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Notices to Creditors

JOHN DAVID RUSSELL late of 2111 Elphinstone Road North Hobart in Tasmania orchard farm manager/divorced died on the fourteenth day of September 2015: Creditors next of kin and others having claims in respect of the property of the abovenamed deceased are required by the Executors Helen Elizabeth Gill and Sally Ann Giacon c/- Tremayne Fay and Rheinberger 3 Heathfield Ave Hobart in Tasmania to send particulars of their claim in writing to the Registrar of the Supreme Court of Tasmania by Monday the twenty-second day of February 2016 after which date the Executors may distribute the assets having regard only to the claims of which they then have notice.

Dated this twentieth day of January 2016.

TREMAYNE FAY AND RHEINBERGER,
Solicitors for the Estate.

ALICE MILLIE RUST late of 9 Strathaven Drive Rosetta in Tasmania never married/retired public servant: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Alice Millie Rust who died on the twenty-third day of June 2015 are required by the Executors Diane Ellen Foster Kelvin Joseph Markham and Judith Ann Lennard c/- Simmons Wolfhagen of 168 Collins Street Hobart in Tasmania to send particulars to Simmons Wolfhagen by the nineteenth day of February 2016 after which date the Executors may distribute the assets having regard only to the claims of which they then have notice.

Dated this twentieth day of January 2016.

SIMMONS WOLFHAGEN, Solicitors for the Executors.

Mental Health

MENTAL HEALTH ACT 2013

NOTICE is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on the 12th day of January 2016.

DR SATYA VIR SINGH

Dated this 12th day of January 2016.

DR LEONARD GEORGE JOHN LAMBETH,
Chief Civil Psychiatrist/Chief Forensic Psychiatrist.

Tasmanian Government Gazette

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MENTAL HEALTH ACT 2013

NOTICE is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 13th January 2016.

DR BENJAMIN LUKE SKETCHER

Dated this 13th day of January 2016

DR LEONARD GEORGE JOHN LAMBETH,
Chief Civil Psychiatrist/Chief Forensic Psychiatrist.

MENTAL HEALTH ACT 2013

NOTICE is hereby given that in accordance with section 139 of the *Mental Health Act 2013*, the undermentioned persons have been approved as mental health officers for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on the 13th day of January 2016.

MATTHEW BUCK

Dated this 13th day of January 2016

DR LEONARD GEORGE JOHN LAMBETH,
Chief Civil Psychiatrist/Chief Forensic Psychiatrist.

MENTAL HEALTH ACT 2013

NOTICE is hereby given that in accordance with section 139 of the *Mental Health Act 2013*, the undermentioned persons have been approved as mental health officers for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on the 12th day of January 2016.

ANDREW HERWEYNEN

RYAN POSSELT

ZOE OSTERLOH

KELLY MCINNES

Dated this 12th day of January 2016

DR LEONARD GEORGE JOHN LAMBETH,
Chief Civil Psychiatrist/Chief Forensic Psychiatrist.

Administration and Probate

ADMINISTRATION AND PROBATE ACT 1935

Notice of Intention to Apply for Letters of Administration

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof application will be made to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that Letters of Administration of the Estate of WENDY JANE CROSSWELL late of 38 Rocks Road New Norfolk in Tasmania rostering support worker single deceased intestate may be granted to David John Crosswell of 11 Jamieson Street New Norfolk ward aide married and Cheryl Mary Harris of 21 Cox Avenue New Norfolk in Tasmania teachers assistant married the brother and sister of the said deceased.

Dated the thirteenth day of January, 2016.

J. H. DIXON, Solicitor.

Administration and Probate

ADMINISTRATION AND PROBATE ACT 1935

Notice of Intention to Apply for Re-Seal of Probate

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof Judy Margaret Gibson of 19 Adelaide Street Armadale in Victoria home duties and John Francis Chamberlin formerly of 48 Claremont Avenue Malvern in Victoria but now of 15A Dixon Street Malvern in Victoria Australian lawyer as Executors of the Will of ADRIAN GIBSON late of 19 Adelaide Street Armadale in Victoria deceased to whom Probate of the said Will was granted by the Supreme Court of Victoria on the eighteenth day of November 2015 will apply to the Supreme Court of Tasmania Ecclesiastical Jurisdiction that the Seal of the Supreme Court of Tasmania may be affixed to the said Probate pursuant to the Part VI of the

Administration and Probate Act 1935.

Dated this twentieth day of January 2016.

WARE & PARTNERS, LAWYERS.

ADMINISTRATION AND PROBATE ACT 1935

Notice of Intention to Apply for Letters of Administration

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof application will be made to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that Letters of Administration of the Estate of IAN GORDON CABLES late of St Michaels 22 Hobblers Bridge Road Newstead in Tasmania of no occupation never married single man deceased Intestate may be granted to David Telfer Cables of 40 Dodgin Street Wynyard in Tasmania electronics technician married man and Peter Douglas Cables of 528 West Nook Road Sheffield farmer married man the brothers of the said deceased.

Dated this twentieth day of January 2016.

BRUCE DAVIES, Solicitor for the Applicants.

ADMINISTRATION AND PROBATE ACT 1935

Notice of Intention to Apply for Letters of Administration

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof application will be made to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that Letters of Administration of the Estate of LYNETTE MARGARET HOWARD clerk late of 35 English Street Waratah in Tasmania deceased intestate may be granted to Michael Edward Francis Scales of 170 Prossers Road Nunamara in Tasmania the person in a significant relationship with the said Lynette Margaret Howard deceased.

Dated this twentieth day of January 2016.

RAE & PARTNERS LAWYERS, Solicitors for the Estate.

Living Marine Resources

LIVING MARINE RESOURCES MANAGEMENT ACT 1995

SECTION 94

PUBLIC NOTICE – TOTAL ALLOWABLE CATCH FOR THE ROCK LOBSTER FISHERY FOR THE 2016-2017 QUOTA PERIOD

I, JEREMY ROCKLIFF, Minister administering the *Living Marine Resources Management Act 1995*, pursuant to Section 94 of that Act, for the quota period from 1 March 2016 to 28 February 2017, hereby:

1. Set the total allowable catch for the commercial rock lobster fishery and the recreational rock lobster fishery combined at 1,220.70 tonnes;
2. Determine that the parts of the fishery from which the total allowable catch is to be taken are the commercial rock lobster fishery and the recreational rock lobster fishery;
3. Determine that the portion of the total allowable catch to be taken from the commercial rock lobster fishery is 1,050.70 tonnes; and,
4. Determine that the portion of the total allowable catch to be taken from the recreational rock lobster fishery is 170 tonnes.

Expressions used in this Public Notice have the same meaning as in the *Living Marine Resources Management Act 1995* and the *Fisheries (Rock Lobster) Rules 2011*.

Dated this 21/12/2015

JEREMY ROCKLIFF,
Minister for Primary Industries and Water.

INFORMATION

This notice sets the total allowable catch for the 2016/17 fishing year for the Commercial Rock Lobster Fishery and the Recreational Rock Lobster Fishery. For further information contact the Wild Fisheries Management Branch of the Department of Primary Industries, Parks, Water and the Environment on 6165 3036.

LIVING MARINE RESOURCES MANAGEMENT ACT 1995

PUBLIC NOTICE – SETTING OF TOTAL ALLOWABLE CATCH (TAC), DETERMINING THE PARTS AND PORTIONS FROM WHICH THE TAC IS TO BE TAKEN FOR THE COMMERCIAL BANDED MORWONG FISHERY

(Cheilodactylus Spectabilis).

I, JEREMY ROCKLIFF, the Minister administering the *Living Marine Resources Management Act 1995*, pursuant to section 94 of that Act, hereby:

1. Set the Total Allowable Catch for the commercial banded morwong fishery for the quota period 1 March 2016 to 28 February 2017 inclusive, at 32,184 kilograms; and,
2. Determine that the part of the commercial banded morwong fishery from which the total allowable catch is to be taken is: the “TAC area” as defined in the *Fisheries (Scalefish) Rules 2015*.

Words and expressions used in this Public Notice have the same meaning as they have in the *Living Marine Resources Management Act 1995* and the *Fisheries (Scalefish) Rules 2015*.

Dated this twentieth day of January 2015.

JEREMY ROCKLIFF,
Minister for Primary Industries and Water.

LIVING MARINE RESOURCES MANAGEMENT ACT 1995

SECTION 94

PUBLIC NOTICE – TOTAL ALLOWABLE CATCH FOR THE COMMERCIAL GIANT CRAB FISHERY FOR THE 2016-2017 QUOTA PERIOD

I, JEREMY ROCKLIFF, Minister administering the *Living Marine Resources Management Act 1995*, pursuant to Section 94 of that Act, hereby set the total allowable catch for the commercial giant crab fishery at 38.3 tonnes for the quota period from 1 March 2016 to 28 February 2017.

Expressions used in this Public Notice have the same meaning as in the *Living Marine Resources Management Act 1995* and the *Fisheries (Giant Crab) Rules 2013*.

Dated this 21/12/2015

JEREMY ROCKLIFF,
Minister for Primary Industries and Water.

INFORMATION

This notice sets the total allowable catch for the 2016/17 fishing year for the commercial giant crab fishery. For further information contact the Wild Fisheries Management Branch of the Department of Primary Industries, Parks, Water and Environment on 6165 3045.

Nature Conservation

NATURE CONSERVATION ACT 2002

NOTICE OF VARIATION OF CONSERVATION COVENANT

[Section 35(4)]

IN ACCORDANCE with section 35(4) of the *Nature Conservation Act 2002*, I, MATTHEW GROOM, as the Minister of the Crown for the time being administering the *Nature Conservation Act 2002* do hereby give 30 days notice of my intention to vary the conservation covenant as set out in the Schedule to this notice.

Dated this 22nd day of December 2015.

COLIN SHEPHERD being and as the Acting General Manager, Natural & Cultural Heritage Division in the Department of Primary Industries Parks Water & Environment pursuant to an Instrument of Delegation under Section 75 of the *Nature Conservation Act 2002* dated 3rd September 2012.

Schedule

Part of the land contained in Folio of the Register Volume 197695 Folio 1 of which Mark Andrew Cornelius and Georgina Maria Cornelius are the registered proprietors - the area at Woodbury in the municipality of Southern Midlands comprising about 1003 hectares marked Conservation Covenant Area 1 shown on Plan No. CPR6856 in the Central Plan Register, a reduced copy of which is attached by way of illustration only in the Schedule to the Covenant.

Crown Lands

CROWN LANDS ACT 1976

Department of Treasury and Finance,
11 January 2016

NOTICE is hereby given that under the provisions of the *Crown Lands Act 1976* the property listed below will be submitted for sale by public tender.

Property

16 Groom Street, St Marys

Folio of the Register

Volume 46610 Folio 2

Land Zoned

General Residential

Tender Details

Tenders Close on Thursday 4 February 2016 At 12.00 Noon

Tenders to be Lodged in the Tender Box
Surf Coast Realty
1/158 Scamander Avenue
Scamander Tas 7215

Real estate agent appointed to market the property on behalf of the Crown:

Surf Coast Realty
1/158 Scamander Avenue
Scamander Tas 7215

HON. MATTHEW GUY GROOM, MP,
Minister for Environment, Parks and Heritage.

CROWN LANDS ACT 1976

Department of Treasury and Finance,
11 January 2016

NOTICE is hereby given that under the provisions of the *Crown Lands Act 1976* the property listed below will be submitted for sale by public tender.

Property

44 Main Road, Wivenhoe

Folio of the Register

Volume 149306 Folio 1

Land Zoned

General Industrial

Tender details

Tenders close on Friday 5 February 2016 at 3.00 pm

Tenders to be lodged in the Tender Box
Elders Real Estate Burnie
114 Wilson Street
BURNIE TAS 7320

Real estate agent appointed to market the property on behalf of the Crown:

Elders Real Estate Burnie
114 Wilson Street
BURNIE TAS 7320

HON. MATTHEW GUY GROOM, MP,
Minister for Environment, Parks and Heritage.

Public Health

PUBLIC HEALTH ACT 1997

Revised Public Health Guidelines

I, DR MARK VEITCH, Acting Director of Public Health, notify that on and from 18 January 2016:

1. the following guidelines, issued under the *Public Health Act*, commence:

- (a) *Guidelines for Notifying Diseases and Food Contaminants* - containing legal requirements for medical practitioners; laboratories; hospitals; residential, educational, healthcare and childcare facilities; and certain people in possession of laboratory test results (for food)
- (b) *Guidelines for the Sale of Tobacco Products in Tasmania* - containing legal requirements for tobacco retailers, manufacturers and distributors

2. guidelines previously issued under the *Public Health Act* for the following matters are revoked:

- (a) notification of diseases, human pathogenic organisms and contaminants
- (b) sale of tobacco products

Revised guidelines and supporting fact sheets are available at www.dhhs.tas.gov.au/publichealth

For

DR MARK VEITCH, A/Director of Public Health

Public Health

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Diseases and Contaminants to be notified to Director of Public Health *Public Health Act 1997*

I, Dr Mark Veitch, being and as the Acting Director of Public Health, acting pursuant to a direction under section 21A of the *Acts Interpretation Act 1931* and section 40 of the *Public Health Act 1997* (the Act):

- A. **Revoke**, effective **18 January 2016**, all previous notices issued under the Act declaring diseases, human pathogenic organisms and contaminants as notifiable.
- B. **Declare**, effective on and from **18 January 2016**, the following diseases, or classes of diseases, as **notifiable diseases** for the purposes of the Act:

- | | | |
|--|---|---|
| 1. Anthrax | and the case is considered part of an outbreak | 48. Mumps |
| 2. Arbovirus – Ross River virus infection | 24. Gonococcal infection | 49. Ornithosis (psittacosis) |
| 3. Arbovirus – Barmah Forest virus infection | 25. Haemolytic uraemic syndrome | 50. Paratyphoid |
| 4. Arbovirus – Chikungunya virus infection | 26. <i>Haemophilus influenzae</i> type b infection (invasive) | 51. Pertussis |
| 5. Arbovirus – Dengue | 27. Hepatitis A | 52. Plague |
| 6. Arbovirus - Japanese encephalitis | 28. Hepatitis B | 53. Pneumococcal infection (invasive) |
| 7. Arbovirus – Murray Valley encephalitis | 29. Hepatitis C | 54. Poliovirus infection |
| 8. Arbovirus – West Nile/Kunjin virus infection | 30. Hepatitis D | 55. Q fever |
| 9. Avian influenza | 31. Hepatitis E | 56. Rabies |
| 10. Botulism | 32. Hepatitis - unspecified | 57. Rickettsial infection |
| 11. Brucellosis | 33. Human immunodeficiency virus infection | 58. Rotavirus infection |
| 12. Campylobacteriosis | 34. Hydatid infection | 59. Rubella (including congenital) |
| 13. Carbapenemase-producing Enterobacteriaceae | 35. Influenza infection | 60. Salmonellosis |
| 14. <i>Chlamydia trachomatis</i> infection | 36. Blood lead level greater than 5 micrograms per decilitre (0.24 micromoles per litre) where the person has not been occupationally exposed to lead | 61. Severe Acute Respiratory Syndrome |
| 15. Cholera | 37. Legionellosis | 62. Shiga toxin or vero toxin producing <i>Escherichia coli</i> |
| 16. Creutzfeldt-Jakob Disease | 38. Leprosy | 63. Shigellosis |
| 17. Creutzfeldt-Jakob Disease – variant | 39. Leptospirosis | 64. Smallpox |
| 18. Cryptosporidiosis | 40. Listeriosis | 65. <i>Staphylococcus aureus</i> bacteraemia |
| 19. Diphtheria | 41. Lymphogranuloma venereum | 66. Syphilis (including congenital) |
| 20. Donovanosis | 42. Lyssavirus – Australian bat lyssavirus infection | 67. Tetanus |
| 21. Flavivirus infection – unspecified | 43. Lyssavirus – other (unspecified) lyssavirus infection | 68. Tuberculosis |
| 22. Food or waterborne illness | 44. Malaria | 69. Tularaemia |
| 23. Gastroenteritis – if the person resides, attends or works in a residential, educational, healthcare, or childcare facility | 45. Measles | 70. Typhoid |
| | 46. Meningococcal infection | 71. Vancomycin Resistant Enterococcus |
| | 47. Middle East Respiratory Syndrome | 72. Varicella |
| | | 73. <i>Vibrio</i> infection |
| | | 74. Viral Haemorrhagic fever |
| | | 75. Yellow Fever |
| | | 76. <i>Yersinia</i> infection |

C. Declare, effective on and from 18 January 2016, the following organisms, or classes of organisms, as **notifiable contaminants for the purposes of the Act:**

- | | | |
|--|--|--|
| <ul style="list-style-type: none"> 1. any microorganism for which a maximum permissible level is prescribed in the <i>Food Standards Code</i>, if that level is exceeded 2. <i>Bacillus cereus</i> 3. <i>Campylobacter</i> (any species) 4. <i>Clostridium botulinum</i> | <ul style="list-style-type: none"> 5. <i>Clostridium perfringens</i> 6. <i>Cryptosporidium</i> (any species) 7. <i>Cyclospora</i> (any species) 8. <i>Giardia</i> cysts 9. Hepatitis A 10. Hepatitis E 11. <i>Listeria</i> (any species) 12. <i>Salmonella</i> (any species) | <ul style="list-style-type: none"> 13. Shiga toxin or vero toxin producing <i>Escherichia coli</i> 14. <i>Shigella</i> (any species) 15. <i>Staphylococcus aureus</i> 16. <i>Vibrio</i> (any species) 17. <i>Yersinia</i> (any species) |
|--|--|--|

D. Declare, effective on and from 18 January 2016, the following substances, or classes of substances, as **notifiable contaminants for the purposes of the Act:**

- | | |
|--|--|
| <ul style="list-style-type: none"> 1. any metal or non-metal contaminant or natural toxicant for which a maximum permissible level in a nominated <i>food</i> is prescribed in the <i>Food Standards Code</i>, if that level is exceeded in that <i>food</i>; 2. any agricultural or veterinary chemical residue: <ul style="list-style-type: none"> i. for which a maximum residue limit or extraneous residue limit in a nominated <i>food</i> is prescribed in the <i>Food Standards Code</i>, if that level is exceeded in that <i>food</i>; | <ul style="list-style-type: none"> ii. for which a maximum residue limit or extraneous residue limit in a nominated <i>food</i> is prescribed in the <i>Food Standards Code</i>, if detected at any level in <i>food</i> other than the nominated <i>food</i>; iii. for which a maximum residue limit or extraneous residue limit is <u>not</u> prescribed in the <i>Food Standards Code</i>, if detected at any level in any <i>food</i>. |
|--|--|

In this notice, '*food*' and '*Food Standards Code*' take their meaning from the *Food Act 2003*.

Guidelines for Notifying Diseases and Food Contaminants set out when the notifiable diseases and contaminants in this notice must be notified to the Director of Public Health. The Guidelines are available at www.dhhs.tas.gov.au/publichealth. For further information contact Public Health Services at public.health@dhhs.tas.gov.au or telephone 1800 671 738.

Dr Mark Veitch
A/Director of Public Health

Nature Conservation

NATURE CONSERVATION ACT 2002

ORDER: AMENDMENT OF SCHEDULES 1, 2, 3, 5, 6 AND 7 TO THE WILDLIFE (GENERAL) REGULATIONS 2010

I, MATTHEW GUY GROOM, Minister for Environment, Parks and Heritage, make the following amendments, under section 32A(1) of the *Nature Conservation Act 2002*, to Schedules 1, 2, 3, 5, 6 and 7 to the *Wildlife (General) Regulations 2010*.

Part 1 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by adding the following names to that Part of that Schedule:

Order	Common Name	Species
Araneae	Lake Fenton Trapdoor Spider	<i>Plesiothele fentoni</i>
Decapoda	Central North Burrowing Crayfish	<i>Engaeus granulatus</i>
Decapoda	Furneaux Burrowing Crayfish	<i>Engaeus martigener</i>
Orthoptera	Craggy Island Cave Cricket	<i>Cavernotettix craggiensis</i>
Orthoptera	Whinray's Cave Cricket	<i>Parvotettix whinrayi</i>
Coleoptera	Miena Jewel Beetle	<i>Castiarina insculpta</i>
Coleoptera	Weldborough Forest Weevil	<i>Enchymus sp. nov.</i>
Lepidoptera	Tunbridge Looper Moth	<i>Chrysolarentia decisaria</i>
Lepidoptera	Tasmanian Hairstreak Butterfly	<i>Pseudalmenus chlorinda tax. myrsilus</i>
Lepidoptera	Chequered Blue	<i>Theclinesthes serpentata</i>
Eupulmonata	Ammonite Snail	<i>Discocharopa vigens</i>

Part 1 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Order	Common Name	Species
Oligochaeta	Giant Gippsland Earthworm	<i>Megascolides australis</i>
Onychophora	Northwest Peripatus	<i>Ooperipatellus 'cryptus'</i>
Nectiopodia	Remepide Crustacean	<i>Lasionectes exleyi</i>
Lepidoptera	Pencil Pine Moth	<i>Dirce aesiodora</i>
Lepidoptera	Broad-striped Ghost Moth	<i>Fraus latistria</i>
Lepidoptera	Bathurst Copper Butterfly	<i>Paralucia spinifera</i>
Trichoptera	Caddis Fly	<i>Diplectrona lyella</i>
Trichoptera	Caddis Fly	<i>Hydrobiosella armata</i>
Trichoptera	Caddis Fly	<i>Leptocerus souta</i>

Part 1 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by amending the names of the following species in that Part of that Schedule:

Order	Common Name	Species
Oligochaeta	Lake Pedder Earthworm	<i>Hypolimnus pedderensis</i>
Lepidoptera	Ptunarra Brown Butterfly	<i>Oreixenica ptunarra</i>
Basommatophora	Great Lake Snail	<i>Benthodorbis pawpela</i>
Stylommatophora	Southern Hairy Red Snail	<i>Chloritobadistes victoriae</i>

Part 2 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by adding the following names to that Part of that Schedule:

Family	Common Name	Species
Myobatrachidae (Leptodactylidae)	Striped Marsh Frog	<i>Limnodynastes peronii</i>

Part 2 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Family	Common Name	Species
Myobatrachidae (Leptodactylidae)	White-bellied Frog	<i>Geocrinia alba</i>
Myobatrachidae (Leptodactylidae)	Orange-bellied Frog	<i>Geocrinia vitellina</i>
Myobatrachidae (Leptodactylidae)	Giant Burrowing Frog	<i>Heleioporus australiacus</i>
Myobatrachidae (Leptodactylidae)	Stuttering Frog	<i>Mixophyes balbus</i>
Myobatrachidae (Leptodactylidae)	Fleay's Frog	<i>Mixophyes fleayi</i>
Myobatrachidae (Leptodactylidae)	Southern Barred Frog	<i>Mixophyes iteratus</i>
Myobatrachidae (Leptodactylidae)	Baw Baw Frog	<i>Philoria frosti</i>
Myobatrachidae (Leptodactylidae)	Southern Corroboree Frog	<i>Pseudophryne corroboree</i>
Myobatrachidae (Leptodactylidae)	Magnificent Brood Frog	<i>Pseudophryne covacevichae</i>
Myobatrachidae (Leptodactylidae)	Northern Corroboree Frog	<i>Pseudophryne pengilleyi</i>
Myobatrachidae (Leptodactylidae)	Sunset Frog	<i>Spicospina flammocaerulea</i>
Myobatrachidae (Leptodactylidae)	Eungella Day Frog	<i>Taudactylus eungellensis</i>
Myobatrachidae (Leptodactylidae)	Kroombit Tinker Frog	<i>Taudactylus pleione</i>
Myobatrachidae (Leptodactylidae)	Tinkling Frog	<i>Taudactylus rheophilus</i>
Hylidae	Green and Golden Bell Frog	<i>Litoria aurea</i>
Hylidae	Yellow-spotted Tree Frog	<i>Litoria castanea</i>
Hylidae	Littlejohn's Tree Frog	<i>Litoria littlejohni</i>
Hylidae	Armoured Mistfrog	<i>Litoria lorica</i>
Hylidae	Waterfall Frog	<i>Litoria nannotis</i>
Hylidae	Mountain Mistfrog	<i>Litoria nyakalensis</i>
Hylidae	Wallum Sedge Frog	<i>Litoria olongburensis</i>
Hylidae	Peppered Tree Frog	<i>Litoria piperata</i>
Hylidae	Common Mistfrog	<i>Litoria rheocola</i>
Hylidae	Spotted Tree Frog	<i>Litoria spenceri</i>
Hylidae	Alpine Tree Frog	<i>Litoria verreauxii alpina</i>
Hylidae	Lace-eyed Tree Frog	<i>Nyctimystes dayi</i>

Part 3 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by adding the following names to that Part of that Schedule:

Family	Common Name	Species
Scincidae	Tussock Skink	<i>Pseudemoia pagenstecheri</i>
Scincidae	Glossy Grass Skink	<i>Pseudemoia rawlinsoni</i>

Part 3 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Family	Common Name	Species
Chelidae	Namoi River Elseya (Namoi R., NSW)	<i>Elseya nov. sp.</i>
Chelidae	Gulf Snapping Turtle	<i>Elusor lavarackorum</i>
Chelidae	Mary River Tortoise	<i>Elusor macrurus</i>
Chelidae	Bellinger River Emydura	<i>Emydura signata</i>
Chelidae	Western Swamp Tortoise	<i>Pseudemydura umbrina</i>
Chelidae	Fitzroy Tortoise	<i>Rheodytes leukops</i>
Cheloniidae	Green Turtle	<i>Chelonia mydas</i>
Cheloniidae	Pacific Ridley	<i>Lepidochelys olivacea</i>
Cheloniidae	Flatback Turtle	<i>Natator depressus</i>
Gekkonidae	Lord Howe Island Gecko	<i>Christinus guentheri</i>
Gekkonidae	Christmas Island Gecko	<i>Lepidodactylus listeri</i>
Gekkonidae	Pernatty Knob-tail	<i>Nephrurus deleani</i>
Gekkonidae	Border Thick-tailed Gecko	<i>Underwoodisaurus sphyrurus</i>
Pygopodidae	Pink-tailed Legless Lizard	<i>Aprasia parapulchella</i>
Pygopodidae	Flinders Ranges Worm-lizard	<i>Aprasia pseudopulchella</i>
Pygopodidae	Hermite Island Worm-lizard	<i>Aprasia rostrata rostrata</i>
Pygopodidae	Striped Legless Lizard	<i>Delma impar</i>
Pygopodidae	Striped-tailed Delma	<i>Delma labialis</i>
Pygopodidae	Legless Lizard	<i>Delma mitella</i>
Pygopodidae	Collared Delma	<i>Delma torquata</i>
Pygopodidae	Bronzeback Snake-lizard	<i>Ophidiocephalus taeniatus</i>
Pygopodidae	Brigalow Scaly-foot	<i>Paradelma orientalis</i>
Agamidae	Yinnietharra Rock-dragon	<i>Ctenophorus yinnietharra</i>
Agamidae	Grassland Earless Dragon	<i>Tympanocryptis lineata pinguicolla</i>
Scincidae	Long-legged Worm-skink	<i>Anomalopus mackayi</i>
Scincidae	Three-toed Snake-tooth Skink	<i>Coeranoscincus reticulatus</i>
Scincidae	Airlie Island Ctenotus	<i>Ctenotus angusticeps</i>
Scincidae	Lancelin Island Skink	<i>Ctenotus lancelini</i>
Scincidae	Hamelin Ctenotus	<i>Ctenotus zastictus</i>
Scincidae	Great Desert Skink	<i>Egernia kintorei</i>
Scincidae	Yakka Skink	<i>Egernia rugosa</i>
Scincidae	Baudin Island Spiny-tailed Skink	<i>Egernia stokesii aethiops</i>
Scincidae	Western Spiny-tailed Skink	<i>Egernia stokesii badia</i>
Scincidae	Blue Mountains Water Skink	<i>Eulamprus leuraensis</i>
Scincidae	Corangamite Water Skink	<i>Eulamprus tympanum marnieae</i>
Scincidae	Allan's Lerista	<i>Lerista allanae</i>
Scincidae	Mount Cooper Striped Lerista	<i>Lerista vittata</i>
Scincidae	Lord Howe Island Skink	<i>Pseudemoia lichenigera</i>
Scincidae	Adelaide Blue-tongued Lizard	<i>Tiliqua adelaidensis</i>

Typhlopidae	Christmas Island Blind Snake	<i>Ramphotyphlops exocoeti</i>
Boidae	Olive Python (Pilbara ssp.)	<i>Morelia olivacea barroni</i>
Elapidae	Ornamental Snake	<i>Denisonia maculata</i>
Elapidae	Dunmall's Snake	<i>Furina dunmalli</i>
Elapidae	Broad-headed Snake	<i>Hoplocephalus bungaroides</i>
Elapidae	Kreff's Tiger Snake (Flinders Ranges ssp.)	<i>Notechis ater ater</i>

Part 3 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by amending the names of the following species in that Part of that Schedule:

Family	Common Name	Species
Scincidae	Pedra Branca Skink	<i>Carinascincus palfreymani</i>
Elapidae	Chappell Island Tiger Snake	<i>Notechis scutatus serventyi</i>

Part 4 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by adding the following names to that Part of that Schedule:

Family	Common Name	Species
Ardeidae	Australasian Bittern	<i>Botaurus poiciloptilus</i>
Procellariidae	Southern Giant-petrel	<i>Macronectes giganteus</i>
Procellariidae	Northern Giant-petrel	<i>Macronectes halli</i>
Procellariidae	Grey Petrel	<i>Procellaria cinerea</i>
Podicipedidae	Great Crested Grebe	<i>Podiceps cristatus</i>

Part 4 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Family	Common Name	Species
Casuariidae	Southern Cassowary	<i>Casuarius casuarius</i>
Megapodiidae	Malleefowl	<i>Leipoa ocellata</i>
Anatidae	Recherche Cape Barren Goose	<i>Cereopsis novaehollandiae grisea</i>
Procellariidae	Kermadec Petrel (western ssp.)	<i>Pterodroma neglecta neglecta</i>
Diomedidae	Amsterdam Albatross	<i>Diomedea amsterdamensis</i>
Diomedidae	Antipodean Albatross	<i>Diomedea antipodensis</i>
Diomedidae	Tristan Albatross	<i>Diomedea dabbenena</i>
Diomedidae	Southern Royal Albatross	<i>Diomedea epomophora</i>
Diomedidae	Gibson's Albatross	<i>Diomedea gibsoni</i>
Diomedidae	Northern Royal Albatross	<i>Diomedea sanfordi</i>
Diomedidae	Buller's Albatross	<i>Thalassarche bulleri</i>
Diomedidae	Indian Yellow-nosed Albatross	<i>Thalassarche carteri</i>
Diomedidae	Atlantic Yellow-nosed Albatross	<i>Thalassarche chlororhynchos</i>
Diomedidae	Chatham Albatross	<i>Thalassarche eremita</i>
Diomedidae	Campbell Albatross	<i>Thalassarche impavida</i>
Diomedidae	Black-browed Albatross	<i>Thalassarche melanophrys</i>
Diomedidae	Pacific Albatross	<i>Thalassarche nov. sp.</i>
Diomedidae	Salvin's Albatross	<i>Thalassarche salvini</i>
Hydrobatidae	White-bellied Storm-Petrel (A'asian ssp.)	<i>Fregatta grallaria grallaria</i>
Hydrobatidae	Wilson's Storm-petrel	<i>Oceanites oceanicus</i>

Sulidae	Abbott's Booby	<i>Sula abbotti</i>
Phalacrocoracidae	Heard Island Shag	<i>Leucocarbo atriceps nivalis</i>
Fregatidae	Christmas Island Frigatebird	<i>Fregata andrewsi</i>
Accipitridae	Collared Sparrowhawk	<i>Accipiter cirrhocephalus</i>
Accipitridae	Brown Goshawk	<i>Accipiter fasciatus</i>
Accipitridae	Christmas Island Goshawk	<i>Accipiter fasciatus natalis</i>
Accipitridae	Swamp Harrier	<i>Circus approximans</i>
Accipitridae	Spotted Harrier	<i>Circus assimilis</i>
Accipitridae	Red Goshawk	<i>Erythrotriorchis radiatus</i>
Accipitridae	Brahminy Kite	<i>Haliastur indus</i>
Accipitridae	Whistling Kite	<i>Haliastur sphenurus</i>
Accipitridae	Black Kite	<i>Milvus migrans</i>
Accipitridae	Osprey	<i>Pandion haliaetus</i>
Falconidae	Brown Falcon	<i>Falco bengora</i>
Falconidae	Nankeen Kestrel	<i>Falco cenchroides</i>
Falconidae	Australian Hobby (or Little Falcon)	<i>Falco longipennis</i>
Falconidae	Peregrine Falcon	<i>Falco peregrinus</i>
Rallidae	Buff-banded Rail (Cocos I. ssp.)	<i>Gallirallus phillipensis andrewsi</i>
Rallidae	Lord Howe Island Woodhen	<i>Tricholimnas sylvestris</i>
Turnicidae	Black-breasted Button-quail	<i>Turnix melanogaster</i>
Turnicidae	Buff-breasted Button-quail	<i>Turnix olivei</i>
Turnicidae	Abrolhos Painted Button-quail	<i>Turnix varia scintillans</i>
Pedionomidae	Plains-wanderer	<i>Pedionomus torquatus</i>
Laridae	Lesser Noddy	<i>Anous tenuirostris melanops</i>
Laridae	Little Tern	<i>Sterna albifrons sinensis</i>
Laridae	Fairy Tern	<i>Sterna nereis</i>
Alcedinidae	Azure Kingfisher	<i>Alcedo azurea</i>
Columbidae	Squatter Pigeon (southern ssp.)	<i>Geophaps scripta scripta</i>
Columbidae	Partridge Pigeon (western ssp.)	<i>Geophaps smithii blaauwi</i>
Columbidae	Partridge Pigeon (eastern ssp.)	<i>Geophaps smithii smithii</i>
Cacatuidae	South-eastern Red-tailed Black Cockatoo	<i>Calyptorhynchus banksii graptogyne</i>
Cacatuidae	Baudin's Black Cockatoo	<i>Calyptorhynchus baudinii</i>
Cacatuidae	Glossy Black Cockatoo (Kangaroo I. ssp.)	<i>Calyptorhynchus lathamii halmaturinus</i>
Cacatuidae	Carnaby's Black Cockatoo	<i>Calyptorhynchus latirostris</i>
Psittacidae	Norfolk Island Green Parrot	<i>Cyanoramphus novaezelandiae cookii</i>
Psittacidae	Coxen's Fig-parrot	<i>Cyclopsitta diophthalma coxeni</i>
Psittacidae	Night Parrot	<i>Pezoporus occidentalis</i>
Psittacidae	Ground Parrot	<i>Pezoporus wallicus</i>
Psittacidae	Western Ground Parrot	<i>Pezoporus wallicus flaviventris</i>
Psittacidae	Paradise Parrot	<i>Psephotus pulcherrimus</i>
Strigidae	Christmas Island Hawk-owl	<i>Ninox natalis</i>
Strigidae	Southern Boobook	<i>Ninox novaeseelandiae</i>
Strigidae	Norfolk Island Boobook Owl	<i>Ninox novaeseelandiae undulata</i>
Tytonidae	Barn Owl	<i>Tyto alba</i>
Tytonidae	Sooty Owl	<i>Tyto tenebricosa</i>

Podargidae	Tawny Frogmouth	<i>Podargus strigoides</i>
Aegothelidae	Australian Owlet-nightjar	<i>Aegotheles cristatus</i>
Atrichornithidae	Noisy Scrub-bird	<i>Atrichornis clamorus</i>
Maluridae	Thick-billed Grasswren (eastern ssp.)	<i>Amytornis textilis modestus</i>
Maluridae	Thick-billed Grasswren (Gawler Ra. ssp.)	<i>Amytornis textilis myall</i>
Maluridae	Western Grasswren (western ssp.)	<i>Amytornis textilis textilis</i>
Maluridae	Purple-crowned Fairy-wren (western ssp.)	<i>Malurus coronatus coronatus</i>
Maluridae	Barrow Island Black-and-white Fairy-wren	<i>Malurus leucopterus edouardi</i>
Maluridae	Dirk Hartog Black-and-white Fairy-wren	<i>Malurus leucopterus leucopterus</i>
Maluridae	Mount Lofty Southern Emu-wren	<i>Stipiturus malachurus intermedius</i>
Maluridae	Eyre Peninsula Southern Emu-wren	<i>Stipiturus malachurus parimeda</i>
Maluridae	Mallee Emu-wren	<i>Stipiturus mallee</i>
Pardalotidae	Slender-billed Thornbill (western ssp.)	<i>Acanthiza iredalei iredalei</i>
Pardalotidae	Eastern Bristlebird	<i>Dasyornis brachypterus</i>
Pardalotidae	Western Bristlebird	<i>Dasyornis longirostris</i>
Meliphagidae	Helmeted Honeyeater	<i>Lichenostomus melanops cassidix</i>
Meliphagidae	Black-eared Miner	<i>Manorina melanotis</i>
Meliphagidae	Regent Honeyeater	<i>Xanthomyza phrygia</i>
Petroicidae	Scarlet Robin (Norfolk Island ssp.)	<i>Petroica multicolor multicolor</i>
Cinclosomatidae	Western Whipbird (eastern ssp.)	<i>Psophodes nigrogularis leucogaster</i>
Cinclosomatidae	Western Whipbird (western heath ssp.)	<i>Psophodes nigrogularis nigrogularis</i>
Cinclosomatidae	Western Whipbird (western mallee ssp.)	<i>Psophodes nigrogularis oberon</i>
Pachycephalidae	Crested Shrike-tit (northern ssp.)	<i>Falcunculus frontatus whitei</i>
Pachycephalidae	Golden Whistler (Norfolk Is. ssp.)	<i>Pachycephala pectoralis xanthoprocta</i>
Pachycephalidae	Red-lore Whistler	<i>Pachycephala rufogularis</i>
Artamidae	Lord Howe Island Currawong	<i>Strepera graculina crissalis</i>
Passeridae	Crimson Finch (white-bellied ssp.)	<i>Neochmia phaeton evangelinae</i>
Passeridae	Star Finch (eastern ssp.)	<i>Neochmia ruficauda ruficauda</i>
Passeridae	Black-throated Finch (southern ssp.)	<i>Poephila cincta cincta</i>

Part 4 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by amending the names of the following species in that Part of that Schedule:

Family	Common Name	Species
Laridae	Little Tern	<i>Sternula albifrons sinensis</i>
Laridae	Fairy Tern	<i>Sternula nereis nereis</i>
Alcedinidae	Azure Kingfisher	<i>Ceyx azureus diemenensis</i>

Part 5 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Order or Family	Common Name	Species
Myrmecobiidae	Numbat	<i>Myrmecobius fasciatus</i>
Dasyuridae	Kowari	<i>Dasyercus byrnei</i>
Dasyuridae	Mulgara	<i>Dasyercus cristicauda</i>

Dasyuridae	Ampurta	<i>Dasycercus hillieri</i>
Dasyuridae	Chuditch	<i>Dasyurus geoffroii</i>
Dasyuridae	Spotted-tailed Quoll or Yarri	<i>Dasyurus maculatus gracilis</i>
Dasyuridae	Dibbler	<i>Parantechinus apicalis</i>
Dasyuridae	Red-tailed Phascogale	<i>Phascogale calura</i>
Dasyuridae	Carpentarian Antechinus	<i>Pseudantechinus mimulus</i>
Dasyuridae	Kangaroo Island Dunnart	<i>Sminthopsis aitkeni</i>
Dasyuridae	Butler's Dunnart	<i>Sminthopsis butleri</i>
Dasyuridae	Julia Creek Dunnart	<i>Sminthopsis douglasi</i>
Dasyuridae	Boullanger Island Dunnart	<i>Sminthopsis</i> <i>griseoventerboullangerensis</i>
Dasyuridae	Sandhill Dunnart	<i>Sminthopsis psammophila</i>
Peramelidae	Golden Bandicoot (mainland)	<i>Isoodon auratus auratus</i>
Peramelidae	Golden Bandicoot (Barrow Island)	<i>Isoodon auratus barrowensis</i>
Peramelidae	Southern Brown Bandicoot (Nuyts Archipelago)	<i>Isoodon obesulus nauticus</i>
Peramelidae	Western Barred Bandicoot (Shark Bay)	<i>Perameles bougainville bougainville</i>
Peramelidae	Eastern Barred Bandicoot (mainland)	<i>Perameles gunnii</i> unnamed ssp.
Thylacomyidae	Greater Bilby	<i>Macrotis lagotis</i>
Notoryctidae	Karkarratul (Northern Marsupial Mole)	<i>Notoryctes caurinus</i>
Notoryctidae	Yitjarritjarri (Southern Marsupial Mole)	<i>Notoryctes typhlops</i>
Vombatidae	Northern Hairy-nosed Wombat	<i>Lasiorhinus krefftii</i>
Vombatidae	Common Wombat (Bass Strait)	<i>Vombatus ursinus ursinus</i>
Potoroidae	Boodie or Burrowing Bettong (Shark Bay)	<i>Bettongia lesueur lesueur</i>
Potoroidae	Boodie or Burrowing Bettong (Barrow & Boodie Islands)	<i>Bettongia lesueur</i> unnamed ssp.
Potoroidae	Northern Bettong	<i>Bettongia tropica</i>
Potoroidae	Gilbert's Potoroo	<i>Potorous gilberti</i>
Potoroidae	Long-footed Potoroo	<i>Potorous longipes</i>
Potoroidae	Long-nosed Potoroo (south-east mainland)	<i>Potorous tridactylus tridactylus</i>
Macropodidae	Spectacled Hare-wallaby (Barrow Island)	<i>Lagorchestes conspicillatus</i> <i>conspicillatus</i>
Macropodidae	Rufous Hare-wallaby (Bernier Island)	<i>Lagorchestes hirsutus bernieri</i>
Macropodidae	Rufous Hare-wallaby (Dorre Island)	<i>Lagorchestes hirsutus dorreae</i>
Macropodidae	Mala or Rufous Hare-wallaby	<i>Lagorchestes hirsutus</i> unnamed ssp.
Macropodidae	Banded Hare-wallaby or Marnine or Munning	<i>Lagostrophus fasciatus fasciatus</i>
Macropodidae	Barrow Island Euro	<i>Macropus robustus isabellinus</i>
Macropodidae	Bridled Nailtail Wallaby	<i>Onychogalea fraenata</i>
Macropodidae	Recherche Rock-wallaby	<i>Petrogale lateralis hackettii</i>
Macropodidae	Black-flanked Rock-wallaby	<i>Petrogale lateralis lateralis</i>
Macropodidae	Warru or Black-footed Rock-wallaby (MacDonnell Ranges race)	<i>Petrogale lateralis</i> MacDonnell Ranges race
Macropodidae	Pearson Island Rock-wallaby	<i>Petrogale lateralis pearsoni</i>
Macropodidae	Black-footed Rock-wallaby (West Kimberley race)	<i>Petrogale lateralis</i> West Kimberley race

Macropodidae	Brush-tailed Rock-wallaby	<i>Petrogale penicillata</i>
Macropodidae	Proserpine Rock-wallaby	<i>Petrogale persephone</i>
Macropodidae	Yellow-footed Rock-wallaby (S. Aust. & NSW)	<i>Petrogale xanthopus xanthopus</i>
Macropodidae	Quokka	<i>Setonix brachyurus</i>
Burramyidae	Mountain Pygmy-possum	<i>Burramys parvus</i>
Petauridae	Leadbeater's Possum	<i>Gymnobelideus leadbeateri</i>
Petauridae	Fluffy or Yellow-bellied Glider (Wet Tropics)	<i>Petaurus australis</i> unnamed ssp.
Petauridae	Mahogany Glider	<i>Petaurus gracilis</i>
Petauridae	Western Ringtail	<i>Pseudocheirus occidentalis</i>
Microchiroptera	Ghost Bat	<i>Macroderma gigas</i>
Otariidae	Australian Fur Seal	<i>Arctocephalus pusillus</i>
Otariidae	Australian Sea-lion	<i>Neophoca cinerea</i>
Muridae	Christmas Island Shrew	<i>Crocidura attenuata trichura</i>
Muridae	Wopilkara or Greater Stick-nest Rat	<i>Leporillus conditor</i>
Muridae	Bramble Cay Melomys	<i>Melomys rubicola</i>
Muridae	Golden-backed Tree-rat	<i>Mesembriomys macrurus</i>
Muridae	Northern Hopping-mouse	<i>Notomys aquilo</i>
Muridae	Wilkinti or Dusky Hopping-mouse	<i>Notomys fuscus</i>
Muridae	Plains Rat	<i>Pseudomys australis</i>
Muridae	Djoongari	<i>Pseudomys fieldi</i>
Muridae	Konoom or Smoky Mouse	<i>Pseudomys fumeus</i>
Muridae	Hastings River Mouse	<i>Pseudomys oralis</i>
Muridae	Pilliga Mouse	<i>Pseudomys pillagaensis</i>
Muridae	Dayang or Heath Rat	<i>Pseudomys shortridgei</i>
Muridae	False Water-rat	<i>Xeromys myoides</i>
Muridae	Carpentarian Rock-rat	<i>Zyzomys palatalis</i>
Muridae	Central Rock-rat	<i>Zyzomys pedunculatus</i>

Part 5 of Schedule 1 to the *Wildlife (General) Regulations 2010* is amended by amending the names of the following species in that Part of that Schedule:

Order or Family	Common Name	Species
Peramelidae	Eastern Barred Bandicoot (Tasmania)	<i>Perameles gunnii</i>

Part 1 of Schedule 2 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Order	Common Name	Species
Opiliones	cave harvestman	<i>Monoxyomma</i> spp.

Part 2 of Schedule 2 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Family	Common Name	Species
Myobatrachidae	Striped Marsh Frog	<i>Limnodynastes peronii</i>

Part 3 of Schedule 2 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Order or Family	Common Name	Species
Hydrophiidae	Spotted Sea Snake	<i>Hydrophis ornatus</i>
Laticaudidae	Black-banded Sea Snake	<i>Laticauda laticaudata</i>

Part 3 of Schedule 2 to the *Wildlife (General) Regulations 2010* is amended by amending the names of the following species in that Part of that Schedule:

Order or Family	Common Name	Species
Agamidae	Mountain Dragon	<i>Rankinia diemensis</i>
Elapidae	Tiger Snake	<i>Notechis scutatus</i>

Part 4 of Schedule 2 to the *Wildlife (General) Regulations 2010* is amended by adding the following names to that Part of that Schedule:

Family	Common Name	Species
Diomedeidae	Antipodean Albatross	<i>Diomedea antipodensis</i>
Diomedeidae	Southern Royal Albatross	<i>Diomedea epomophora</i>
Diomedeidae	Northern Royal Albatross	<i>Diomedea sanfordi</i>
Diomedeidae	Buller's Albatross	<i>Thalassarche bulleri</i>
Diomedeidae	Indian Yellow-nosed Albatross	<i>Thalassarche carteri</i>
Diomedeidae	Atlantic Yellow-nosed Albatross	<i>Thalassarche chlororhynchos</i>
Diomedeidae	Chatham Albatross	<i>Thalassarche eremita</i>
Diomedeidae	Campbell Albatross	<i>Thalassarche impavida</i>
Diomedeidae	Black-browed Albatross	<i>Thalassarche melanophrys</i>
Hydrobatidae	White-bellied Storm-Petrel (A'asian ssp.)	<i>Fregatta grallaria grallaria</i>
Hydrobatidae	Wilson's Storm-petrel	<i>Oceanites oceanicus</i>
Accipitridae	Collared Sparrowhawk	<i>Accipiter cirrhocephalus</i>
Accipitridae	Brown Goshawk	<i>Accipiter fasciatus</i>
Accipitridae	Swamp Harrier	<i>Circus approximans</i>
Accipitridae	Spotted Harrier	<i>Circus assimilis</i>
Accipitridae	Whistling Kite	<i>Haliastur sphenurus</i>
Accipitridae	Black Kite	<i>Milvus migrans</i>
Falconidae	Nankeen Kestrel	<i>Falco cenchroides</i>
Falconidae	Australian Hobby (or Little Falcon)	<i>Falco longipennis</i>
Falconidae	Peregrine Falcon	<i>Falco peregrinus</i>
Psittacidae	Ground Parrot	<i>Pezoporus wallicus</i>
Strigidae	Southern Boobook	<i>Ninox novaeseelandiae</i>

Tytonidae	Barn Owl	<i>Tyto javinica</i>
Tytonidae	Sooty Owl	<i>Tyto tenebricosa</i>
Podargidae	Tawny Frogmouth	<i>Podargus strigoides</i>
Aegothelidae	Australian Owlet-nightjar	<i>Aegotheles cristatus</i>

Part 4 of Schedule 2 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Family	Common Name	Species
Podicipedidae	Great Crested Grebe	<i>Podiceps cristatus</i>
Procellariidae	Fairy Prion	<i>Pachyptila turtur</i>
Procellariidae	Barau's Petrel	<i>Pterodroma barau</i>
Hydrobatidae	White-bellied Storm-Petrel	<i>Fregetta grallaria</i>
Scolopacidae	Grey-tailed Tattler	<i>Heteroscelus brevipes</i>
Climacteridae	White-throated Treecreeper	<i>Cormobates leucophaeus</i>

Part 4 of Schedule 2 to the *Wildlife (General) Regulations 2010* is amended by amending the names of the following species in that Part of that Schedule:

Family	Common Name	Species
Procellariidae	Buller's Shearwater	<i>Ardenna bulleri</i>
Procellariidae	Sooty Shearwater	<i>Ardenna grisea</i>
Rostratulidae	Painted Snipe	<i>Rostratula australis</i>
Laridae	Crested Tern	<i>Thalasseus bergii</i>
Laridae	Caspian Tern	<i>Hydroprogne caspia</i>
Cuculidae	Horsfield's Bronze-Cuckoo	<i>Chalcites basalis</i>
Cuculidae	Shining Bronze-Cuckoo	<i>Chalcites lucidus</i>
Meliphagidae	Tawny-crowned Honeyeater	<i>Glyciphila melanops</i>
Petroicidae	Scarlet Robin	<i>Petroica boodang</i>
Dicruridae	Grey Fantail	<i>Rhipidura albiscapa</i>
Artamidae	Australian Magpie	<i>Cracticus tibicen</i>
Hirundinidae	Fairy Martin	<i>Petrochelidon ariel</i>
Hirundinidae	Tree Martin	<i>Petrochelidon nigricans</i>
Sylviidae	Clamorous Reed-Warbler	<i>Acrocephalus australis</i>

Part 5 of Schedule 2 to the *Wildlife (General) Regulations 2010* is amended by adding the following names to that Part of that Schedule:

Order or Family	Common Name	Species
Dasyuridae	Tasman Peninsula Dusky Antechinus	<i>Antechinus vandycki</i>
Vombatidae	Common Wombat (Bass Strait)	<i>Vombatus ursinus ursinus</i>
Otariidae	Australian Fur Seal	<i>Arctocephalus pusillus</i>

Part 5 of Schedule 2 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Part of that Schedule:

Order or Family	Common Name	Species
Otariidae	New Zealand Sea-lion	<i>Phocaratos hookeri</i>

Schedule 3 to the *Wildlife (General) Regulations 2010* is amended by omitting the following names from that Schedule:

Family	Common name	Species
Psittacidae	Rainbow Lorikeet	<i>Trichoglossus haematodus</i>

Schedule 5 to the *Wildlife (General) Regulations 2010* is amended by adding the following names to a new Part 3 – Mammals to follow Part 2 to that Schedule:

Family	Common Name	Species
Artiodactyla	Himalayan Tahr	<i>Hemitragus jemlahicus</i>
Macropodidae	Agile Wallaby	<i>Macropus agilis</i>
Macropodidae	Tammar Wallaby	<i>Macropus eugenii</i>
Macropodidae	Western Grey Kangaroo	<i>Macropus fuliginosus</i>

Schedule 6 to the *Wildlife (General) Regulations 2010* is amended by adding the following names to that Schedule:

Reptiles

Order or Family	Common Name	Species
Alligatoridae	American Alligator	<i>Alligator mississippiensis</i>
Boidae	Red-tailed Boa	<i>Boa constrictor</i>
Crocodylidae	Freshwater Crocodile	<i>Crocodylus johnsoni</i>
Crocodylidae	Estuarine Crocodile	<i>Crocodylus porosus</i>
Pythonidae	Scrub Python	<i>Morelia amethistina</i>
Pythonidae	Carpet Python	<i>Morelia spilota</i>
Pythonidae	Reticulated Python	<i>Python reticulatus</i>
Varanidae	Perentie	<i>Varanus giganteus</i>
Varanidae	Lace Monitor	<i>Varanus varius</i>

Birds

Order or Family	Common Name	Species
Casuariidae	Southern Cassowary	<i>Casuarius casuarius</i>

Mammals

Order or Family	Common Name	Species
Caviidae	Capybara	<i>Hydrochoerus hydrochaeris</i>
Cebidae	Black-tufted Capuchin	<i>Cebus apella</i>
Cercopithecidae	De Brazza's Monkey	<i>Cercopithecus neglectus</i>
Cercopithecidae	Long-tailed Macaque	<i>Macaca fascicularis</i>
Cercopithecidae	Japanese Macaque	<i>Macaca fuscata</i>

Cercopithecidae	Black Crested Macaque	<i>Macaca nigra</i>
Cercopithecidae	Lion-tailed Macaque	<i>Macaca silenus</i>
Cercopithecidae	Hamadryas Baboon	<i>Papio hamadryas</i>
Felidae	Cheetah	<i>Acinonyx jubatus</i>
Felidae	African Serval	<i>Leptailurus serval</i>
Felidae	African Lion	<i>Panthera leo</i>
Felidae	Bengal Tiger	<i>Panthera tigris tigris</i>
Phascolarctos	Koala	<i>Phascolarctos cinereus</i>
Procyonidae	Coati	<i>Nasua nasua</i>
Sciuridae	Northern Palm Squirrel	<i>Funambulus pennantii</i>

Part 1 of Schedule 7 to the *Wildlife (General) Regulations 2010* is amended by adding the following names to that Part of that Schedule:

Family	Common Name	Species
Cacatuidae	Cockatiel	<i>Nymphicus hollandicus</i>
Estrildidea	Zebra Finch	<i>Taeniopygia guttata</i>
Fringillidae	Common Canary	<i>Serinus canaria</i>
Numididae	Helmeted Guineafowl	<i>Numida meleagris</i>
Phasianidae	Common Peafowl	<i>Pavo cristatus</i>
Psittacidae	Budgerigar	<i>Melopsittacus undulatus</i>

Dated this 24th day of December 2015.

 THE HONOURABLE MATTHEW GUY GROOM

Minister for Environment, Parks and Heritage

Water Management

WATER MANAGEMENT ACT 1999

Section 142(1)

ORDER ISSUING GUIDELINES FOR ESTABLISHING OFFSETS FOR IMPACTS ON NATURAL VALUES WITHIN THE DAM ASSESSMENT FRAMEWORK
I, FIONNA BOURNE, General Manager (Water and Marine Resources Division), pursuant to my delegated powers under section 10(1) of the *Water Management Act 1999*, in accordance with section 142(1) of the *Water Management Act 1999* hereby issue the *Guidelines for Establishing Offsets for Impacts on Natural Values within the Dam Assessment Framework*.

The *Guidelines for Establishing Offsets for Impacts on Natural Values within the Dam Assessment Framework* are detailed in Schedule 1.

This Order takes effect on the date of its publication in the *Gazette*.

FIONNA BOURNE, General Manager, Water and Marine Resources Division,
Department of Primary Industries, Parks, Water and Environment.

Dated this twentieth day of January 2016

Schedule 1

Guidelines for Establishing Offsets for Impacts on Natural Values within the Dam Assessment Framework

Approval guidelines issued pursuant to section 142 of the *Water Management Act 1999*

January 2016

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I. INTRODUCTION

The *Water Management Act 1999* (the Act) provides for the sustainable management and allocation of Tasmania's water resources. Part 8 of the Act regulates dam works and provides for the issuing of dam works permits which authorise the undertaking of dam works. Part 8 of the Act provides two pathways to obtaining a dam works permit. The first pathway provides for a Division 3 permit, obtained through an application and assessment process. The second pathway provides for a Division 4 permit, with no application necessary. These Guidelines do not relate to Division 4 permits.

The Minister's consideration of a Division 3 permit application amongst other things, requires the mitigation or offsetting of any adverse impacts that may result from the dam works to be taken into account. This includes assessing the potential impact of a dam works proposal on natural values and the measures proposed to mitigate any such impact. The Minister may also determine that a Division 3 permit is subject to conditions regarding the conservation and protection of natural values and offset measures and the requirements associated with offset measures.

In determining a permit application, the Minister is to act consistently with any relevant approval guidelines. Accordingly, to support the consideration of applications for Division 3 permits, these *Guidelines for Establishing Offsets for Impacts on Natural Values within the Dam Assessment Framework* detailing how "offsets", being one such mitigation measure, are developed and assessed have been issued pursuant to section 142 of the *Water Management Act 1999*.

The purpose of these Guidelines is to:

- to guide the Minister in fulfilment of his or her statutory responsibilities; and
- to ensure consistency with other statutory processes of a similar nature; and
- to provide transparency for dam proponents and other interested parties in how these issues will be considered by the Minister.

Under section 10 of the Act, the Minister has delegated his powers and functions under the Act to various officers within the Department of Primary Industries, Parks, Water and Environment (DPIPWE), including powers relating to the consideration and granting of dam works permits under Part 8 of the Act. Reference in this Guideline to the 'Minister' is taken to include any officer within DPIPWE who has been delegated the relevant Ministerial powers.

2. OFFSETS WITHIN THE DAM ASSESSMENT FRAMEWORK

The dam approval process established under the *Water Management Act 1999* is part of the Resource Management and Planning System for Tasmania (RMPS).

The objectives of the RMPS include promoting “sustainable development of natural and physical resources and the maintenance of ecological processes and genetic diversity.”

The RMPS definition of sustainable development includes “avoiding, remedying or mitigating any adverse effects of activities on the environment.”

Offsets are one form of mitigation for the potential impacts of dam works proposals on natural values. They are actions that contribute to the conservation of natural values outside of the development footprint, and can include reservation, active management, and other actions that demonstrate a conservation benefit for a particular natural value.

Offsets operate within a “mitigation hierarchy”, where the first consideration of an environmental assessment is whether impacts can be avoided or minimised, followed by remedying of the impacts on site, followed by mitigation options within the footprint area of the dam works development, followed by offsetting some or all of the residual impacts, as appropriate.

Offsets should aim to address some or all of the residual impacts of a proposal, as appropriate. Offsets should be designed and approved in accordance with these Guidelines and the principles therein.

Where there would be substantial residual impacts on natural values from a dam works proposal that cannot be offset in accordance with these Guidelines, a dam works permit would not normally be granted.

There are several types of offsets that are suitable for the dam approvals process. The main types are:

- improved reservation of a site, such as through conservation covenants, transfer of land to the Crown for reservation, or formal management agreements;
- management actions that aim to benefit specific natural values at an existing site;
- restoration or revegetation of sites to provide a direct conservation benefit, such as the creation of foraging habitat for a threatened species or actions facilitating the recovery of areas with the potential to revegetate naturally; and
- where lack of knowledge is considered a threat to a specific natural value, or as part of an offset package, agreed actions to increase knowledge regarding that natural value may constitute an offset if the actions aim to increase protection or viability.

Details of these types of offsets are provided in section 3.2.3 below.

Offsets may endure beyond the undertaking of dam works. And where a Division 3 permit is granted with a condition that a certain type of offset be registered, the permit holder will be required to register that offset with the Secretary (depending on the individual circumstances either prior to the commencement or completion of the dam works). Under section 164P of the Act, the Secretary is to establish and maintain a register of offsets. Offsets may also be formalised under another legal agreement under another statutory mechanism.

3. OFFSET PRINCIPLES FOR DAM ASSESSMENTS

3.1 INTRODUCTION

These policy principles act as a clear guide for the Minister in determining appropriate offsets for dam works proposals. Any expert advice provided to the Minister in relation to offsets should be in accordance with these principles.

Proponents should propose offsets that aim to meet these general policy principles. In exceptional circumstances, where offset proposals that meet these principles have not been proposed, the Minister may also enter into negotiations regarding offsets, and accept alternative offsets that the Minister considers appropriate and that meet the offset principles.

3.2. PRINCIPLES

The following principles are described by category. Depending on the specific dam works proposal under consideration, a subset of the principles will be relevant to the decision.

3.2.1 General design of offsets

Mitigation hierarchy

- Offsets can act as a form of mitigation for the residual impacts of a dam proposal on natural values. Alternatives and options to avoid, minimise and remedy the impacts of the proposal must be adequately addressed prior to the consideration of offsets. It is recognised that opportunities for remediation may be less for dam works proposals than for many other types of development.

Staged Developments

- For staged developments, for example, the planned construction of a series of dams at one location or a dam development associated with clearing of land for irrigation development, proponents should provide details of the whole proposal early in the process to allow for a single assessment wherever possible. This will normally provide better conservation outcomes and greater certainty for the proponent. Any offsets that are required can be implemented either up-front, or in a staged manner in accordance with approvals for each stage of the development.

Conservation outcomes

- Proposed offsets should aim to maintain or improve conservation outcomes, and offsets should generally be for the same species, native vegetation community, or other natural value that is to be adversely impacted.
- A greater magnitude of offset is generally required for impacts on natural values on sites that are protected or managed for nature conservation, including formal reserves and public lands that are managed for natural values. Impacts on these sites cause a decrease in the protection or reservation status of those natural values. For impacts in public reserves, wherever possible the offset should provide outcomes within the reserve system.

3.2.2 Location of offsets

On-property offsets

- Where offsets will occur on the same property as the proposed dam works, the overall conservation outcomes for natural values on the property may be considered in determining appropriate offsets, including existing reservation and formal management arrangements.
- Offsets should contribute to well-designed proposals and property management planning that takes account of impacts on natural values and the potential for achieving genuine conservation gains at a property or landscape level. This includes providing for the recognition of land management practices which provide positive environmental outcomes.
- In general terms, conservation actions (such as a covenant) that have received substantial funding from other sources will not be considered as an offset for a development proposal.

Off-site offsets

- Where it is not practical for offsets to be provided on the site or property where the impact will occur, consideration may be given to other proposed locations for offsets. Preference should be given to locating the offset where the greatest conservation gains can be made at a bioregional or State level.
- In such cases where the proposed offset was not on land currently owned by the dam proponent, the proposal would need to demonstrate how the dam proponent was intending to ensure that the offset could be effectively implemented and maintained.
- Offsets can be used to reserve and manage sites of high conservation value, and provide opportunities to achieve genuine conservation gains in areas that are more viable than the impacted site or are identified as strategic priorities.
- For reservation of sites that are identified as a priority in a planning tool such as a recovery plan, the whole site should be reserved wherever possible. This is because assessments of viability and management are implicit in identifying these sites, and a smaller area is less likely to be viable in the long-term.

3.2.3 Offset Mechanism

General mechanisms

- Offsets must be designed to meet conservation priorities or to address known threats for specific natural values. Flexibility will be incorporated into the appropriate offset mechanism/s to the extent that the offset principles are met.
- A package of individual offsets may be approved where this will achieve conservation outcomes that are consistent with this principle.
- In general terms, offsets can include:

- improved reservation of a site, such as through conservation covenants, transfer of land to the Crown for reservation, or formal management agreements;
- management actions that aim to benefit specific natural values at an existing site;
- restoration or revegetation of sites to provide a direct conservation benefit, such as the creation of foraging habitat for a threatened species or actions facilitating the recovery of areas with the potential to revegetate naturally; and
- where lack of knowledge is considered a threat to a specific natural value, or as part of an offset package, agreed actions to increase knowledge regarding that natural value may constitute an offset if the actions aim to increase protection or viability.

Reservation

- For offsets involving reservation, the size, condition, context and viability of the impacted site and the offset site should be compared. The assessment should consider the management requirements of the natural values involved and the expected outcomes of any management actions that form part of the offset.
- For threatened species and threatened native vegetation communities, the 'size' is the number of individuals in the population to be lost (or protected through an offset), or the area of habitat or native vegetation community that will be lost (or protected through an offset).
- Where reservation forms the major part of the offset, the offset site should protect natural values of a magnitude at least as large as that lost and maintain or improve the condition and/or context of the site.
- In general terms, offsets should last for the duration of the impact. Where reservation is required as part of an offset, and the proposal results in the loss of the natural values in perpetuity, which is usually the case for dam works, the offset must protect the site in perpetuity.

Restoration and revegetation

- Restoration and revegetation of complex ecosystems or threatened species populations through planting or translocation will generally need to be done in advance of the development to ensure success of these actions. There may be exceptions where a genuine conservation gain can be demonstrated and the level of risk is considered to be acceptable.
- Restoration or revegetation should include a performance-based measure.
- Where restoration or revegetation is used as an offset and there will be a significant time lag between the impacts of the proposal and the creation or improvement in condition of the site, the offsets should wherever possible include some actions with short-term results.

Management actions

- Where specific management actions are likely to be required to ensure the viability of an offset site in the long-term, the offset should include the necessary management actions.

- Where appropriate, adaptive management can be agreed, with monitoring used to review the required management actions at appropriate intervals.
- Management actions that form part of a dam works approval should require reporting at appropriate intervals. The nature, frequency and responsibility for management actions and reporting should be clearly specified in the dam works permit or other legal mechanism established as a condition of a dam works permit.
- Where a third party will be carrying out management actions as part of an offset, any required funding for management should be provided by the proponent up-front or at intervals by agreement, as part of the offset.

Knowledge-based actions

- Knowledge-based actions are appropriate for some threatened species, geodiversity and other natural values, where knowledge gaps are recognised as a conservation priority for those values.
- Knowledge-based actions should only be used in conjunction with other actions as offsets for vegetation communities.
- Actions for the purposes of increasing knowledge may include research that addresses conservation priorities for the natural values. Examples may include research that is identified as a priority in a recovery plan, or surveys to determine the likely extent of a value where there are significant knowledge gaps that lead to difficulties for the protection and management of that value.

Threatened species

- Where loss of threatened species populations is likely to be unavoidable and there are substantial residual impacts identified, the offset should, where possible, include outcomes for threatened species populations, rather than for potential habitat only.

Threatened communities

- Offsets for threatened native vegetation communities should be based on reservation and management of threatened native vegetation communities elsewhere. The offset may include some regeneration of adjacent areas to be protected within the reserved area where it is likely that a viable extension to the native vegetation community will result (e.g. fencing to exclude grazing). This aims to account for the loss of extent of the native vegetation community due to the proposal.

3.2.4 Relationship to other approvals and legal mechanisms

Legal mechanisms

- Offsets must be legally enforceable as a registered offset (in accordance with Division 8 of Part 8 of the Act) or another legal mechanism established as a condition of a dam works permit and should have outcomes that are certain.
- Offsets that form part of a dam works approval should be linked to a legally enforceable mechanism prior to the impacts on natural values commencing, such as through tenure,

management agreement or consent conditions. The approval should include a time frame for implementing the offset/s.

Previous approvals

- Where offset-like actions have been required under a regulatory process, these will not be considered as an offset for any future dam works proposal. However, additional offset actions may occur on the same site if it can be demonstrated that an environmental benefit would occur, such as active management of the area.
- If a subsequent dam development proposal will impact on an existing offset, the values that were protected under the offset may not be further impacted upon without additional offsetting. Additional offsets will need to adequately address the impacts of the current proposal and the impacts on the offset provided under the original proposal.

3.2.5 Information Requirements for Assessment of Dam Works Permit Applications

- The best available information shall be used in the assessment of the impacts of a proposal on natural values and the determination of appropriate offsets.
- Proposals should include adequate information on the natural values at the impacted site and at any proposed offset site.
- Proposals must clearly define the impacts that are being offset. Where the impacts on natural values cannot be fully described or quantified, a risk assessment should be undertaken.
- Proposals should specify the conservation requirements of the natural values (e.g. breeding and foraging habitat or management requirements for threatened species), to aid in determining appropriate offsets.
- Information derived through the application and assessment process that adds to the records of natural values on a site will form part of the assessment of the proposal. Provision of this new information is not considered to be an offset. However, other research may be used as an offset in some cases.
- If a proposal is modified and additional impacts will occur, the proposal should be reassessed.
- Relevant information may be provided as part of the application for a dam works permit or in response to a Notice issued by the Minister under section 149 of the *Water Management Act 1999*.

4. OFFSETS GUIDANCE FOR THE DAM ASSESSMENT PROCESS

4.1 REQUIREMENT FOR AN OFFSET

The following thresholds provide guidance on situations where offsets would normally be required for a particular dam works proposal that impacts on threatened native vegetation communities and/or threatened species. Each proposal will vary in terms of the type and scale of impacts, and the following thresholds are not intended to be an exhaustive list of all situations where an offset may be required.

Any proposal that would result in one or more of the following thresholds being triggered would normally require an offset that contributes to the conservation of the same threatened native vegetation community or a threatened species.

Offsets must be designed to address conservation priorities for the specific threatened species and/or communities involved.

The thresholds in bold text would normally require *formal reservation* as part of an offset package, unless it can be demonstrated that other types of offsets (such as active management or research) would deliver a better conservation outcome for that particular value. For the thresholds in normal text, other actions such as a management agreement for the offset area may be sufficient rather than formal reservation. This determination would be based on expert assessment and informed by tools such as Recovery Plans. The requirement for additional reservation as an offset is generally based on the type and scale of impact involved.

For threatened species, there are three categories of threat status – from highest to lowest these are *endangered*, *vulnerable* and *rare* species. Due to their higher threat status, certain impacts on *endangered* species will trigger the requirement for an offset where there is no corresponding requirement for an offset for *vulnerable* and *rare* species.

1. Clearance and conversion of an area greater than '1 hectare' of a threatened native vegetation community.
2. **Clearance and conversion of an area greater than '5 hectares' of a threatened native vegetation community.***
3. Clearance and conversion of a wetland that is listed in the CFEV database as of high or very high conservation management priority.
4. **Clearance and conversion of a wetland listed on the Directory of Important Wetlands in Australia.***
5. **Adversely impacts a geographically or otherwise distinct group for an endangered species.***
6. **Adversely impacts a location known to be important to the survival of an endangered species, including known nesting, breeding and foraging sites.***

7. Adversely impacts a geographically or otherwise distinct group of a rare or vulnerable species that is considered 'viable' at the site, and contributes to the viability for that species at a local, regional or State level.
8. **Adversely impacts more than '5 %' of the known State population (total number of individuals of the species capable of reproducing offspring) for a threatened species.***
9. Adversely impacts a known location for a threatened species that has '50 or fewer' known locations in the State.
10. **Adversely impacts more than '5 hectares' of known habitat for a threatened species where that habitat is not common or widespread.***
11. **Adversely impacts individuals of a threatened species within a reserved area on either public or private land. Note – management actions within the reserve system may be a more appropriate offset than additional reservation in some cases, such as where a small area or small number of individuals is affected.***
12. Adversely impacts an area that is declared as 'critical habitat' under Section 23 of the *Threatened Species Protection Act 1995*.
13. Adversely impacts a site that has been identified as important for a threatened species (e.g. in a planning tool such as a recovery plan).
14. Adversely impacts a site that is listed in a commitment that is binding on the Government, such as a bilateral, national or international agreement or planning tool arising from such an agreement (e.g. a Ramsar Wetland site).
15. Adversely impacts a site, which on the basis of the best available information, has been identified as important for a threatened species or native vegetation community (e.g. the largest known population of that species in the State).
16. Substantially reduces the ability of a threatened species to survive at a site after physical changes to the site characteristics or changes to management regimes (e.g. the creation of barriers to dispersal or alteration of drainage regimes), where the species would otherwise be considered viable at that site.

*Thresholds for which formal reservation of an offset would normally be required.

4.2 LIMITS TO USE OF OFFSETS

The following thresholds provide guidance on situations where, in the absence of a significant socioeconomic benefit at the regional or broad community scale, the impact of a proposal on natural values would normally be unacceptable, and the application for a dam works permit may be refused. Where the triggering of one or more of the following thresholds is determined from survey work at the proposed dam site, the dam proponent should contact the Department prior to undertaking further investigative work on the proposal.

Each proposal will vary in terms of the type and scale of impacts, and the following thresholds are not intended to be an exhaustive list of all such situations.

1. Clearance and conversion of more than '5 %' of the Statewide distribution of a threatened native vegetation community.
2. Clearance and conversion of an area equal to, or greater than, '15 hectares' of a threatened native vegetation community. Note - For vegetation communities that typically occur in much smaller or larger patch sizes than 15 hectares, a different area may be a more appropriate threshold.
3. Clearance and conversion of a native vegetation community that would cause it to qualify for a threatened status.
4. Adversely impacts more than '5 %' of the State population (total number of individuals of the species capable of reproducing offspring) or predicted population inferred from the number of locations, for an endangered species or more than '10 %' of the State population or predicted population inferred from the number of locations, for a rare or vulnerable species .
5. Adversely impacts more than '5 %' of the area of known habitat for an endangered species.
6. Adversely impacts more than '10 %' of the area of known habitat for a rare or vulnerable species.
7. Adversely impacts a reserved location of a species, where that species would otherwise be considered viable at that site, and that species has '5 or fewer' reserved locations within Tasmania's CAR reserve system, on public and/or private land.
8. Adversely impacts the majority or the entirety of an area that is declared as 'critical habitat' under Section 23 of the *Threatened Species Protection Act 1995*.
9. Adversely impacts a species in such a manner to qualify it for listing as a threatened species or a change in its conservation status to a more threatened status.
10. The loss of the majority or the entirety of an area, or the significant fragmentation of an area, which has been identified as important through a recognised Government process for a threatened species or vegetation community, for example by a planning tool such as a recovery plan).

- II. The loss of the majority or the entirety of an area, or the significant fragmentation of an area, which has been identified as an important population or site in a commitment that is binding on the Government, such as a bilateral, national or international agreement, a Ramsar wetland or planning tool arising from such an agreement.

Councils

SORELL COUNCIL**LOCAL HIGHWAYS BY-LAW****BY-LAW No.2 OF 2015**

BY-LAW MADE UNDER SECTION 145
OF THE *LOCAL GOVERNMENT ACT 1993*
FOR THE PURPOSE OF
REGULATING AND CONTROLLING CONDUCT ON HIGHWAYS IN
THE MUNICIPAL AREA OF THE SORELL COUNCIL.

PART 1**PRELIMINARY****Short Title**

1. This By-law may be cited as the *Sorell Local Highways By-law 2015*.

Repeal

2. By-law No. 48 (2) published in the *Tasmanian Government Gazette* on 12 May 1993 at page 486 is repealed.

Application

3. This By-law applies to the Municipal Area.

Interpretation

4. In this By-law, the following terms have the following meanings:-

“**Act**” means the *Local Government Act 1993* (Tas);

“**Authorised Officer**” means an employee of the Council authorised by the General Manager for the purposes of this By-law and includes the Engineer and the General Manager;

“**Council**” means the Sorell Council (ABN 12 690 767 695);

“**Engineer**” means the Council’s Municipal Engineer as appointed by Council or the General Manager from time to time;

“Footpath” means that part of a highway reservation so constructed as to facilitate the movement of pedestrians;

“General Manager” means the person holding the position of general manager of the Council as appointed by the Council from time to time pursuant to section 61 of the Act;

“Highway” means a *local highway* as that term is defined in s.4(1) of the Highways Act;

“Highways Act” means the *Local Government (Highways) Act 1982* (Tas);

“Municipal Area” means the area of land under the control of the Sorell Council and defined in accordance with section 16 of the *Local Government Act 1993* (Tas);

“Nature Strip” means all of that part of a Highway not constructed for the movement of Vehicles or pedestrians;

“Penalty Unit” – means a sum prescribed under the provisions of the *Penalty and Other Penalties Act 1987*;

“Permit” means a statement in writing, with or without conditions, issued by an Authorised Officer which permits the carrying out of an activity regulated by this By-law, applications for which are made in accordance with Part 3 of this By-law;

“Permit Holder” means a person, incorporated body or other entity to which a Permit has been granted;

“Schedule” means the schedule to this By-law;

“Vehicle” includes any description of vehicle designed to move or to be moved on one or more wheels or revolving runners, and any truck, barrow, or similar vehicle, but does not include a vehicle constructed or adapted for propulsion on rails only; and

“Vehicle Crossing” includes any structure that is used to support the passage of Vehicles.

Interpretation

5. In this By-law, unless the contrary intention is expressed:
- (a) reference to a ‘clause’ or a ‘Part’ is a reference to a clause of or a Part of this By-law;
 - (b) references to legislation includes any such legislation as may amended or replaced from time to time; and
 - (c) references to a ‘person’ include reference to companies, associations (both incorporated and unincorporated) and any other like entities.

PART 2

CROSSINGS, KERB AND GUTTER, FOOTPATHS AND NATURE STRIPS

General Responsibility

6. The owner of land is responsible for the costs associated with the construction, repair, maintenance and renewal of any Vehicle Crossing servicing that land. All Vehicle Crossings are to be constructed, repaired, maintained or renewed in a manner, and to the standard required by the Engineer.
7. The owner of land is responsible for any damage occasioned to any:
 - (a) Footpath;
 - (b) Vehicle Crossing;
 - (c) Council infrastructure or services located within any Vehicle Crossing; and
 - (d) Council infrastructure or services located within or above a Nature Strip,caused by any works carried out on the owner's land.
8. Where activities involving Vehicles are conducted on land with the consent or permission of the owner of that land, that land owner is responsible for any damage occasioned to any:
 - (a) Footpath;
 - (b) Vehicle Crossing;
 - (c) Council infrastructure or services located within any Vehicle Crossing; and
 - (d) Council infrastructure or services located within or above a Nature Strip,caused by such Vehicles.

Permit required for Vehicle Crossing

9. A person must not construct or alter a Vehicle Crossing without first obtaining a Permit to do so.

PENALTY: a fine not exceeding five (5) penalty units

10. In addition to the requirements of Part 3 of this By-law, an application for a Permit to construct or alter a Vehicle Crossing must include the following information:
 - (a) the location or proposed location (as applicable) of the Vehicle Crossing in relation to title boundaries and adjacent Highways; and
 - (b) the type, dimensions and specifications proposed for the Vehicle Crossing.
11. Unless otherwise agreed by the Engineer, an application for a Permit to construct or alter a Vehicle Crossing must be made before, or contemporaneously with, the making of an application for a building permit under the *Building Act 2000* (Tas).

Crossing at unauthorised place

12. Unless authorised to do so by the Engineer, a person must not drive any Vehicle over or on any Footpath, Nature Strip, gutter or kerb.

PENALTY: a fine not exceeding five (5) penalty units

13. Where a Vehicle Crossing exists, unless authorised to do so by the Engineer, a person must not drive any Vehicle between a Highway and any privately owned land except by using such Vehicle Crossing.

PENALTY: a fine not exceeding five (5) penalty units

Deposit Material on Highway, Footpath or Nature Strip

14. (a) A person must not deposit any mud, gravel, soil or other like material on or in a Highway, whether as a result of the use of any Vehicle or not.

PENALTY: a fine not exceeding five (5) penalty units

- (b) Other than for the purpose of a scheduled refuse or recycling collection by Council or its Contractor ('**Scheduled Collection**'), a person must not place rubbish, white goods, building materials or waste, commercial garbage bins, green waste, car wrecks, shipping containers or other disused items on a Highway, Footpath or Nature Strip unless that person has a permit to do so.

PENALTY: a fine not exceeding five (5) penalty units

- (c) A person must not place on or in a Highway, Footpath or Nature Strip for collection by Council any green waste or hard waste for a period exceeding 7 days prior to the next Scheduled Collection.

PENALTY: a fine not exceeding five (5) penalty units

Damage to Flora

15. A person must not wilfully, intentionally or recklessly destroy, cut, pluck, trim, remove or injure any tree, shrub, flower or other vegetation growing on or in a Highway nor instruct nor direct any other person to do same.

PENALTY: a fine not exceeding five (5) penalty units

Directions

16. (a) An Authorised Officer may direct, either orally or in writing, any person acting in breach of clauses 12, 13, 14 and/or 15 of this By-law to;
- (i) cease the offensive activity; and
 - (ii) in the case of clause 14, remove the relevant material from the relevant Highway, Footpath or Nature Strip.

Failure to Comply

- (b) A person must not fail to comply with a direction given by an Authorised Officer pursuant to sub-clause 16(a).

PENALTY: a fine not exceeding five (5) penalty units

PART 3**PERMITS****Applications for Permits**

17. All applications for Permits to conduct activities regulated by this By-law must be lodged with an Authorised Officer and be accompanied by the following information:
- (a) a statement in writing of the type and nature of the activity proposed to be undertaken by the applicant;
 - (b) a scaled drawing showing the location and extent of the proposed activity; and
 - (c) a safety management plan or a description of any necessary safety measures that are appropriate for the proposed activity.

Additional information

18. Upon receipt of an application for a Permit, an Authorised Officer may request such further or additional information as that Authorised Officer or

Council deems to be necessary in order to conduct a full and proper assessment of the application.

Matters taken into account

19. In deciding whether or not to grant a Permit, regard will be had to the following matters (as applicable):
- (a) the potential for damage to Council infrastructure or land;
 - (b) public nuisance, amenity and safety;
 - (c) public access in the area;
 - (d) the maintenance of peace and good order;
 - (e) the movement of traffic in an area;
 - (f) the nature, size, shape extent and location of any proposed road furniture;
 - (g) the availability of suitable parking for motor vehicles in the area;
 - (h) representations made by any police officer;
 - (i) disturbance of existing business or commercial activities; and
 - (j) any other matters that are relevant to the application.

Conditions of a Permit

20. A Permit issued under this By-law may be subject to such terms and conditions as an Authorised Officer or Council considers appropriate in all of the circumstances.

Compliance with terms and conditions

21. A Permit Holder must comply with the terms and conditions of their Permit.

PENALTY: a fine not exceeding ten (10) penalty units

Form of Permit

22. Every Permit issued under this By-law is to:
- (a) be in writing;
 - (b) bear the date on which it was granted;
 - (c) bear the name of the person or entity to which it is issued; and

- (d) include all terms and conditions imposed by an Authorised Officer or Council.

Duration of Permit

23. All Permits will, unless otherwise specified in the Permit:

- (a) commence on the date of issue; and
- (b) expire automatically at the conclusion of a specified period, or earlier if cancelled or suspended pursuant to clause 24.

Cancellation and suspension of Permits

24. The General Manager may suspend or cancel any Permit in the event that any term or condition of the relevant Permit is not complied with. In the event that the General Manager suspends or cancels a Permit, the General Manager must notify the Permit holder of the cancellation or suspension and provide written reasons for taking such action.
25. The cancellation or suspension of a Permit takes effect from the date of receipt of notice (oral or written) of suspension or termination (respectively) by the Permit Holder.
26. When a Permit is suspended in accordance with clause 24:
- (a) the activity authorised by the Permit cannot be carried out during the period of suspension; and
 - (b) the period of suspension will end upon the General Manager being satisfied that the suspension is no longer required and notifying the Permit Holder (orally or in writing) of same.
27. The General Manager may cancel a suspended Permit at any time during the period of suspension. In the event that the General Manager cancels a suspended Permit, the General Manager must notify the Permit holder of the cancellation and provide written reasons for taking such action.

Assignment of Permits

28. A Permit must not be assigned, novated or in any other way transferred to any other person except with the written consent of an Authorised Officer or Council.

PART 4

SECURITY

Requirement for bonds and deposits

29. The Engineer may require any person seeking to conduct any works regulated by this By-law to:
- (a) deposit a monetary bond with the Council;
 - (b) supply Council with a bank guarantee; or
 - (c) enter into a written bond with Council.
- (here referred to as the “**Security**”)
30. The Engineer may require Security with respect to:
- (a) the cost of any works to be carried out pursuant to a Permit;
 - (b) to remedy any damage that may occur to any:
 - i. Footpath;
 - ii. Vehicle Crossing;
 - iii. Council infrastructure or services located within any Vehicle Crossing; and
 - iv. Council infrastructure or services located within or above a Nature Strip,as a result of any works regulated by this By-law; or
 - (c) securing against any reasonable costs which the Council may incur as a result of any works regulated by this By-law.
31. The requirement to provide Security may be included as a condition of any Permit.
32. Without limitation, the following terms and conditions apply to Security required under this Part 4:
- (a) the Council may require the amount of any Security to be increased if in the reasonable opinion of the Council, the Council considers the amount of Security to be inadequate;
 - (b) where Security is given in the form of a bank guarantee, such guarantee must:
 - i. be expressed as being payable unconditionally on demand by Council without the permission of the grantor or any other person; and
 - ii. be provided by a bank approved by the Council or an Authorised Officer; and

- iii. the Security must be capable of being drawn against or utilised by the Council for such amounts the Council requires with respect to:
 - A. the reimbursement to the Council of any cost, expense, liability, damage or loss incurred by the Council arising out of or in relation to any failure or refusal by a person to whom this By-law applies to carry out, perform and fulfil any of that person's obligations under this By-law or a Permit to the satisfaction of the Council or an Authorised Officer or in accordance with the requirements of a Permit; and/or
 - B. payment to the Council of any amount due and owing to the Council that arises out of any condition of a Permit.

Release of Bonds and Deposits

- 33. Security (or the balance of same) will be released following final inspection and approval by the Engineer of the works to which the Security relates.

PART 5

MISCELLANEOUS

Commission of offence

34. Any person who contravenes or fails to comply with any provision of this By-law is guilty of an offence and liable on conviction to the penalty set out in the relevant part of this By-law.

Powers of Authorised Officers

35. For the purposes of this By-law, an Authorised Officer is authorised to:
- (a) remove any person from land owned by, or under the control of the Council whom they reasonably believe is offending against this By-law; and
 - (b) remove any thing which is on land owned by, or under the control of the Council without the approval of the Council.

Powers of Police Officers

36. For the purposes of this By-law, police officers are authorised to:
- (a) assist an Authorised Officer to carry out an action specified in clause 35;
 - (b) remove any person from land owned by, or under the control of the Council whom they reasonably believe is offending against this By-law;
 - (c) remove anything which is on land owned by, or under the control of the Council without the approval of the Council; and
 - (d) arrest a person who is on land owned by, or under the control of, the Council and whom the police officer reasonably believes is offending against this By-law.

Supply of name and address

37. If an Authorised Officer reasonably believes that a person is offending or has offended against a provision of this By-law, the Authorised Officer may request that the relevant person give the Authorised Officer the person's name and address. A person must not:
- (a) fail to comply with a request made by an Authorised Officer pursuant to this clause 37; or
 - (b) knowingly provide false information to an Authorised Officer in response to a request made pursuant to this clause 37.

PENALTY: a fine not exceeding five (5) penalty units

PART 6

RECTIFICATION NOTICE & COSTS RECOVERY

Rectification notices

38. An Authorised Officer may give notice to any person who has done anything in contravention of this By-law which is capable of being rectified by any work or thing, requiring that person to do the work or thing that the authorised officer considers is reasonably required to rectify the consequences of that contravention.
39. A notice given under clause 38:
- (a) is to be in writing, signed by an Authorised Officer;
 - (b) is to be given to the person who contravened this By-law;
 - (c) is to identify the relevant contravention of this By-law;
 - (d) is to state the work or thing to be done that is required to rectify the contravention;
 - (e) is to state the time by which the work or thing is to be completed;
 - (f) may state the time by which the work or thing is to be commenced or any timetable for the commencement or completion of any part of the work or thing to be done; and
 - (g) may require that the work or thing be done only by a person who has appropriate qualifications that are so required.

A person must not fail to comply with a notice given under clause 38:

PENALTY: a fine not exceeding ten (10) penalty units

40. The Council may perform, or arrange for the performance of, any work or other matter required by a notice given under clause 38 if such notice is not complied with within any timeframe stipulated in the notice, and where no timeframe is stipulated upon the expiration of a reasonable period of time.

Recovery of Council's expenses

41. All expenses reasonably incurred by the Council as a consequence of any failure to comply with, or any contravention of, this By-law are recoverable by the Council as a debt payable by the person whose act or omission constituted failure or contravention.
42. A debt accrued pursuant to clause 41 is recoverable by Council in a court of competent jurisdiction in addition to any penalty imposed in relation to a failure to comply with, or any contravention of, this By-law.

Removed articles

43. Council may retain any article removed from land by Council pursuant to a power contained in this By-law until such time as all fees, costs and charges pertaining to the removal, maintenance and storage of the article have been paid in full.

Dealing with removed articles

44. If a removed article is not claimed by the owner (or a person acting on the owner's behalf) within forty eight (48) hours following its removal pursuant to this By-law, the General Manger is to give notice in writing to the owner (if ascertainable) of the article containing the following particulars:
- (a) a description of the article;
 - (b) the location from which the article was removed;
 - (c) the date of removal;
 - (d) the location from which the article can be claimed;
 - (e) the fees, costs and charges payable in respect of the removal, maintenance and storage of the article; and
 - (f) that if the article is not claimed within fourteen (14) days of the issue of the notice that the article may be disposed of by Council.
45. If the owner of a removed article cannot be ascertained or found after making reasonable enquiries, and the General Manager is of the opinion that the value of the article is such that it warrants the costs of advertising, the General Manager is to publish on at least one (1) occasion a notice containing the particulars specified in clause 44 in a local newspaper circulating within the Municipal Area.

Disposal of unclaimed articles

46. Council may dispose of any removed article if:
- (a) the article is not claimed within fourteen (14) days of the issue of the notice referred to in clause 45; or
 - (b) the fees, costs and charges payable in respect of the removal and storage of the article have not been paid within fourteen (14) days of the issue of the notice referred to in clause 45; or
 - (c) where the owner is not ascertainable and has not come forward in response to the public advertisement, fourteen (14) have elapsed from the date of the publication of the public advertisement in accordance with clause 45.
47. A removed article may be disposed of under clause 46:

- (a) by tender or public auction following notification in a local newspaper circulating within the Municipal Area; or
 - (b) in such manner as the General Manager sees fit if:
 - (i) no tender is received or no bids are made at a public auction; or
 - (ii) the General Manager is of the opinion (reasonably held) that the article is of such low value that it does not warrant the costs of a tender or public auction.
48. If a removed article is disposed of under clause 46, the General Manager must notify the owner of the article as soon as practicable if the owner can be ascertained or found after making reasonable enquiries. If the owner of the article so requests, then the proceeds obtained from the disposal of the article must be paid to the owner, less any fees that are due to Council, advertising costs, and any other costs incurred by the Council in the removal, storage, maintenance and disposal of the article.

PART 7

INFRINGEMENT NOTICES

49. In this Part 7, the term “**Specified Offence**” means an offence against the clause of this By-law specified in Column 1 of the Schedule.
50. An Authorised Officer may:
- (a) issue an infringement notice to any person that the Authorised Officer has reason to believe is guilty of a Specified Offence;
 - (b) issue one (1) infringement notice in respect of more than one, but not more than four (4), Specified Offences; and
 - (c) impose a monetary penalty for the Specified Offence in respect of which the infringement notice is issued.
51. The penalties specified in Column 3 of the Schedule opposite each Specified Offence are the penalties payable under an infringement notice issued in respect of Specified Offences.
52. Payment of an infringement notice issued must be made to the General Manager within twenty eight (28) days of the issue of the infringement notice to avoid the infringement notice being referred to the Director, Monetary Penalties Enforcement Service.
53. In addition to any other method of service, an infringement notice alleging that a Vehicle has been used in relation to a Specified Offence may be duly served by securely affixing the infringement notice to that Vehicle.
54. The *Monetary Penalties Enforcement Act 2005* (Tas) applies to all infringement notices issued pursuant to this By-law.
55. All monies payable to the Council under this By-law are a debt due to the Council and recoverable at law in a court of competent jurisdiction.

SCHEDULE

INFRINGEMENT NOTICE OFFENCES

Column 1	Column 2	Column 3
CLAUSE	GENERAL DESCRIPTION OF OFFENCE	PENALTY UNITS
9	Constructing Vehicle Crossing without Permit	1.5
12	Crossing at unauthorised place	1.5
13	Requirement to use Vehicle Crossing	1.5
14(a) 14(b) 14(c)	Depositing material on Highways	0.5
15	Damage to flora within Highways	0.5
16(b)	Failure to comply with direction	0.5
21	Failure to comply with Permit	0.5
37	Failure to give name/providing false information	0.5
39	Failure to comply with rectification notice	0.5

Certified as being in accordance with the law by:

John Kirkwood, Abetz Curtis, Australian Legal Practitioner

Dated this 18th day of December, 2015 at Hobart in Tasmania.

Certified as being made in accordance with the *Local Government Act 1993*:

.....
General Manager

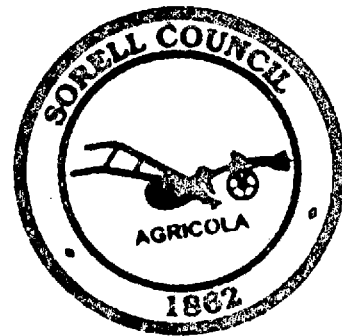
Dated this 22nd day of DECEMBER, 2015 at Hobart in Tasmania

The Common Seal of the Sorell Council was hereunto affixed in the presence of:

.....) Mayor.

.....) Deputy Mayor.

.....) General Manager



Confirmed by me this _____ day of _____, 2015 at Hobart.

The Honourable Peter Gutwein
Minister for Local Government

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