



# Victoria Government Gazette

No. S 246 Thursday 4 September 2008  
By Authority, Victorian Government Printer

## Plant Health and Plant Products Act 1995

### ORDER DECLARING RESTRICTED AREAS IN NORTHERN VICTORIA FOR THE CONTROL OF QUEENSLAND FRUIT FLY

I, Joe Helper, Minister for Agriculture, make the following Order:

Dated 1 September 2008

JOE HELPER, MP  
Minister for Agriculture

#### 1 Objective

The objective of this Order is to declare restricted areas for the control of Queensland fruit fly in Northern Victoria, and to specify the prohibitions, restrictions and requirements which are to operate in the restricted area.

#### 2 Authorising Provision

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

#### 3 Revocation

The Order made on 3 September 2007 under Section 20 of the Act, and published in Government Gazette G37 on 13 September 2007, is revoked.

#### 4 Definitions

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;

‘**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 produce**’ means any fruit or vegetable, or plant in fruit listed in Schedule 1;

‘**Queensland fruit fly host material**’ means any Queensland fruit fly host produce or used packaging; and

‘**used packaging**’ means any packaging that has contained Queensland fruit fly host produce.

#### 5 Restricted areas for the control of Queensland fruit fly

The restricted area for the control of Queensland fruit fly, known as the Greater Sunraysia Pest Free Area (PFA), is declared to be the area described in Schedule 2.

The restricted area for the control of Queensland fruit fly, known as the Fruit Fly Exclusion Zone (FFEZ), is declared to be the area described in Schedule 3.

**SPECIAL**

**6      Prohibitions, restrictions and requirements**

- (1)    The movement into the PFA of any Queensland fruit fly host material is prohibited.
- (2)    Sub-clause (1) does not apply if the Queensland fruit fly host material:
  - (a)    is accompanied by a plant health certificate issued by an inspector certifying that the material has been treated in a manner approved by the Manager Plant Standards; and
  - (b)    is packed, labelled and certified in accordance with any conditions prescribed by an accreditation program under which the material is certified;
  - (c)    is accompanied by a plant health declaration issued by an authorised person declaring that the material has been treated in a manner approved by the Manager Plant Standards;
  - (d)    is consigned in any other manner approved by the Manager Plant Standards.
- (3)    The movement into the FFEZ of any Queensland fruit fly host material is prohibited.
- (4)    Sub-clause (3) does not apply if the Queensland fruit fly host material:
  - (a)    was grown and packed, or last used, in an area of Victoria covered by an area freedom certificate issued by the Manager Plant Standards declaring that the area is known to be free from Queensland fruit fly; or
  - (b)    is accompanied by a plant health certificate issued by an inspector certifying that the material has been treated in a manner approved by the Manager Plant Standards; and
  - (c)    is packed, labelled and certified in accordance with any conditions prescribed by an accreditation program under which the material is certified
  - (d)    is accompanied by a plant health declaration issued by an authorised person declaring that the material has been treated in a manner approved by the Manager Plant Standards.
- (5)    Owners and occupiers of land described in Schedule 2 must, on written instruction from an inspector, and in a manner approved by the Manager Plant Standards, take action to control Queensland fruit fly, including stripping Queensland fruit fly host produce from plants, and treating or destroying plants.

**7      Verification of Consignments**

- (1)    Any Queensland fruit fly host material imported into a restricted area in accordance with clause 6(2) or clause 6(4), and 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	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 Murray River and Grigg Road, then in a southerly direction along Grigg Road, which becomes Kerang–Koondrook Road, to the intersection of Kerang–Koondrook Road and Sleepy Lane, then in a southerly direction along Sleepy Lane to the intersection of Sleepy Lane and The Murray Valley Highway, then in a westerly direction along the Murray Valley Highway to the intersection of the Murray Valley Highway and the Loddon Valley Highway, then in a southerly direction along the Loddon Valley Highway to the intersection of the Loddon Valley Highway and Old Kerang Road, then in a westerly direction along Old Kerang Road to the intersection of Old Kerang Road and Taverner Road, then in a north-westerly direction along Taverner Road to the intersection of Taverner Road and Smith Road, then in a westerly direction along Smith Road to the intersection of Smith Road and Boort–Kerang Road, then in a northerly direction along Boort–Kerang Road to the intersection of Boort–Kerang Road and Shelley Lane, then in a westerly direction along Shelley Lane to the intersection of Shelley Lane and Dip Road, then in a northerly direction along Dip Road to the intersection of Dip Road and Kerang–Quambatook Road, then in a westerly direction along Kerang–Quambatook Road and Lalbert–Kerang Road, then in a westerly direction along Lalbert–Kerang Road to the intersection of Lalbert–Kerang Road and Charleston Road, then in a northerly direction along Charleston Road to the intersection of Charleston Road and McDonald Road, then in a northerly

direction along McDonald Road to the intersection of McDonald Road and Lake Charm–Quambatook Road, then in a generally westerly direction along Lake Charm–Quambatook Road to the intersection of Lake Charm–Quambatook Road and Bael Bael–Boga Road, then in a northerly direction along Bael Bael–Boga Road to the intersection of Bael Bael–Boga Road and Baulch Road, then in a westerly direction along Baulch Road to the intersection of Baulch Road and Lookout Road, then in a northerly direction along Lookout Road to the intersection of Lookout Road and Teagues Road, then in a westerly direction along Teagues Road to the intersection of Teagues Road and Steer Road, then in a northerly direction along Steer Road to the intersection of Steer Road and Quarry Road, then in a westerly direction along Quarry Road to the intersection of Quarry Road and Jam Pot Road, then in a northerly direction along Jam Pot Road to the intersection of Jam Pot Road and Lake Boga–Ultima Road, then in a westerly direction along Lake Boga–Ultima Road to the intersection of Lake Boga–Ultima Road and Quambatook Road, then in a northerly direction along Quambatook Road to the intersection of Quambatook Road and Greenham Road then in a north-westerly direction along Greenham Road, which becomes Williams Road, to the intersection of Williams Road and Hucker Road, then in a westerly direction along Hucker Road to the intersection of Hucker Road and Woorinen–Goschen Road, then in a northerly direction along Woorinen–Goschen Road to the intersection of Woorinen–Goschen Road and Blackwire Road, then in a westerly direction along Blackwire Road to the intersection of Blackwire Road and OConnor Road, then in a northerly direction along OConnor Road to the intersection of OConnor Road and Bulga Road, then in a westerly direction along Bulga Road to the intersection of Bulga Road and French Road, then in a northerly direction along French Road to the intersection of French Road and Chillingollah Road, then in a westerly direction along Chillingollah Road to the intersection of Chillingollah Road and Evans Road, then in a northerly direction along Evans Road to the intersection of Evans Road and Chinkapook–Nyah West Road, then in a westerly direction along Chinkapook–Nyah West Road to the intersection of Chinkapook–Nyah West Road and Templeton Road, then in a northerly direction along Templeton Road to the intersection of Templeton Road and Miralie–Cockamba Road, then in a westerly direction along Miralie–Cockamba Road to the intersection of Miralie–Cockamba Road and Rogers Lane, then in a northerly direction along Rogers Lane, which becomes Salt Pan Road, to the intersection of Salt Pan Road and the Mallee Highway, then in a westerly direction along the Mallee Highway to the intersection of the Mallee Highway and Fire Access Road, then in northerly direction along Fire Access Road, which becomes Wilkins Road, which becomes Lighthouse Road to the intersection of Lighthouse Road and Haysdale–Kooloonong Road, then in a westerly direction along Haysdale–Kooloonong Road, which becomes Boundary Bend–Kooloonong Road, to the intersection of Boundary Bend–Kooloonong Road and O’Bree Road, then in a westerly direction along O’Bree Road, which becomes Ferry Road to the intersection of Ferry Road and Paul Lane, then in northerly direction along Paul Lane to the intersection of Paul Lane and the Murray Valley Highway, then in a westerly direction along the Murray Valley Highway to the intersection of the Murray Valley Highway and Lake Carpul Road, then in a south-westerly direction along Lake Carpul Road to the intersection of Lake Carpul Road and Lake Powell Road, then in a generally south-westerly direction along Lake Carpul Road to another intersection of Lake Carpul Road and Lake Powell Road, then in a south-westerly direction along Lake Powell Road to the intersection of Lake Powell Road and Sealake–Robinvale Road, then in a northerly direction along Sealake–Robinvale Road to the intersection of Sealake–Robinvale Road and Annuello–Wemen Road, then in a north-westerly direction along Annuello–Wemen Road to the intersection of Annuello–Wemen Road and McLean Road, then in a westerly direction along McLean Road, which becomes Kelly Road to the intersection of Kelly Road and Boothey Road, then in a straight line in a south-westerly direction to the intersection of Benham Track and Angle Track, then in a north-easterly direction along Angle Track to the intersection of Angle Track and Hattah–Robinvale Road, then in a westerly direction along Hattah–Robinvale Road to the intersection of Hattah–Robinvale Road and Shorts Pipeline Track, then in a north-easterly direction along Shorts Pipeline Track to the intersection of Shorts Pipeline Track and

Messengers Mailbox Track, then in a straight line in a northerly direction to the intersection of Cantala Track and River Track, then in a northerly direction along River Track to the intersection of River Track and Goosefoot Track, then in a westerly direction along Goosefoot Track to the intersection of Goosefoot Track and Reed Road, then in a northerly direction along Reed Road to the intersection of Reed Road and Dry Lakes Road, then in a westerly direction along Dry Lakes Road to the intersection of Dry Lakes Road and Dumosa Track, then in a southerly, then westerly direction along Dumosa Track to the intersection of Dumosa Track and Nowingi Track, then in a westerly direction along Nowingi Track to the intersection of Nowingi Track and the Calder Highway, then in a northerly direction along the Calder Highway to the intersection of the Calder Highway and North West Angle Road, then in a westerly direction along North West Angle Road to the intersection of North West Angle Road and Doering Road, then in a northerly direction along Doering Road to the intersection of Doering Road and Yatpool West Road, then in a westerly direction along Yatpool West Road to the intersection of Yatpool West Road and Thurla Road, then in a northerly direction along Thurla Road to the intersection of Thurla Road and Red Cliffs–Meringur Road, then in a westerly direction along Red Cliffs–Meringur Road to the intersection of Red Cliffs–Meringur Road and Meridian Road, then in a northerly direction along Meridian Road to the intersection of Meridian Road and the Sturt Highway, then in a south-westerly direction along the Sturt Highway to the intersection of the Sturt Highway and Keera Road, then in a westerly direction along Keera Road to the intersection of Keera Road and Amos Lane, then in a northerly direction along Amos Lane to the intersection of Amos Lane and Old Mail Road, then in a north-easterly direction along Old Mail Road to the intersection of Old Mail Road and Deadmans Track, then in a northerly direction along Deadmans Track to the intersection of Deadmans Track and Snaggy Point Track, then in a north-easterly direction along Snaggy Point Track to the intersection of Snaggy Point Track and Glass House Track, then in a north-westerly direction along Glass House Track to the intersection of Glass House Track and the Murray River, then in a generally south-easterly direction along the Murray River to the point of commencement.

### Schedule 3

The area of land commencing at the intersection of the Victorian state border and the parishes of Berrook and Murlong, then in an easterly direction along the southern boundary of the parish of Murlong to the intersection of the parishes of Berrook, Murlong and Barchan, then in a straight line in an easterly direction to the intersection of the parishes of Galick, Wymlet and Bitterang, then in a northerly, then easterly direction along the western, then northern boundary of the parish of Bitterang to the intersection of the boundaries of the parishes of Bitterang, Nowingi and Walpamunda, then in an easterly, then southerly direction along the northern, then eastern boundary of the parish of Walpamunda to the intersection of the boundaries of the parishes of Walpamunda, Konardin and Mournpoul, then in an easterly direction along the northern boundary of the parish of Mournpoul, to the intersection of the boundaries of the parishes of Mournpoul, Konardin, Yelwell and Brockie, then in an easterly direction along the northern boundary of the parish of Brockie to the intersection of the parishes of Brockie and Cantala and the Victorian state border, then in a north-westerly, then southerly direction along the northern, then western border of the state of Victoria to the point of commencement, and the area of land commencing at the intersection of the Victorian state border, Mildura Rural City and Swan Hill Rural City, then in a generally south-easterly direction along the western boundary of Swan Hill Rural City to the intersection of the boundaries of Swan Hill Rural City and Buloke and Gannawarra Shires, then in a generally southerly direction along the western boundary of Gannawarra Shire to the intersection of the boundaries of Gannawarra, Buloke and Loddon Shires, then in a southerly direction along the western boundary of Loddon Shire to the intersection of the western boundary of Loddon Shire and Terrapee Cemetery Road and Terrapee Boundary Road, then in an easterly direction along Terrapee Boundary Road to the intersection of Terrapee Boundary Road and Wychitella Bus Route Road, then in a southerly, then easterly direction along Wychitella Bus Route Road to the intersection of Wychitella Bus Route Road and Leech Road, then in an easterly direction along Leech Road to the

intersection of Leech Road and Old Charlton–Boort Road, then in northerly direction along Old Charlton–Boort Road to the intersection of Old Charlton–Boort Road and Barclay Road, then in an easterly direction along Barclay Road to the intersection of Barclay Road and Browns Road, then in an easterly direction along Browns Road to the intersection of Browns Road and Boort–Wedderburn Road, then in a straight line in an easterly direction to the intersection of Boort–Kurting Road and Boort–Fernihurst Road, then in an easterly direction along Boort–Fernihurst Road to the intersection of Boort Fernihurst Road and Fraser Road, then in a straight line in a easterly direction to the intersection of the parishes of Mysia, Yarrowalla and Jarklan, then in a southerly direction along the western boundary of the parish of Jarklan to the intersection of the boundaries of the parishes of Jarklan, Kinypanial and Janiember West, then in a southerly direction along the western boundary of the parish of Janiember West to the intersection of the western boundary of the parish of Janiember West, Loddon River and Waranga Western Channel, then in a straight line in an easterly direction to the intersection of Kelynacks Road, Harrys Road and boundaries of Loddon and Campaspe Shires, then in a southerly, then easterly direction along the western, then southern boundaries of Campaspe Shire to the intersection of the boundaries of Campaspe Shire and the Greater Bendigo City and Campaspe River, then in a straight line in a south-easterly direction to the intersection of Bonn Road and Mustey Road, then in an easterly direction along Mustey Road to the intersection of Mustey Road and Bull Road, then in a straight line in an easterly direction to the intersection of Robertson Road and Morrissey Road, then in an easterly direction along Morrissey Road, which becomes Brisbane Road to the intersection of Brisbane Road McEwen Road, then in a southerly direction along McEwen Road to the intersection of McEwen Road and Bitcon Road, then in an easterly direction along Bitcon Road to the intersection of Bitcon Road and Springvale Road, then in a southerly direction along Springvale Road to the intersection of Springvale Road and Rushworth–Tatura Road, then in a, easterly direction along Rushworth–Tatura Road to the intersection of Rushworth–Tatura Road and Bitcon Road, then in an easterly direction along Bitcon Road to the intersection of Bitcon Road, Ibbot Road and the boundary of the parish of Murchison North, then in a southerly, then easterly direction along the western, then southern boundary of the parish of Murchison North, to the intersection of the boundary of the parish of Murchison North and Camp Road, then in a southerly direction along Camp Road to the intersection of Camp Road and Basin Road, then in a straight line in a southerly direction to the intersection of Bendigo–Murchison Road and Willow Road, then in a southerly direction along Willow Road to the intersection of Willow Road, Murchison–Goulburn Weir Road and the boundary of Greater Shepparton City, then in an easterly direction along the southern boundary of Greater Shepparton City to the intersection of the boundary of Greater Shepparton City and Day Road, then in a straight line in a north-easterly direction to the intersection of Warring–Murchison East Road and Charles Cochran Lane, then in an easterly direction along Charles Cochran Road to the intersection of Charles Cochran Road and Dargalong Road, then in a southerly direction along Dargalong Road to the intersection of Dargalong Road and Fergies Road, then in an easterly direction along Fergies Road to the intersection of Fergies Road and Buchans Road, then in an easterly direction along Buchans Road, which becomes Nissens Road, to the intersection of Nissens Road and Longwood–Shepparton Road, then in a straight line in an easterly direction to the intersection of Howells Road and Broughans Road, then in a straight line in an easterly direction to the intersection of Leckies Road and O’Sheas Road, then in a straight line in an easterly direction to the intersection of Burnview Road and Moglonemby Road, then in a straight line in an easterly direction to the intersection of Lomers Road and Wilbrahams Road, then in a north-westerly direction along Wilbrahams Road to the intersection of Wilbrahams Road and Old Euroa Road, then in a straight line in a northerly direction to the intersection of Murchison–Violet Town Road, Nolans Road and the boundary of the parish of Tamleugh, then in a westerly, then northerly direction along the southern, then western boundary of the parish of Tamleugh, to the intersection of the boundaries of the parishes of Tamleugh, Kialla and Caniambo, then in a northerly, then easterly direction along the western and northern boundaries of the parish of Caniambo to the intersection of the boundaries of the parishes

of Caniambo, Currawa and Gowangardie, then in an easterly direction along the northern boundary of the parish of Gowangardie to the intersection of the boundaries of the parishes of Gawangardie and Upotipotpon and Greater Shepparton City, then in an easterly direction along the southern boundary of Greater Shepparton City to the intersection of the boundaries of Greater Shepparton City, Strathbogie Shire and Benalla Rural City, then in a southerly direction along the western boundary of Benalla Rural City to the intersection of the western boundary of Benalla Rural City and the Hume Highway, then in a north-easterly direction along the Hume Highway to the intersection of the Hume Highway Faithful Street, then in a northerly direction along Faithful Street to the intersection of Faithful Street and Boger Street, then in a straight line in a north-easterly direction to the intersection of the Midland Highway and Racecourse Road, then in an easterly direction along Racecourse Road to the intersection of Racecourse Road and Witt Street, then in a south-westerly direction along Witt Street to the intersection of Witt Street and Sydney Road, then in a north-easterly direction along Sydney Road to the intersection of Sydney Road and the Hume Freeway, then in a north-easterly direction along the Hume Freeway to the intersection of the Hume Freeway and Glenrowan–Myrtleford Road, then in a westerly direction along Glenrowan–Myrtleford Road to the intersection of Glenrowan–Myrtleford Road and Glenrowan Road, then in a northerly direction along Glenrowan Road to the intersection of Glenrowan Road and Gravel Pit Road, then in a straight line in an easterly direction to the intersection of Greta Road and Clarkes Lane, then in an easterly direction along Clarkes Lane to the intersection of Clarkes Lane and Laceby–Targoora Road, then in a northerly direction along Laceby–Targoora Road, to the intersection of Laceby–Targoora Road and Murdoch Road, then in a straight line in a northerly direction to the intersection of the Yanko River and the Ovens River, then in a south easterly direction along the Ovens River to the intersection of the Ovens River and Markwood–Everton Road, then in a north-easterly direction along Markwood–Everton Road to the intersection of Markwood–Everton Road and the Great Alpine Road, then in an easterly direction along the Great Alpine Road to the intersection of the Great Alpine Road and White Post Road, then in a northerly direction along White Post Road to the intersection of White Post Road and Boundary Road, then in a north-easterly direction along Boundary Road to the intersection of Boundary Road and Beechworth–Wangaratta Road, then in a westerly direction along Beechworth–Wangaratta Road to the intersection of Beechworth–Wangaratta Road and Farmers Road, then in a northerly direction along Farmers Road to the intersection of Farmers Road and Masons Road, then in a north-westerly direction along Masons Road to the intersection of Masons Road and Woolshed Road, then in a westerly direction along Woolshed Road to the intersection of Woolshed Road and the boundaries of the parishes of Everton and Tarrawingee, then in a straight line in a northerly direction to the intersection of Matheson Road and Ramsay Road, then in a straight line in a northerly direction to the intersection of Ramsays Track and Old Coach Road, then in a straight line in a northerly direction to the intersection of Triangle Track and South Triangle Road, then in a straight line in a northerly direction to the intersection of West Triangle Road and Sanderson Road, then in a northerly direction along Sanderson Road, which becomes Old Orchard Lane to the intersection of Old Orchard Lane and Gilmours Road, then in a straight line in a north-westerly direction to the intersection of Adams Road and Gayfer Road, then in a straight line in a northerly direction to the intersection of Back Springhurst Road and Taylors Lane, then in a northerly direction along Taylors Lane to the intersection of Taylors Lane and Hotson Lane, then in a generally easterly direction along Hotson Lane, which becomes Holloways Lane to the intersection of Holloways Lane and Chiltern Valley Road, then in a north-westerly direction along Chiltern Valley Road to the intersection of Chiltern Valley Road and Mantelli Road, then in a northerly direction along Mantelli Road to the intersection of Mantelli Road and Durham Road, then in an easterly direction along Durham Road to the intersection of Durham Road and Chiltern–Rutherglen Road, then in an easterly direction along Chiltern–Rutherglen Road to the intersection of Chiltern–Rutherglen Road and an unnamed road (146 33°33'E, 36 7°4'S), then in a northerly direction along the unnamed road to the intersection of the unnamed road and Vineview Road, then in a westerly direction along Vineview Road to the

intersection of Vineview Road and Fuge Road, then in a north-easterly direction along Fuge Road to the intersection of Fuge Road and the boundary of the parishes of Chiltern West and Chiltern, then in a northerly direction along the eastern boundary of the parish of Chiltern West to the intersection of the boundaries of the parishes of Chiltern West, Chiltern and Gooramadda, then in a easterly, then northerly direction along the southern, then western boundary of the parish of Gooramadda to the intersection of the boundaries of the State of Victoria, and the parishes of Gooramadda and Barnawartha North, then in a generally north-westerly direction along the boundary of the State of Victoria to the point of commencement.

Note:

Section 21 of the Act 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 points in the case of a body corporate for moving any host materials into a restricted area contrary to any restrictions, unless authorised to do so by a permit issued by an Inspector.

Section 22 of the Act provides that a person is guilty of an offence and liable for a penalty not exceeding 50 penalty points for contravening a written direction of an Inspector.

### **Plant Health and Plant Products Act 1995**

#### **ORDER PROHIBITING OR RESTRICTING THE ENTRY OR IMPORTATION OF QUEENSLAND FRUIT FLY HOST PRODUCE INTO VICTORIA**

I, Joe Helper, Minister for Agriculture, make the following Order:

Dated 1 September 2008

JOE HELPER, MP  
Minister for Agriculture

#### **1. Objective**

The objective of this Order is to prevent the entry of the exotic pest Queensland fruit fly into Victoria.

#### **2. Authorising Provision**

This Order is made under Section 24 of the **Plant Health and Plant Products Act 1995** (the Act).

#### **3. Revocation**

The Order made on 3 September 2007 under Section 24 of the **Plant Health and Plant Products Act 1995**, and published in Government Gazette G37 on 13 September 2007 is revoked.

#### **4. Definitions**

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;

‘**Greater Sunraysia Pest Free Area**’ means that part of Victoria declared as a restricted area under section 20 of the Act for the control of Queensland fruit fly, and that part of NSW proclaimed under the **Plant Diseases Act 1924** (NSW);

‘**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 produce’** means any fruit or vegetable, or plant in fruit as listed in the Schedule 1;

**‘Queensland fruit fly host material’** means any Queensland fruit fly host produce or used packaging;

**‘used packaging’** means any packaging that has contained Queensland fruit fly host produce.

**5. Controls applying to Queensland fruit fly host material**

- (1) The entry or importation into Victoria of any Queensland fruit fly host material is prohibited.
- (2) Sub-clause (1) does not apply if –
  - (a) the Queensland fruit fly host produce was grown and packed in the NSW portion of the Greater Sunraysia Pest Free Area; or
  - (b) except in the case of material entering the Greater Sunraysia Pest Free Area, the Queensland fruit fly host produce was grown or packed, or the used package was last used on a property in a State or Territory, or part of a State or Territory, for which an area freedom certificate issued by an officer responsible for agriculture in the State or Territory where the Queensland fruit fly host produce was grown or packed, or package was last used, is currently in force certifying that the State or Territory or that part of the State or Territory is known to be free of Queensland fruit fly; or
  - (c) the material is accompanied by a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying that the material has been treated in a manner approved by the Manager Plant Standards; or
  - (d) the material is accompanied by a plant health declaration issued by an authorised person declaring that it has been treated in a manner approved by the Manager Plant Standards;
  - (e) the host produce has been packed, labelled and certified in accordance with conditions prescribed by an accreditation program under which the produce is certified;
  - (f) the material is consigned in any other manner approved by the Manager Plant Standards.

**6. Verification of Consignments**

- (1) Where Queensland fruit fly host produce is required by clause 5(2) to be accompanied by an assurance certificate, plant health declaration or Plant Health Certificate, the host produce and the accompanying certificate or declaration must be:
  - (a) presented to an authorised inspector for inspection; or
  - (b) verified by a person accredited to do so by the Department of Primary Industries.

Note: Section 25 of the Act provides that a person is guilty of an offence and a penalty not exceeding 50 penalty units for a natural person, or 200 penalty units for a body corporate, for knowingly breaching an importation order.

**Schedule 1**


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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	

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## craftsmanpress



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