



Victoria Government Gazette

No. S 111 Tuesday 29 April 2008
By Authority, Victorian Government Printer

Plant Health and Plant Products Act 1995

ORDER DECLARING A RESTRICTED AREA AT EUROA 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 28 April 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 Euroa, 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)	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 Murchison–Violet Town Road and Riggs Creek Road, then in a straight line in a south-easterly direction to the intersection of Old Euroa Road and Mahers Road, then in a south-easterly direction along Mahers Road to the intersection of Mahers Road and McDiarmids Road, then in a north-easterly direction along McDiarmids Road to the intersection of McDiarmids Road and Quarry Road, then in a south-easterly direction along Quarry Road to the intersection of Quarry Road and Balmattum Road, then in a south-westerly direction along Balmattum Road to the intersection of Balmattum Road and

Horse Gully Road, then in a south-easterly direction along Horse Gully Road to the intersection of Horse Gully Road and Footers Road, then in a straight line in a southerly direction to the intersection of Gregsons Road and Broughtons Road, then in a straight line in a southerly direction to the intersection of Sugarloaf Road and Creek Junction Road, then in a straight line in a south-westerly direction to the intersection of Euroa–Mansfield Road and Old Gooram Lane, then in a straight line in a westerly direction to the intersection of Weibye Track and Longwood–Gobur Road, then in a north-westerly direction along Longwood–Gobur Road to the intersection of Longwood–Gobur Road and Longwood–Ruffy Road, then in a north-westerly direction along Longwood–Ruffy Road to the intersection of Longwood–Ruffy Road and Faithfull Road, then in a north-easterly direction along Faithfull Road to the intersection of Faithfull Road and Depot Road, then in a north-westerly direction along Depot Road, which becomes Down Street, to the intersection of Down Street and Maxfield Street, then in a westerly direction along Maxfield Street to the intersection of Maxfield Street and Withers Street, then in a generally northerly direction along Withers Street, which becomes Kirwans Bridge–Longwood Road, to the intersection of Kirwans Bridge–Longwood Road and Longwood–Pranjip Road, then in a northerly direction along Longwood–Pranjip Road to the intersection of Longwood–Pranjip Road and Pranjip Road, then in an easterly direction along Pranjip Road to the intersection of Pranjip Road and Geodetic Road, then in a northerly direction along Geodetic Road to the intersection of Geodetic Road and Teazes Road, then in an easterly direction along Teazes Road to the intersection of Teazes Road and Clarkes Road, then in a northerly direction along Clarkes Road to the intersection of Clarkes Road and Arcadia Two Chain Road, then in a straight line in north-easterly direction to the intersection of Carters Road and Euroa–Shepparton Road, then in an easterly direction along Carters Road, which becomes O’Farrell Road, to the intersection of O’Farrell Road and Leckies Road, then in a northerly direction along Leckies Road to the intersection of Leckies Road and Ralston Road, then in an easterly direction along Ralston Road to the intersection of Ralston Road and Ben Kell Road, then in a northerly direction along Ben Kell Road to the intersection of Ben Kell Road and Murchison–Violet Town Road, then in an easterly direction along Murchison–Violet Town 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 145.57039° East, 36.74593° 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 GORMANDALE 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 28 April 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 Gormandale (east of Traralgon), 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	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 Princes Highway and Old Melbourne Road, then in an easterly direction along Old Melbourne Road to the intersection of Old Melbourne Road and Colliers Lane, then in a southerly direction along Colliers Lane to the intersection of Colliers Lane and Rosedale–Flynn Creek Road, then in an easterly direction along Rosedale–Flynn Creek Road to the intersection of Rosedale–Flynn Creek Road and Farleys Road, then in an easterly direction along Farleys Road to the intersection of Farleys Road and Willung Road, then in a southerly direction along Willung Road to the intersection of Willung Road and Mitchells Road, then in a south-easterly direction along Mitchells Road to the intersection of Mitchells Road and Merton Value Road, then in a south-easterly direction along Merton Vale Road to the intersection of Merton Vale Road and Gormandale–Stradbroke Road, then in an easterly direction along Gormandale–Stradbroke Road to the intersection of Gormandale–Stradbroke Road

and Old Rosedale Road, then in a southerly direction along Old Rosedale Road to the intersection of Old Rosedale Road and Kangaroo Swamp Road, then in a straight line in a south-westerly direction to the intersection of Carrajung–Woodside Road and McNees Road, then in a westerly direction along Carrajung–Woodside Road to the intersection of Carrajung–Woodside Road and Hyland Highway, then in a southerly direction along Hyland Highway to the intersection of Hyland Highway and Carrajung Lower Road, then in a westerly direction along Carrajung Lower Road to the intersection of Carrajung Lower Road and The Grand Ridge Road, then in a south-westerly direction along The Grand Ridge Road to the intersection of The Grand Ridge Road and Youngs Road, then in a straight line in a north-westerly direction to the intersection of Traralgon–Balook Road and Red Hill Road, then in a northerly direction along Red Hill Road to the intersection of Red Hill Road and Traralgon Creek Road, then in a northerly direction along Traralgon Creek Road to the intersection of Traralgon Creek Road and Bartons Lane, then in an easterly direction along Bartons Lane to the intersection of Bartons Lane and Manniedale Road, then in a northerly direction along Manniedale Road to the intersection of Manniedale Road and Shields Road, then in a straight line in a north-easterly direction to the intersection of Princes Highway and Flynn's Barrs Road, then in an easterly direction along 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 146.69974° East, 38.29381° 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.

This page was left blank intentionally

craftsmanpress



The *Victoria Government Gazette* is published by The Craftsman Press Pty Ltd with the authority of the Government Printer for the State of Victoria

© State of Victoria 2008

This publication is copyright. No part may be reproduced by any process except in accordance with the provisions of the Copyright Act.

Address all enquiries to the Government Printer for the State of Victoria

Level 2 1 Macarthur Street

Melbourne 3002

Victoria Australia

How To Order



Mail Order

Victoria Government Gazette

Level 1 520 Bourke Street

Melbourne 3000

PO Box 1957 Melbourne 3001

DX 106 Melbourne



Telephone

(03) 9642 5808



Fax

(03) 9600 0478

email

gazette@craftpress.com.au



Retail & Mail Sales

Victoria Government Gazette

Level 1 520 Bourke Street

Melbourne 3000

PO Box 1957 Melbourne 3001



Telephone

(03) 9642 5808



Fax

(03) 9600 0478



Retail Sales

Information Victoria

505 Little Collins Street

Melbourne 3000



Telephone

1300 366 356



Fax

(03) 9603 9920

Price Code A