



Victoria Government Gazette

No. S 95 Thursday 9 April 2009
By Authority of Victorian Government Printer

Plant Health and Plant Products Act 1995

ORDER DECLARING A RESTRICTED AREA AT SHEPPARTON 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 8 April, 2009

JOE HELPER
Minister for Agriculture

1. Objective

The objective of this Order is to declare a restricted area for the control of Queensland Fruit Fly at Shepparton, 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 material is –
 - (a) packed, labelled and certified in accordance with any conditions prescribed by an 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 material removed from the restricted area in accordance with clause 5(2), and the accompanying certificate or declaration, must be:

- (1) presented to an inspector for inspection; or
- (2) 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 Midland Highway and Sidebottoms Road, then in a northerly direction along Sidebottoms Road to the intersection of Sidebottoms Road and New Dookie Road, then in a westerly direction along New Dookie Road to the intersection of New Dookie Road and Pine Lodge North Road, then in a northerly

direction along Pine Lodge North Road to the intersection of Pine Lodge North Road and Tank Corner East Road, then in a westerly direction along Tank Corner East Road to the intersection of Tank Corner East Road and Raak Road, then in a northerly direction along Raak Road to the intersection of Raak Road and Congupna East Road, then in a westerly direction along Congupna East Road to the intersection of Congupna East Road and Lemnos North Road, then in a northerly direction along Lemnos North Road to the intersection of Lemnos North Road and Jubilee Road, then in a westerly direction along Jubilee Road to the intersection of Jubilee Road and Katamatite–Shepparton Main Road, then in a north-easterly direction along Katamatite–Shepparton Main Road to the intersection of Katamatite–Shepparton Main Road and Reynolds Road, then in a westerly direction along Reynolds Road to the intersection of Reynolds Road and the Goulburn Valley Highway, then in a southerly direction along the Goulburn Valley Highway to the intersection of the Goulburn Valley Highway and Zeerust Road, then in a westerly direction along Zeerust Road to the intersection of Zeerust Road and Barmah–Shepparton Road, then in a straight line in a south-westerly direction to the intersection of Coomboona Road and Trotter Road, then in a southerly direction along Trotter Road to the intersection of Trotter Road and Koenig Road, then in a westerly direction along Koenig Road to the intersection of Koenig Road and Dougan Road, then in a southerly direction along Dougan Road to the intersection of Dougan Road and Echuca Road, then in a north-westerly direction along Echuca Road to the intersection of Echuca Road and Lancaster–Mooroopna Road, then in a south-westerly direction along Lancaster–Mooroopna Road to the intersection of Lancaster–Mooroopna Road and Minchin Road, then in a southerly direction along Minchin Road to the intersection of Minchin Road and McKenzie Road, then in a westerly direction along McKenzie Road to the intersection of McKenzie Road and Starrit Road, then in a southerly direction along Starrit Road to the intersection of Starrit Road and Manley Road, then in a westerly direction along Manley Road to the intersection of Manley Road and Hooper Road, then in a southerly direction along Hooper Road, which becomes Dhurringile Road to the intersection of Dhurringile Road and Ferguson Road, then in an easterly direction along Ferguson Road to the intersection of Ferguson Road and Bayunga Road, then in a southerly direction along Bayunga Road to the intersection of Bayunga Road and Pogue Road, then in an easterly direction along Pogue Road to the intersection of Pogue Road and Craven Road, then in a southerly direction along Craven Road to the intersection of Craven Road and Toolamba–Rushworth Road, then in an easterly direction along Toolamba–Rushworth Road to the intersection of Toolamba–Rushworth Road and Downer Road, then in a southerly direction along Downer Road to the intersection of Downer Road and Bitcon Road, then in an easterly direction along Bitcon Road, which becomes Bridge Road, to the intersection of Bridge Road and Newnham Road, then in a southerly direction along Newnham Road to the intersection of Newnham Road and Ross Road, then in an easterly direction along Ross Road, which becomes Karramomus Road, to the intersection of Karramomus Road and Central Kialla Road, then in a northerly direction along Central Kialla Road to the intersection of Central Kialla Road and Union Road, then in an easterly direction along Union Road to the intersection of Union Road and Shepparton–Euroa Road, then in a northerly direction along Shepparton–Euroa Road to the intersection of Shepparton–Euroa Road and Shepparton–Violet Town Road, then in an easterly direction along Shepparton–Violet Town Road to the intersection of Shepparton–Violet Town Road and Pine Lodge South Road, then in a northerly direction along Pine Lodge South Road to the intersection of Pine Lodge South Road and River Road, then in a straight line in a north-easterly direction 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 145.39838 East, 36.39433° 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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