public authority that the EPA has given approval to undertake such an activity. All programs involving aerial application of 1080 rabbit baits must follow the guidelines contained in the VPM. Your local LLS has full details.
- 8.2 Notwithstanding any other condition contained in this Schedule, a person who undertakes aerial baiting must only use 1080 rabbit baits that are specified in the VPM and approved for aerial baiting.
- 8.3 A pilot who operates an aircraft which is used to aerially apply 1080 rabbit baits must use onboard GPS navigation equipment mounted in the pilot's line of sight to navigate along agreed flight paths. The GPS navigation equipment must be of the type that has a moving map display with topographic features which provide accurate guidance to the pilot. The GPS equipment must have full data logging capabilities and all flight paths must be pre-programmed into the GPS navigation equipment before commencement of 1080 rabbit aerial baiting.
- 8.4 A pilot who operates an aircraft which is used to aerially apply 1080 rabbit baits must make a record of the GPS flight path which includes the start and finish drop point data, for 1080 rabbit bait, for each aerial run. The record must be kept for a period of at least three (3) years after the date on which the 1080 rabbit bait was aerially applied. A pilot must make any records available to the EPA on request.
- 8.5 The employer or contractor of a pilot must ensure that a pilot of any aircraft used to aerially apply 1080 rabbit baits complies with conditions 8.3 and 8.4.
- 8.6 A person coordinating or organising aerial baiting programs must ensure that pilots are given digitised flight paths for all areas where 1080 rabbit baits are to be dropped from an aircraft which is used to aerially apply 1080 rabbit baits.
- 8.7 A person on the aircraft that is responsible for dropping 1080 rabbit baits must not be given the task of navigating the aircraft. A pilot is responsible for navigation and must ensure that 1080 rabbit baits are dropped along the agreed flight path.
- 8.8 A person who drops 1080 rabbit baits from an aircraft which is used to aerially apply 1080 rabbit baits must hold as a minimum the qualification specified in clause 9(c)(iii) of this Order.

Schedule 5

REQUIREMENTS FOR AUTHORISED CONTROL OFFICERS

Authorised Control Officers must comply with the following conditions in Schedule 5 and any additional conditions that are relevant in schedules 1 to 4.

1. PRODUCTION OF 1080 BAIT MATERIAL

- 1.1 Only a person who is an Authorised Control Officer can use a registered 1080 liquid concentrate product to produce 1080 bait material for control of wild dogs, foxes, feral pigs and rabbits and any other species that an APVMA permit allows 1080 to be used on.
- 1.2 An Authorised Control Officer can only use bait material that is specified in the current VPM for each pest species and must comply with all constraints that apply in regards to bait selection and preparation e.g. type of meat, offal or other bait material, size, weight, drying or mixing requirements.
- 1.3 An Authorised Control Officer must only use the amount of 1080 specified on the approved label of the 1080 liquid concentrate product for the production of bait material for each pest species. Where the 1080 liquid concentrate product label does not include instructions for preparation of a bait type mentioned in the current VPM, then the Authorised Control Officer must comply with the bait preparation instructions in the VPM.
- 1.4 An Authorised Control Officer must comply with 1080 use, possession and disposal instructions in the current VPM and their agency operational guidelines/policy/procedures for the use of 1080.
- 1.5 All 1080 bait material must be placed by an Authorised Control Officer in a 100 micron (minimum) thick durable plastic bag or HDPE plastic bucket with a lithographed label that is identical to attachment 1 of the relevant Schedule to this Order or in the same labelled plastic bag within an approved container of a registered 1080 bait product.

In the remaining part of this schedule “1080 bait material” will be considered as a “1080 bait product” which is consistent with the definitions in clause 7 of this Order.

2. POSSESSION, SUPPLY AND DISPOSAL OF 1080 BAIT PRODUCTS

- 2.1 An Authorised Control Officer may supply 1080 bait products to a person authorised to possess 1080 bait products. Before doing so an Authorised Control Officer must conduct a risk assessment to determine if it is appropriate to supply 1080 bait products to a person. The risk assessment policy and procedures can be found in the VPM and in internal LLS guidelines/policies/procedures and OEH standard operating procedures and must be followed. If the Authorised Control Officer makes a determination that it is not appropriate to supply a person with 1080 bait products then the Authorised Control Officer must not give any 1080 bait product to that person. The Authorised Control Officer may withhold 1080 bait products, if, in the opinion of the Authorised Control Officer, they are not satisfied that the 1080 bait products will be used safely or effectively by a person.
- 2.2 If an Authorised Control Officer withholds 1080 bait products from a person, the officer must retain a copy of the risk assessment and record in a logbook or diary, the date, time and specific reasons for refusing to supply 1080 bait products to a particular person and notify the 1080 supervisor in writing.
- 2.3 An Authorised Control Officer must only supply 1080 bait products in a plastic bag or container that complies with the requirements of section 18(1) of the Agricultural and Veterinary Chemicals Code Regulations and has a label which is identical in content and format to the label in **Attachment 1** of the relevant Schedule to this Order or an APVMA approved label of a registered 1080 bait product for the pest animal they are controlling.
- 2.4 An Authorised Control Officer must issue 1080 bait products only to the landholder of the land on which the 1080 bait products are to be used, their authorised agent or a member of staff of OEH, NSW DPI or the LLS or any other person whose services OEH, NSW DPI or the LLS makes use of.
- 2.6 An Authorised Control Officer or an employee of an LLS issuing 1080 bait products must give a copy of this pesticide control order with the relevant Schedule to any person receiving 1080 bait products from them unless a current copy of this pesticide control order with the relevant Schedule has been provided to them electronically – in the current calendar year.

- 2.7 An Authorised Control Officer issuing 1080 bait product must establish that the intended end-user for the 1080 bait products holds a qualification that meets the requirements of this Order before handing over any 1080 bait product. Where this cannot be established then 1080 bait product must not be supplied to that person.
- 2.8 Where an Authorised Control Officer produces 1080 bait product for their own use, an indemnity form is not required.
- 2.9 An Authorised Control Officer is required to determine the appropriate quantity of 1080 bait product that can be supplied for use on a property, considering relevant organisational policies and procedures.
- 2.10 At the end of any NPWS RPMS baiting program coordinated by an Authorised Control Officer, an Authorised Control Officer or a person under their supervision may dispose of 1080 bait products on a property or location identified for disposal by burying the 1080 bait products at a depth of less than 500mm of soil but only if the Authorised Control Officer has done a risk assessment and implements control measures that are appropriate to minimise the risk to non-target animals and the environment.

3. INTERSTATE BORDER SUPPLY OF 1080 BAIT PRODUCTS

- 3.1 An Authorised Control Officer may provide 1080 bait products to a landholder in another state but only if there is a current memorandum of understanding (MOU) between the NSW public authority whose staff are supplying 1080 bait products to non NSW landholders and the public authority that regulates the use of 1080 in the state in which the 1080 bait products will be used.
- 3.2 An Authorised Control Officer must comply with all the requirements of the MOU before issuing 1080 bait products to a person where the use of the 1080 bait products will not be in NSW.
- 3.3 Where an MOU for cross border supply of 1080 bait products is being proposed, public authorities involved in such an agreement must liaise with the EPA to determine compliance requirements under NSW pesticide legislation.

PESTICIDES ACT 1999 – PESTICIDE CONTROL ORDER UNDER SECTION 38

Name

1. This Order is to be known as the Pesticide Control (Rabbit Haemorrhagic Disease Virus) Order 2017.

Commencement

2. This Order commences on publication in the NSW Government Gazette.

Authority for Order

3. This Order is made by the Environment Protection Authority (EPA).

Revocation of Previous Order

4. Pesticide Control (Rabbit Haemorrhagic Disease) Order 2006 is revoked.

Objects

5. The objects of this Order are to: –
 - (a) Authorise those persons described in condition 9 to use Rabbit Haemorrhagic Disease Virus products that contain active strains of Rabbit Haemorrhagic Disease Virus.
 - (b) Specify the manner in which Rabbit Haemorrhagic Disease Virus products may be used in NSW.

Background

6. Rabbit Calicivirus Injection was registered as a pesticide in Australia in 1996. This product had its registration cancelled in February 2006 as this product was replaced by an equivalent product, Rabbit Haemorrhagic Disease Virus (Lyophilised) in August 2005. Rabbit Calicivirus Disease and Rabbit Haemorrhagic Disease are different names for the same disease. Various strains of Rabbit Haemorrhagic Disease virus are used in Australia to control wild populations of the European rabbit.

A chemical product that contains an active strain of Rabbit Haemorrhagic Disease Virus have been declared to be a “restricted chemical product” under Regulation 45 of the *Agricultural and Veterinary Chemicals Code Regulations 1995* of the Commonwealth.

Section 94 of the Agvet Code provides that a person must not, without reasonable excuse, supply a restricted chemical product, or cause or permit a restricted chemical product to be supplied, to a person who is not authorised to use the product under another law.

In NSW, section 4 of the *Pesticides Act 1999* provides that a “restricted pesticide” means a pesticide that is a restricted chemical product within the meaning of the Agvet Code. Section 17 of the *Pesticides Act 1999* provides that a person must not use or possess a restricted pesticide unless authorised to do so by a restricted pesticide authorisation or a pesticide control order.

Application

7. This Order authorises the use of Rabbit Haemorrhagic Disease Virus products which contain active strains of Rabbit Haemorrhagic Disease Virus, subject to conditions as specified in this Order.

Definitions

8. In this Order -

Agvet Code has the same meaning as in the *Pesticides Act 1999*.

APVMA means the Australian Pesticides and Veterinary Medicines Authority established by the *Agricultural and Veterinary Chemicals (Administration) Act 1992* of the Commonwealth.

authorised agent is a person taking possession of Rabbit Haemorrhagic Disease Virus products mixed with bait material on behalf of another landholder and who will be using Rabbit Haemorrhagic Disease Virus products mixed with bait material on the property of that landholder.

Authorised Control Officer means a person who: –

- (a) holds a current certificate of completion or VET statement of attainment issued by NSW DPI's Registered Training Organisation or another Registered Training Organisation on completion of the training and assessment components of the Vertebrate Pest Management course¹ delivered by NSW DPI or a Registered Training Organisation; or
- (b) is employed by a public authority that has an EPA approved system for evaluating and establishing recognised prior learning that would, at least, be equivalent to obtaining accreditation for the successful completion of the training and assessment components of the Vertebrate Pest Management course; and
- (c) holds a current certificate of completion or VET statement of attainment issued by SMARTtrain, in the previous 5 years for completion of the Vertebrate Pesticide accreditation course; and
- (d) holds a current certificate of completion or VET statement of attainment on completion of the training and assessment components of a Chemical Accreditation training program assessed at Australian Qualifications Framework levels 3 and 4 and that has been issued by a Registered Training Organisation. To maintain currency of level 3 Chemical Accreditation a person must complete refresher training every 5 years but for level 4 Chemical Accreditation only initial accreditation is required for the duration of their employment, functioning as an Authorised Control Officer; and
- (e) is a person who:
 - (i) is a member of staff of an LLS, a Wild Dog Destruction Board, NSW DPI, NSW Office of Environment and Heritage (OEH), or other NSW public authority and is currently employed as part of the Public Service under Part 4 of the *Government Sector Employment Act 2013* to enable that NSW public authority to exercise its functions; or
 - (ii) has obtained approval to operate as an Authorised Control Officer from the Chair and CEO of the EPA prior to completing the training requirements in (c) above.

bait material means carrots diced into pieces approximately 2 centimetres cubed or oats (must be intact with husk).

LLS means the Local Land Services as constituted under the *Local Land Services Act 2013*.

NSW DPI means the NSW Department of Primary Industries.

public authority has the same meaning as under the *Pesticides Act 1999*.

landholder means an owner, occupier or manager of land.

property means an area of land whether privately owned land, a holding (as defined in the *Local Land Services Act 2013*), a Travelling Stock Reserve, State Forest, land reserved or acquired under the *National Parks and Wildlife Act 1974*, or a council reserve or public place within the meaning of the *Local Government Act 1993*.

Rabbit Haemorrhagic Disease is a calicivirus disease that is used to control wild populations of the European rabbit (*Oryctolagus cuniculus*) in Australia. Also known as Viral Haemorrhagic Disease (VHD), Rabbit Calicivirus, Rabbit Calicivirus Disease, RCD, RHD or RHDV.

Rabbit Haemorrhagic Disease Virus (Lyophilised) means the registered agricultural chemical product Rabbit Haemorrhagic Disease Virus (Lyophilised) (APVMA Product Registration Number 50675) that has an active constituent comprising approximately 3000 ID50 units of Rabbit Haemorrhagic Disease Virus (CAPM v351 strain) in a freeze-dried formulation.

Rabbit Haemorrhagic Disease Virus product is a freeze dried product that contains a strain of Rabbit Haemorrhagic Disease Virus that has been registered by the APVMA or approved for use under an APVMA permit that can be injected into a wild rabbit or mixed with bait material for the purpose of producing Rabbit Haemorrhagic Disease in wild populations of rabbits in NSW. It specifically includes the "Rabbit Haemorrhagic Disease Virus (Lyophilised)" and "RHDV K5" products and any such product that the APVMA registers or approves for use in NSW after the making of this Order.

Registered Training Organisation has the same meaning as under the *National Vocational Education and Training Act 2011* of the Commonwealth.

RHDV K5 means the registered agricultural chemical product RHDV K5 (APVMA Product Registration Number 80188) that has an active constituent comprising approximately 30,000 ID50 units of Rabbit Haemorrhagic Disease Virus (08Q712 strain) in a freeze-dried formulation.

¹ This includes completion of the NSW Agriculture/ NSW DPI Vertebrate Pest Management course prior to the establishment of nationally recognised competencies.

use of a pesticide means “use” and “possession” as each of those terms is defined in the *Pesticides Act 1999*.

Persons authorised

9. (1) Only the following persons are authorised to use, subject to condition 10, a Rabbit Haemorrhagic Disease Virus product for the purpose of producing bait material and injecting wild rabbits: –

(a) Authorised Control Officers.

(2) Only the following persons are authorised to use, subject to condition 10, a Rabbit Haemorrhagic Disease Virus product mixed with bait material: –

(a) Authorised Control Officers; or

(b) Any person who is a landholder or their authorised agent or an employee of a NSW public authority (including contractors and sub-contractors) for the property² where the Rabbit Haemorrhagic Disease Virus product mixed with bait material is to be used and who holds as a minimum either:

(A) a current certificate of completion or statement of attainment on completion of the training and assessment components of a Chemical Accreditation training program assessed at Australian Qualifications Framework level 3, as required under Part 3 of the *Pesticides Regulation 2009* and that has been issued by a Registered Training Organisation in the previous 5 years in recognition of the person’s satisfactory achievement of level 3 training competencies covered by the program; or

(B) a current certificate of completion issued by the LLS for the Vertebrate Pesticide training course developed for the EPA, delivered by the LLS and that requires reaccreditation every 5 years.

Conditions on the use of Rabbit Haemorrhagic Disease and bait material

10. A person must only use Rabbit Haemorrhagic Disease Virus products in accordance with:

(a) directions on the approved label of the registered APVMA Rabbit Haemorrhagic Disease Virus product being used; or

(b) directions on an APVMA permit issued for the use of Rabbit Haemorrhagic Disease Virus products.

Notes

Words used in this Order have the same meaning as in the Pesticides Act 1999, unless otherwise defined in this Order.

A person must not contravene this Order – maximum penalty \$120 000 in the case of a corporation and \$60 000 in the case of an individual.

This Order will remain in force until it is revoked.

BARRY BUFFIER AM

Chair & CEO

Environment Protection Authority

² Authorised Control Officers can only supply Rabbit Haemorrhagic Disease Virus product mixed with bait material to those properties that have been determined to be appropriate by NSW DPI for the initial release. After the initial release period, Rabbit Haemorrhagic Disease Virus bait material can be supplied to any landholder an Authorised Control Officer determines to be appropriate.

Roads and Maritime Notices

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land
at Orchard Hills and Glenmore Park in the Penrith City Council Area

Roads and Maritime Services by its delegate declares, with the approval of His Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for the purposes of the *Roads Act 1993*.

K DURIE
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All those pieces or parcels of land situated in the Penrith City Council area, Parishes of Claremont and Mulgoa and County of Cumberland, shown as:

Lots 117 and 118 Deposited Plan 1224905, being part of the land in Certificates of Title 1/711076 and 2/711076 respectively and said to be in the possession of Giuseppe Carbone (registered proprietor) and Commonwealth Bank of Australia (mortgagee);

Lot 119 Deposited Plan 1224905, being part of the land in Certificate of Title 3/711076 and said to be in the possession of Kenneth William Hope and Pauline Esmay Hope (registered proprietors) and Australia and New Zealand Banking Group Limited (mortgagee); and

Lot 109 Deposited Plan 1224482, being part of the land in Certificate of Title 261/869597 and said to be in the possession of Salvatore Manna (registered proprietor) and National Australia Bank Limited (mortgagee);

excluding any existing easements from the compulsory acquisition of the land listed above.

(RMS Papers: SF2016/137519)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at West Wyalong in the Bland Shire Council Area

Roads and Maritime Services, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the *Roads Act 1993*.

K DURIE
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All those pieces or parcels of land situated in the Bland Shire Council area, Parishes of Wyalong and Mugga and Counties of Gipps and Bland respectively, shown as Lots 6 and 8 Deposited Plan 1207405.

(RMS Papers: SF2017/023838; RO SF2014/03971)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Wattle Flat in the Bathurst Regional Council Area

Roads and Maritime Services, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the *Roads Act 1993*.

K DURIE
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All those pieces or parcels of land situated in the Bathurst Regional Council area, Parish of Wiagdon and County of Roxburgh, shown as Lots 3 and 4 Deposited Plan 1211596.

(RMS Papers: SF2014/052613; RO SF2015/091572)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Lake Hume Village in the Albury City Council Area

Roads and Maritime Services, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the *Roads Act 1993*.

K DURIE

Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All those pieces or parcels of land situated in the Albury City Council area, Parish of Thurgoona and County of Goulburn, shown as Lots 3 to 8 inclusive Deposited Plan 1215395.

(RMS Papers: SF2017/004010; RO SF2014/075705)

ROADS ACT 1993

ORDER — SECTION 52A

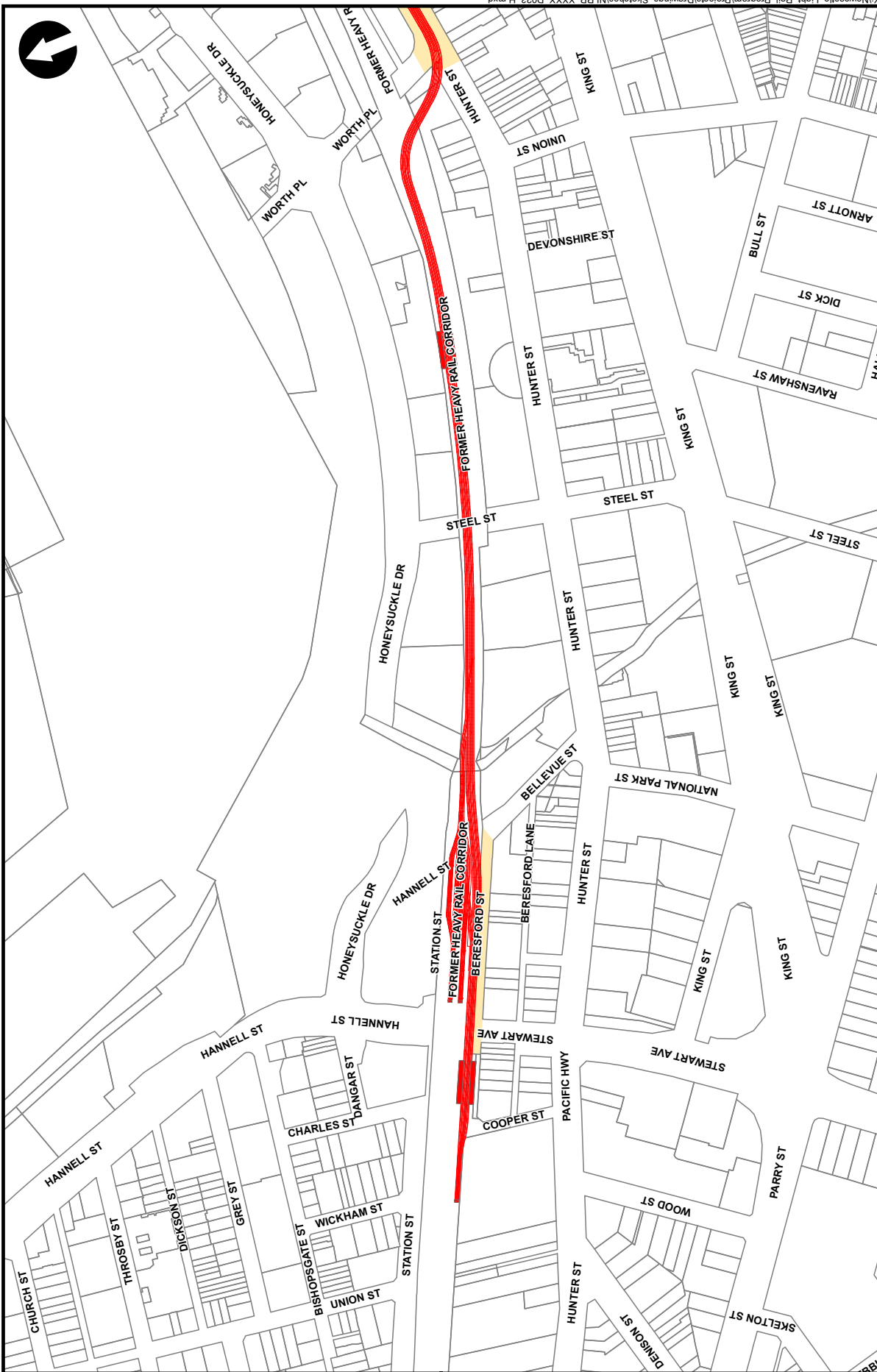
Declaration of Newcastle Light Rail Transitway in the Local Government Area of Newcastle City Council.

I, the Minister for Roads, Maritime and Freight, pursuant to Section 52A of the Roads Act 1993 and on the recommendation of Roads and Maritime Services, by this Order, declare each of the roads described in the schedule below as a transitway, to be designated Transitway No 8011.

MELINDA PAVEY, MP
 MINISTER FOR ROADS, MARITIME AND FREIGHT

SCHEDULE

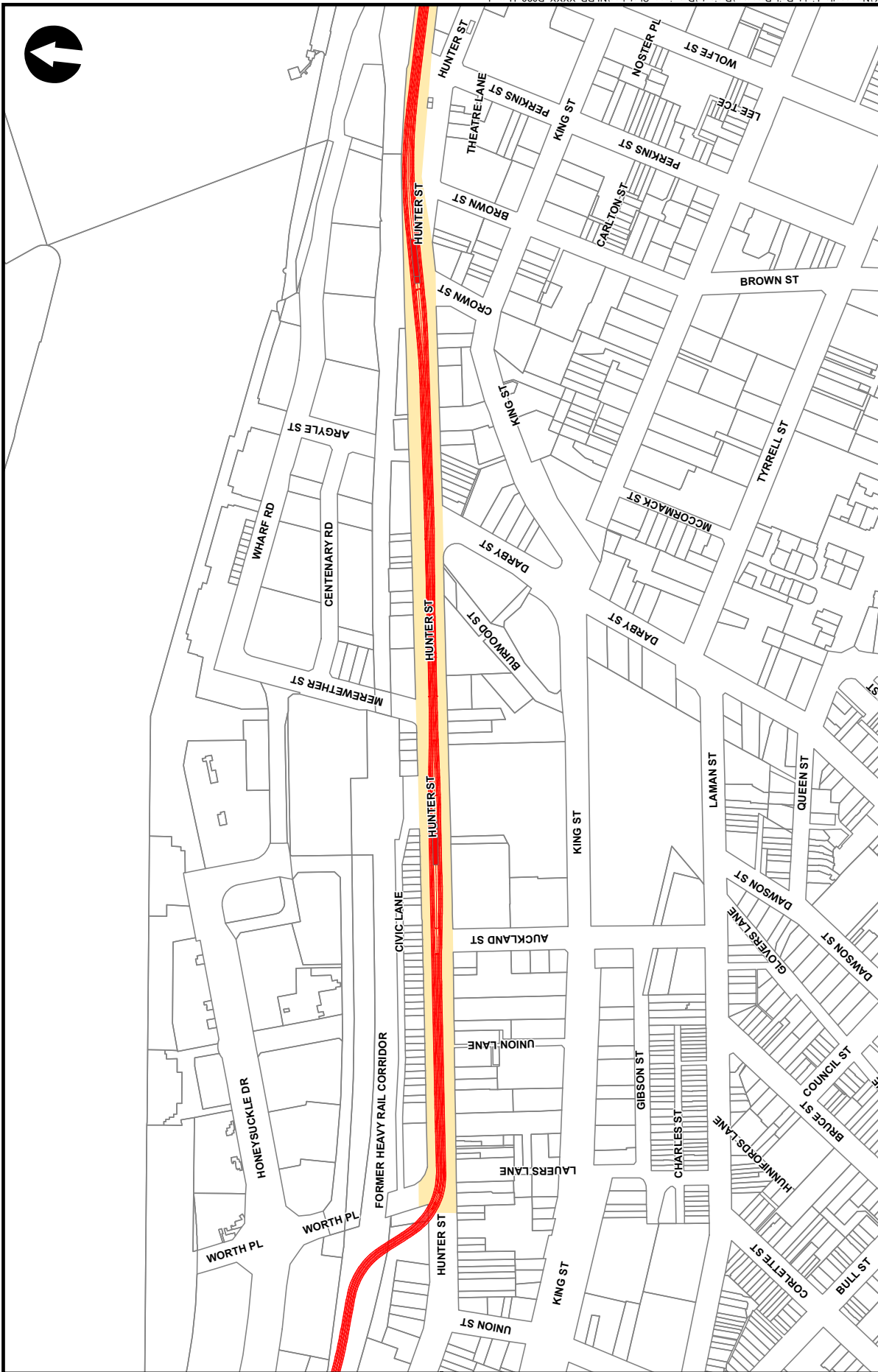
CLASS, NAME AND NUMBER	DESCRIPTION
Transitway No 8011	<p>From Beresford Street to Beresford Street/Bellevue Street intersection - from 10.5 metres west of the Beresford Street /Stewart Avenue intersection, east to the Beresford Street /Bellevue Street intersection, as shown shaded in the attached map.</p> <p>From Worth Place/Hunter Street intersection to Scott Street /Telford Street intersection – from Worth Place at Hunter Street intersection, east on Hunter Street to intersection of Hunter Street /Scott Street, continuing east along Scott Street to intersection of Scott Street /Telford Street, as shown shaded in the attached map.</p>



TRANSITWAY (BOUNDARY TO BOUNDARY)

NEWCASTLE LIGHT RAIL TRANSITWAY

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TRANSITWAY (BOUNDARY TO BOUNDARY)

NEWCASTLE LIGHT RAIL TRANSITWAY

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Mining and Petroleum Notices

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T17-1023)

No. 5438, ALLOY MINERALS PTY LTD (ACN 611 918 846), area of 20 units, for Group 1, dated 2 February, 2017. (Broken Hill Mining Division).

(T17-1024)

No. 5439, ARDEA EXPLORATION PTY LTD (ACN 137 889 279), area of 10 units, for Group 1, dated 2 February, 2017. (Wagga Wagga Mining Division).

(T17-1025)

No. 5440, LITHIUM EXPLORATION PTY LIMITED (ACN 615 541 225), area of 38 units, for Group 1, dated 6 February, 2017. (Broken Hill Mining Division).

(T17-1026)

No. 5441, LADY ALICE MINES PTY LTD (ACN 605 297 363), area of 100 units, for Group 1, dated 7 February, 2017. (Orange Mining Division).

(T17-1027)

No. 5442, LITHIUM EXPLORATION PTY LIMITED (ACN 615 541 225), area of 31 units, for Group 1, dated 6 February, 2017. (Broken Hill Mining Division).

(T17-1028)

No. 5443, LITHIUM EXPLORATION PTY LIMITED (ACN 615 541 225), area of 29 units, for Group 1, dated 6 February, 2017. (Broken Hill Mining Division).

(T17-1029)

No. 5444, LITHIUM EXPLORATION PTY LIMITED (ACN 615 541 225), area of 40 units, for Group 1, dated 6 February, 2017. (Wagga Wagga Mining Division).

(T17-1030)

No. 5445, LITHIUM EXPLORATION PTY LIMITED (ACN 615 541 225), area of 36 units, for Group 1, dated 6 February, 2017. (Inverell Mining Division).

(T17-1031)

No. 5446, QLD COMMODITIES PTY LTD (ACN 161 066 922), area of 51 units, for Group 1, dated 8 February, 2017. (Coffs Harbour Mining Division).

(T17-1032)

No. 5447, QLD COMMODITIES PTY LTD (ACN 161 066 922), area of 19 units, for Group 1, dated 8 February, 2017. (Broken Hill Mining Division).

The Honorable Donald Harwin MLC
Minister for Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATION

(T16-1115)

No. 5356, now Exploration Licence No. 8497, WATTLE RESOURCES N.L. (ACN 138 383 114), County of Yanda, Map Sheet (7936), area of 45 units, for Group 1, dated 11 January, 2017, for a term until 11 January, 2018.

MINING LEASE APPLICATIONS

(Z14-0793)

No. 473, now Mining Lease No. 1747 (Act 1992), MANGOOLA COAL OPERATIONS PTY LIMITED (ACN 127 535 755), Map Sheet (9033-3-N), area of 40.22 hectares, for the purpose of all purposes, dated 5

December, 2016, for a term until 5 December, 2037. As a result of the grant of this title, Authorisation No. 102 and Assessment Lease No. 9 (Act 1992) have partly ceased to have effect.

(T16-1031)

Cobar No. 526, now Mining Lease No. 1746 (Act 1992), HERA RESOURCES PTY LIMITED (ACN 138 992 999), Parish of Roset, County of Mouramba, Map Sheet (8133-1-N), area of 61.8 hectares, to mine for copper, gold, lead, silver and zinc, dated 7 December, 2016, for a term until 7 December, 2037. As a result of the grant of this title, Exploration Licence No. 6162 has partly ceased to have effect.

The Honorable Donald Harwin MLC
Minister for Resources

NOTICE is given that the following applications for renewal have been received:

(V17-1109)

Exploration Licence No. 6372, TASMAN GOLDFIELDS NSW PTY LTD (ACN 124 226 473), area of 10 units. Application for renewal received 31 January, 2017.

(V17-0988)

Exploration Licence No. 7447, DEFIANCE RESOURCES PTY LTD (ACN 119 700 220), area of 50 units. Application for renewal received 1 February, 2017.

(V17-1130)

Exploration Licence No. 7448, CRISTAL MINING AUSTRALIA LIMITED (ACN 009 247 858), area of 33 units. Application for renewal received 3 February, 2017.

(V17-1183)

Exploration Licence No. 7714, P.G.M. MANAGEMENT PTY. LTD. (ACN 004 933 055), area of 8 units. Application for renewal received 3 February, 2017.

(V17-1094)

Exploration Licence No. 8058, CHINA WASTE CORPORATION LIMITED (ACN 003 078 591), area of 1 units. Application for renewal received 2 February, 2017.

(V17-1052)

Exploration Licence No. 8230, BOND RESOURCES PTY LTD (ACN 154 478 421), area of 50 units. Application for renewal received 2 February, 2017.

(V17-1144)

Exploration Licence No. 8421, ROMARDO COPPER (NSW) PTY LTD (ACN 605976565), area of 100 units. Application for renewal received 2 February, 2017.

(V17-1121)

Exploration Licence No. 8422, ROMARDO COPPER (NSW) PTY LTD (ACN 605976565), area of 86 units. Application for renewal received 2 February, 2017.

The Honorable Donald Harwin MLC
Minister for Resources

RENEWAL OF CERTAIN AUTHORITIES

Notice is given that the following authorities have been renewed:

(Z10-1541)

Exploration Licence No. 2921, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7133, 7134), area of 11 units, for a further term until 12 October, 2017. Renewal effective on and from 31 January, 2017.

(Z11-5127)

Exploration Licence No. 5138, CENTENNIAL NEWSTAN PTY LIMITED (ACN 101 508 865), County of Northumberland, Map Sheet (9231, 9232), area of 1793 hectares, for a further term until 10 October, 2021. Renewal effective on and from 2 February, 2017.

(Z16-1167)

Exploration Licence No. 6098, OMYA AUSTRALIA PTY LIMITED (ACN 001 682 533), County of Bathurst, Map Sheet (8830), area of 4 units, for a further term until 10 July, 2021. Renewal effective on and from 6 February, 2017.

(Z15-1865)

Exploration Licence No. 6604, CURLEWIS COAL & COKE PTY LIMITED (ACN 113 968 737), County of Pottinger, Map Sheet (8935), area of 1756 hectares, for a further term until 28 July, 2019. Renewal effective on and from 3 February, 2017.

(T09-0262)

Exploration Licence No. 7562, ANTHONY CLAUDE BERGER, Counties of Arrawatta and Gough, Map Sheet (9138), area of 5 units, for a further term until 4 June, 2018. Renewal effective on and from 6 February, 2017.

(Z16-1247)

Exploration Licence No. 7581, PEEL MINING LIMITED (ACN 119 343 734), County of Mouramba, Map Sheet (8133), area of 9 units, for a further term until 21 July, 2019. Renewal effective on and from 3 February, 2017.

(T10-0290)

Exploration Licence No. 7756, NEO RESOURCES LIMITED (ACN 007 708 429), County of Wellington, Map Sheet (8832), area of 1 units, for a further term until 31 May, 2018. Renewal effective on and from 30 January, 2017.

(Z16-1781)

Exploration Licence No. 8188, CENTENNIAL SPRINGVALE PTY LIMITED (ACN 052 096 812) AND SPRINGVALE SK KORES PTY LIMITED (ACN 051 015 402), County of Cook, Map Sheet (8931), area of 835.6 hectares, for a further term until 16 October, 2019. Renewal effective on and from 2 February, 2017.

(Z15-0888)

Mining Lease No. 1394 (Act 1992), SIBELCO LIME (NSW) PTY LTD (ACN 004 776 989), Map Sheet (), area of 75.01 hectares, for a further term until 4 June, 2038. Renewal effective on and from 4 June, 2017.

The Honorable Donald Harwin MLC
Minister for Resources

CANCELLATION OF AUTHORITY AT REQUEST OF HOLDER

Notice is given that the following authority has been cancelled:

(T15-1053)

Exploration Licence No. 8399, RANGOTT MINERAL EXPLORATION PTY LIMITED (ACN 002 536 825), County of Blaxland, Map Sheet (8032), area of 8 units. Cancellation took effect on 7 February, 2017.

The Honorable Donald Harwin MLC
Minister for Resources

Primary Industries Notices

FISHERIES MANAGEMENT ACT 1994

Section 8 Notification – Fishing Closure

Conditions for taking certain shark species harvested in the Ocean Trap and Line Fishery

I, SARAH FAIRFULL, A/Deputy Director General Fisheries, with the delegated authority, do by this notification pursuant to section 8 of the *Fisheries Management Act 1994*, prohibit the taking of all species of shark from ocean waters, by holders of line fishing western zone endorsements, line fishing eastern zone endorsements and demersal fish trap endorsements in the Ocean Trap and Line Fishery, except when those fish are taken in accordance with the conditions specified in Schedule 1 to this notification.

SCHEDULE 1

Commercial fishing conditions for taking shark species

1. A holder of a line fishing western zone endorsement, line fishing eastern zone endorsement or a demersal fish trap endorsement must not take more than the **weekly limit** of any species of shark (excluding those of a type specified in Schedule 2 to this notification) or combination of any species of shark (excluding those of a type specified in Schedule 2 to this notification) within any weekly period commencing midnight Sunday to midnight the following Sunday.
2. A holder of a line fishing western zone endorsement, line fishing eastern zone endorsement or a demersal fish trap endorsement must not take any shark (excluding those of a type specified in Schedule 2 to this notification) if the weight of shark (excluding those of a type specified in Schedule 2 to this notification) on a licensed fishing boat at any one time exceeds the weekly limit or if the weekly limit has been reached by that endorsement holder or any other endorsement holder (combined) while using that licensed fishing boat within the weekly period commencing midnight of the previous Sunday to midnight the following Sunday.
3. A holder of a line fishing western zone endorsement, line fishing eastern zone endorsement or a demersal fish trap endorsement must not take any shark (excluding those of a type specified in Schedule 2 to this notification) while onboard a boat with any person who is authorised to take shark under the authority of a permit issued under section 37 of the Act enabling that person to take sharks in quantities exceeding the weekly limit specified in this fishing closure.
4. A holder of a line fishing western zone endorsement, line fishing eastern zone endorsement or a demersal fish trap endorsement must not take any shark (excluding those of a type specified in Schedule 2 to this notification) unless they complete the form entitled “NSW DPI Daily Catch and Effort Record” contained within the “NSW DPI Commercial Fisheries Catch and Effort Log Book” as approved by the Minister prior to moving the catch more than 50 metres from the licensed fishing boat used to take the shark and within 24 hours of landing the catch the form is faxed to (02)6391 4709 or emailed to catch.records@dpi.nsw.gov.au and received by the Department of Primary Industries.
5. A holder of a line fishing western zone endorsement, line fishing eastern zone endorsement or a demersal fish trap endorsement must not take any shark species (excluding those of a type specified in Schedule 2 and Schedule 3 to this notification) unless:
 - a. if removing the head and gills of the shark, they do so by a cut in front of the last gill slit and pectoral fin with the cut being perpendicular to the long axis of the fish, and/or
 - b. if gutting the shark, only remove the gut and internal organs of the shark.

SCHEDULE 2

Species excluded from Notification

Common Name	Scientific Name
Harrisson’s dogfish	<i>Centrophorus harrissoni</i>
Endeavour dogfish	<i>Centrophorus moluccensis</i>
Southern dogfish	<i>Centrophorus zeehaani</i>
Greeneye spurdog	<i>Squalus choloroculus</i>
School shark	<i>Galeorhinus galeus</i>
Gummy shark	<i>Mustelus antarcticus</i>

SCHEDULE 3

Species excluded from condition relating to heading and gutting

Common Name	Family
Gulper sharks	CENTROPHORIDAE
Dogfishes	SQUALIDAE
Catsharks	SCYLIORHINIDAE

In this notification:

“*Ocean Trap and Line Fishery*” means the share management fishery of that name, as described in Schedule 1 to the Act.

“*shark*” means the species of cartilaginous fishes contained within the following families:

Family	Common Name
ALOPIIDAE	Thresher sharks
BRACHAELURIDAE	Blind sharks
CARCHARHINIDAE	Whaler sharks
CENTROPHORIDAE	Gulper sharks
CETORHINIDAE	Basking Sharks
CHLAMYDOSELACHIDAE	Frill Sharks
DALATIIDAE	Sleeper sharks
ECHINORHINIDAE	Bramble Sharks
ETMOPTERIDAE	Lantern sharks
GINGLYMOSTOMATIDAE	Nurse sharks
HEMIGALEIDAE	Weasel sharks
HEMISCYLLIDAE	Longtail carpet sharks
HETERODONTIDAE	Horn sharks
HEXANCHIDAE	Sixgill, Sevengill and Broadnose Sharks
LAMNIDAE	Mackerel sharks
MEGACHASMIDAE	Megamouth Sharks
MITSUKURINIDAE	Goblin Sharks
OXYNOTIDAE	Roughsharks/prickly dogfishes
PARASCYLLIDAE	Collared carpet sharks
PRISTIOPHORIDAE	Sawsharks
PSEUDOCARCHARIDAE	Crocodile sharks
SCYLIORHINIDAE	Catsharks
SOMNIOSIDAE	Sleeper sharks
SPHYRNIDAE	Hammerhead sharks
SQUALIDAE	Dogfishes
SQUATINIDAE	Angelsharks
STEGOSTOMATIDAE	Zebra sharks
TRIAKIDAE	Hound sharks

“*weekly limit*” means a total weight of 750 kilograms if the sharks are whole or 500 kilograms if any of the sharks are headed, gutted or headed and gutted.

This fishing closure is effective for a period of five (5) years from the date of publication of this notification, unless sooner amended or revoked.

Dated this 31st day of January 2017.

SARAH FAIRFULL

A/Deputy Director General Fisheries

Department of Primary Industries

(an office within the Department of Industry, Skills and Regional Development)

(by delegation)

Notes:

- (1) If, during the period 1 February in one year to the 31 January in the following year, the total catch of sharks by all endorsement holders (excluding those sharks of a type specified in Schedule 2 to this notification and

excluding any catches taken pursuant to a permit issued under section 37 of the Act authorising the taking of shark) is more than approximately 70 tonnes dressed weight, the Minister intends to impose further restrictions. Note this limit is subject to change having regard to restrictions imposed on the fishery as part of the Commonwealth Government's Declaration of a Wildlife Trade Operation and associated conditions, and annual reviews of biological and catch data.

- (2) A separate fishing closure relating to sharks prohibits the practice of shark finning in all NSW waters.
- (3) This closure does not affect the bag limits specified in clause 12D and Schedule 3 of the *Fisheries Management (Ocean Trap and Line Share Management Plan) Regulation 2006*.
- (4) Contact your District Fisheries Office for details of permit holders referred to in clause 3 of Schedule 1 to this closure. Local District Fisheries Office telephone numbers include: Tweed District – 07 5523 6900, Richmond District (Ballina) – 02 66181800, Coffs Harbour District – 02 6652 3977, Clarence River District (Maclean) – 02 6645 0500, Port Macquarie 02 55240600

FISHERIES MANAGEMENT ACT 1994

Section 8 Notification – Fishing Closure

Hoop or lift nets (modified collapsible crab traps)

I, SARAH FAIRFULL, Acting Deputy Director General Fisheries, with the delegated authority of the Minister for Primary Industries and the Director-General pursuant to sections 227 and 228 of the *Fisheries Management Act 1994* (“the Act”) and pursuant to section 8 of the Act do by this notification prohibit the taking of any species of fish, from any NSW waters:

- (1) by any person (commercial or recreational), using a hoop or lift net that has any entrances around the sides of the hoop or lift net; and,
- (2) by any commercial fisher, using a hoop or lift net:
 - a. that has an entrance at the top that is fitted with a funnel or other modification to prevent crabs enclosed within escaping; or
 - b. where any ring or frame does not sit on the bed of the estuary when the net is set.

This fishing closure is effective for a period of five (5) years from the date of publication of this notification, unless sooner amended or revoked.

Dated this day of 2 February 2017.

SARAH FAIRFULL

Acting Deputy Director General Fisheries

Department of Primary Industries

(an office within the Department of Industry, Skills and Regional Development)

Purpose: The purpose of this fishing closure is to prohibit the use of collapsible crab traps that have been modified to fit the description of hoop or lift nets set out in regulations made under the *Fisheries Management Act 1994*, and the use of a new style of hoop or lift net by commercial fishers that is commercially available and potentially highly efficient.

Crown Lands Notices

1300 886 235 www.crownland.nsw.gov.au

DUBBO OFFICE

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
ACCESS	Reserve No. 27420 Public Purpose: Camping, Travelling Stock Notified: 26 March 1898 File Reference: 16/06437 Reserve No. 81308 Public Purpose: Refuge In Time of Flood Notified: 19 December 1958 File Reference: 16/06437

SCHEDULE

COLUMN 1	COLUMN 2
PIPELINE; WATER STORAGE	Reserve No. 2053 Public Purpose: Travelling Stock Notified: 6 October 1884 File Reference: 16/02779

GOULBURN OFFICE

REVOCATION OF RESERVATION OF CROWN LAND

Pursuant to section 90 of the *Crown Lands Act 1989*, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
Land District: Cooma Local Government Area: Snowy Monaro Regional Council Locality: Tongaroo Reserve No. 64072 Public Purpose: Access Notified: 21 July 1933 Lot 7004 DP No 94304 Parish Napier County Wallace Lot 7003 DP No 94304 # Parish Napier County Wallace	The part being Lot PT 35 DP No 756726 Parish Tongaroo County Wallace of an area of 13.84ha

COLUMN 1	COLUMN 2
Lot 45 DP No 39971 Parish Tongaroo County Wallace Lot PT 35 DP No 756726 Parish Tongaroo County Wallace File Reference: 07/3424	

Notes: The Land contained within Perpetual Lease 107254 has been purchased by the Lease Holder.

Disclaimer: # Please note that the above Lot numbers marked # are for Departmental use only.

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
 Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
ENVIRONMENTAL PROTECTION	Reserve No. 42955 Public Purpose: Water Supply, Camping Notified: 12 August 1908 File Reference: 16/09060 Reserve No. 65153 Public Purpose: Quarry Notified: 22 March 1935 File Reference: 16/09060 Reserve No. 73580 Public Purpose: Soil Conservation Notified: 30 June 1950 File Reference: 16/09060 Reserve No. 84089 Public Purpose: Public Recreation Notified: 30 November 1962 File Reference: 16/05212 Reserve No. 88438 Public Purpose: Public Recreation, Preservation of Fauna, Preservation of Native Flora Notified: 24 December 1971 File Reference: 16/05212 Reserve No. 95909 Public Purpose: Promotion of the Study and the Preservation of Native Flora and Fauna Notified: 27 April 1982 File Reference: 16/09060 Reserve No. 97726 Public Purpose: Quarry Notified: 8 March 1985 File Reference: 16/09060

COLUMN 1	COLUMN 2
	Dedication No. 1000462 Public Purpose: Remembrance Driveway Notified: 25 March 1955 File Reference: 16/09060 Reserve No. 161 Public Purpose: Preservation of Water Supply Notified: 31 July 1882 File Reference: 16/09060

SCHEDULE

COLUMN 1	COLUMN 2
GRAZING; TANK	Reserve No. 2211 Public Purpose: Public Buildings Notified: 28 August 1886 File Reference: 15/11137

SCHEDULE

COLUMN 1	COLUMN 2
ENVIRONMENTAL REHABILITATION	Reserve No. 94291 Public Purpose: Future Public Requirements Notified: 13 February 1981 File Reference: 17/00299

SCHEDULE

COLUMN 1	COLUMN 2
ENVIRONMENTAL STUDIES	Reserve No. 97367 Public Purpose: Hospital Notified: 3 August 1984 File Reference: 16/07352 Reserve No. 97807 Public Purpose: Police Purposes Notified: 7 June 1985 File Reference: 16/07352

GRAFTON OFFICE

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
 Minister for Lands and Forestry

DESCRIPTION

Parish – Molonglo; County – Murray

Land District – Queanbeyan; LGA – Queanbeyan-Palerang Regional

Road Closed: Lot 2 DP 1224412

File No: 16/01538

SCHEDULE

On closing, the land within Lot 2 DP 1224412 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Morven; County – Hume

Land District – Albury; LGA – Greater Hume

Road Closed: Lot 1 DP 1225530

File No: 15/10843

SCHEDULE

On closing, the land within Lot 1 DP 1225530 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Clunes; County – Rous

Land District – Lismore; LGA – Lismore

Road Closed: Lot 1 DP 1223154

File No: 15/10660

SCHEDULE

On closing, the land within Lot 1 DP 1223154 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Woolumla; County – Beresford

Land District – Cooma; LGA – Snowy Monaro Regional

Road Closed: Lot 1 DP 1225859

File No: 16/06667

SCHEDULE

On closing, the land within Lot 1 DP 1225859 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parishes – Cox, Jamalong; County – Baradine
Land District – Narrabri; LGA – Walgett*

Road Closed: Lot 2 DP 1223379

File No: 15/08970

SCHEDULE

On closing, the land within Lot 2 DP 1223379 that was formerly Crown road remains vested in the State of New South Wales as Crown land.

On closing, the land within Lot 2 DP 1223379 that was formerly Council road becomes vested in the State of New South Wales as Crown Land.

Council's reference: RR: 10/547

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Eckford; County – Jamison
Land District – Narrabri; LGA – Narrabri*

Road Closed: Lot 1 DP 1224421

File No: 15/05236

SCHEDULE

On closing, the land within Lot 1 DP 1224421 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Berwick; County – Rous
Land District – Murwillumbah; LGA – Tweed*

Road Closed: Lot 2 DP 1223599

File No: 16/03708

SCHEDULE

On closing, the land within Lot 2 DP 1223599 remains vested in the State of New South Wales as Crown land.

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
GRAZING	Reserve No. 30828 Public Purpose: Trigonometrical Purposes Notified: 21 April 1900 File Reference: 17/00109 Reserve No. 30826 Public Purpose: Water Notified: 21 April 1900 File Reference: 17/00109

SCHEDULE

COLUMN 1	COLUMN 2
SPORTING EVENT	Reserve No. 140093 Public Purpose: Community and Sporting Club Facilities Notified: 8 December 1995 File Reference: 16/08812 Reserve No. 69040 Public Purpose: Future Public Requirements Notified: 23 February 1940 File Reference: 16/09147 Reserve No. 93088 Public Purpose: Future Public Requirements Notified: 18 July 1980 File Reference: 16/09147

SCHEDULE

COLUMN 1	COLUMN 2
BOARDWALK; PONTOON; RAMP; RECLAMATION; ROCK ARMOURING; STEPS; WHARF	Reserve No. 1012188 Public Purpose: Access and Public Requirements, Tourism Purposes and Environmental and Heritage Conservation Notified: 18 August 2006 File Reference: 16/07655

Notes: Existing reservations under the Crown Lands Act are not revoked.

SCHEDULE

COLUMN 1	COLUMN 2
JETTY	Reserve No. 1012189 Public Purpose: Access and Public Requirements, Tourism Purposes and Environmental and Heritage Conservation Notified: 18 August 2006 File Reference: 14/07891

Notes: Existing reservations under the Crown Lands Act are not revoked.

SCHEDULE

COLUMN 1	COLUMN 2
STORAGE AREA	Reserve No. 751380 Public Purpose: Future Public Requirements Notified: 29 June 2007 File Reference: 15/08783 Reserve No. 2016 Public Purpose: Camping Notified: 17 July 1886 File Reference: 15/08783

SCHEDULE

COLUMN 1	COLUMN 2
FILMING EVENT	Reserve No. 1012191 Public Purpose: Access and Public Requirements, Tourism Purposes and Environmental and Heritage Conservation Notified: 25 Aug 2006 File Reference: 17/00513

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Skinner; County – Hardinge
Land District – Armidale; LGA – Armidale Regional*

Road Closed: Lot 1 DP 1226329

File No: 14/11381

SCHEDULE

On closing, the land within Lot 1 DP 1226329 remains vested in the State of New South Wales as Crown land.

GRIFFITH OFFICE**REVOCATION OF RESERVATION OF CROWN LAND**

Pursuant to section 90 of the *Crown Lands Act 1989*, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
Land District: Narrandera Local Government Area: Narrandera Shire Council Locality: Narrandera Reserve No. 74255 Public Purpose: Future Public Requirements Notified: 15 June 1951 File Reference: GH89H484	The whole being Lot 256 DP No 751719 Parish Narrandera County Cooper of an area of 27.56ha

Notes: It is proposed to sell to Wayne Stanly Norder and Maria Josephne Norder the land held under Special Lease 77461.

MAITLAND OFFICE

APPOINTMENT OF TRUST BOARD MEMBERS

Pursuant to section 93 of the *Crown Lands Act 1989*, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Margaret Pointer (re-appointment) Ross Graham Howard (new member) Neil Ronald Podlich (re-appointment) Martin Johnson (new member) Lynn Anne Muirhead (new member) Andreas Schneider (re-appointment) Elaine Raines (re-appointment) For a term commencing the date of this notice and expiring 09 February 2022.	Mangrove Creek Recreation Reserve Trust	Reserve No. 37386 Public Purpose: Public Recreation Notified: 12 March 1904 File Reference: MD83R14-004

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

PURSUANT to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
ENVIRONMENTAL PROTECTION	Reserve No. 755242 Public Purpose: Future Public Requirements Notified: 29 June 2007 File Reference: 17/00182

MOREE OFFICE

APPOINTMENT OF TRUST BOARD MEMBERS

Pursuant to section 93 of the *Crown Lands Act 1989*, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Kim Joy Guest (new member) For a term commencing the date of this notice and expiring 18 April 2018.	Wallangra Recreation Reserve Trust	Dedication No. 560038 Public Purpose: Hall, War Memorial Notified: 2 December 1955 File Reference: ME81R56-002

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
GRAZING	Reserve No. 97950 Public Purpose: Access Notified: 18 October 1985 File Reference: 15/09425

NEWCASTLE OFFICE

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parishes – Louee, Hawkins; County – Phillip
Land District – Rylstone; LGA – Mid-Western Regional*

Road Closed: Lots 1-2 DP 1216507

File No: CL/00813

SCHEDULE

On closing, the land within Lots 1-2 DP 1216507 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Taylor; County – Lincoln
Land District – Dunedoo Central; LGA – Warrumbungle*

Road Closed: Lot 1 DP 1227579

File No: 10/16797

SCHEDULE

On closing, the land within Lot 1 DP 1227579 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Kullatine; County – Dudley
Land District – Kempsey; LGA – Kempsey*

Road Closed: Lot 1 DP 1227007

File No: 07/4360

SCHEDULE

On closing, the land within Lot 1 DP 1227007 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Eusdale; County – Roxburgh
Land District – Bathurst; LGA – Bathurst Regional*

Road Closed: Lot 1 DP 1221030

File No: 16/00704

SCHEDULE

On closing, the land within Lot 1 DP 1221030 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parishes – Bowman, Terraban; County – Bligh
Land District – Dunedoo; LGA – Warrumbungle*

Road Closed: Lots 1-2 DP 1227122

File No: 16/02856:JT

SCHEDULE

On closing, the land within Lots 1-2 DP 1227122 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Eilginbah; County – Oxley
Land District – Warren; LGA – Warren*

Road Closed: Lot 1 DP 1226058

File No: 09/11530:JT

SCHEDULE

On closing, the land within Lot 1 DP 1226058 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Eskdale; County – Roxburgh
Land District – Bathurst; LGA – Bathurst Regional*

Road Closed: Lot 1 DP 1224487

File No: CL/00357:JT

SCHEDULE

On closing, the land within Lot 1 DP 1224487 remains vested in the State of New South Wales as Crown land.

NOWRA OFFICE

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
CAMPING AND CARAVAN SITE	Reserve No. 87396 Public Purpose: Public Recreation Notified: 19 September 1969 File Reference: 16/02678 Reserve No. 1011528 Public Purpose: Access and Public Requirements, Tourism Purposes and Environmental and Heritage Conservation Notified: 9 June 2006 File Reference: 16/02678

ORANGE OFFICE

APPOINTMENT OF TRUST BOARD MEMBERS

Pursuant to section 93 of the *Crown Lands Act 1989*, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Noel John Middleton (new member) Trevor Michael Gunning (re-appointment) Robyn Lee Scott (re-appointment) Maureen Gunning (new member) Bruce James Gunning (re-appointment) For a term commencing the date of this notice and expiring 26 January 2022.	Meadow Flat Public Recreation (R47366) Reserve Trust	Reserve No. 47366 Public Purpose: Public Recreation Notified: 10 January 1912 File Reference: 09/10307

SYDNEY METROPOLITAN OFFICE

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
FILMING EVENT	Reserve No. 91262 Public Purpose: Boy Scouts Notified: 22 September 1978 File Reference: 17/01439 Reserve No. 752066 Public Purpose: Future Public Requirements Notified: 29 June 2007 File Reference: 17/01439

SCHEDULE

COLUMN 1	COLUMN 2
ACCESS	Reserve No. 100156 Public Purpose: Future Public Requirements Notified: 18 November 1988 File Reference: 17/00812

TAREE OFFICE

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

In pursuance of the provisions of Section 151, *Roads Act 1993*, the Crown roads specified in Schedule 1 are hereby transferred to the Roads Authority specified in Schedule 2 hereunder and as from the date of publication of this notice and as from that date, the roads specified in Schedule 1 cease to be Crown Roads.

The Hon. PAUL TOOLE, MP
Minister for Lands and Forests

Schedule 1

Parish – Harrington, Marlee, Bobin, Wherrol Flat, Beryan, Kundibakh

Land District – Taree

Locality – Coralville, Killabakh, Bobin, Wherrol Flat, Red Head, Kundibakh

Local Government Area – Mid Coast Council

- RD1137 – Bakers Road, Coralville, Parish Harrington from South Western corner Lot 198 DP754415 to 170 metres North East of the Southernmost corner of Lot 134 DP754415.
- RD1267 – Betts Close, Killabakh, Parish Marlee from North Eastern corner Lot 1 DP565989 to 10 metres west of North Western corner Lot 3 DP703043.
- RD1696 – Coral Lane, Coralville, Parish Harrington from Southern Road boundary of Lot 2 DP256732 to 21 metres South of the Southernmost corner of Lot 2 DP607674.
- RD2302 – Gunyah Road, Bobin, Parish Bobin and Parish Marsh from Western boundary Lot 2 DP178371 to Southern end of road opened/dedicated in defined in R14706-1603 and dedicated by GG 26 June 1922 folio 3468.
- RD2994a – Little Run Road, Wherrol Flat, Parish Wherrol Flat from Eastern boundary Lot 215 DP754430 to North Western end of Crown road & bank of Little Run Creek within Lot 243 DP754430, via Lot 175 DP754430, Lots 3 & 4 DP707593, Lot 1 DP611297, Lots 252, 265 & 269 DP754430, including Branch Road to Little Run Creek within Lot 250 DP754430.
- RD2994b – Little Run Road, Wherrol Flat, Parish Wherrol Flat from Eastern boundary of, and bank of Little Run Creek within, Lot 206 DP754430 to Northern boundary of Lot 267 DP754430, via Lot 207 DP754430, North Eastern corner Lot 259, Lot 258 DP754430, including part of Easterly arm of Crown road connecting to Little Run Creek.
- RD2994c Parts 1 & 2 of 3 – Little Run Road, Wherrol Flat, Parish Wherrol Flat from Southern boundary of Lot 2 DP1129621 to Eastern most Southern end of road dedicated in DP785190, also Crown road within Lot 2 DP1129621 which runs parallel to and abuts Little Run Creek.
- RD2994c Part 3 of 3 – Little Run Rd, Wherrol Flat, Parish Wherrol Flat from Northern boundary of Lot 1 DP785190 to 20 metres North West of the South Western corner Lot 3 DP585531.
- RD3970 – Red Head Road, Red Head, Parish Beryan from North Western corner Lot 52 DP1046817 to South Western corner & Western boundary Lot 7303 DP1143094.
- RD4536 – Valle-Hi Way, Kundibakh, Parish Kundibakh from Northern boundary Lot 7 DP41825 to 80 metres South of the North Eastern corner Lot 2 DP1053013.

Schedule 2

Roads Authority: MidCoast Council Lands File No. TE03H237

Council File Ref: RD1137, RD1267, RD1696, RD2302, RD2994, RD3970, RD4536

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
ENVIRONMENTAL PROTECTION	Reserve No. 35304 Public Purpose: Harbour Improvements Notified: 22 November 1902 File Reference: 16/10691 Reserve No. 1011708 Public Purpose: Regional Requirements Notified: 4 August 2006 File Reference: 16/10691

SCHEDULE

COLUMN 1	COLUMN 2
GRAZING	Reserve No. 754426 Public Purpose: Future Public Requirements Notified: 29 June 2007 File Reference: 10/19050

Notes: Existing reservations under the Crown Lands Act are not revoked.

WAGGA WAGGA OFFICE

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
GRAZING	Reserve No. 2615 Public Purpose: Trigonometrical Purposes Notified: 4 September 1882 File Reference: 16/10586

SCHEDULE

COLUMN 1	COLUMN 2
COMMUNITY EVENT	Reserve No. 87043 Public Purpose: Parking, Drainage Notified: 17 January 1969 File Reference: 16/08578

WESTERN REGION OFFICE

ERRATUM

IN the NSW Government Gazette of 27 January 2017, folio 199 under the heading “Addition to a Western Lands Lease”, the reference in Column 2 to folio identifier 1739/764062 being Western Lands Lease 5810 should have read 1739/764062 and 2541/764564.

File Reference: 08/2056

The Hon PAUL TOOLE MP
Minister for Lands and Forestry

ERRATUM

IN the NSW Government Gazette of 11 November, 2016 Folio’s 3136 – 3137, appearing under the heading “Alteration of Purpose/Conditions of a Western Lands Lease” (being Western Lands Lease 219) the purpose being altered should read from “Pastoral” to “Grazing and Cultivation (Irrigated)”.

File Reference: WLL219-1

The Hon PAUL TOOLE MP
Minister for Lands and Forestry

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
GRAZING	Reserve No. 1839 Public Purpose: Travelling Stock Notified: 1 December 1879 File Reference: 15/11565 Reserve No. 39463 Public Purpose: Teams Notified: 15 July 1905 File Reference: 15/11565 Reserve No. 68406 Public Purpose: Travelling Stock Notified: 23 June 1939 File Reference: 15/11565 Reserve No. 1013789 Public Purpose: Future Public Requirements Notified: 29 June 2007 File Reference: 15/11565 Reserve No. 39464 Public Purpose: Teams Notified: 15 July 1905 File Reference: 15/11565

Other Government Notices

ANTI-DISCRIMINATION ACT 1977

EXEMPTION ORDER

Under the provisions of section 126 of the *Anti-Discrimination Act 1977* (NSW), an exemption is given from sections 8 and 51 of the *Anti-Discrimination Act 1977* (NSW), to Murdi Paaki Regional Enterprise Corporation Limited, to advertise and recruit an Aboriginal or Torres Strait Islander person as Chief Executive Officer.

This exemption will remain in force for 5 years.

Dated this 6th day of February 2017

Elizabeth Wing
Acting President
Anti-Discrimination Board of NSW

CO-OPERATIVES NATIONAL LAW (NSW)

Section 601AA(4) of the Corporations Act 2001 as applied by
section 453 of the Co-operatives National Law (NSW)

NOTICE OF PROPOSED DEREGISTRATION – Voluntary

CO-OPERATIVE DETAILS

Co-operative: Greater Lithgow Arts and Crafts Co-operative Ltd

Co-operative Number: NSWC00977

NOTICE

The Registrar has received an application to deregister the Co-operative under section 601AA of the *Corporations Act 2001* as applied by section 453 of the *Co-Operatives National Law (NSW)*

The Registrar may deregister the Co-operative when two months have passed since publication of this Notice in the NSW Government Gazette

Dated this 3rd day of February 2017 at Bathurst.

Christine Gowland
Director, Registry Services
DELEGATE OF THE REGISTRAR OF CO-OPERATIVES

CO-OPERATIVES NATIONAL LAW (NSW)

Section 601AA(4) of the Corporations Act 2001 as applied by
section 453 of the Co-operatives National Law (NSW)

NOTICE OF PROPOSED DEREGISTRATION – Voluntary

CO-OPERATIVE DETAILS

Co-operative: The Immigrant Co-operative Limited

Co-operative Number: NSWC31924

NOTICE

The Registrar has received an application to deregister the Co-operative under section 601AA of the *Corporations Act 2001* as applied by section 453 of the *Co-Operatives National Law (NSW)*

The Registrar may deregister the Co-operative when two months have passed since publication of this Notice in the NSW Government Gazette

Dated this 3rd day of February 2017 at Bathurst.

Christine Gowland
Director, Registry Services
DELEGATE OF THE REGISTRAR OF CO-OPERATIVES

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 7A (1) of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the recorded name listed hereunder as a geographical name.

Buruwang Park for a reserve bounded by Newington Boulevard and Ali Parade in the locality of Newington.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

Elsie Wearn Park for a reserve situated in Robert Street, Artarmon, in the Willoughby LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at www.gnb.nsw.gov.au from 9 February to 10 March 2017. Alternatively, written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with Section 9 of the *Geographical Names Act 1966*, all submissions lodged may be subject to a freedom of information application and may be viewed by a third party to assist the Board in considering this proposal.

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

Robyn Kemmis Reserve for a reserve located at Franklyn Street in the locality of Glebe.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at www.gnb.nsw.gov.au from Tuesday 7 February to Friday 10 March 2017, alternatively written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with Section 9 of the *Geographical Names Act 1966* all submissions lodged may be subject to a freedom of information application and may be viewed by third party to assist the Board in considering this proposal.

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

Willowdale Park for a reserve located on Jamboree Avenue, Denham Court in the Campbelltown LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at www.gnb.nsw.gov.au from 8 February to 8 March 2017. Alternatively, written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with Section 9 of the *Geographical Names Act 1966*, all submissions lodged may be subject to a freedom of information application and may be viewed by a third party to assist the Board in considering this proposal.

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

POISONS AND THERAPEUTIC GOODS REGULATION 2008

ORDER

Withdrawal of Drug Authority

In accordance with the provisions of clause 175(1) of the *Poisons and Therapeutic Goods Regulation 2008* an Order has been made on **Dr Bevan George WALKER (MED0001141053)**, of Dubbo NSW 2830, prohibiting him until further notice, as a medical practitioner, from supplying or having possession of drugs of addiction as authorised by clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by clause 77 of the Regulation.

This Order is to take effect on and from 6 February 2017.

Dated at Sydney, 3 February 2017.

ELIZABETH KOFF
Secretary
NSW Health

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land in the Local Government Area of Willoughby

Transport for NSW by its delegate declares, with the approval of His Excellency the Governor, that the land described in the Schedule 1 below is acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* as authorised by clause 11 of Schedule 1 of the *Transport Administration Act 1988* for the purposes of the *Transport Administration Act 1988*.

TOM GELLIBRAND
Acting Program Director
Sydney Metro
Transport for NSW

SCHEDULE 1

All that piece of land situated in the Local Government Area of Willoughby, Parish of Willoughby and County of Cumberland comprising:

- (a) Lot 1 in DP221896, being the whole of land in Certificate of Title 1/DP221896, excepting the interest in land described in Schedule 2 below; and
- (b) Lot 2 in DP1223080 identified in the plan of acquisition registered at Land and Property Information NSW on 17 August 2016,

both said to be in the possession of the Council of the Municipality of Willoughby.

SCHEDULE 2

N370192 Easement for pipeline affecting the whole of the land described in DP221896
(Transport for NSW Document Number: *SM16/09508 A5653172*)

TRANSPORT ADMINISTRATION ACT 1988
LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Transport for NSW

ERRATUM

The Notice of Compulsory Acquisition of Land published in the New South Wales Government Gazette No 104 of 2 December 2016, Folio 3392, contained errors. The following corrects those errors and the Gazettal date remains 2 December 2016.

Schedule

Schedule should have read:

- All that piece of land situated in the Local Government Area of Sydney, Parish of St James and County of Cumberland, comprising Lot 24 in Strata Plan 13171, being the whole of land in Certificate of Title Folio Identifier 24/SP13171, said to be in the possession of William Wallace Lorimer.
- All that piece of land situated in the Local Government Area of Sydney, Parish of St James and County of Cumberland, comprising Lot 28 in Strata Plan 13171, being the whole of land in Certificate of Title Folio Identifier 28/SP13171, said to be in the possession of Elizabeth Street Finance Pty. Limited ACN 003 300 463.
- All that piece of land situated in the Local Government Area of Sydney, Parish of St James and County of Cumberland, comprising Lot 29 in Strata Plan 13171, being the whole of land in Certificate of Title Folio Identifier 29/SP13171, said to be in the possession of Efi Kremetis.
- All that piece of land situated in the Local Government Area of Sydney, Parish of St James and County of Cumberland, comprising Lot 34 in Strata Plan 13171, being the whole of land in Certificate of Title Folio Identifier 34/SP13171, said to be in the possession of Choulartons Australia Pty Ltd ACN 003 503 633.
- All that piece of land situated in the Local Government Area of Sydney, Parish of St James and County of Cumberland, comprising Lot 58 in Strata Plan 54478, being the whole of land in Certificate of Title Folio Identifier 58/SP54478, said to be in the possession of Taxi Replacement Services Pty Ltd ACN 086 853 607.

Rodd Staples
Program Director
Sydney Metro
Transport for NSW

COUNCIL NOTICES

ALBURY CITY COUNCIL

LOCAL GOVERNMENT ACT 1993

Section 713

Sale of Land for Overdue Rates and Charges

NOTICE is hereby given to the persons named hereunder, that Albury City Council has resolved, in pursuance of Section 713 of the *Local Government Act 1993*, to sell the land described hereunder of which the persons named are known to the Council to be the owners or to have an interest in the land on which the amount of rates stated in each case, as at 6 February 2017, is due:

Owners or person having interest in land (a)	Description of land (b)	Amount of rates (including extra charges) overdue for more than five (5) years (c) \$	Amount of all other rates (including extra charges) payable and unpaid (d) \$	Total (e) \$
Melbourne House & Land Constructions Pty Ltd	Lot 1 DP1015678 25 Kywanna Road WIRLINGA NSW 2640	\$20,415.98	\$34,995.01	\$55,410.99
Antony Todd Frank	Lot 16 DP38388 669 Holmwood Cross ALBURY NSW 2640	\$30,006.39	\$21,462.21	\$51,468.60
Jeanette Anne Crosbie	Lot 109 DP36535 276 Lowry Street NORTH ALBURY NSW 2640	\$8,984.51	\$16,183.81	\$25,168.32
Wandoo Aboriginal Corporation	Lot 69 DP857003 2243 Riverina Highway SPLITTERS CREEK NSW 2640	\$4,217.04	\$20,946.44	\$25,163.48
Brett David Mann	Lot 2 DP514809 983 Carcoola Street NORTH ALBURY NSW 2640	\$4,865.56	\$16,589.78	\$21,455.34
Roy Butler	Lot 2 DP385924 432 Buckingham Street NORTH ALBURY NSW 2640	\$2,964.59	\$3,243.63	\$6,208.22
Sarah Jane Crotty	Lot 19 DP1140774 637-641 David Street ALBURY NSW 2640	\$594.27	\$2,178.12	\$2,772.39

In default of payment to the Council of the amount stated in column (e) above and any other rates (including extra charges) becoming due and payable after this notice or any arrangements satisfactory to the Council for payment of all such rates being entered into by the rateable person before the time fixed for the sale, the said land will be offered for sale by public auction by Kane Real Estate of 1103 Mate Street, North Albury NSW 2640, at 2.00pm, on Thursday, 18 May 2017 at The Albury Club, 519 Kiewa Street, Albury NSW 2640. Any person who wishes to make enquiries can contact Albury City Council, Chief Financial Officer, Justin Finlayson, 553 Kiewa Street, Albury NSW 2640. T: 02 6023 8111.

Mr Frank Zaknich, General Manager, Albury City Council, 553 Kiewa Street, ALBURY NSW 2640. [9002]

BATHURST REGIONAL COUNCIL

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

NOTICE OF COMPULSORY ACQUISITION OF LAND

Bathurst Regional Council declares with the approval of His Excellency the Governor that the lands described in the Schedule below, excluding any mines or deposits of minerals in the land, are acquired by compulsory process in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1992* for road widening.

Dated at Bathurst this 2nd day of February 2017.

David Sherley, General Manager

SCHEDULE

Lot 1 DP872746

Lot 2 DP872746

Lot 3 DP872746

Lot 6 DP872746

[9003]

COFFS HARBOUR CITY COUNCIL

ROADS ACT 1993

Naming of Roads

Notice is hereby given that Coffs Harbour City Council, pursuant to section 162 of the *Roads Act 1993*, has officially named the road(s) as shown hereunder:

Name	Locality
WATER VINE STREET	Sapphire Beach
Description	
New roads off North Solitary Drive extension, Sapphire Beach.	

Name	Locality
DIANELLA STREET	Sapphire Beach
Description	
New roads off North Solitary Drive extension, Sapphire Beach.	

Name	Locality
BLACKWOOD STREET	Sapphire Beach
Description	
New roads off North Solitary Drive extension, Sapphire Beach.	

Name	Locality
RED GUM CIRCUIT	Sapphire Beach
Description	
New roads off North Solitary Drive extension, Sapphire Beach.	

Name	Locality
JASMINE CLOSE	Sapphire Beach
Description	
New roads off North Solitary Drive extension, Sapphire Beach.	

Name	Locality
IRIS CLOSE	Sapphire Beach
Description	
New roads off North Solitary Drive extension, Sapphire Beach.	

Name	Locality
FAMILY LANE	Nana Glen
Description	
Off Brewers Road	

Name	Locality
MOUNTAIN VIEW COURT	Bonville
Description	
Off Mimiwali Drive	

STEPHEN MCGRATH, General Manager, Coffs Harbour City Council, Locked Bag 155, COFFS HARBOUR NSW 2450
 GNB Ref: 0021 [9004]

HAWKESBURY CITY COUNCIL

ROADS ACT 1993

Naming of Roads

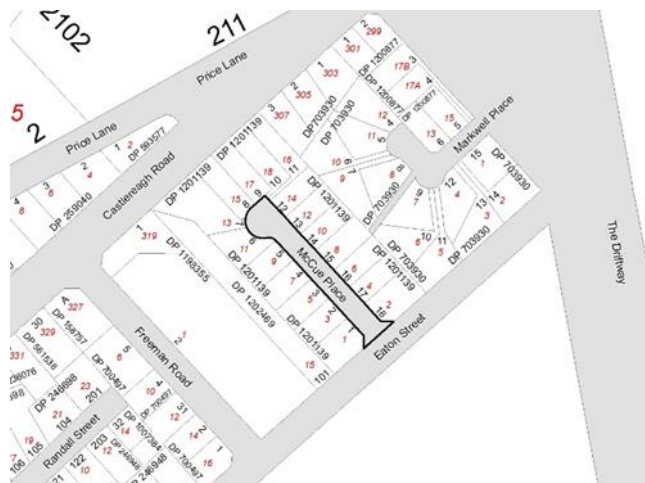
Notice is hereby given that Hawkesbury City Council, pursuant to section 162 of the *Roads Act 1993*, has officially named the road(s) as shown hereunder:

Name	Locality
MCCUE PLACE	Agnes Banks
Description	
McCue Place is a cul-de-sac road and is bounded by Lots 1 – 18 DP 1201139 and Eaton Street, Agnes Banks.	

Origin

McCue Place was created by an 18 lot subdivision (DA0205/12). The road is named in late memory of Mr Thomas Richard McCue by his family. Mr McCue was a carpenter and migrated from Wales in 1953 after a bad time during the war. By migrating to Australia he gave his family wonderful opportunities to prosper.

The attached diagram shows the extent of the road(s):



LAURIE MIFSUD, Acting General Manager, Hawkesbury City Council, PO Box 146, WINDSOR NSW 2756
 GNB Ref: 0023 [9005]

QUEANBEYAN-PALERANG REGIONAL COUNCIL

ERRATUM

In the notice referring to the Naming of Public Roads in the Queanbeyan Local Government Area, Folio 5618, 29 November 2013, the road name Mary Lane was assigned with the incorrect road type. The correct road type for this road name is Mary Street. This notice corrects that error.

P TEGART, GENERAL MANAGER, QUEANBEYAN-PALERANG REGIONAL COUNCIL [9006]

QUEANBEYAN-PALERANG REGIONAL COUNCIL

ROADS ACT 1993

Naming of Roads

Notice is hereby given that Palerang Council, pursuant to section 162 of the *Roads Act 1993*, has officially named the road(s) as shown hereunder:

Name	Locality
STYLES VALLEY ROAD	Nerriga
Description	
This road comes off Meangora Road, Nerriga. Approx 2.35km along Meangora Road on the right hand side and continues for approximately 2km to the end.	

PETER TEGART, General Manager, Queanbeyan-Palerang Regional Council, 10 Majara Street, BUNGENDORE NSW 2621

GNB Ref: 0022

[9007]

SHOALHAVEN CITY COUNCIL

ROADS ACT 1993

SECTION 10

Dedication of Land as Public Road

NOTICE is hereby given that in accordance with Section 10 of the *Roads Act 1993*, the land described in the Schedule below is dedicated as Public Road.

Dated at Nowra this 20th day of December 2016.

R D PIGG, General Manager, Shoalhaven City Council, Bridge Road, Nowra NSW 2541.

SCHEDULE

Lot 2 in Deposited Plan 1226624. Parish of Nowra, County of St. Vincent.

[9008]

SINGLETON COUNCIL

ROADS ACT 1993

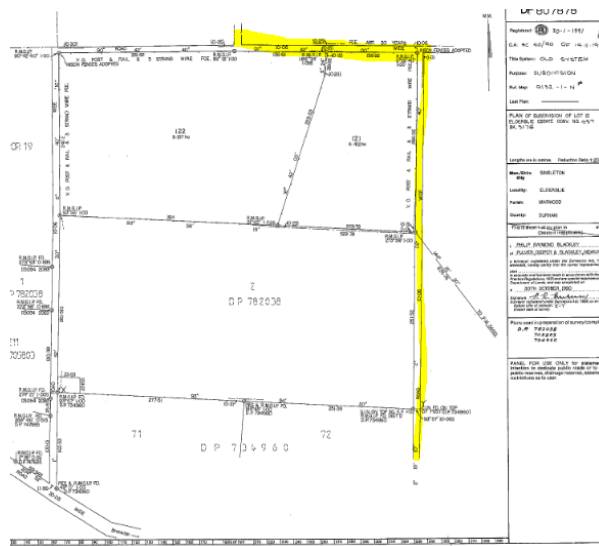
Section 16

Notice of Dedication of Land as Public Road

NOTICE is hereby given by Singleton Council in pursuant to section 16 (2) of the *Roads Act 1993*, that the land described in the Schedule below is hereby dedicated as public road. Dated at Singleton, 21 November 2016. JASON LINNANE, General Manager, Singleton Council, PO Box 14, SINGLETON, NSW 2330.

SCHEDULE

The undedicated Road 10.10.06 wide shown in Deposited Plan 734960, being the road separating Lot 72 DP 734960, Lot 8 DP1072390, Lot 3 DP1139141, Lot 2 DP 782038, Lot 13 DP 1139270 and Lot 121 DP807878, Parish of Marwood, County of Durham (as coloured yellow on diagram). Shown hatched in accompanying diagram.



[9009]

CITY OF SYDNEY COUNCIL

ANNUAL NOTICE – PESTICIDE USE NOTIFICATION PLAN

The City of Sydney's pesticide use notification plan and schedule for 2017 is now on display. The plan and schedule helps our community make informed decisions to avoid or minimise contact with locations where pesticides will be used.

The 2017 schedule details planned pesticide use, suburb by suburb. The plan outlines how we notify the community when pesticides are to be used, and the public places where pesticides are used. It also includes product names and contact details.

Facilities such as schools, childcare centres and hospitals are classified as sensitive sites and receive written notice before any pesticide treatment program by the City.

Owners or occupiers can apply to add their property to the hot spot register in the plan and request pesticide use be limited or avoided in a particular area.

You can see the plan for 2017, a definition of sensitive sites, and an online form to let the City know about hot spots, at cityofsydney.nsw.gov.au/pesticide-notification-plan

Printed copies of the plan are available for inspection at:

- **CBD – One Stop Shop**
Town Hall House
456 Kent Street, Sydney
Monday to Friday: 8am to 6pm
- **Glebe Neighbourhood Service Centre**
186 Glebe Point Road (corner Wigram Road), Glebe
Monday to Friday: 9am to 5pm
- **Green Square Neighbourhood Service Centre**
100 Joynton Avenue, Zetland
Monday to Friday: 10am to 6pm
- **Kings Cross Neighbourhood Centre**
50-52 Darlinghurst Road, Kings Cross
Monday to Friday: 9am to 5pm
Saturday: 9am to midday
- **Redfern Neighbourhood Service Centre**
158 Redfern Street, Redfern
Monday to Friday: 9am to 5pm
Saturday: 9am to midday

For enquiries about this plan please contact Michelle Munda, Parks Contract Coordinator, on **02 9265 7230** or email mmunda@cityofsydney.nsw.gov.au [9010]

THE HILLS SHIRE COUNCIL

ERRATUM

In the Government Gazette notice referring to the Naming of Public Roads in The Hills Local Government Area, Folio 181, 20 January 2017, the road name Valletta Avenue was assigned with the incorrect road type. The correct road type for this road name is Valletta Drive. This notice corrects that error. [9011]