



NORTHERN TERRITORY OF AUSTRALIA

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GENERAL INFORMATION

General issues of the *Gazette* contain notices under the following headings: Proclamations; Legislative (Acts of Parliament assented to, Statutory Rules, By-laws, Regulations); Government departments administering particular legislation or functions; Notices under the Companies (Northern Territory) Code; Planning Act; Crown Lands Act; Private Notices; Tenders Invited; Contracts Awarded. Copies of each week's General *Gazette* are available for a cost of \$1.10 each (plus postage) and are published on a Wednesday. Copies of each week's Special Gazettes are available separately for a cost of \$1.10 each (plus postage). Special Gazettes are supplied with General Gazettes on a Wednesday and they are sold at \$1.10 per set (plus postage). Annual subscription rates apply from 1 July 2001. All current paid subscriptions will not be effected and will continue until their expiry dates.

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Telephone: 08 8999 4005
Facsimile: 08 8999 4037
Email: ray.ellen@nt.gov.au

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203 Stuart Highway, Parap.

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Special Gazettes are published on urgent matters as required. Officers responsible for arranging the insertion of urgent notices should refer to the *Gazette* Officer on this subject. They are supplied free of charge to subscribers to the General Gazettes or are available separately for purchase from Retail Sales.

Registration Gazettes which are published periodically are available for purchase from Retail Sales.



Northern Territory Government

Liquor Act

**CONDITIONS ABOUT IDENTIFICATION SYSTEM
EXEMPTIONS FROM CONDITIONS OF LICENCE**

I, KAREN MAREE AVERY, the Director, under section 31A(8) of the *Liquor Act*, exempt a licence to which section 31A(1) applies from the requirements in section 31A(5)(a) and (b) of the *Liquor Act* for six months from the date of the publication of this notice.

Dated 11th February, 2013.

K. M. AVERY
Director of Licensing

Note

Licensees are still required to comply with any other condition of their licence that is not linked to establishing whether a person has a prohibition covered by section 31A(2)(a) - (d) of the *Liquor Act*. That is, they are still required to comply with conditions of their licence that necessitate establishing the identity of a person. For example: a licensee may still have to scan identification documentation in order to ensure compliance with local permits and product controls.

1/9

Tobacco Control Regulations

**SKY ROOM PRIVATE SALON - SKYCITY DARWIN
REVOCATION AND DECLARATION AS
HIGH ROLLER ROOM**

I, PETER GLEN CHANDLER, Minister for Business:

- (a) under regulation 8A of the Tobacco Control Regulations and with reference to section 43 of the *Interpretation Act*, revoke:
 - (i) the instrument titled "International Room - Skycity Darwin Revocation and Declaration as High Roller Room" dated 26 July 2012 and published in *Gazette* G31 of 1 August 2012; and
 - (ii) the instrument titled "Declaration of High Roller Rooms Within Casino" dated 31 December 2009 and published in *Gazette* S76 of 31 December 2009; and
- (b) under regulation 8A(1) of the Tobacco Control Regulations, declare the SKY ROOM Private Salon to be a high roller room; and
- (c) under regulation 8A(2) of the Tobacco Control Regulations, specify that the declaration in paragraph (b) is subject to the condition that the ratio of operating gaming tables located in the room to operating gaming machines located in the room is 1 operating gaming table to not more than 5 operating gaming machines.

Dated 15th February, 2013.

P. G. CHANDLER
Minister for Business

2/9

Mineral Titles Act

**GENERAL RESERVATION OF LAND ON
CESSATION OF TITLE**

(RL 29788)

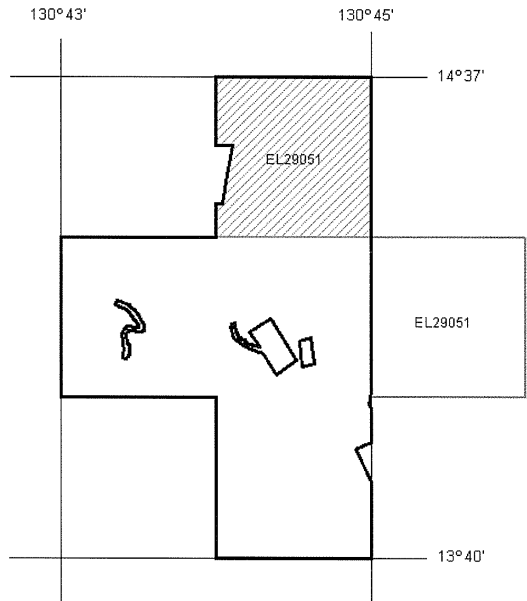
I, JEREMY PAUL WHITFIELD, Director of Titles, as delegate of the Minister for Mines and Energy, under section 114 of the *Mineral Titles Act*:

- (a) state that the land in the title area of the part of EL 29051 shown hatched within the thick black lines on the plan in the Schedule will become general reserved land on the day EL 29051 ceases to be in force, which will be 5 June 2015 unless the EL is sooner cancelled or surrendered or is renewed; and
- (b) give notice that:
 - (i) the land mentioned in paragraph (a) is reserved from the following activities:
 - (A) exploration for minerals generally;
 - (B) extraction of minerals generally;
 - (C) exploration for extractive minerals;
 - (D) extraction of extractive minerals; and
 - (ii) the land is being reserved to enable the Department of Mines and Energy to conduct a geological review of the land to determine the existence of minerals suitable for fossicking and the viability of the land for inclusion in a fossicking area; and
 - (iii) a person is riot entitled to apply for the grant of any mineral title in relation to the land.

Dated 12th February, 2013.



J. P. WHITFIELD
Director of Titles

**SCHEDULE
LOCALITY PINE CREEK**



Datum: GDA94

**RL 29788
12.93 sq km**

-  RL Area (s113)
-  EL Area (s114)

3/9

Mineral Titles Act

GENERAL RESERVATION OF LAND
(RL 29788)

I, JEREMY PAUL WHITFIELD, Director of Titles, as delegate of the Minister for Mines and Energy, under section 113 of the *Mineral Titles Act*:

- (a) reserve the land that is shown unshaded within the thick black lines on the plan in the Schedule from the following activities:
 - (i) exploration for extraction minerals;
 - (ii) extraction of extractive minerals; and
- (b) give notice that:
 - (i) the reservation will take effect on the day this notice is published in the *Gazette*; and
 - (ii) the land is being reserved to enable the Department of Mines and Energy to conduct a geological review of the land to determine the existence of minerals suitable for fossicking and the viability of the land for inclusion in a fossicking area; and
 - (iii) a person is not entitled to apply for the grant of any mineral title in relation to the land.

Dated 12th February, 2013.

J. P. WHITFIELD
Director of Titles

Planning Act

NOTICE OF DECISION

EXCEPTIONAL DEVELOPMENT PERMIT

I, PETER GLEN CHANDLER, the Minister for Lands, Planning and the Environment, in pursuance of section 40(6) of the *Planning Act*, give notice that-

- (a) I have, in pursuance of section 40(2)(a), granted an Exceptional Development Permit for Lot 1961 (25) Duke Street, Town of Darwin;
- (b) The Exceptional Development Permit has been granted for the development of the site for the purpose of 17 x 2 bedroom multiple dwellings in a 6 storey building plus 1 level of basement/ undercroft car parking;
- (c) The land is in Zone MR (Medium Density Residential) of the Northern Territory Planning Scheme and the development of a site within this zone for a residential building of more than 4 storeys above ground level would otherwise be prohibited;
- (d) Copies of the Exceptional Development Permit and the Reasons for the Decision are available from the Offices of the Department of Lands, Planning and the Environment, Ground Floor, Arnhemica House, 16 Parap Road, Parap.

Dated 13th February, 2013.

P. G. CHANDLER
Minister for Lands, Planning
and the Environment

5/9

Planning Act

PROPOSED VARIATION OF EXCEPTIONAL DEVELOPMENT PERMIT

I, PETER GLEN CHANDLER, the Minister for Lands, Planning and the Environment determine pursuant to section 17 of the *Planning Act*, that:

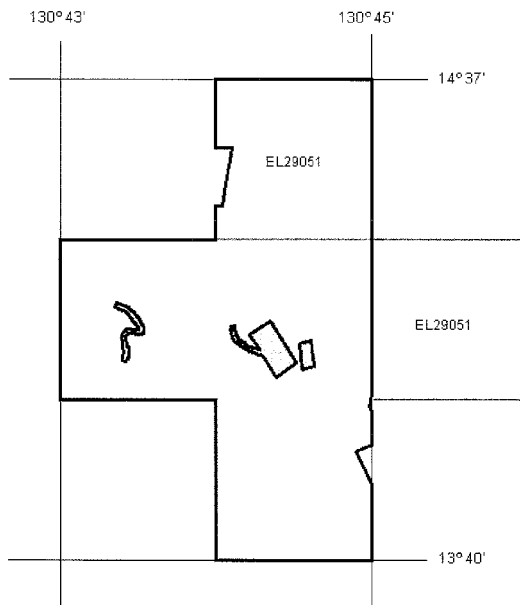
- (a) a proposed variation to exceptional development permit EDP09/0014 as described in (e), is to be exhibited;
- (b) the proposal is to be exhibited at the following location:
Office of the Department of Lands, Planning and the Environment Ground Floor, Arnhemica House, 16 Parap Road, Parap;
- (c) I have determined, pursuant to section 15(1), that the proposal is to be exhibited for a period of 28 days, commencing upon first newspaper publication of this notice;
- (d) written submissions in respect of this exhibition should be made to:
Manager - Darwin Planning
Department of Lands, Planning and the Environment
GPO Box 1680
DARWIN NT 0801; or
Facsimile: (08) 8999 6055; and
- (e) the proposed variation to exceptional development EDP09/0014 is for changes to the multiple dwelling (retirement village) and community centre development on Lot 5693 (11) Waratah Crescent, Town of Darwin, and comprise alterations to the development layout, an increase in the number of multiple dwellings and a change of dwelling design, and amended staging.

Dated 6th February, 2013.

P. G. CHANDLER
Minister for Lands, Planning
and the Environment



6/9

SCHEDULE
LOCALITY PINE CREEK



RL 29788
12.93 sq km

Datum: GDA84

-  RL Area (s113)
-  Area excluded from RL

4/9

Control of Roads Act

ORDER TO OPEN ROAD

I, CRAIG REDMOND BRADLEY, Director Land Administration, as delegate of the Minister for Lands, Planning and the Environment, under section 21 of the *Control of Roads Act*, order a road be opened through part Sections 71, 4260 and 4259 Hundred of Bagot, in accordance with Survey Plan No. S2010/186A-D and as shown on the map in the Schedule.

Dated 18th February, 2013.

C. R. BRADLEY
Director Land Administration



NOTE: Survey Plan No. S2010/186A-D may be inspected at the office of the Surveyor-General, National Australia Bank House, Darwin.

7/9

Planning Act

AMENDMENT TO NT PLANNING SCHEME

I, PETER GLEN CHANDLER, the Minister for Lands, Planning and the Environment under section 25(2)(c) of the *Planning Act*,

- (a) alter the proposal to amend the NT Planning Scheme numbered PA 2012/0416 in accordance with the Schedule to this instrument; and
- (b) amend the NT Planning Scheme in accordance with the altered proposal.

Dated 12th February, 2013.

P. G. CHANDLER
Minister for Lands, Planning
and the Environment

SCHEDULE

AMENDMENT TO NT PLANNING SCHEME

AMENDMENT No. 263

1. Citation

This amendment to the NT Planning scheme may be cited as Amendment No. 263.

2. Definition

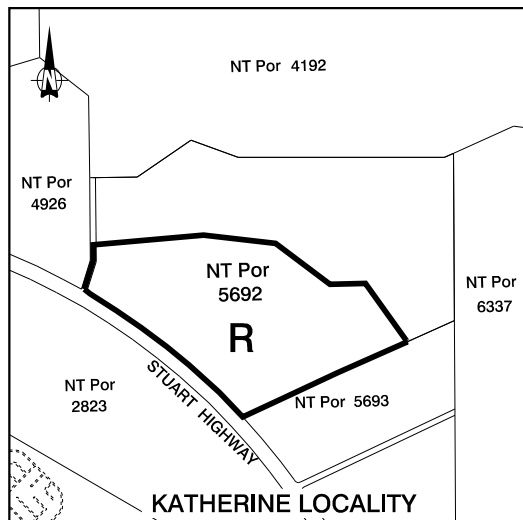
In this amendment -

"amending map" means the map, signed by the Minister for Lands and Planning and marked "NT Planning Scheme Amendment No. 263, deposited in the office of the Department of Lands and Planning, Darwin;

"zoning map" means the zoning map within the meaning of the NT Planning Scheme.

3. Amendment of zoning map

The NT Planning Scheme is amended by amending the zoning map relating to Katherine to the extent of its inconsistency with the amending map in respect of the area of land shown on the amending map bounded by a thick black line and lettered R which is NT Portion 5692 (1661 Stuart Highway Katherine).



8/9

Planning Act

NOTICE OF MAKING OF AMENDMENT TO NT PLANNING SCHEME AMENDMENT No. 263

KATHERINE

I, PETER GLEN CHANDLER, the Minister for Lands, Planning and the Environment, under section 28(1) of the *Planning Act*, give notice that -

I have, under section 25(2)(c) of the *Act*, amended the NT Planning Scheme by altering the proposed rezoning from Zone RL (Rural Living) to Zone R (Rural) for NT Portion 5692 (1661 Stuart Highway Katherine) for the purposes of facilitating rural subdivision.

Copies of the amendment, (Amendment No. 263), are available from the Offices of the Department of Lands, Planning and the Environment, Ground Floor, Arnhemica House, 16 Parap Road, Parap.

Dated 12th February, 2013.

P. G. CHANDLER
Minister for Lands, Planning
and the Environment

9/9

Planning Act

Section 29

REASONS FOR DECISION

NORTHERN TERRITORY PLANNING SCHEME

NT Portion 5692 (1661 Stuart Highway Katherine) will be able to facilitate rural development consistent with Zone R (Rural).

The rezoning of the remainder of the site to Zone R (Rural) will allow for subdivision to 8 ha sites that will result in development that is more consistent in scale, character and density with the adjacent area.

The amended proposal will result in better management of the issues associated with separating water bores, septic systems and sink holes due to the minimum lot size imposed by Zone R (Rural).

Dated 12th February, 2013.

P. G. CHANDLER
Minister for Lands, Planning
and the Environment

10/9

Planning Act

**NOTICE OF EXHIBITION OF PROPOSAL
TO AMEND NT PLANNING SCHEME
PA2012/0608**

I, PETER GLEN CHANDLER the Minister for Lands, Planning and the Environment, give notice under section 17 of the *Planning Act* of the following:

- (a) a proposal to amend the NT Planning Scheme, numbered PA2012/0608 as referred to in (e), is to be exhibited under Division 3 of Part 2 of the *Act*;
- (b) the amendment is to be exhibited at the following offices of the Department of Lands, Planning and the Environment:
 - Ground Floor, Arnhemica House, 16 Parap Road, Darwin;
 - Level 1, Alice Plaza, Todd Mall, Alice Springs;
 - Level 1, Government Centre, 5 First Street, Katherine; and
 - Regional Office, Leichhardt Street, Tennant Creek.
- (c) the period of exhibition is for 28 days, commencing upon first newspaper publication of the notice required by section 17(1);
- (d) written submissions in respect of this exhibition should be made to:

Kate Smyth
Planner
Lands Planning
Department of Lands, Planning and the Environment
GPO Box 1680
DARWIN NT 0801 or
Fax: (08) 8999 7189 or
Email: planning@nt.gov.au

- (e) the proposed amendment to the NT Planning Scheme will restrict the development of unrelated offices and shops in Zones LI (Light Industry), GI (General Industry) and DV (Development) through a revision of the relevant zone purpose statements and clause 8.1.1 Shops in Zones CV, CL, LI, GI, DV, OR and CN and the introduction of clause 9.1.2 Offices in Zones LI, GI and DV.

Dated 13th February, 2013.

P. G. CHANDLER
Minister for Lands, Planning
and the Environment

11/9

Interpretation Act

**NOTIFICATION OF MAKING OF BY-LAWS UNDER
LOCAL GOVERNMENT ACT**

I, ADAM GRAHAM GILES, Minister for Local Government, under section 63(3) of the *Interpretation Act*, give notice that the Alice Springs Town Council has made the following by-laws under section 188(1) of the *Local Government Act*:

Subordinate Legislation Alice Springs (Management
No. 57 of 2012 : of Public Places)
Amendment By-laws 2012

Copies of the above by-laws may be purchased at:

- (a) Northern Territory Government Publications, Government Printing Office, Railway Street, Parap;
- (b) Alice Springs Town Council, corner Todd Street and Gregory Terrace, Alice Springs.

Dated 13th February, 2013.

P. G. CHANDLER
Minister for Local Government

12/9

Police Administration Act

SALE OF GOODS

Notice is hereby given that pursuant to section 166 of the *Police Administration Act*, the following property as shown on the attached schedule has been in the possession of the Officer in Charge, Police Station, Peter McAulay Centre, for a period in excess of 3 months and this property will be sold or otherwise disposed of in a manner as determined by the Commissioner of Police, if after twenty-eight (28) days from the publication of this notice the property remains unclaimed.

Dated 19th February, 2013.

B. PORTER
Superintendent
Casuarina Division

SCHEDULE

378679	Silver "Gary Fisher" MTB
386708/003	Olympus Digital camera;
386708/004	Gold Lauristo ladies watch;
386708/007	Garmin GPS
367974/011	Kodak Easy share printer dock;
367974/014	1 x female Seiko gold and silver watch;
	1 x female gold Seiko watch;
	2 x gold necklaces;
367974/019	Silver Sony digital video camera;
367974/030	Grey Digital compass;
367974/035	DSE binoculars;
367974/045	Blue Direct Power grinder;
367974/020	Green Victa lawn mower;
367974/022	Yellow McCulloch garden blower;
367974/023	Green Weed Eater garden blower
383754/001	Book "Guinness World Records"
383351/001	Makita cordless drill;
383351/002	Makita cordless drill;
383351/003	Makita drill battery charger;
383351/004	Green Makita tool box
383241	Gold (9ct?) bracelet

382903	Surveyors tripod	383336	Black Samsung mobile
382749/015	Silver Sanyo digital camera	383236	Red Samsung mobile
382097	Gold colours Guess rectangular watch, 3 chain type band and stones around watch face	383234	Black Samsung mobile
382054/002	Black NAVMAN GPS	383233	Black Samsung mobile
381944/001	Blue plastic tool box containing:	383231/001	Black Samsung mobile;
381944/002	Blue WIA welding helmet;	383210	Black Samsung mobile
381944/005	Black and red BOC welder;	383180	Black Samsung mobile
381944/006	Various tools relating to welding and a box of fishing tackle	383178	Black Nokia mobile
387615	Yellow and black Atomik dirt bike; Engine # 09081060 VIN ATOMIKMOT12594027	383174	Black iPod
382501/002	Weights	383163	Black iPhone
381220/002	10 cents (Euro);	383129	Scuba tank with gauges
381220/004	50 cents (Fiji);	383118	Silver iPod
381220/005	100 rupiah (Indonesia);	383006	Black Samsung mobile
381220/006	10 cents (Malaysia);	382946/001	Handbag
381220/009	1 Piso (Philippines);	382935	White Samsung mobile
381220/010	50 cents (NZ);	382910/002	Small money purse
381220/011	\$4.10 (Singapore)	382898	Black Nokia
343989/007	\$39.40 (in coin)	382892	White Samsung mobile
383817/002	\$101.90	382864	Black Samsung mobile
383376/002	\$29.50	382757	GREY Nokia mobile
382946/002	\$20.00	382749/001	Black Nokia mobile;
382910/001	\$16.45	382749/002	Red Samsung mobile;
382749/016	\$0.60 (60 cents)	382749/003	Black Sony-Ericson mobile;
382727/003	\$240.00;	382749/004	Silver HSDPA mobile;
382727/005	4010 units of unidentifiable foreign currency	382749/005	Red Samsung;
382512/002	\$19.80	382749/006	Black Samsung;
382450/002	\$2.15	382749/007	Blue Nokia;
382168	\$5.00	382749/008	Black Samsung;
382094/002	\$0.75 (75 cents)	382749/009	Black Samsung;
382068	\$32.80 (in coin)	382749/010	Silver Nokia
384352	Salvinelli 12g shotgun SB S/N 1000338	382749/011	Black HSDPA
354338/002	Silver Acer laptop	382749/012	Black Samsung;
346248	Stirling .22 RBA S/N A275384	382749/013	Black Nokia;
323473/002	Nokia mobile	382749/014	Black Samsung mobile;
386708/008	Black HTC mobile	382749/017	Red USB reader
381220/018	Wallet and contents	382727/001	Black wallet and contents:
373744	Black Telstra mobile	382727/002	Nigerian MDL;
368394/002	Lee Enfield bolt action rifle, nil serial number;	382727/004	Bank card
368394/012	.22 bolt action rifle, nil make or serial number;	382687	Billabong wallet and contents
368394/020	Home made firearm;	382605	Black iPhone
367974/002	Black Samsung mobile;	382570	Black Telstra phone
367974/003	Black Nokia mobile;	382561	Black iPod
367974/004	Black Samsung mobile;	382512	Wallet and contents
367974/029	Black Laser MP3 player;	382464	Black iPhone
367974/033	Grey Olin MP3 player	382450/001	Child purse
343989/005	Pink LG mobile;	382102	Black Samsung mobile
343989/006	Silver Sony-Ericson mobile	382099	Brown wallet and contents
383817/001	Blue and gold purse;	382094/001	Brown wallet and contents
383817/003	Bank card	382054/001	Black HP Laptop;
383816	Black Samsung mobile	382054/003	4 x bags assorted clothing and pair boots
383781	Black Samsung mobile	382029	Black Nokia mobile
383771	Silver Nokia mobile	381966	Red Samsung mobile
383754/002	Ed Harry shirt	381944/003	Gold RXT motorcycle helmet
383726	Black Samsung mobile	382103	Black iPhone
383669	Black Telstra mobile	381861/001	Black Samsung mobile;
383622	Black Samsung mobile	381861/002	Black Samsung mobile
383385/001	Black iPhone;	368933/001	Pink iPod;
383385/002	White Telstra mobile	368933/008	Pink iPod;
383358/003	Multi-coloured back pack;	368933/009	Security remote
383376/001	Wallet and contents;	383822	Blue Repco ladies MTB
383376/003	Birth certificate	383557	Silver Dunlop kids bike with training wheels
383355	Black Nokia	383514	Blue BMX
383347	Black Nokia mobile	383467	Black Trek MTB
383344	Black Samsung mobile	383430	White Southern Star ladies MTB
		383289	Black Southern Star MTB
		383253	Black MGP
		383124	Purple Huffly girls bike

383087	Black BMX
383402/001	White and pink BMX;
383402/002	Silver and pink BMX
382918/001	Black GT MTB;
382918/002	Blue Raleigh MTB
382886	Silver Southern Star MTB
382657	Red Repco MTB
382163	Grey Felt bicycle
382110/001	White Southern Star MTB;
382110/002	Black Southern Star MTB
382081	Black Southern Start MTB
381936/001	White Southern Star MTB;
381936/002	White Southern Star MTB
383721	Black Southern Start MTB
382501/001	Red Sorbonne ladies bike with basket
380236/02	Silver Mitsubishi sedan NT 929449
376933	Toyota L/Cruiser Utility NT 992994

13/9

Nitmiluk (Katherine Gorge) National Park Act

NITMILUK (KATHERINE GORGE)

NATIONAL PARK BOARD TERMINATION OF APPOINTMENT AND APPOINTMENT OF MEMBERS

I, MATTHEW ESCOTT CONLAN, Minister for Parks and Wildlife:

- (a) under section 12(1)(a) of the *Nitmiluk (Katherine Gorge) National Park Act*, terminate the appointment of Alaric Jonathan Fisher and Mark Terence Crummy as members of the Nitmiluk (Katherine Gorge) National Park Board; and
- (b) under section 10(1)(b) of the *Act*, appoint Barry Kevin Scott to be a member of the Board; and
- (c) under section 10(1)(ba) of the *Act*, appoint Mark Terence Crummy to be a member of the Board.

Dated 19th February, 2013.

M. E. CONLAN
Minister for Parks and Wildlife

14/9

Plant Health Act

MYRTLE RUST

DECLARATION OF PEST AND NOTIFIABLE PEST

I, STEPHEN JAMES WEST, Chief Inspector of Plant Health:

- (a) under section 6(2)(a) of the *Plant Health Act*, declare Myrtle Rust (*Uredo rangelii*, J. A. Simpson, K. Thomas and C. A. Grgurinovic) (Myrtle Rust) to be a pest; and
- (b) under section 6(4) of the *Act*, specify that the declared pest Myrtle Rust is a notifiable pest.

Dated 21st February, 2013.

S. J. WEST
Chief Inspector of Plant Health

SCHEDULE

1 Definitions

In this Schedule:

approved fungicide means:

- (a) a fungicide that contains chlorothalonil and is supplied with instructions relating to treatment of "rust" diseases on ornamentals; or
- (b) a chemical for which the APVMA has issued a permit to treat Myrtle Rust on plants.

APVMA, see section 4 of the *Agricultural and Veterinary Chemicals (Administration) Act 1992* (Cth).

host plant means a plant of the Family Myrtaceae.

plant health assurance certificate means a certificate given by an accredited person in a State or another Territory of Australia in accordance with a national scheme known as the Interstate Certification Assurance scheme.

plant health certificate means a certificate given by a person holding an office or position under a law of a State or another Territory equivalent to the office of an inspector.

2 Host plant from known Myrtle Rust area

- (1) This clause applies to a host plant, other than seed or tissue cultured material, if it has been grown or kept in a State or Territory in which Myrtle Rust is known to occur.
- (2) A person must not introduce into the Territory the host plant unless the host plant:
 - (a) is introduced from a nursery; and
 - (b) is accompanied by a signed plant health certificate or plant health assurance certificate containing the statements specified in subclause (3).
- (3) The plant health certificate, or plant health assurance certificate, for a host plant must state that the person giving the certificate:
 - (a) inspected the nursery from which the plant originated (the **nursery**) not more than 14 days before the date the plant was dispatched from the nursery (the **dispatch date**) and found the nursery free from symptoms of Myrtle Rust; and
 - (b) is satisfied that:
 - (i) all plants in the consignment containing the host plant were treated with an approved fungicide not more than 7 days before the dispatch date; or
 - (ii) all host plants in the nursery were treated with an approved fungicide on 2 occasions with a 14 day interval before the dispatch date; and
 - (c) inspected the consignment containing the host plant at the rate of 600 plants or 2% of plants in the consignment not more than 7 days before the dispatch date and found the consignment free from symptoms of Myrtle Rust.

3 Tissue cultured plant material from known Myrtle Rust area

- (1) This clause applies to tissue cultured plant material of a host plant if the culture was grown in a State or Territory in which Myrtle Rust is known to occur.
- (2) A person must not introduce into the Territory the plant material unless the Chief Inspector has approved the introduction.

15/9

Plant Health Act

RESTRICTION OF INTRODUCTION INTO TERRITORY OF CERTAIN PLANT MATERIAL

I, STEPHEN JAMES WEST, Chief Inspector of Plant Health, under section 17(2) of the *Plant Health Act*, for the control of the declared pest Myrtle Rust, restrict the introduction into the Territory of host plants of Myrtle Rust, or host plant-related material, as set out in the Schedule, for 12 months from the date of this instrument.

Dated 21st February, 2013.

S. J. WEST
Chief Inspector of Plant Health

SCHEDULE

1 Definitions

In this Schedule:

approved fungicide means:

- (a) a fungicide that contains chlorothalonil and is supplied with instructions relating to treatment of "rust" diseases on ornamentals; or
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APVMA, see section 4 of the *Agricultural and Veterinary Chemicals (Administration) Act 1992* (Cth).

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plant health certificate means a certificate given by a person holding an office or position under a law of a State or another Territory equivalent to the office of an inspector.

2 Host plant from known Myrtle Rust area

- (1) This clause applies to a host plant, other than seed or tissue cultured material, if it has been grown or kept in a State or Territory in which Myrtle Rust is known to occur.
- (2) A person must not introduce into the Territory the host plant unless the host plant:
 - (a) is introduced from a nursery; and
 - (b) is accompanied by a signed plant health certificate or plant health assurance certificate containing the statements specified in subclause (3).

- (3) The plant health certificate, or plant health assurance certificate, for a host plant must state that the person giving the certificate:

- (a) inspected the nursery from which the plant originated (the **nursery**) not more than 14 days before the date the plant was dispatched from the nursery (the **dispatch date**) and found the nursery free from symptoms of Myrtle Rust; and
- (b) is satisfied that:
 - (i) all plants in the consignment containing the host plant were treated with an approved fungicide not more than 7 days before the dispatch date; or
 - (ii) all host plants in the nursery were treated with an approved fungicide on 2 occasions with a 14 day interval before the dispatch date; and
- (c) inspected the consignment containing the host plant at the rate of 600 plants or 2% of plants in the consignment not more than 7 days before the dispatch date and found the consignment free from symptoms of Myrtle Rust.

3 Tissue cultured plant material from known Myrtle Rust area

- (1) This clause applies to tissue cultured plant material of a host plant if the culture was grown in a State or Territory in which Myrtle Rust is known to occur.
- (2) A person must not introduce into the Territory the plant material unless the Chief Inspector has approved the introduction.

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