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## Safety on Public Land Act 2004

### DECLARATION OF PUBLIC SAFETY ZONES

I, Janine Haddow, Executive Director of Land and Natural Resources, as delegate of the Secretary of the Department of Sustainability and Environment, make the following declaration of public safety zones under section 4(1) of the **Safety on Public Land Act 2004**.

#### Areas:

1. The area of State forest contained within the location coordinates in the Schedule to this Declaration is declared to be a public safety zone.
2. The extent of the public safety zone is described by the minimum planimetric extent using a North South orientated rectangle that encloses the area bound by:
  - (a) the south-west limit described by the first two metric co-ordinates (Easting and Northing); and
  - (b) the north-east limit described by the next two metric coordinates (Easting and Northing).
3. The public safety zone is limited to all areas that contain State forest within an area identified by the coordinates in the Schedule.
4. The coordinates in Column 1 are provided in Map Grid of Australia (MGA) Universal Transverse Mercator (UTM) Zone number 55. These use the Geodetic Reference System 1980 (GRS80) spheroid.

#### Purpose:

5. The purpose for which the areas have been declared public safety zones is for the purpose of timber harvesting operations and the maintenance of public safety.

#### Period of the declaration:

6. The period for which these areas are public safety zones is the period from the date of gazettal of this declaration to 30 June 2007 inclusive.

#### Activities permitted, prohibited or restricted:

7. Within a public safety zone a person shall not undertake any activity that interferes with the activities of a person to whom an exemption under this Declaration or section 9 of the **Safety on Public Land Act 2004** applies.

#### Periods when access is restricted/prohibited:

8. Subject to clause 7 and 10 of this declaration, access to the public safety zones is prohibited at all times.

#### Further restrictions or conditions (if any):

9. There are no further restrictions or conditions applying to the public safety zones.

#### Exempt persons or classes of person:

10. Pursuant to section 5(2) of the **Safety on Public Land Act 2004** the following persons or classes of person are exempted from the operation of this public safety zone declaration:
  - a) Persons undertaking timber harvesting operations which are authorised operations within the meaning of section 45 of the **Sustainable Forests (Timber) Act 2004** including:
    - (i) VicForests and its employees, agents and contractors;
    - (ii) persons who have an agreement with VicForests to harvest or sell timber resources and their employees, agents and contractors;
    - (iii) holders of licences or permits under section 52 of the **Forests Act 1958** and their employees, agents and contractors.
  - b) Persons undertaking timber harvesting operations in accordance with an approved Plan of Utilization as defined in the **Forests (Wood Pulp Agreement) Act 1996**.

**SPECIAL**

- c) Holders of licences or permits under section 52 of the **Forests Act 1958** granted by the Secretary to thin, cut and remove timber, to cut forest produce specified in the licence, to dig forest produce specified in the licence or to take away forest produce specified in the licence and their employees, agents and contractors.
- d) Holders of Bee Farm licences, Bee Range area Licences, Apiary Occupation Rights under Subdivision 2 of Division 9, of Part 1 of the **Land Act 1958**, granted by the Minister on Crown Land.
- d) Employees, agents and contractors of the Department of Sustainability and Environment engaged in carrying out their functions.
- e) Employees, agents and contractors of the Country Fire Authority, WorkSafe, Environment Protection Authority and the State Emergency Services engaged in carrying out their functions.
- f) Members of the police force of Victoria engaged in carrying out their functions.
- g) Persons appointed as environmental auditors under the **Environment Protection Act 1970** and their agents in carrying out their functions as forestry auditors.
- h) Persons who have been selected by the Environment Protection Authority to act as audit observers and who are participating in this activity exclusively. Audit observers must be in the company of an EPA employee or an environmental auditor appointed under the **Environment Protection Act 1970** and their agents in carrying out their functions as forestry auditors.
- i) Holders of leases, licences, permits or other authorities (and associated employees, agents and contractors) under the **Mineral Resources Development Act 1990**, **Extractive Industries Development Act 1995** and **Petroleum Act 1998**, other than holders of miners' rights and tourist fossicking authorities under the **Mineral Resources Development Act 1990**, whilst undertaking works associated with that lease, licence, permit or authority in the areas covered by the declaration provided that:
- (i) those works do not interfere with or hinder timber harvesting operations;
  - (ii) those classes of person have made prior arrangements with the forest manager to be in the area for the purpose of undertaking those works;
  - (iii) those classes of person abide by the Occupational, Health & Safety requirements established by the Department of Sustainability and Environment, VicForests or the contractor in charge of the site.

Dated 25 January 2007

JANINE HADDOW  
Executive Director  
Land and Natural Resources  
as delegate of the Secretary of the  
Department of Sustainability and Environment

Notes:

1. A map showing the public safety zone is held at the Department of Sustainability and Environment (DSE) Regional Offices at Benalla, Traralgon and Bairnsdale. The map is also available at the following web site: <http://www.dse.vic.gov.au>.
2. In addition to the above persons or classes of person exempted under section 5(2), section 9 of the **Safety on Public Land Act 2004** provides that a public safety zone declaration does not apply to the following:
  - the Secretary;
  - an authorised officer;
  - a utility engaged in the carrying out of its functions in a State forest;
  - a transport authority engaged in the carrying out of its functions in a State forest;
  - a person or class of person authorised under section 10 to be in the public safety zone.

**Schedule: Public Safety Zones**

Extent of Zone				Forest Management Area	District	Description	MGA zone
446575	5900360	447855	5901004	Benalla–Mansfield	Mansfield	399-503-0004	55
374964	5874465	376207	5875475	Central	Alexandra	282-502-0002	55
405703	5861078	406579	5862139	Central	Alexandra	288-517-0004	55
406191	5861058	406994	5862318	Central	Alexandra	289-521-0001	55
383424	5834975	384329	5835880	Central	Marysville	309-008-0008	55
396225	5846261	397230	5847218	Central	Marysville	311-522-0009	55
396447	5846106	397105	5846601	Central	Marysville	311-522-0009	55
398379	5846904	399214	5848244	Central	Marysville	311-524-0005	55
423722	5835371	425613	5836896	Central	Marysville	320-503-0006	55
425069	5835309	426434	5836781	Central	Marysville	320-503-0007	55
424216	5835396	425136	5837214	Central	Marysville	320-503-0012	55
425522	5835626	426093	5836676	Central	Marysville	320-503-0013	55
366010	5849114	366787	5850060	Central	Toolangi	297-819-0005	55
368382	5851190	369153	5852466	Central	Toolangi	298-857-0006	55
377868	5846593	379454	5848274	Central	Toolangi	307-002-0024	55
436446	5818707	437258	5819558	Central Gippsland	Erica	480-504-0002	55
442246	5814688	442925	5815288	Central Gippsland	Erica	481-502-0007	55
433162	5805287	434054	5806590	Central Gippsland	Erica	483-502-0015	55
435634	5805211	436525	5805803	Central Gippsland	Erica	483-503-0025	55
432159	5805383	433650	5806200	Central Gippsland	Erica	484-501-0022	55
432270	5804789	433483	5805745	Central Gippsland	Erica	484-501-0023	55
435696	5798085	437035	5799274	Central Gippsland	Erica	486-502-0001	55
435700	5797196	437000	5798475	Central Gippsland	Erica	486-502-0013	55

Extent of Zone				Forest Management Area	District	Description	MGA zone
446933	5786367	447976	5786948	Central Gippsland	Erica	490-502-0002	55
448647	5786613	449678	5787556	Central Gippsland	Erica	490-502-0003	55
448842	5788304	449657	5789009	Central Gippsland	Erica	490-502-0007	55
446964	5786039	448266	5786817	Central Gippsland	Erica	490-503-0001	55
449077	5787345	450923	5788802	Central Gippsland	Erica	490-510-0012	55
454241	5832667	454749	5833946	Central Gippsland	Heyfield	494-502-0002	55
454356	5832818	455633	5833991	Central Gippsland	Heyfield	494-502-0004	55
459638	5820484	460343	5821777	Central Gippsland	Heyfield	495-506-0001	55
450119	5848604	450826	5849341	Central Gippsland	Heyfield	520-503-0006	55
449166	5836391	450024	5837728	Central Gippsland	Heyfield	523-501-0009	55
455156	5841422	455937	5842362	Central Gippsland	Heyfield	524-501-0013	55
500071	5826536	501312	5828682	Central Gippsland	Heyfield	543-517-0003	55
430560	5829522	431407	5829886	Central Gippsland	Noojee	457-508-0000_01	55
431206	5829706	431819	5830069	Central Gippsland	Noojee	457-508-0000_02	55
431800	5829853	432197	5830606	Central Gippsland	Noojee	457-508-0000_03	55
431895	5830273	432773	5830684	Central Gippsland	Noojee	457-508-0000_04	55
432456	5830384	432991	5830933	Central Gippsland	Noojee	457-508-0000_05	55
432977	5830186	433605	5830707	Central Gippsland	Noojee	457-508-0000_06	55
433304	5830183	434218	5830553	Central Gippsland	Noojee	457-508-0000_07	55

Extent of Zone				Forest Management Area	District	Description	MGA zone
433905	5830098	434533	5830500	Central Gippsland	Noojee	457-508-0000_08	55
427232	5801567	427596	5802111	Central Gippsland	Noojee	460-506-0100_01	55
427227	5802094	427759	5802494	Central Gippsland	Noojee	460-506-0100_02	55
427468	5802423	427999	5802896	Central Gippsland	Noojee	460-506-0100_03	55
427691	5802581	428255	5803204	Central Gippsland	Noojee	460-506-0100_04	55
428157	5803022	429214	5803460	Central Gippsland	Noojee	460-506-0100_05	55
428917	5803366	429307	5803844	Central Gippsland	Noojee	460-506-0100_06	55
404979	5810365	406048	5811234	Central Gippsland	Noojee	463-504-0004	55
405625	5810576	406140	5811423	Central Gippsland	Noojee	463-504-0004	55
419247	5802774	419912	5803396	Central Gippsland	Noojee	467-502-0006	55
418695	5801525	420141	5803704	Central Gippsland	Noojee	467-502-0006	55
399198	5816148	400125	5817219	Dandenong	Dandenong	344-510-0001	55
397196	5816737	398245	5817833	Dandenong	Dandenong	344-511-0002	55
401724	5817517	402444	5818525	Dandenong	Dandenong	344-515-0003	55
402752	5813623	403606	5814689	Dandenong	Dandenong	344-553-0004	55
401402	5814027	402247	5815186	Dandenong	Dandenong	344-554-0005	55
401139	5813403	402020	5814340	Dandenong	Dandenong	344-554-0006	55
658117	5874837	659351	5875932	East Gippsland	Bendoc	840-501-0009	55
661875	5869742	662520	5870521	East Gippsland	Bendoc	890-503-0009	55
662008	5869983	663148	5872114	East Gippsland	Bendoc	890-503-0013	55
662644	5871104	663414	5871845	East Gippsland	Bendoc	890-503-0014	55

Extent of Zone				Forest Management Area	District	Description	MGA zone
662527	5870142	663440	5871469	East Gippsland	Bendoc	890-503-0015	55
661921	5869696	662941	5871142	East Gippsland	Bendoc	890-503-0017	55
661494	5869775	662371	5871430	East Gippsland	Bendoc	890-504-0010	55
660972	5871215	662000	5872475	East Gippsland	Bendoc	890-504-0012	55
661556	5871995	662247	5873051	East Gippsland	Bendoc	890-504-0014	55
661556	5871992	662199	5873044	East Gippsland	Bendoc	890-504-0014	55
666154	5875990	667319	5877033	East Gippsland	Bendoc	890-507-0005	55
644423	5875198	645587	5876206	East Gippsland	Bendoc	891-513-0006	55
648605	5876041	649988	5876911	East Gippsland	Bendoc	891-514-0013	55
645473	5876613	646418	5877801	East Gippsland	Bendoc	891-514-0015	55
651875	5877060	652823	5878085	East Gippsland	Bendoc	891-515-0002	55
650434	5875904	651686	5876784	East Gippsland	Bendoc	891-515-0004	55
651315	5877690	652829	5878518	East Gippsland	Bendoc	891-515-0009	55
653042	5877389	653974	5878713	East Gippsland	Bendoc	891-516-0003	55
653600	5876209	654611	5877493	East Gippsland	Bendoc	891-516-0004	55
653737	5877535	654972	5878903	East Gippsland	Bendoc	891-516-0009	55
652504	5878215	653621	5879593	East Gippsland	Bendoc	891-516-0011	55
654115	5876947	655567	5877367	East Gippsland	Bendoc	891-516-0015_01	55
655404	5876552	655843	5877072	East Gippsland	Bendoc	891-516-0015_02	55

Extent of Zone				Forest Management Area	District	Description	MGA zone
655529	5876429	656032	5876872	East Gippsland	Bendoc	891-516-0015_03	55
653622	5877588	653977	5878215	East Gippsland	Bendoc	891-516-0026_01	55
653652	5877912	654114	5878436	East Gippsland	Bendoc	891-516-0026_02	55
653942	5878290	654295	5878986	East Gippsland	Bendoc	891-516-0026_03	55
654113	5878875	654496	5879714	East Gippsland	Bendoc	891-516-0026_04	55
653958	5879592	654325	5880225	East Gippsland	Bendoc	891-516-0026_05	55
653696	5880109	654128	5880653	East Gippsland	Bendoc	891-516-0026_06	55
666795	5880333	667827	5881215	East Gippsland	Bendoc	892-503-0006	55
666735	5880371	667569	5881788	East Gippsland	Bendoc	892-503-0007	55
667582	5879286	668467	5880635	East Gippsland	Bendoc	892-505-0004	55
674466	5882933	675525	5883978	East Gippsland	Bendoc	892-517-0006	55
674753	5882433	675769	5883690	East Gippsland	Bendoc	892-518-0005	55
675718	5882163	676679	5883035	East Gippsland	Bendoc	892-519-0003	55
676342	5882359	677391	5883262	East Gippsland	Bendoc	892-519-0010	55
674908	5884962	675848	5886008	East Gippsland	Bendoc	892-520-0003	55
675063	5886104	676034	5886885	East Gippsland	Bendoc	892-520-0008	55
671342	5872986	672473	5874217	East Gippsland	Bendoc	892-522-0006	55
670619	5871401	671822	5872547	East Gippsland	Bendoc	892-522-0009	55
670025	5871622	671230	5872569	East Gippsland	Bendoc	892-522-0013	55

Extent of Zone				Forest Management Area	District	Description	MGA zone
656014	5882811	656911	5883720	East Gippsland	Bendoc	893-501-0003	55
657626	5878039	658962	5879156	East Gippsland	Bendoc	893-506-0013	55
657163	5892416	658014	5893937	East Gippsland	Bendoc	893-511-0003	55
682150	5885048	683042	5886177	East Gippsland	Bendoc	894-501-0001	55
683897	5883504	684487	5884548	East Gippsland	Bendoc	894-502-0008	55
684105	5881261	685678	5882670	East Gippsland	Bendoc	894-503-0006	55
681289	5881747	682292	5882610	East Gippsland	Bendoc	894-504-0008	55
680994	5882065	682091	5883000	East Gippsland	Bendoc	894-504-0011	55
658253	5887836	659368	5888692	East Gippsland	Bendoc	895-503-0003	55
661913	5893008	662828	5893722	East Gippsland	Bendoc	895-515-0003	55
722898	5830864	724061	5831998	East Gippsland	Cann River	853-507-0003	55
723726	5834754	724820	5836054	East Gippsland	Cann River	853-508-0014	55
720366	5830856	721599	5831764	East Gippsland	Cann River	855-501-0005	55
680507	5833491	681674	5834509	East Gippsland	Cann River	864-503-0001	55
684727	5839190	686206	5840262	East Gippsland	Cann River	864-508-0007	55
686583	5836389	687859	5838110	East Gippsland	Cann River	864-508-0009	55
673789	5829396	674821	5831277	East Gippsland	Cann River	866-510-0010	55
669508	5837717	671007	5838546	East Gippsland	Cann River	867-501-0001	55
670630	5837845	671092	5838415	East Gippsland	Cann River	867-501-0001	55



Extent of Zone				Forest Management Area	District	Description	MGA zone
671971	5830469	673668	5831344	East Gippsland	Cann River	867-504-0001	55
671140	5831546	672163	5832837	East Gippsland	Cann River	867-505-0006	55
668733	5840341	670365	5841583	East Gippsland	Cann River	868-502-0013	55
675280	5840134	676587	5841144	East Gippsland	Cann River	868-504-0016	55
673635	5847921	674822	5849302	East Gippsland	Cann River	870-503-0007	55
679971	5845338	681154	5846337	East Gippsland	Cann River	871-501-0004	55
675272	5847334	676754	5848374	East Gippsland	Cann River	871-506-0004	55
675458	5845889	676345	5846929	East Gippsland	Cann River	871-506-0014	55
706166	5842500	707515	5843591	East Gippsland	Cann River	874-506-0009	55
716908	5848295	718258	5849518	East Gippsland	Cann River	876-502-0006	55
713762	5842578	714916	5843551	East Gippsland	Cann River	876-505-0009	55
712842	5842525	714118	5843576	East Gippsland	Cann River	876-506-0008	55
671951	5864021	673167	5865265	East Gippsland	Cann River	885-510-0015	55
672272	5854448	673629	5855899	East Gippsland	Cann River	885-513-0011	55
670192	5858448	671160	5859618	East Gippsland	Cann River	885-513-0014	55
681257	5874114	682298	5875122	East Gippsland	Cann River	886-502-0007	55
655258	5845374	656086	5846278	East Gippsland	Orbost	830-504-0006	55
659396	5842867	660623	5844197	East Gippsland	Orbost	830-506-0004	55
653899	5840526	654708	5841733	East Gippsland	Orbost	830-512-0004	55

Extent of Zone				Forest Management Area	District	Description	MGA zone
653776	5840488	654705	5841726	East Gippsland	Orbost	830-512-0004	55
636093	5855546	637268	5857003	East Gippsland	Orbost	836-507-0005	55
635730	5854777	636940	5855950	East Gippsland	Orbost	836-507-0010	55
636012	5855510	636682	5856970	East Gippsland	Orbost	836-507-0011	55
637932	5855902	638807	5856823	East Gippsland	Orbost	836-509-0009	55
636780	5855936	637731	5857291	East Gippsland	Orbost	836-509-0018	55
638106	5861992	638775	5862975	East Gippsland	Orbost	836-514-0002	55
638273	5861131	639541	5862030	East Gippsland	Orbost	836-514-0007	55
638133	5861622	638777	5862259	East Gippsland	Orbost	836-514-0012	55
650714	5851852	652157	5852839	East Gippsland	Orbost	842-511-0004	55
653268	5843181	654253	5844765	East Gippsland	Orbost	842-518-0013	55
652781	5843433	653701	5844346	East Gippsland	Orbost	842-518-0027	55
652780	5843435	653693	5844339	East Gippsland	Orbost	842-518-0027	55
644643	5843777	646014	5845141	East Gippsland	Orbost	842-519-0020	55
645673	5843329	646987	5844476	East Gippsland	Orbost	842-519-0021	55
668952	5858607	670092	5859453	East Gippsland	Orbost	843-507-0007	55
640758	5870371	641764	5871757	East Gippsland	Orbost	846-503-0006	55
526662	5937924	528253	5940109	North-East	Bright	626-502-0001	55
525306	5939114	527017	5940510	North-East	Bright	626-502-0004	55

Extent of Zone				Forest Management Area	District	Description	MGA zone
492372	5895399	493288	5897010	North-East	Bright	646-501-0003	55
582558	5960592	583669	5961652	North-East	Corryong	700-500-0002	55
583173	5960529	584272	5961448	North-East	Corryong	700-500-0003	55
581669	5959589	582946	5960875	North-East	Corryong	700-504-0003	55
581704	5958861	582803	5959987	North-East	Corryong	700-509-0001	55
586304	5958811	587470	5959981	North-East	Corryong	700-514-0002	55
559974	5968753	561115	5970014	North-East	Tallangatta	676-512-0006	55
559610	5963862	561453	5965503	North-East	Tallangatta	676-528-0001	55
545549	5931828	546692	5932725	North-East	Tallangatta	683-512-0002	55
546625	5930732	547503	5931521	North-East	Tallangatta	683-512-0006	55
540736	5929935	542585	5931318	North-East	Tallangatta	683-516-0004	55
540106	5929790	541835	5934558	North-East	Tallangatta	683-517-0007	55
524401	5940305	525229	5940724	North-East	Tallangatta	687-508-0001_01	55
524990	5940545	525635	5940953	North-East	Tallangatta	687-508-0001_02	55
525632	5940601	526321	5940994	North-East	Tallangatta	687-508-0001_03	55
526013	5940254	526441	5940918	North-East	Tallangatta	687-508-0001_04	55
526245	5939925	526652	5940432	North-East	Tallangatta	687-508-0001_05	55
528928	5939566	530266	5940841	North-East	Tallangatta	687-510-0005	55
527881	5939200	529720	5940466	North-East	Tallangatta	687-510-0006	55
527336	5938905	529178	5940128	North-East	Tallangatta	687-510-0007	55
527514	5937802	529272	5939469	North-East	Tallangatta	687-510-0008	55
529125	5937927	530871	5939594	North-East	Tallangatta	687-511-0001	55
547848	5864121	548959	5865019	Tambo	Bairnsdale	722-505-0005	55
543968	5852270	545030	5853256	Tambo	Bairnsdale	724-507-0004	55
545676	5861046	547511	5862388	Tambo	Bairnsdale	726-502-0009	55
555333	5858101	556625	5859215	Tambo	Bairnsdale	729-502-0005	55
561133	5849878	562098	5851115	Tambo	Bairnsdale	729-506-0005	55
564812	5844463	565567	5845693	Tambo	Bairnsdale	730-505-0005	55
561751	5849496	563001	5850485	Tambo	Bairnsdale	731-502-0004	55
539620	5830101	540850	5831521	Tambo	Bairnsdale	735-507-0010	55

Extent of Zone				Forest Management Area	District	Description	MGA zone
540846	5827861	541856	5828859	Tambo	Bairnsdale	735-510-0012	55
561713	5889799	562782	5890778	Tambo	Swifts Creek (tb)	762-513-0007	55
580123	5892161	581009	5893009	Tambo	Swifts Creek (tb)	763-506-0004	55
580050	5891745	582152	5892932	Tambo	Swifts Creek (tb)	763-506-0005	55
577545	5881106	579189	5882141	Tambo	Swifts Creek (tb)	763-517-0001	55
584718	5894256	585623	5894884	Tambo	Swifts Creek (tb)	764-503-0005	55
584219	5881904	585214	5882714	Tambo	Swifts Creek (tb)	765-508-0022	55
584858	5881773	585812	5882936	Tambo	Swifts Creek (tb)	765-508-0023	55
582074	5880246	583237	5881645	Tambo	Swifts Creek (tb)	765-510-0012	55
547236	5868527	549881	5869202	Tambo	Swifts Creek (tb)	770-510-0004_01	55
549560	5868885	550664	5869494	Tambo	Swifts Creek (tb)	770-510-0004_02	55
550209	5868309	550898	5869224	Tambo	Swifts Creek (tb)	770-510-0004_03	55
550575	5868039	551738	5868661	Tambo	Swifts Creek (tb)	770-510-0004_04	55
551435	5867823	552861	5868397	Tambo	Swifts Creek (tb)	770-510-0004_05	55
552555	5868363	553148	5868882	Tambo	Swifts Creek (tb)	770-510-0004_06	55
543020	5871728	544209	5872948	Tambo	Swifts Creek (tb)	771-505-0004	55
543895	5871686	544610	5873088	Tambo	Swifts Creek (tb)	771-505-0006	55
546224	5870421	547128	5871714	Tambo	Swifts Creek (tb)	771-507-0008	55
546443	5871734	547510	5872922	Tambo	Swifts Creek (tb)	771-507-0009	55

Extent of Zone				Forest Management Area	District	Description	MGA zone
537430	5874683	538512	5875845	Tambo	Swifts Creek (tb)	772-501-0007	55
545754	5868980	546804	5869727	Tambo	Swifts Creek (tb)	773-502-0002	55
546733	5868517	547398	5869590	Tambo	Swifts Creek (tb)	773-502-0003	55
550117	5862171	551400	5863184	Tambo	Swifts Creek (tb)	775-502-0021	55
550432	5865482	551480	5866503	Tambo	Swifts Creek (tb)	775-504-0008	55
563183	5864103	564329	5865520	Tambo	Swifts Creek (tb)	776-505-0010	55
564153	5861235	564714	5861965	Tambo	Swifts Creek (tb)	777-501-0020	55
583353	5867409	584618	5868664	Tambo	Swifts Creek (tb)	779-501-0007	55
583163	5866944	584062	5867800	Tambo	Swifts Creek (tb)	779-501-0008	55
581978	5867008	583083	5867785	Tambo	Swifts Creek (tb)	779-501-0015	55
582818	5863561	584306	5864449	Tambo	Swifts Creek (tb)	779-502-0018	55

**Safety on Public Land Act 2004**

## DECLARATION OF PUBLIC SAFETY ZONES

I, Janine Haddow, Executive Director of Land and Natural Resources, as delegate of the Secretary of the Department of Sustainability and Environment, make the following declaration of public safety zones under section 4(1) of the **Safety on Public Land Act 2004**.

**Area:**

1. The area of State forest contained within the following location coordinates is declared to be a public safety zone:

Extent of Zone				Forest Management Area	District	Description
360235	5848803	360904	5849507	Central	Toolangi	Quarry

2. The extent of the public safety zone is described by the minimum planimetric extent using a North South orientated rectangle that encloses the area bound by:
  - (a) the south-west limit described by the first two metric coordinates (Easting and Northing); and
  - (b) the north-east limit described by the next two metric coordinates (Easting and Northing).
3. The public safety zone is limited to but includes all areas that contain State forest within an area identified by the above coordinates.
4. The coordinates are provided in Map Grid of Australia (MGA) Universal Transverse Mercator (UTM) Zone number 55. These use the Geodetic Reference System 1980 (GRS80) spheroid.

**Purpose:**

5. The purpose for which the area has been declared a public safety zone is for the purpose of the maintenance of public safety.

**Period of the declaration:**

6. The period for which the area is a public safety zone is the period from the date of gazettal of this declaration to 30 June 2007 inclusive.

**Periods when access is restricted/prohibited:**

7. Subject to clause 8 and 11, access to the public safety zone is prohibited at all times.

**Activities permitted, prohibited or restricted:**

8. There are no activities that are permitted in the public safety zone other than those undertaken by the persons or classes of person exempted from the operation of this public safety zone declaration or the persons or classes of person to whom a public safety zone declaration does not apply under section 9 of the **Safety on Public Land Act 2004**.
9. All other activities are prohibited in the public safety zone.

**Further restrictions or conditions (if any):**

10. There are no further restrictions or conditions applying to the public safety zone.

**Exempt persons or classes of person:**

11. Pursuant to section 5(2) of the **Safety on Public Land Act 2004** the following persons or classes of person are exempted from the operation of this public safety zone declaration:
  - a). Persons undertaking timber harvesting operations which are authorised operations within the meaning of section 45 of the **Sustainable Forests (Timber) Act 2004** including:

- (i) VicForests and its employees, agents and contractors;
  - (ii) persons who have an agreement with VicForests to harvest or sell timber resources and their employees, agents and contractors;
  - (iii) holders of licences or permits under section 52 of the **Forests Act 1958** and their employees, agents and contractors.
- b) Persons undertaking timber harvesting operations in accordance with an approved Plan of Utilization as defined in the **Forests (Wood Pulp Agreement) Act 1996**.
- c) Holders of licences or permits under section 52 of the **Forests Act 1958** granted by the Secretary to thin, cut and remove timber, to cut forest produce specified in the licence, to dig forest produce specified in the licence or to take away forest produce specified in the licence and their employees, agents and contractors.
- d) Holders of Bee Farm licences, Bee Range area Licences and Apiary Occupation Rights under Subdivision 2 of Division 9 of Part 1 of the **Land Act 1958**, granted by the Minister on Crown Land.
- e) Employees, agents and contractors of the Department of Sustainability and Environment engaged in carrying out their functions.
- f) Employees, agents and contractors of the Country Fire Authority, WorkSafe, Environment Protection Authority and the State Emergency Services engaged in carrying out their functions.
- g) Members of the police force of Victoria engaged in carrying out their functions.
- h) Persons appointed as environmental auditors under the **Environment Protection Act 1970** and their agents in carrying out their functions as forestry auditors.
- i) Persons who have been selected by the Environment Protection Authority to act as audit observers and who are participating in this activity exclusively. Audit observers must be in the company of an EPA employee or an environmental auditor appointed under the **Environment Protection Act 1970** and their agents in carrying out their functions as forestry auditors.
- j) Holders of leases, licences, permits or other authorities (and associated employees, agents and contractors) under the **Mineral Resources Development Act 1990**, **Extractive Industries Development Act 1995** and **Petroleum Act 1998**, other than holders of miners' rights and tourist fossicking authorities under the **Mineral Resources Development Act 1990**, whilst undertaking works associated with that lease, licence, permit or authority in the areas covered by the declaration provided that:
- (i) those works do not interfere with or hinder timber harvesting operations;
  - (ii) those classes of person have made prior arrangements with the forest manager to be in the area for the purpose of undertaking those works;
  - (iii) those classes of person abide by the Occupational, Health & Safety requirements established by the Department of Sustainability and Environment, VicForests or the contractor in charge of the site.

Dated 25 January 2007

JANINE HADDOW  
Executive Director  
Land and Natural Resources  
as delegate of the Secretary of the  
Department of Sustainability and Environment

Notes:

1. A map showing the public safety zone is held at the Department of Sustainability and Environment (DSE) Regional Offices at Benalla and Traralgon. The map is also available at the following web site: <http://www.dse.vic.gov.au>.
  2. In addition to the above persons or classes of person exempted under section 5(2), section 9 of the **Safety on Public Land Act 2004** provides that a public safety zone declaration does not apply to the following:
    - the Secretary;
    - an authorised officer;
    - a utility engaged in the carrying out of its functions in a State forest;
    - a transport authority engaged in the carrying out of its functions in a State forest;
    - a person or class of person authorised under section 10 to be in the public safety zone.
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