



# Victoria Government Gazette

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## Plant Health and Plant Products Act 1995

### ORDER DECLARING A RESTRICTED AREA AT SWAN HILL 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 for the control of Queensland Fruit Fly and specifying the prohibitions, restrictions and requirements which are to operate in the restricted area.

Dated 2 February 2005

BOB CAMERON  
Minister for Agriculture

1. **Objective**

The objective of this Order is to declare a restricted area for the control of Queensland Fruit Fly at Swan Hill 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. **Definition**

In this Order—

“Act” means the **Plant Health and Plant Products Act 1995**; and

“Queensland Fruit Fly” means the exotic pest *Bactrocera tryoni* (Froggart); and

“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 the fruit or vegetable is accompanied by a Plant Health Certificate, Plant Health Assurance Certificate or Plant Health Declaration, and 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.
- (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

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Queensland Fruit Fly, must be transported in accordance with the conditions of a permit issued by an inspector under section 21 of the Act.

- (5) A person responsible for importing, introducing or bringing any fruit or vegetable listed as a host of Queensland Fruit Fly in Schedule 5 of the Regulations into any part of Victoria from the restricted area is required to present the material for inspection, examination or treatment and the accompanying plant health certificate, assurance certificate, or plant health declaration for inspection and examination at the Plant Standards Centre at the Melbourne Wholesale Fruit and Vegetable Market or a place nominated by an inspector.

#### **Schedule 1**

The area of land bounded by a line commencing in the Shire of Mildura, Victoria, where Donald-Swan Hill Road intersects with Woorinen-Goschen Road, then in a northerly direction along Woorinen-Goschen Road to the intersection of Woorinen-Goschen Road and Bulga Road, then in an westerly direction along Bulga Road to the intersection of Bulga Road and Currie Road, then in a straight line in a north easterly direction to the intersection of Chillingollah Road and Monash Drive, then in a northerly direction along Monash Drive to the intersection of Monash Drive and Gammon Road, then in a northerly direction along Gammon Road to the intersection of Gammon Road and School Road, then in an easterly direction along School Road to the intersection of School Road and Murray Valley Highway, then in a north westerly direction Murray Valley Highway to the intersection of Murray Valley Highway and Oswin Road, then in a northerly direction along Oswin Road to Burton Road, then in an easterly direction along Burton Road to the intersection of Burton Road and Speewa Punt Road, then in a northerly direction along Speewa Punt Road to the intersection of Speewa Punt Road and Horsburgh Road, then in a northerly direction along Horsburgh Road to the Murray River, then in a south easterly direction along the Murray River to Caelli Lane, then in a southerly direction along Caelli Lane to the intersection of Caelli Lane and Pental Island Road, then in a southerly direction in a straight line to the intersection of Tripcony Road and Fish Point Road, then in a south westerly direction along Fish Point Road to the intersection of Fish Point Road and Murray Valley Highway, then in a north westerly direction along Murray Valley Highway to the intersection of Murray Valley Highway and Bael Bael Road, then in a southerly direction along Bael Bael Road to the intersection of Bael Bael Road and Garners Road, then in a straight line in a north westerly direction to the intersection of Cumnock Road and Winery Road, then in a southerly direction along Cumnock Road to the intersection of Cumnock Road and Tresco West Road, then in a westerly direction along Tresco West Road to the intersection of Tresco West Road and Wilson Road, then in a straight line in a north westerly direction to the intersection of Lalber Road and McCubbin Road, then in a westerly direction along McCubbin Road, which then becomes Martin Road to the intersection of Martin Road and Jam Pot Road, then in a northerly direction along JamPot Road to the intersection of Jam Pot Road and Ultima-Lake Boga Road, then in a westerly direction along Ultima-Lake Boga Road to the point of commencement.

#### **Schedule 2**

The area of land within a radius of one and a half kilometres of the affected property at 35° 21' .505" South, 143° 33' .121" East.

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