



Victoria Government Gazette

No. S 77 Thursday 27 March 2008
By Authority, Victorian Government Printer

Plant Health and Plant Products Act 1995

ORDER DECLARING A RESTRICTED AREA AT SPRINGHURST 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 17 March 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 Springhurst, 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);

‘**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)	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 Murray Valley Highway and Jones Road, then in a south-easterly direction along Jones Road to the intersection of Jones Road and Chiltern–Rutherglen Road, then along Chiltern–Rutherglen Road in a south-easterly direction to the intersection of Chiltern–Rutherglen Road and Cornishtown Road, then in a south-easterly direction along Cornishtown Road to the intersection of Cornishtown Road and Indigo Post Office Road, then in an easterly direction along Indigo Post Road to the intersection of Indigo Post Road and Cornishtown Road, then in a southerly direction along Cornishtown Road to the intersection of Cornishtown Road and Vineview Road and then in an easterly direction along Vineview Road to the intersection of Vineview Road and Endeby Road, then in a straight line in a south-easterly direction to the intersection of Chiltern–Howlong Road (Main Street) and Chiltern–Barnawartha Road (North Road), then in a southerly direction along Main Street (Chiltern–Howlong Road) to the intersection of Main Street and Hume Freeway, then in a straight line in a southerly direction to the intersection of Deep Creek Road and School Road, then in a south-easterly direction along Deep Creek Road to the intersection of Deep Creek Road and Martins Lane, then along Martins Lane in a south-westerly direction to the intersection of Martins Lane and Beechworth–Chiltern Road, then in a southerly direction along Beechworth–Chiltern Road to the intersection of Beechworth–Chiltern Road and Browns Road, then in a south-westerly direction along Browns Road to the intersection of Browns Road and Settlers Road, then in a straight line in a southerly direction to the intersection of Oates Road and Mt Barambogio Road, then in a straight line in a south-westerly direction to the intersection of Powerhouse Lane and Dobson Street, then in a westerly direction along Powerhouse Lane to the intersection of Powerhouse Lane and Carraragamungee Estate Road, then in a straight line in a westerly direction to the intersection of Bells Lane and Byawatha Road, then in a north-westerly direction along Bells Lane to the intersection of Bells Lane and Hume Freeway, then in a north-easterly direction along the Hume Freeway to the intersection of Hume Freeway and Grossman Lane, then in a westerly direction along Grossman Lane to the intersection of Grossman Lane and Wahgunyah–Wangaratta Road (Federation Way), then in a northerly direction along Wahgunyah–Wangaratta Road (Federation Way) to the intersection of Wahgunyah–Wangaratta (Federation Way) and Plums Road, then in a westerly direction along Plums Road to the intersection of Plums Road and Foster Road, then in a northerly direction along Foster Road to the intersection of Foster Road and Benney Road, then in a westerly direction along Benney Road to the intersection of Benney Road and O’Keefe Road, then in a northerly direction along O’Keefe Road to the intersection of O’Keefe Road and Robbins Road, then in a westerly direction along Robbins Road to the intersection of Robbins Road and Finnen Road, then in a north-easterly direction to the intersection of Finnen Road and Russell Lane (Boorhaman East Road), then in a northerly direction along Russell Lane which becomes Boorhaman East Road to the intersection of Boorhaman East Road and Taylors Bridge Road, then in an easterly direction along Taylors Bridge Road to the intersection of Escort Bridge Road, then in a north-easterly direction along Escort Bridge Road to the intersection of Escort Bridge Road and Lilliput–Norong Road, then in an easterly direction along Lilliput–Norong Road to the intersection of Lilliput–Norong Road and Federation Way, then in a northerly direction along Federation Way to the intersection of Federation Road and Bullers Road, then in an easterly direction along Bullers Road to the intersection of Bullers Road and Jacks Road, then in a straight line in a north-easterly direction to the intersection of Murray Valley Highway and Slaughterhouse Road, then in an easterly direction along Murray Valley 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 146.465645° East, 36.189032° 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.

Plant Health and Plant Products Act 1995**ORDER DECLARING A RESTRICTED AREA AT BOORHAMAN
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 17 March 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 Boorhaman, 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;

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

‘**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
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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
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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 Lindner Road and Walker Road, then in a northerly direction along Walker Road to the intersection of Walker Road and Wangandary Road, then in a westerly direction along Wangandary Road to the intersection of Wangandary Road and Jubilee Road, then in a straight line in a westerly direction to the intersection

of Taylor Track and Booth Road, then in a generally northerly direction along Booth Road, which becomes Adams Road, which becomes Adams Track, to the intersection of Adams Track and Swamp Flat Track, then in a westerly direction along Swamp Flat Track to the intersection of Swamp Flat Track and Wangandary Road, then in a south-westerly direction along Wangandary Road to the intersection of Wangandary Road and Ridge Road, then in a northerly direction along Ridge Road to the intersection of Ridge Road and Ferris Road, then in a northerly direction along Ferris Road to the intersection of Ferris Road and Boweya Road, then in a south-westerly direction along Boweya Road to the intersection of Boweya Road and Boundary Road, then in a northerly direction along Boundary Road, which becomes Forest Road, to the intersection of Forest Road and Tungamah–Peechalba Road, then in a northerly direction along Tungamah–Peechalba Road to the intersection of Tungamah–Peechalba Road and Williamsons Road, then in an easterly direction along Williamsons Road to the intersection of Williamsons Road and Camerons Road, then in a northerly direction along Camerons Road to the intersection of Camerons Road and Nishs Road, then in an easterly direction along Nishs Road to the intersection of Nishs Road and Lanes Road, then in a northerly direction along Lanes Road to the intersection of Lanes Road and Angle Road, then in a north easterly direction along Angle Road to the intersection of Angle Road and Wangaratta–Yarrowonga Road, then in a straight line in a north-easterly direction to the intersection of Woods Road and McInnes Road, then in an easterly direction along McInnes Road to the intersection of McInnes Road and Colvin Road, then in a straight line in a north-easterly direction to the intersection of West Boundary Road and Murray Valley Highway, then in an easterly direction along the Murray Valley Highway to the intersection of the Murray Valley Highway and Boorhaman East Road, then in a southerly direction along Boorhaman East Road to the intersection of Boorhaman East Road and Liliput–Norong Road, then in an easterly direction along Liliput–Norong Road to the intersection of Liliput–Norong Road and Escort Bridge Road, then in a south-westerly direction along Escort Bridge Road to the intersection of Escort Bridge Road and Clohesseys Road, then in an easterly direction along Clohesseys Road to the intersection of Clohesseys Road and Federation Way, then in a southerly direction along Federation Way to the intersection of Federation Way and Gullifers Road, then in an easterly direction along Gullifers Road to the intersection of Gullifers Road and Jacks Road, then in a southerly direction along Jacks Road to the intersection of Jacks Road and McPhersons Road, then in an easterly direction along McPhersons Road to the intersection of McPhersons Road and Sheridans Bridge Road, then in a southerly direction along Sheridans Bridge Road to the intersection of Sheridans Bridge Road and Boundary Road, then in an easterly direction along Boundary Road to the intersection of Boundary Road and Pond Road, then in a southerly direction along Pond Road to the intersection of Pond Road and Developmental Road, then in an easterly direction along Developmental Road to the intersection of Developmental Road and O’Brien Road, then in a southerly direction along O’Brien Road to the intersection of O’Brien Road and McMahons Road, then in an easterly direction along McMahons Road to the intersection of McMahons Road and Railway Road, then in a south-westerly direction along Railway Road to the intersection of Railway Road and Luckie Road, then in a southerly direction along Luckie Road to the intersection of Luckie Road and Morrison Road, then in a south-westerly direction along Morrison Road to the intersection of Morrison Road and Bowser Road, then in a south-westerly direction along Bowser Road to the intersection of Bowser Road and Burrows Street, then in a westerly direction along Burrows Street to the intersection of Burrows Street and Tweed Street, then in a straight line in a westerly direction to the intersection of Park Lane and College Street, then in a westerly direction along College Street to the intersection of College Street and Phillipsons Street, then in a southerly direction along Phillipsons Street to the intersection of Phillipsons Street and Williams Road, then in a westerly direction along Williams Road, which becomes Lindner 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 146.28830° East, 36.21470° 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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