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Plant Health and Plant Products Act 1995

ORDER DECLARING A RESTRICTED AREA AT BARNAWARTHA 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 6 June 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 Barnawartha, 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

“Queensland fruit fly host material” means any fruit or vegetable listed as a host of Queensland fruit fly in Schedule 5 of 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) This order does not apply to Queensland fruit fly host material grown within the restricted area if accompanied by —
 - (a) an assurance certificate issued by a person who is accredited by the Department of Primary Industries; or
 - (b) a plant health certificate issued by an authorised inspector — certifying that the Queensland fruit fly host material has been treated in a manner approved by the Manager Plant Standards.
- (2) The removal from the restricted area into any part of Victoria of any Queensland fruit fly host material is prohibited.
- (3) 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 inspector are necessary for the eradication or prevention or spread of the pest.

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- (4) The owners and occupiers of land described in Schedule 2, on instruction from an inspector, must strip Queensland Fruit Fly host materials from plants, collect and dispose of waste material, or treat the material in a manner approved by the Manager Plant Standards.

Schedule 1

The area of land bounded by a line commencing at the intersection of the Murray River and McFarlands Road, then in a southerly direction along McFarlands Road to the intersection of McFarlands Road and Old Barnawartha Road, then in a straight line in a southerly direction to the intersection of Plunkets Road and Probyns Road, then in a southerly direction along Probyns Road to the intersection of Probyns Road and Coyles Road, then in a straight line in a southerly direction to the intersection of Felltimber Creek Road and McGaffins Road, then in a straight line in a south-westerly direction to the intersection of Gilberts Road and Huon Creek Road, then in a straight line in a south-westerly direction to the intersection of Spring Gully Road and Brewers Road, then in a straight line in a south-westerly direction to the intersection of Indigo Creek Road and Watchbox Road, then in a south-westerly direction along Watchbox Road to the intersection of Watchbox Road and Black Dog Creek Road, then in a straight line in a westerly direction to the intersection of Cheesley Gate Road and Little Pilot Track, then in a generally westerly direction along Little Pilot Track, which becomes Deep Creek Road, to the intersection of Deep Creek Road and Pine Gap Road, then in a straight line in a westerly direction to the intersection of Beechworth–Chiltern Road and Pine Road, then in a south-westerly direction along Pine Road to the intersection of Pine Road and Settlers Road, then in a north-westerly direction along Settlers Road to the intersection of Settlers Road and Barambogie Road, then in a south-westerly direction along Barambogie Road to the intersection of Barambogie Road and Water Trust Road, then in a straight line in a north-westerly direction to the intersection of Gilmours Road and Gayfor Road, then in a straight line in a north-westerly direction to the intersection of Back Springhurst Road and Taylors Lane, then in a generally northerly direction along Taylors Lane, which becomes Holloways Lane, to the intersection of Holloways Lane and Chiltern Valley Road, then in a northerly direction along Chiltern Valley Road to the intersection of Chiltern Valley Road and Stillards Road, then in a northerly direction along Stillards Road to the intersection of Stillards Road and Cornishtown Road, then in an easterly direction along Cornishtown Road to the intersection of Cornishtown Road and Green Lane, then in a northerly direction along Green Lane to the intersection of Green Lane and Murray Valley Highway, then in an easterly direction along Murray Valley Highway to the intersection of Murray Valley Highway and Cullens Lane, then in a northerly direction along Cullens Lane and Mt Ochtertyre Road, then in an easterly direction along Mt Ochtertyre Road to the intersection of Mt Ochtertyre Road and Keogh Lane, then in a northerly direction along Keogh Lane to the intersection of Keogh Lane and Gooramadda Road, then in a generally easterly direction along Gooramadda Road to the intersection of Gooramadda Road and Chiltern–Howlong Road, then in a northerly direction along Chiltern–Howlong Road to the intersection of Chiltern–Howlong Road and the Murray River, then in a south-easterly direction along the Murray River to the point of commencement.

Schedule 2

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentre at 146.66690° East, 36.09068° South.

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