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Plant Health and Plant Products Act 1995

ORDER DECLARING A RESTRICTED AREA AT KATUNGA FOR THE CONTROL OF QUEENSLAND FRUIT FLY

I, Bob Cameron, Minister for Agriculture, under sections 20 and 22 of the **Plant Health and Plant Products Act 1995** make the following Order declaring a restricted area at Katunga for the control of Queensland Fruit Fly and specifying the prohibitions, restrictions and requirements which are to operate in the restricted area.

Dated 11 June 2004

BOB CAMERON MP

Minister for Agriculture

1. *Objectives*

The objectives of this Order are to declare a restricted area for the control of Queensland fruit fly at Katunga and to specify the prohibitions, restrictions and requirements which are to operate in the restricted area.

2. *Authorising provisions*

This Order is made under sections 20 and 22 of the Plant Health and Plant Products Act 1995.

3. *Definitions*

In this Order –

- (a) “**Act**” means the **Plant Health and Plant Products Act 1995**; and
- (b) “**Queensland fruit fly**” means the exotic pest *Bactrocera tryoni* (Froggart); and
- (c) “**Regulations**” mean the Plant Health and Plant Products Regulations 1996.

4. *Restricted area for the control of Queensland fruit fly*

The restricted area for the control of Queensland fruit fly is declared to be the areas described in Schedules 1 and 2.

5. *Prohibitions, restrictions and requirements*

- (1) The removal from the restricted area into any part of Victoria of any fruit or vegetable listed as a host of Queensland fruit fly in Schedule 5 of the Regulations is prohibited unless:
 - (a) the fruit or vegetable is accompanied by a Plant Health Declaration or Assurance Certificate; and
 - (b) in the case of fruit for treatment, packing or processing outside the restricted area, is accompanied by a permit issued by an inspector under section 21 of the Act.
- (2) The owners and occupiers of land described in Schedule 2 must give access to such land at all times to an inspector, after 24 hours notice is given to the occupier or if the occupier consents to the entry, for the purpose of inspection, placing on such land any lures or traps, applying on such land any spray material or bait and performing any other actions in accordance with section 52 of the Act which in the opinion of the authorised officer are necessary for the eradication or prevention or spread of the pest.
- (3) The owners and occupiers of land described in Schedule 2, on instructions from an inspector, must strip fruit from trees, collect and dispose of waste fruit, or treat fruit and vegetables listed as hosts of Queensland fruit fly in Schedule 5 of the Regulations in a manner approved by the Secretary.

SPECIAL

- (4) Any fruit or vegetable listed as a host of Queensland fruit fly in Schedule 5 of the Regulations which is transported through the restricted area, from areas free of Queensland fruit fly, must be transported in accordance with the conditions of a permit issued by an inspector under section 21 of the Act.

SCHEDULE 1

From the intersection of the Murray Valley Highway and the Benalla–Tocumwal Road in a south-easterly direction to the intersection of the Benalla–Tocumwal Road and Parnell Road, then in a westerly direction to the intersection of Parnell Road and McPherson Road, then in a southerly direction to the intersection of McPherson Road and Cargeeg Road, then in a south westerly direction to the intersection of Cargeeg Road and Drumanmanure Road, then in a westerly direction to the intersection of Drumanmure Road and Labuam Road, then in a southerly direction to the intersection of Labuam Road and Invergordon Road, then in a westerly direction to the intersection of Invergordon Road and Kellys Road, then in a northerly direction to the intersection of Kellys Road and Purdies Road, then in a westerly direction to the intersection of Purdies Road and Central Mundoona Road, then in a northerly direction to the intersection of Central Mundoona Road and Walshs Bridge Road, then in a westerly direction to the intersection of Walshs Bridge Road and Waaia–Bearii Road, then in a northerly direction to the intersection of Waaia–Bearii Road and Ryans Road, then in an easterly direction to the intersection of Ryans Road and Boals Road, then in a northerly direction to the intersection of Boals Road and the Murray Valley Highway, then in an easterly direction to the intersection of the Murray Valley Highway and Boothroyds Road, then in a northerly direction to the intersection of Boothroyds Road and Bearii East Road, then in an easterly direction to the intersection of Bearii East Road and Kenny Road, then in a southerly direction to the intersection of Kenny Road and Hill Road, then in an easterly direction to the intersection of Hill Road and the Benalla–Tocumwal Road, then in a south easterly direction to the intersection of the Benalla–Tocumwal Road and the Murray Valley Highway.

SCHEDULE 2

The area of land within a radius of one and a half kilometres of the affected property at – 36°.018.987 Northing, 145°.472.972 Easting.

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