



# Victoria Government Gazette

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## Plant Health and Plant Products Act 1995

### ORDER DECLARING A RESTRICTED AREA AT CARRUM DOWNS FOR THE CONTROL OF QUEENSLAND FRUIT FLY

I, Joe Helper, Minister for Agriculture, under section 20 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 19 February 2008

JOE HELPER MP  
Minister for Agriculture

**1. Objective**

The objective of this Order is to declare a restricted area for the control of Queensland Fruit Fly at Carrum Downs, and to specify the prohibitions, restrictions and requirements which are to operate in the restricted area.

**2. Authorising provisions**

This Order is made under section 20 of the **Plant Health and Plant Products Act 1995**.

**3. Definition**

In this Order –

‘**accreditation program**’ means any program under which a person is permitted to issue an assurance certificate, including any procedures available under the Interstate Certification Assurance (ICA) Scheme;

‘**Act**’ means the **Plant Health and Plant Products Act 1995**;

‘**authorised person**’ means a person authorised by the Department of Primary Industries;

‘**inspector**’ means a person authorised as an inspector under the Act;

‘**Manager Plant Standards**’ means the person for the time being occupying or acting in the position of Manager, Plant Standards in the Department of Primary Industries;

‘**Queensland fruit fly**’ means the exotic pest *Bactrocera tryoni* (Froggatt); and

‘**Queensland fruit fly host material**’ means any fruit or vegetable listed in Schedule 1.

**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 2.

**5. Prohibitions, restrictions and requirements**

- (1) The removal from the restricted area into any part of Victoria of any Queensland fruit fly host material is prohibited.
- (2) Subclause (1) does not apply if the Queensland fruit fly host produce is –
  - (a) packed, labelled and certified in accordance with any conditions prescribed by the accreditation program, administered by the department of primary industries; or
  - (b) accompanied by a plant health declaration issued by an authorised person declaring that the host material has been treated in a manner approved by the Manager Plant Standards; or
  - (c) accompanied by a plant health certificate issued by an inspector certifying that the host material has been treated in a manner approved by the Manager Plant Standards.

**SPECIAL**

- (3) The owners and occupiers of land described in Schedule 3 must give an inspector access to such land for the purposes of inspection, deployment of any lures or traps, application of any treatment or performance of any other actions which are necessary for the eradication or prevention of spread of the pest.
- (4) The owners and occupiers of land described in Schedule 3 must, on instruction from an inspector, 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.

#### 6. Verification of Consignments

Any Queensland fruit fly host produce removed from the restricted area in accordance with clause 5(2), and the accompanying certificate or declaration, must be:

- (a) presented to an inspector for inspection; or
- (b) verified by a person accredited to do so by the Department of Primary Industries.

#### Schedule 1

Abiu	Eggplant	Orange
Acerola	Feijoa	Passionfruit
Apple	Fig	Pawpaw
Apricot	Granadilla	Peach
Avocado	Grape (table grapes only – grapes not intended for winemaking)	Peacharine
Babaco	Grapefruit	Pear
Banana	Grumichama	Pepino
Black Sapote	Guava	Persimmon
Blackberry	Hog Plum	Plum
Blueberry	Jaboticaba	Plumcot
Boysenberry	Jackfruit	Pomegranate
Brazil Cherry	Jew Plum	Prickly Pear
Breadfruit	Ju jube	Pummelo
Caimito (Star Apple)	Kiwifruit	Quince
Cape Gooseberry	Lemon	Rambutan
Capsicum	Lime	Raspberry
Carambola (Starfruit)	Loganberry	Rollinia
Cashew Apple	Longan	Santol
Casimiroa (White Sapote)	Loquat	Sapodilla
Cherimoya	Lychee	Shaddock
Cherry	Mandarin	Soursop
Chilli	Mango	Strawberry
Citron	Mangosteen	Sweetsop (Sugar Apple)
Cumquat	Medlar	Tamarillo
Custard Apple	Miracle Fruit	Tangelo
Date	Mulberry	Tomato
Dragon Fruit (Than Lung)	Nashi	Wax jambu (Rose Apple)
Durian	Nectarine	

### Schedule 2

The area of land bounded by a line commencing at the intersection of the South Gippsland Highway and Clyde–Five Ways Road, then in a northerly direction along Clyde–Five Ways Road, which becomes Berwick–Cranbourne Road, to the intersection of Berwick–Cranbourne Road and Thompsons Road, then in a westerly direction along Thompsons Road to the intersection of Thompsons Road and Narre Warren–Cranbourne Road, then in a northerly direction along Narre Warren–Cranbourne Road to the intersection of Narre Warren–Cranbourne Road and Pound Road, then in a north-easterly direction along Pound Road to the intersection of Pound Road and Shrives Road, then in a westerly direction along Shrives Road to the intersection of Shrives Road and Hallam South Road, then in a northerly direction along Hallam South Road to the intersection of Hallam South Road and the Princes Highway, then in a generally westerly direction along the Princes Highway to the intersection of Princes Highway and Railway Parade, then in a westerly direction along Railway Parade to the intersection of Railway Parade and Cheltenham Road, then in a westerly direction along Cheltenham Road, which becomes Lower Dandenong Road to the intersection of Lower Dandenong Road and Boundary Road, then in a southerly direction along Boundary Road to the intersection of Boundary Road and White Street, then in a westerly direction along White Street to the intersection of White Street and the Nepean Highway, then in a generally southerly direction along the Nepean Highway to the intersection of the Nepean Highway and Wooralla Drive, then in a south-easterly direction along Wooralla Drive to the intersection of Wooralla Drive and Moorooduc Highway, then in a south-westerly direction along Moorooduc Highway to the intersection of Moorooduc Highway and Bungower Road, then in an easterly direction along Bungower Road to the intersection of Bungower Road and Dandenong–Hastings Road, then in a northerly direction along Dandenong–Hastings Road to the intersection of Dandenong–Hastings Road and Queens Road, then in a north-easterly direction along Queens Road to the intersection of Queens Road and Baxter–Tooradin Road, then in an easterly direction along Baxter–Tooradin Road to the intersection of Baxter–Tooradin Road and Craig Road, then in a northerly direction along Craig Road to the intersection of Craig Road and Worthing Road, then in an easterly direction along Worthing Road to the intersection of Worthing Road and Fisheries Road, then in a northerly direction along Fisheries Road to the intersection of Fisheries Road and the South Gippsland Highway, then in a northerly direction along the South Gippsland Highway to the intersection of the South Gippsland Highway and Clyde–Five Ways Road, then in a northerly direction along Clyde–Five Ways Road to the point of commencement.

### Schedule 3

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentre at 145.16558° East, 38.10947° South.

Note: Section 21 of the **Plant Health and Plant Products Act 1995** provides that a person is guilty of an offence and liable for a penalty not exceeding 50 penalty units in the case of a natural person, and 100 penalty units in the case of a body corporate for moving any host material from a restricted area contrary to any restrictions, unless authorised to do so by a permit issued by an Inspector.

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**Plant Health and Plant Products Act 1995****ORDER DECLARING A RESTRICTED AREA AT SALE FOR THE  
CONTROL OF QUEENSLAND FRUIT FLY**

I, Joe Helper, Minister for Agriculture, under section 20 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 19 February 2008

JOE HELPER MP  
Minister for Agriculture

**1. Objective**

The objective of this Order is to declare a restricted area for the control of Queensland Fruit Fly at Sale, and to specify the prohibitions, restrictions and requirements which are to operate in the restricted area.

**2. Authorising provisions**

This Order is made under section 20 of the **Plant Health and Plant Products Act 1995**.

**3. Definition**

In this Order –

‘**accreditation program**’ means any program under which a person is permitted to issue an assurance certificate, including any procedures available under the Interstate Certification Assurance (ICA) Scheme;

‘**Act**’ means the **Plant Health and Plant Products Act 1995**;

‘**authorised person**’ means a person authorised by the Department of Primary Industries;

‘**inspector**’ means a person authorised as an inspector under the Act;

‘**Manager Plant Standards**’ means the person for the time being occupying or acting in the position of Manager, Plant Standards in the Department of Primary Industries;

‘**Queensland fruit fly**’ means the exotic pest *Bactrocera tryoni* (Froggatt); and

‘**Queensland fruit fly host material**’ means any fruit or vegetable listed in Schedule 1.

**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 2.

**5. Prohibitions, restrictions and requirements**

- (1) The removal from the restricted area into any part of Victoria of any Queensland fruit fly host material is prohibited.
- (2) Subclause (1) does not apply if the Queensland fruit fly host produce is –
  - (a) packed, labelled and certified in accordance with any conditions prescribed by the accreditation program, administered by the department of primary industries; or
  - (b) accompanied by a plant health declaration issued by an authorised person declaring that the host material has been treated in a manner approved by the Manager Plant Standards; or
  - (c) accompanied by a plant health certificate issued by an inspector certifying that the host material has been treated in a manner approved by the Manager Plant Standards.
- (3) The owners and occupiers of land described in Schedule 3 must give an inspector access to such land for the purposes of inspection, deployment of any lures or traps, application of any treatment or performance of any other actions which are necessary for the eradication or prevention of spread of the pest.

- (4) The owners and occupiers of land described in Schedule 3 must, on instruction from an inspector, 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.

#### 6. Verification of Consignments

Any Queensland fruit fly host produce removed from the restricted area in accordance with clause 5(2), and the accompanying certificate or declaration, must be:

- (a) presented to an inspector for inspection; or  
 (b) verified by a person accredited to do so by the Department of Primary Industries.

#### Schedule 1

Abiu	Eggplant	Orange
Acerola	Feijoa	Passionfruit
Apple	Fig	Pawpaw
Apricot	Granadilla	Peach
Avocado	Grape (table grapes only)	Peacharine
Babaco	Grapefruit	Pear
Banana	Grumichama	Pepino
Black Sapote	Guava	Persimmon
Blackberry	Hog Plum	Plum
Blueberry	Jaboticaba	Plumcot
Boysenberry	Jackfruit	Pomegranate
Brazil Cherry	Jew Plum	Prickly Pear
Breadfruit	Ju jube	Pummelo
Caimito (Star Apple)	Kiwifruit	Quince
Cape Gooseberry	Lemon	Rambutan
Capsicum	Lime	Raspberry
Carambola (Starfruit)	Loganberry	Rollinia
Cashew Apple	Longan	Santal
Casimiroa (White Sapote)	Loquat	Sapodilla
Cherimoya	Lychee	Shaddock
Cherry	Mandarin	Soursop
Chilli	Mango	Strawberry
Citron	Mangosteen	Sweetsop (Sugar Apple)
Cumquat	Medlar	Tamarillo
Custard Apple	Miracle Fruit	Tangelo
Date	Mulberry	Tomato
Dragon Fruit (Than Lung)	Nashi	Wax jambu (Rose Apple)
Durian	Nectarine	

### Schedule 2

The area of land bounded by a line commencing at the intersection of the Princes Highway and Templetons Road, then in a southerly direction along Templetons Road, then in a straight line in a south-easterly direction to the intersection of Rosedale–Longford Road and Kellys Road, then in a straight line in a south-easterly direction to the intersection of the South Gippsland Highway and Baldwins Road, then in an easterly direction along Baldwins Road to the intersection of Baldwins Road and Giffard Road, then in a northerly direction along Giffard Road to the intersection of Giffard Road and Seaspray Road, then in a south-easterly direction along Seaspray Road to the intersection of Seaspray Road and Garretts Road, then in an easterly direction along Garretts Road to the intersection of Garretts Road and Merricks Road, then in a northerly direction along Merricks Road to the intersection of Merricks Road and Murtnaugh Road, then in a north-easterly direction along Murtnaugh Road to the intersection of Murtnaugh Road and Longford–Loch Sport Road, then in an easterly direction along Longford–Loch Sport Road to the intersection of Longford–Loch Sport Road and Johnsons Road, then in a straight line in a northerly direction to the intersection of Frawley Road and Marlay Point Road, then in a westerly direction along Marlay Point Road to the intersection of Marlay Point Road and Bengworden Road, then in a northerly direction along Bengworden Road to the intersection of Bengworden Road and Balgowie Lane, then in a westerly direction along Balgowie Lane to the intersection of Balgowie Lane and Redbank Road, then in a southerly then north-westerly direction along Redbank Road to the intersection of Redbank Road and Old Redbank Road, then in a westerly direction along Old Redbank Road, which becomes Buckley Street, to the intersection of Buckley Street and Davis Street, then in a southerly direction along Davis Street to the intersection of Davis Street and McMillan Street, then in a north-westerly direction along McMillan Street to the intersection of McMillan Street and the Princes Highway, then in a south-westerly direction along the Princes Highway to the intersection of the Princes Highway and Stratford–Maffra Road, then in a westerly direction along Stratford–Maffra Road to the intersection of Stratford–Maffra Road and Beet Road, then in a straight line in a south-westerly direction to the intersection of Maffra–Sale Road and Falls Road, then in a straight line in a south-westerly direction to the intersection of Riversdale Road and Cornwells Road, then in a straight line in a southerly direction to the intersection of Sale–Heyfield Road and Velore Road, then in a southerly direction along Velore Road to the intersection of Velore Road and the Princes Highway, then in an easterly direction along the Princes Highway to the point of commencement.

### Schedule 3

The area of land in Victoria within a radius of one and a half kilometres of the outbreak epicentre at 147.07721° East, 38.09727° South.

Note: Section 21 of the **Plant Health and Plant Products Act 1995** provides that a person is guilty of an offence and liable for a penalty not exceeding 50 penalty units in the case of a natural person, and 100 penalty units in the case of a body corporate for moving any host material from a restricted area contrary to any restrictions, unless authorised to do so by a permit issued by an Inspector.

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**Plant Health and Plant Products Act 1995**

NOTICE OF EXTENSION

Order declaring a Restricted Area at Chiltern for the Control of Queensland Fruit Fly

I, Joe Helper, Minister for Agriculture, extend the Order made on 17 March 2006, under section 20 of the **Plant Health and Plant Products Act 1995** declaring a restricted area at Chiltern for the control of Queensland fruit fly, for a further period of 12 months commencing on 17 March 2008.

The Order was published in Government Gazette S83 on 20 March 2006, and extended by notice published in Government Gazette G11 on 15 March 2007, and specifies prohibitions, restrictions and requirements so as to prevent the spread of Queensland fruit fly from Chiltern to other parts of Victoria.

A copy of the Order may be obtained by contacting the Plant Standards Branch on (03) 9210 9390.

Dated 19 February 2008

JOE HELPER MP  
Minister for Agriculture

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