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Plant Health and Plant Products Act 1995

ORDER DECLARING A RESTRICTED AREA NEAR RUTHERGLEN 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 2006

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 Lilliput, near Rutherglen, 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* (Froggatt); 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 area described in Schedule 1.

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, 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 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 instruction 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.
- (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 a place prescribed in the Regulations or a place nominated by an inspector.

Schedule 1

The area of land bounded by a line commencing where the Hume Freeway intersects Boland Road, then in a westerly direction along Boland Road to the intersection of Boland Road and Hughes Road, then in a northerly direction along Hughes Road to the intersection of Hughes Road and Robbins Road, then in a westerly direction along Robbins Road to the intersection of Robbins Road and Federation Way, then in a northerly direction along Federation Way to the intersection of Federation Way and McKenzie Road, then in a westerly direction along McKenzie Road to the intersection of McKenzie Road and Lewis Road, then in a northerly direction along Lewis Road to the intersection of Lewis Road and McMahons Road, then in a westerly direction along McMahons Road to the intersection of McMahons Road and Foster Road, then in a northerly direction along Foster Road, which becomes Thomas Road, to the intersection of Thomas Road and Clohesseys Road, then in a westerly direction along Clohesseys Road to the intersection of Clohesseys Road and Escort Bridge Road, then in a northerly direction along Escort Bridge Road to the intersection of Escort Bridge Road and the Murray Valley Highway, then in a straight line in a north-easterly direction to the intersection of O'Donoghues Road and Distillery Road, then in a northerly direction along Distillery Road to the intersection of Distillery Road and Kilborn Road, then in an easterly direction along Kilborn Road to the intersection of Kilborn Road and Rutherglen–Wahgunyah Road, then in a northerly direction along Rutherglen–Wahgunyah Road to the intersection of Rutherglen–Wahgunyah Road and All Saints Road, then in a northerly direction along All Saints Road to the intersection of All Saints Road and O'Keefes Road, then in an easterly direction along O'Keefes Road to the intersection of O'Keefes Road and Granthams Road, then in a northerly direction along Granthams Road to the intersection of Granthams Road and Up River Road then in an easterly direction along Up River Road to the intersection of Up River Road and Shaws Flat Road then in a southerly direction along Shaws Flat Road to the intersection of Shaws Flat Road and Eggleston Road, then in an easterly direction along Eggleston Road to the intersection of Eggleston Road and Police Paddocks Road, then in a southerly direction along Police Paddocks Road to the intersection of Police Paddocks Road and the Murray Valley Highway then in an easterly direction along the Murray Valley Highway to the intersection of the Murray Valley Highway and Indigo–Gooramadda Road then in a southerly direction along Indigo–Gooramadda Road, which becomes Shelleys Road to the intersection of Shelleys Road and Indigo Post Office Road, then in a westerly direction along Indigo Post Office Road to the intersection of Indigo Post Office Road and Mt Pleasant Road, then in a south-easterly direction along Mt Pleasant Road to the intersection of Mt Pleasant Road and Curtain Track, then in a straight line in a southerly direction to the intersection of Barambogie Road and Water Trust Road, then in a south-westerly direction along Water Trust Road to the intersection of Water Trust Road and West Triangle Road, then in a south-westerly direction along West Triangle Road to the intersection of West Triangle Road and Cluggs Road, then in a westerly direction along Cluggs Road to the intersection of Cluggs Road and Campbell Road, then in a straight line in a westerly direction to the point of commencement.

Schedule 2

The area of land in Victoria within a radius of one and a half kilometres of the property at 36.12988° South, 146.46838° East.

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