

PLANT DISEASES (FRUIT FLY OUTBREAK, MAHONGA STREET, JERILDERIE) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Mahonga Street, Jerilderie) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

(i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;

(ii) the Suspension Area must not be moved into the Outer Area,

except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

(i) specifying the origin of the host fruit; and

(ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and

(iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-234.

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -35.358124 South and 145.732777 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -35.358124 South and 145.732777 East, (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Mahonga Street, Jerilderie Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, MACARTHUR STREET, GRIFFITH) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1. Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Macarthur Street, Griffith) Order 2011.

2. Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3. Definitions

In this Order:

approved treatment means the treatment or schedule of treatments relevant to the type of host fruit or manner of harvest specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portions of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435 excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4. Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

(i) the Outbreak Area must not be moved into the Suspension Area and the Outer Area;

(ii) the Suspension Area must not be moved into the Outer Area,

except for such movements as specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

(i) specifying the origin of the host fruit; and

(ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and

(iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-220.

SCHEDULE 1 – Host fruit

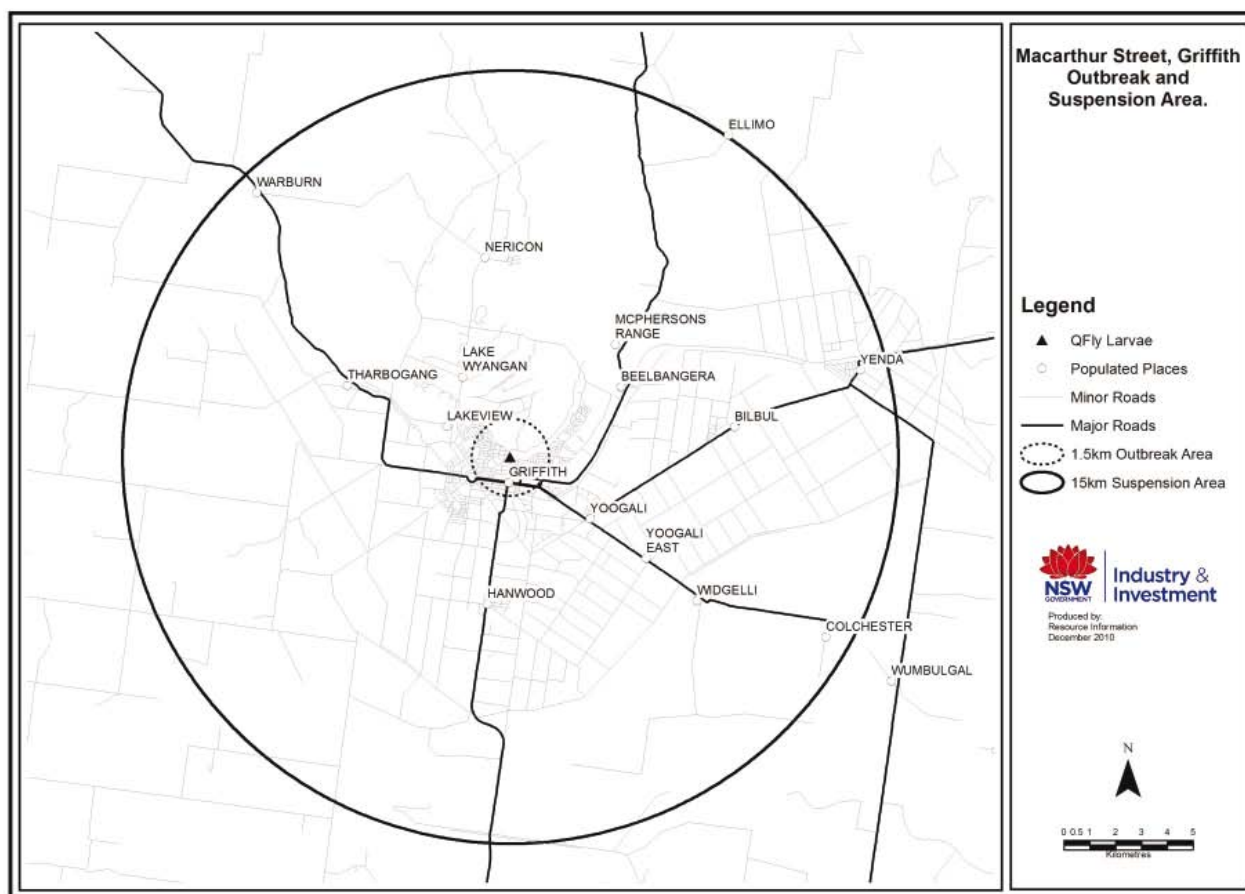
Abiu	Chilli	Lime	Persimmon
Acerola	Citron	Loganberry	Plum
Apple	Cumquat	Longan	Plumcot
Apricot	Custard Apple	Loquat	Pomegranate
Avocado	Date	Lychee	Prickly Pear
Babaco	Durian	Mandarin	Pummelo
Banana	Eggplant	Mango	Quince
Black Sapote	Feijoa	Mangosteen	Rambutan
Blackberry	Fig	Medlar	Raspberry
Blueberry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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.279600 South and 146.051633 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.279600 South and 146.051633 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of Macarthur Street, Griffith Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, NERICON NTN 2255) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Nericon NTN 2255) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-241.

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.148967 South and 146.038617, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.148967 South and 146.038617 (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Nericon NTN 2255 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, NERICON NTN 2249) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Nericon NTN 2249) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-230.

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.210550 South and 146.053917 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.210550 South and 146.053917 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Nericon NTN 2249 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, WARATAH STREET, LEETON) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Waratah Street, Leeton) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

(i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;

(ii) the Suspension Area must not be moved into the Outer Area,

except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

(i) specifying the origin of the host fruit; and

(ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and

(iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-228.

SCHEDULE 1 – Host fruit

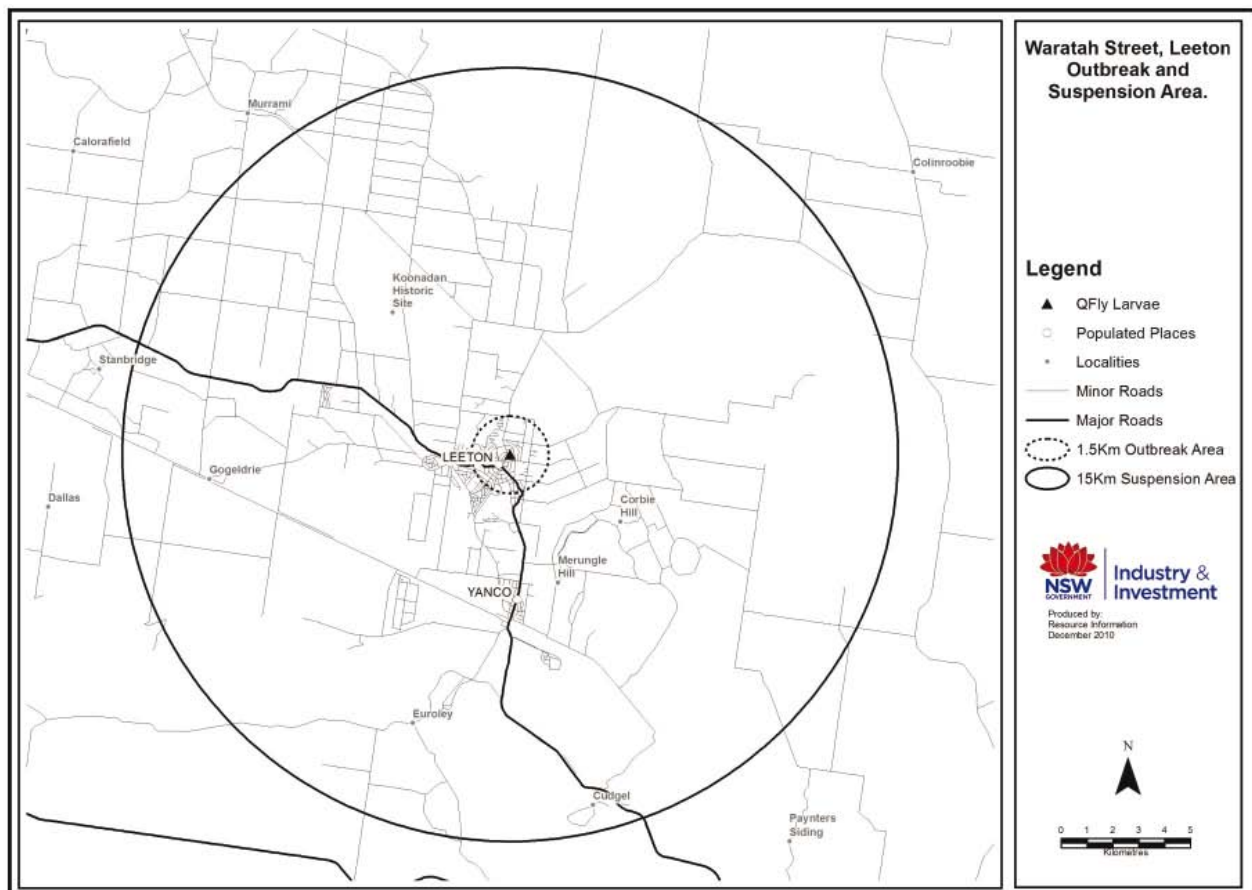
Abiu	Chilli	Lime	Persimmon
Acerola	Citron	Loganberry	Plum
Apple	Cumquat	Longan	Plumcot
Apricot	Custard Apple	Loquat	Pomegranate
Avocado	Date	Lychee	Prickly Pear
Babaco	Durian	Mandarin	Pummelo
Banana	Eggplant	Mango	Quince
Black Sapote	Feijoa	Mangosteen	Rambutan
Blackberry	Fig	Medlar	Raspberry
Blueberry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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates -degrees -34.547673 South and 146.409555 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees – 34.547673 South and 146.409555 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Waratah Street, Leeton Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit

Host fruit that has received an approved treatment

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;
 - or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, NERICON NTN 2780) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Nericon NTN 2780) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-242.

SCHEDULE 1 – Host fruit

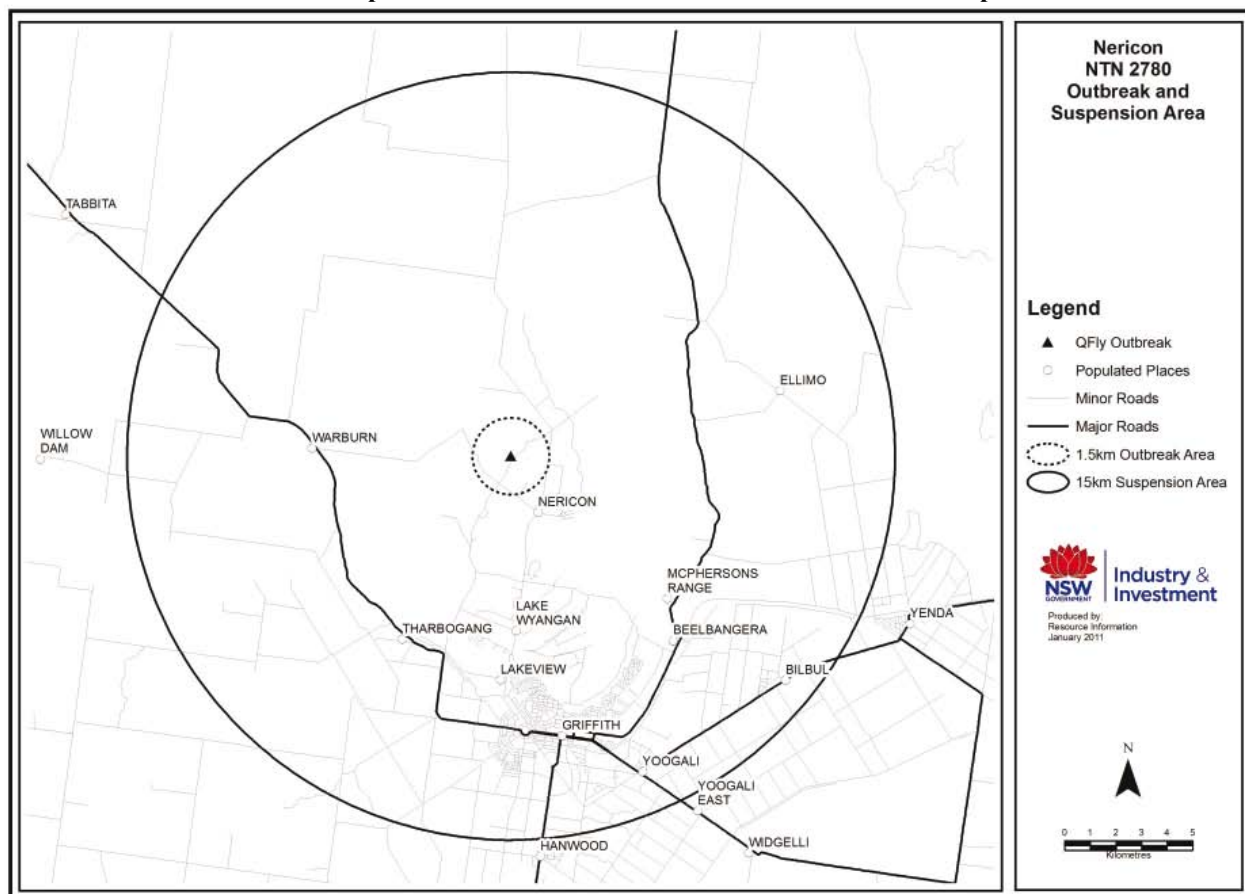
Abiu	Chilli	Lime	Persimmon
Acerola	Citron	Loganberry	Plum
Apple	Cumquat	Longan	Plumcot
Apricot	Custard Apple	Loquat	Pomegranate
Avocado	Date	Lychee	Prickly Pear
Babaco	Durian	Mandarin	Pummelo
Banana	Eggplant	Mango	Quince
Black Sapote	Feijoa	Mangosteen	Rambutan
Blackberry	Fig	Medlar	Raspberry
Blueberry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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.189833 South and 146.030367 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.189833 South and 146.030367 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Nericon NTN 2780 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, YENDA NTN 2139) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Yenda NTN 2139) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-240.

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.246017 South and 146.2181 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.246017 South and 146.2181 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Yenda NTN 2139 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, YENDA NTN 2123) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Yenda NTN 2123) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-235.

SCHEDULE 1 – Host fruit

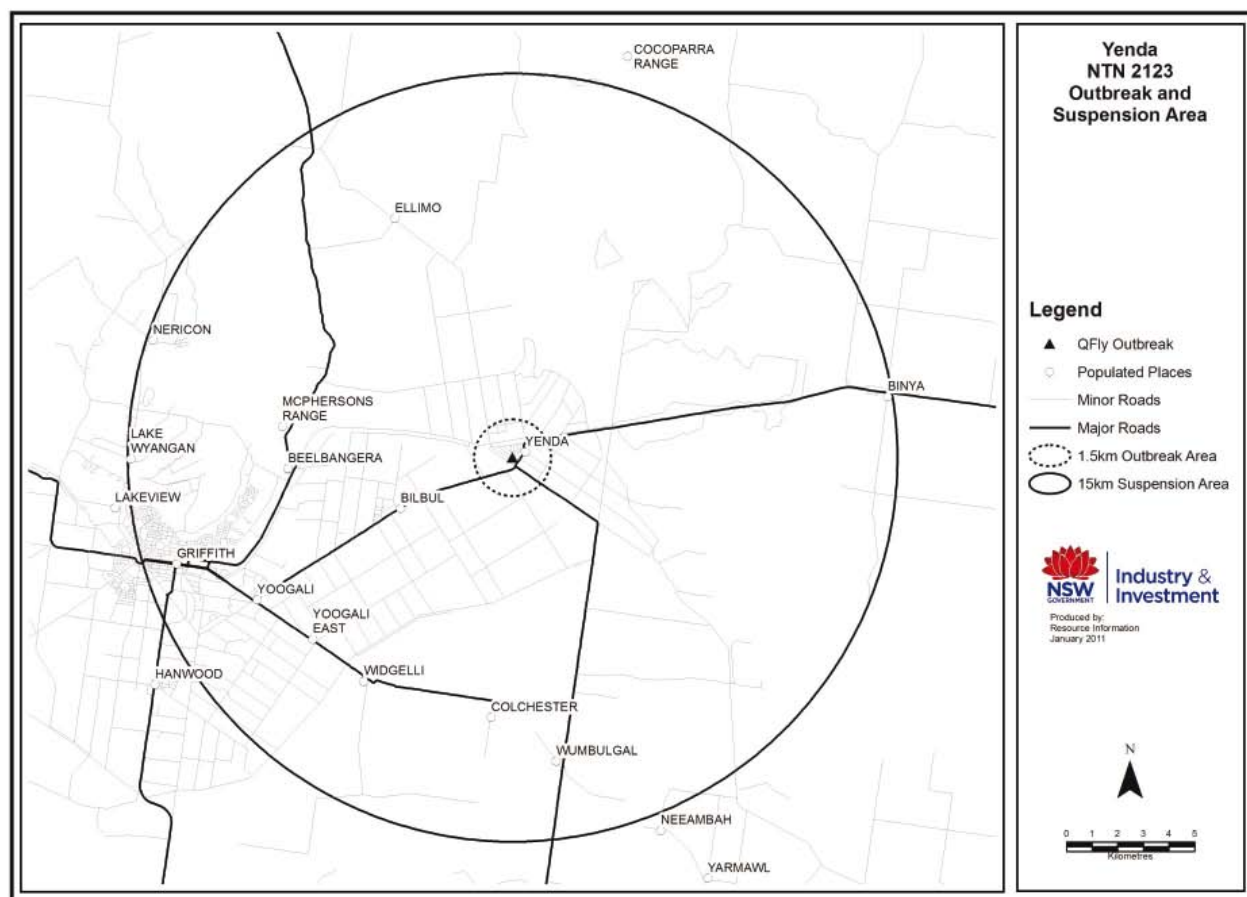
Abiu	Chilli	Lime	Persimmon
Acerola	Citron	Loganberry	Plum
Apple	Cumquat	Longan	Plumcot
Apricot	Custard Apple	Loquat	Pomegranate
Avocado	Date	Lychee	Prickly Pear
Babaco	Durian	Mandarin	Pummelo
Banana	Eggplant	Mango	Quince
Black Sapote	Feijoa	Mangosteen	Rambutan
Blackberry	Fig	Medlar	Raspberry
Blueberry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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.252118 South and 146.193466 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.252118 South and 146.193466 East, (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Yenda NTN 2123 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, YOOGALI NTN 2195) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Yoogali NTN 2195) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-222.

SCHEDULE 1 – Host fruit

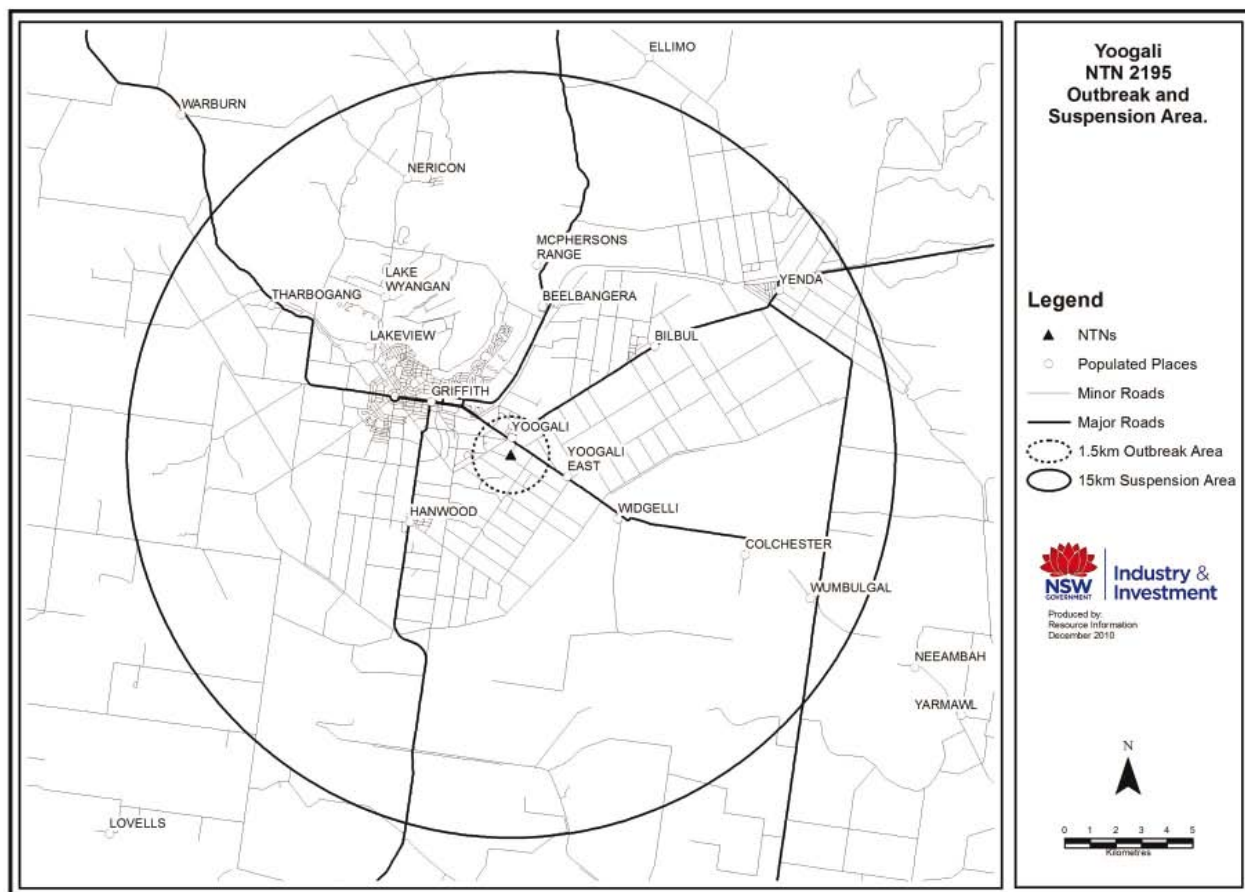
Abiu	Chilli	Lime	Persimmon
Acerola	Citron	Loganberry	Plum
Apple	Cumquat	Longan	Plumcot
Apricot	Custard Apple	Loquat	Pomegranate
Avocado	Date	Lychee	Prickly Pear
Babaco	Durian	Mandarin	Pummelo
Banana	Eggplant	Mango	Quince
Black Sapote	Feijoa	Mangosteen	Rambutan
Blackberry	Fig	Medlar	Raspberry
Blueberry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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.307517 South and 146.08448 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.307517 South and 146.08448 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Yoogali NTN 2195 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit ("transport vehicle") are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,
 so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, HILLSTON NTN 2322) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Hillston NTN 2322) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: *covering* or *package*, *inspector*, *occupier* and *owner* all have the same meaning as in the Act.

4 Revocation of Order O-218

Pursuant to sections 3 (2) and 4 of the Act the Order titled Plant Diseases (Hillston Orchard Fruit Fly Outbreak) Order 2010 with Departmental reference O-218 signed by the Minister and dated 18 January 2010 is revoked (as is any Order revived as a result of this revocation).

5 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

(i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;

(ii) the Suspension Area must not be moved into the Outer Area,

except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

(i) specifying the origin of the host fruit; and

(ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and

(iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-256.

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -33.291091 South and 145.549399 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -33.291091 South and 145.549399 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Hillston NTN 2322 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, BRINGAN STREET, GRIFFITH) ORDER 2011

Under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1. Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Bringan Street, Griffith) Order 2011.

2. Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3. Definitions

In this Order:

approved treatment means the treatment or schedule of treatments relevant to the type of host fruit or manner of harvest specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435 excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4. Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

(i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;

(ii) the Suspension Area must not be moved into the Outer Area,

except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

(i) specifying the origin of the host fruit; and

(ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and

(iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-219.

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.287032 South and 146.027183 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.287032 South and 146.027183 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of Griffith (Bringan Street) Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, CORBIE HILL NTN 2485) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Corbie Hill NTN 2485) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-254.

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.57695 South and 146.48285 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.57695 South and 146.48285 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Corbie Hill NTN 2485 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, HANWOOD NTN 2089) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Hanwood NTN 2089) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-255.

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.30613 South and 146.052598 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.30613 South and 146.052598 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Hanwood NTN 2089 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,
 so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, HANWOOD NTN 2161) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Hanwood NTN 2161) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-252.

SCHEDULE 1 – Host fruit

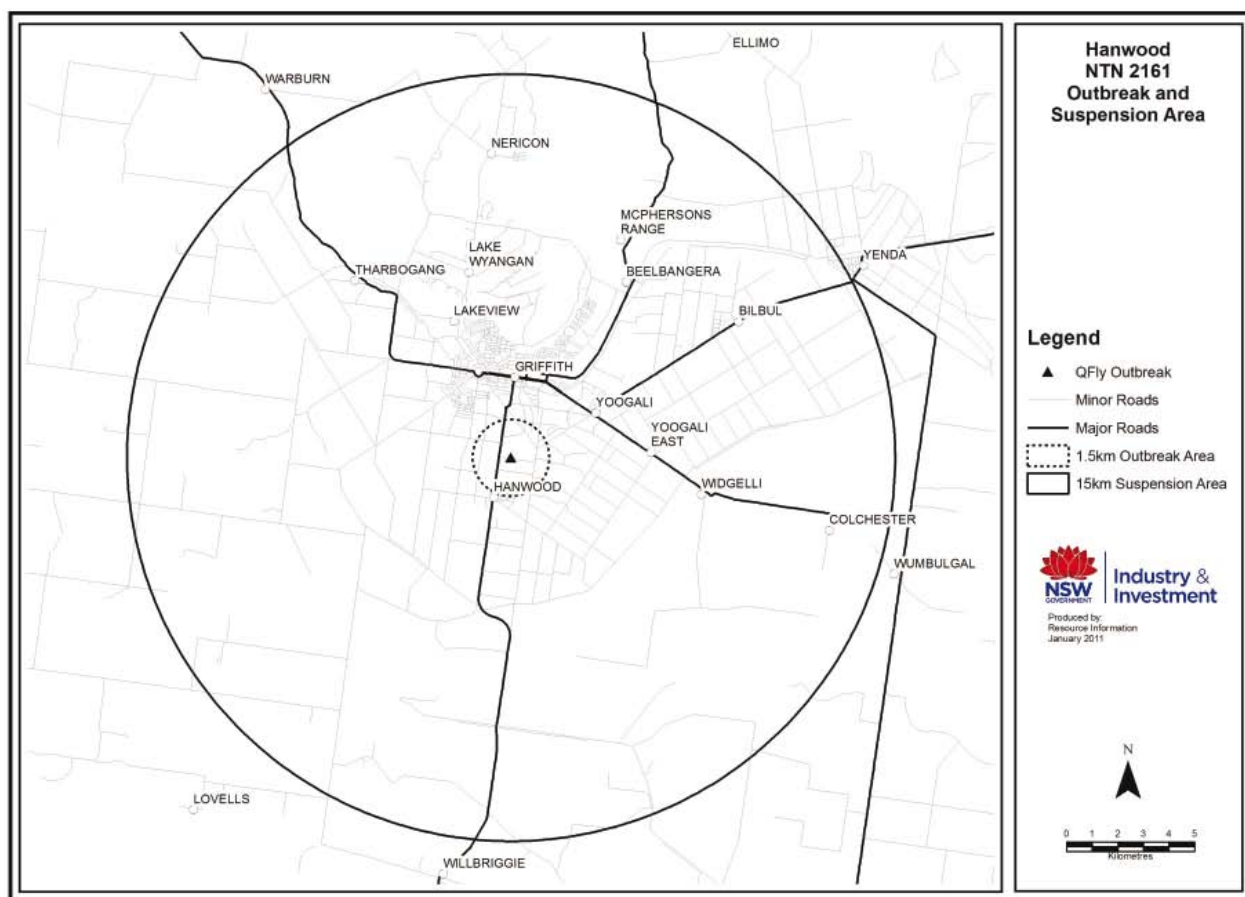
Abiu	Chilli	Lime	Persimmon
Acerola	Citron	Loganberry	Plum
Apple	Cumquat	Longan	Plumcot
Apricot	Custard Apple	Loquat	Pomegranate
Avocado	Date	Lychee	Prickly Pear
Babaco	Durian	Mandarin	Pummelo
Banana	Eggplant	Mango	Quince
Black Sapote	Feijoa	Mangosteen	Rambutan
Blackberry	Fig	Medlar	Raspberry
Blueberry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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.316927 South and 146.04881 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.316927 South and 146.04881 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Hanwood North NTN 2161 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, YOOGALI NTN 2760) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Yoogali NTN 2760) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-253.

SCHEDULE 1 – Host fruit

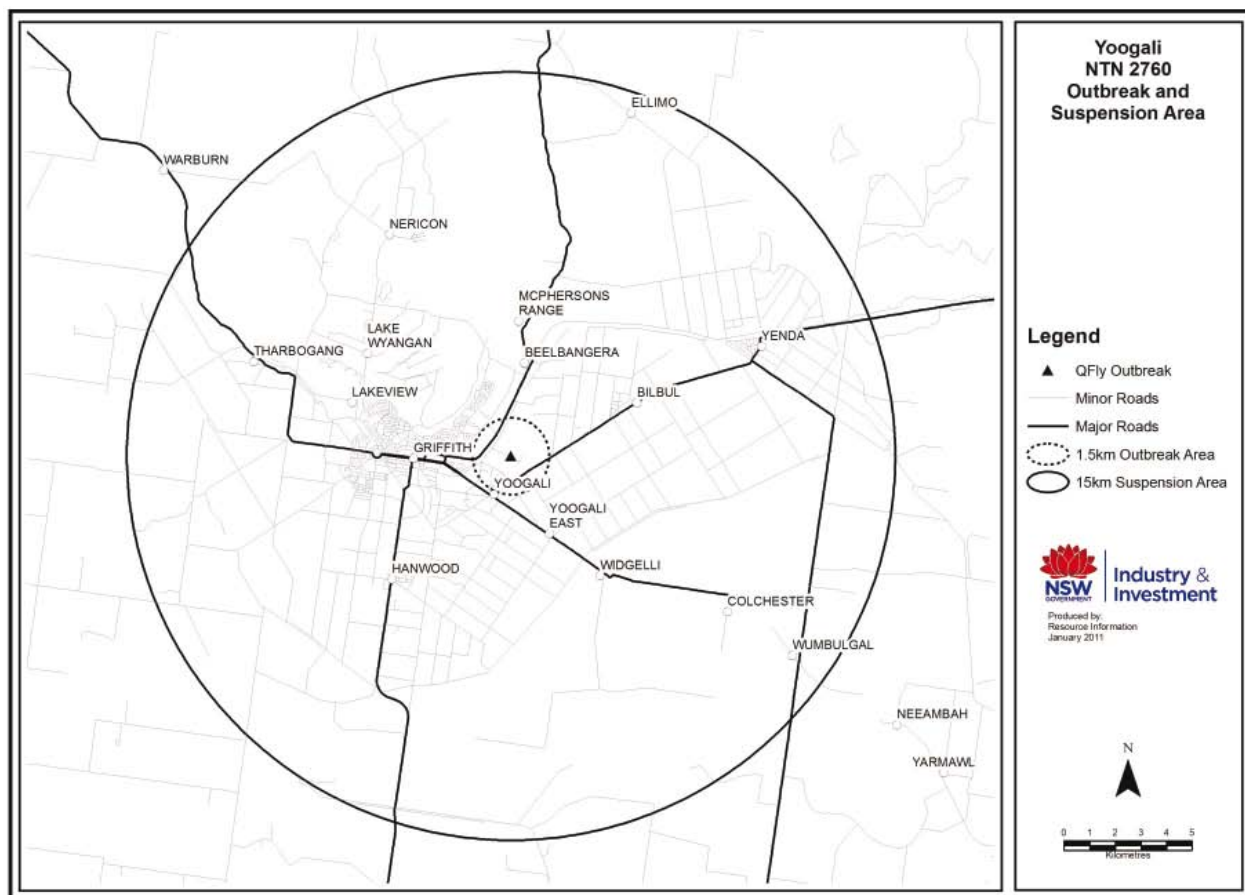
Abiu	Chilli	Lime	Persimmon
Acerola	Citron	Loganberry	Plum
Apple	Cumquat	Longan	Plumcot
Apricot	Custard Apple	Loquat	Pomegranate
Avocado	Date	Lychee	Prickly Pear
Babaco	Durian	Mandarin	Pummelo
Banana	Eggplant	Mango	Quince
Black Sapote	Feijoa	Mangosteen	Rambutan
Blackberry	Fig	Medlar	Raspberry
Blueberry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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -34.288049 South and 146.092247 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -34.288049 South and 146.092247 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Yoogali NTN 2760 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, HILLSTON NTN 2289) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Hillston NTN 2289) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-250.

SCHEDULE 1 – Host fruit

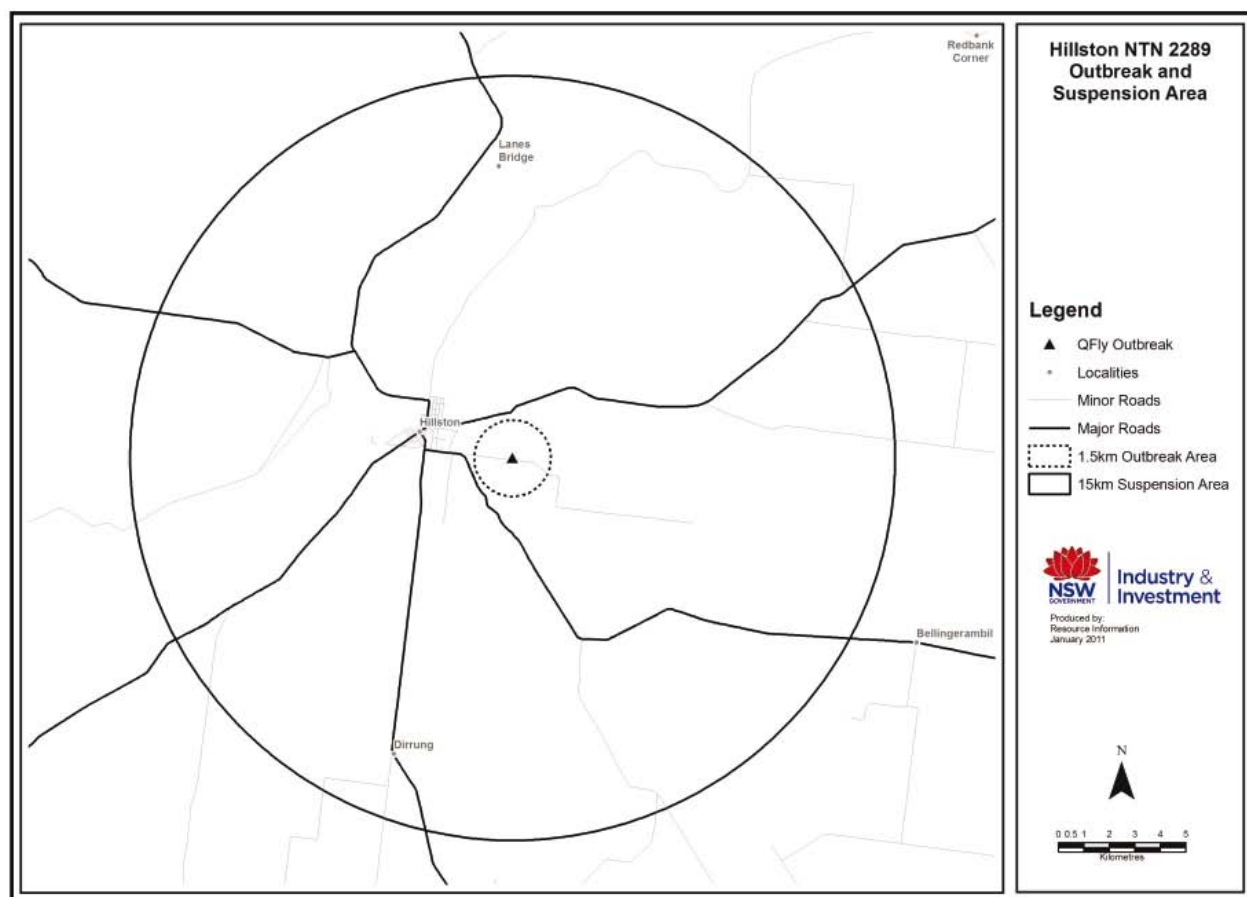
Abiu	Chilli	Lime	Persimmon
Acerola	Citron	Loganberry	Plum
Apple	Cumquat	Longan	Plumcot
Apricot	Custard Apple	Loquat	Pomegranate
Avocado	Date	Lychee	Prickly Pear
Babaco	Durian	Mandarin	Pummelo
Banana	Eggplant	Mango	Quince
Black Sapote	Feijoa	Mangosteen	Rambutan
Blackberry	Fig	Medlar	Raspberry
Blueberry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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -33.495336 South and 145.570515 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -33.495336 South and 145.570515 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Hillston NTN 2289 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, HANWOOD NTN 2168) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Hanwood NTN 2168) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

NTN means national trap number.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

- (i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;
- (ii) the Suspension Area must not be moved into the Outer Area, except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

- (i) specifying the origin of the host fruit; and
- (ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and
- (iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-251.

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees – 34.331532 South and 146.038459 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees – 34.331532 South and 146.038459 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Hanwood NTN 2168 Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

PLANT DISEASES (FRUIT FLY OUTBREAK, ELLERSLIE) ORDER 2011

under the Plant Diseases Act 1924

I, STEVE WHAN, M.P., the Minister for Primary Industries, in pursuance of section 4 of the Plant Diseases Act 1924, being of the opinion that the importation, introduction or bringing of host fruit into specified portions of New South Wales is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into specified portions of New South Wales, make the following Order regulating the importation, introduction or bringing of host fruit into specified portions of New South Wales.

1 Name of Order

This Order is the Plant Diseases (Fruit Fly Outbreak, Ellerslie) Order 2011.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Definitions

In this Order:

approved treatment means a treatment or schedule of treatments relevant to the type of host fruit or manner of harvest as specified in Schedule 6.

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

certificate means a Plant Health Certificate or a Plant Health Assurance Certificate.

Certification Assurance Arrangement means an arrangement approved by the Department which enables a business accredited under the arrangement to certify that certain quarantine requirements have been satisfied for the movement of host fruit to interstate and/or intrastate markets.

Note: An example of an approved Certification Assurance Arrangement is the Interstate Certification Assurance (ICA) Scheme.

Department means Industry and Investment, NSW – Primary Industries.

free of broken skin means the skin has no preharvest cracks, punctures, pulled stems or other breaks which penetrate through the skin and that have not healed with callus tissue.

host fruit means the fruit specified in Schedule 1, being fruit which is susceptible to infestation by Queensland fruit fly.

lot means a discrete quantity of fruit received from one grower at one time.

Outbreak Area means the portion of New South Wales described in Schedule 2.

Outer Area means the portion of New South Wales known as the NSW Fruit Fly Exclusion Zone, as specified in Proclamation P184 published in *NSW Government Gazette* No. 152 of 28 November 2008 at pages 11434 to 11435, excluding the Outbreak Area and the Suspension Area.

Plant Health Assurance Certificate means a certificate issued by a business accredited under a Certification Assurance Arrangement.

Plant Health Certificate means a certificate issued by an authorised person.

Queensland fruit fly means the pest *Bactrocera tryoni* (Froggatt).

Suspension Area means the portion of New South Wales described in Schedule 3.

the Act means the Plant Diseases Act 1924.

Note: **covering** or **package**, **inspector**, **occupier** and **owner** all have the same meaning as in the Act.

4 Regulation of the movement of host fruit

Pursuant to section 4 (1) of the Act the importation, introduction or bringing of host fruit into specified portions of New South Wales is regulated as follows:

(a) Host fruit that originates from or has moved through:

(i) the Outbreak Area must not be moved into the Suspension Area or the Outer Area;

(ii) the Suspension Area must not be moved into the Outer Area,

except for such movements as are specified in Schedule 5 and which comply with the relevant conditions of exception set out in Schedule 5; and

(b) The movement of any host fruit in accordance with Schedule 5 must be accompanied by a certificate:

(i) specifying the origin of the host fruit; and

(ii) in the case of a Plant Health Certificate, certifying that the host fruit has been treated in the manner specified in Schedule 6; and

(iii) in the case of a Plant Health Assurance Certificate, certifying that the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement.

Dated this 1st day of February 2011.

STEVE WHAN, M.P.,
Minister for Primary Industries

Note: The Department's reference is O-257

SCHEDULE 1 – Host fruit

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

SCHEDULE 2 – Outbreak Area

The portion of New South Wales within a 1.5 kilometre radius of the coordinates decimal degrees -33.80872 South and 142.02888 East, being the area within the 1.5 kilometre radius circle (broken line) in the map in Schedule 4.

SCHEDULE 3 – Suspension Area

The portion of New South Wales within a 15 kilometre radius of coordinates decimal degrees -33.80872 South and 142.02888 East (excluding the Outbreak Area), being the area between the 1.5 kilometre radius circle (broken line) and the 15 kilometre radius circle (unbroken line) in the map in Schedule 4.

SCHEDULE 4 – Map of the Ellerslie Outbreak Area and Suspension Area

SCHEDULE 5 – Exceptions for movement of host fruit**Host fruit that has received an approved treatment**

1. Movement of host fruit that has received an approved treatment prior to movement, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure that:
 - (i) any used packaging or coverings containing host fruit are free of soil, plant residues and other organic matter; and
 - (ii) in the case of host fruit that has been consigned as a lot for the purpose of producing smaller packs of host fruit and has been repacked in smaller packs, the host fruit has been received, handled, stored and repacked under secure conditions which prevent infestation by Queensland fruit fly; and
 - (iii) any individual package contains only one kind of host fruit; and
 - (iv) all previous incorrect information displayed on the outer covering of the package is removed and the outer covering is legibly marked with the following information:
 - (A) the district of production; and
 - (B) the name, address, postcode and the State or Territory of both the grower and the packer; or where the business is sourcing from multiple growers, the name, address, postcode and the State or Territory of the packer; and
 - (C) a brief description of the contents of the package;or
 - (v) where the host fruit originates from a property or facility which is owned or occupied by a business accredited under a Certification Assurance Arrangement, the host fruit is packed, labelled and certified in accordance with any conditions prescribed in the Certification Assurance Arrangement.

Untreated host fruit for processing

2. Movement of untreated host fruit for processing, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and
 - (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit is securely covered by a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (iii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iv) the transport vehicle is free of all soil and plant debris after loading; and
 - (v) the transport vehicle travels by the most direct route to the receiving processor; and
 - (c) The owner or occupier of the property or facility at which the host fruit is to be processed must ensure:
 - (i) the host fruit is processed within 24 hours of receipt; and
 - (ii) all measures to avoid spillage of host fruit are taken and where spillages occur, must be disposed of in a manner generally accepted as likely to prevent the spread of Queensland fruit fly; and
 - (iii) all processing wastes must be disinfested by heat or freezing or be buried.

Outer Area host fruit on a direct journey through the Outbreak Area or Suspension Area into the Outer Area

3. Movement of host fruit originating within the Outer Area and moving on a direct journey through the Outbreak Area or the Suspension Area into the Outer Area, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit is securely transported by covering with a tarpaulin, shade cloth, bin cover or other covering or contained within the covered transport vehicle so as to prevent infestation by Queensland fruit fly and spillage during transportation.

Untreated Suspension Area host fruit on a direct journey to an end destination having no restrictions on account of Queensland fruit fly

4. Movement of host fruit originating within the Suspension Area and moving on a direct journey to an end destination which has no restrictions on account of Queensland fruit fly, subject to the following conditions:
 - (a) The owner or occupier of the property or facility from which the host fruit originates must ensure that the host fruit remains under secure conditions from post harvest to the time of dispatch and transport, except when impractical during packing and grading activities; and

- (b) Prior to movement, the owner or occupier of the property or facility from which the host fruit originates must ensure:
 - (i) all bins or containers and any vehicles to be used for the transportation of host fruit (“transport vehicle”) are free from all plant debris and soil prior to packing and loading; and
 - (ii) the host fruit must be loaded onto or into a transport vehicle on a hard surface and not within the orchard from which the host fruit was sourced; and
 - (iii) the transport vehicle is free of all soil and plant debris after loading; and
 - (iv) the host fruit is transported under secure conditions that include:
 - (A) unvented packages or vented packages with the vents secured with mesh with a maximum aperture of 1.6mm prior to dispatch; or
 - (B) shrink-wrapped and sealed as a palletised unit; or
 - (C) fully enclosed under tarpaulins, shade cloth, bin cover or other covering which provides a maximum aperture of 1.6mm,so as to prevent infestation by Queensland fruit fly and spillage during transportation; and
 - (v) the transport vehicle travels by the most direct route.

SCHEDULE 6 – Approved treatments for host fruit

Preharvest Treatment and Inspection

1. Tomatoes:
 - (a) treated preharvest with an application of dimethoate or fenthion or trichlorfon in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
2. Capsicums and chillies:
 - (a) treated preharvest with an application of dimethoate in accordance with all label directions for the control of Queensland fruit fly, and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
3. Stonefruit:
 - (a) treated preharvest with an application of fenthion in accordance with all label directions for the control of Queensland fruit fly; and
 - (b) inspected postharvest at the rate of at least 1 package in every 100 or part thereof, and found free of fruit fly larvae and free of broken skin.
4. Table grapes:
 - (a) treated preharvest for the control of Queensland fruit fly, with a program of:
 - (i) bait sprays with an insecticide containing 0.24 g/L spinosad as the only active constituent in accordance with all label directions; or
 - (ii) bait sprays with an insecticide containing 1150 g/L maldison as the only active constituent in accordance with all label and APVMA permit (PER12359) directions; or
 - (iii) cover sprays using an insecticide containing 550 g/L fenthion as the only active constituent in accordance with all label and APVMA permit (PER11643) directions; and
 - (b) inspected postharvest where a sample of the fruit is inspected and found free of fruit fly larvae and free of broken skin.

Postharvest Dimethoate Dip

5. Any host fruit, excluding capsicum (hollow-fruited), chilli (hollow-fruited), cumquat and strawberries, treated with a postharvest dip using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions; where dipping is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and
 - (b) Pomefruit, where a non-recovery gloss wax and or a compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Dimethoate Flood Spray

6. Any host fruit, excluding cumquat, eggplant and strawberries, treated with a postharvest flood spray using an insecticide containing 400 g/L dimethoate as its only active constituent in accordance with all label and APVMA permit (PER12074) directions, where spraying is the last treatment before packing except in the case of:
 - (a) Citrus, where a non-recovery gloss wax coating and or a compatible fungicide as specified on the label may be applied within 24 hours of treatment; and

- (b) Pomefruit, where a non-recovery gloss wax coating and or compatible fungicide as specified on the label may be applied within 3 hours of treatment.

Postharvest Methyl Bromide Fumigation

- 7. Any host fruit fumigated postharvest with a fumigant containing 1000 g/kg methyl bromide as its only active constituent in accordance with all label and APVMA permit (PER10699) directions, at the following rates:
 - (a) 10°C – 14.9°C at 48 g/m³ for 2 hours; or
 - (b) 15°C – 20.9°C at 40 g/m³ for 2 hours; or
 - (c) 21°C – 25.9°C at 32 g/m³ for 2 hours; or
 - (d) 26°C – 31.9°C at 24 g/m³ for 2 hours.

Postharvest Cold Treatment

- 8. Any appropriate host fruit treated postharvest at a temperature of:
 - (a) 0°C ± 0.5°C for a minimum of 14 days; or
 - (b) 1°C – 3°C ± 0.5°C for a minimum of 16 days (Lemons minimum 14 days).

Land and Property Management Authority

ARMIDALE OFFICE

108 Faulkner Street (PO Box 199A), Armidale NSW 2350

Phone: (02) 6770 3100 Fax (02) 6772 8782

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder, are appointed for the terms of office specified, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Kelvin GLEESON (re-appointment), Graeme James SMITH (re-appointment), Jeffrey Roger DEZIUS (new appointment), Robert BAKER (new appointment), John Henry HYATT (new appointment), Robert John DWYER (new appointment).	Bundarra Recreation Reserve Trust.	Reserve No.: 91106. Public Purpose: Public recreation. Notified: 14 April 1978. File No.: AE81 R 46.

Term of Office

For a term commencing 1 January 2011 and expiring
31 December 2015.

GOULBURN OFFICE**159 Auburn Street (PO Box 748), Goulburn NSW 2580****Phone: (02) 4824 3700****Fax: (02) 4822 4287****APPOINTMENT OF TRUST BOARD MEMBERS**

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedules hereunder, are appointed for the terms of office specified, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedules.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
John Clarence ENGLAND (re-appointment).	Adaminaby Golf Course Reserve Trust.	Reserve No.: 1002938. Public Purpose: Public recreation and environmental protection. Notified: 19 May 2000. File No.: GB00 R 12.

Term of Office

For a term commencing the date of this notice and expiring
29 December 2015.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Jason Luke HINDMARSH (new member), John Robert HINDMARSH (new member).	Gundillion Recreation Reserve Trust.	Reserve No.: 46380. Public Purpose: Public recreation. Notified: 8 March 1911. File No.: 08/6558.

Term of Office

For a term commencing the date of this notice and expiring
18 December 2013.

GRAFTON OFFICE
76 Victoria Street (PO Box 272), Grafton NSW 2460
Phone: (02) 6640 3400 Fax: (02) 6642 5375

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

IN pursuance of the provisions of section 151, Roads Act 1993, the Crown roads specified in Schedule 1 is hereby transferred to the Roads Authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from the date, the road specified in Schedule 1, ceases to be Crown road.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE 1

*Parish – North Bellingen; County – Ralieggh;
Land District – Bellingen; Shire – Bellingen Shire Council*

Road south of Lots 364 and 365, DP 755553.

Width to be Transferred: Whole width.

SCHEDULE 2

Roads Authority: Bellingen Shire Council.

Council Reference: 2010/af-307, L991, L992.

LPMA Reference: 11/00891.

SCHEDULE 1

*Parish – Buller; County – Buller;
Land District – Casino; Shire – Kyogle Council*

The un-named section of Crown road known as Goanna Creek Road commencing at its intersection with Duck Creek Road and then running in a generally south-easterly direction through Lot 14, DP 751047; Lots 1 and 2, DP 747578 and Lots 7 and 10, DP 751047, through to a point approximately 40 metres past the point where the Crown road meets the northernmost boundary of Lot 6, DP 751047.

Width to be Transferred: Whole width.

SCHEDULE 2

Roads Authority: Kyogle Council.

Council Reference: GAK:JHH, Road Closing.

LPMA Reference: 10/14587.

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

Land District – Lismore; L.G.A. – Richmond Valley

Road Closed: Lot 1, DP 1156485 at East Coraki, Parish Coraki, County Rous.

File No.: GF07 H 81.

Schedule

On closing, the land within Lot 1, DP 1156485 remains vested in the State of New South Wales as Crown Land.

ERRATUM

*Land District – Grafton;
Council – Clarence Valley Council*

THE notification appearing in the *New South Wales Government Gazette* of 21 January 2011, Folio 129, under the heading "Addition to Reserved Crown Land" in respect of Lot and DP, in the description, replace "Lot 7009 DP92626" with, "Lot 7009 DP92606".

File No.: GF80 R 269.

TONY KELLY, M.L.C.,
Minister for Lands

GRIFFITH OFFICE
2nd Floor, Griffith City Plaza,
120–130 Banna Avenue (PO Box 1030), Griffith NSW 2680
Phone: (02) 6962 3600 Fax: (02) 6962 5670

NOTIFICATION OF CLOSING OF PUBLIC ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

*Parish – Willimbong; County – Cooper;
Land of District – Yanco; L.G.A. – Leeton*

Road Closed: Lot 1, DP 1158841 at Corbie Hill.

File No.: GH03 H 84 (MR).

Schedule

On closing, the land comprised in Lot 1, DP 1158841 becomes vested in Leeton Shire Council as operational land for the purposes of the Local Government Act 1993.

Council's Reference: JB/VH/82.08/09.

Description

*Parish – Edon; County – Cooper;
Land District – Yanco; L.G.A. – Leeton*

Road Closed: Lots 1 and 2, DP 1146716.

File No.: LN95 H 31 (MR).

Schedule

On closing, title to the land comprised in Lots 1 and 2 remains vested in the Crown as Crown Land.

MOREE OFFICE**Frome Street (PO Box 388), Moree NSW 2400****Phone: (02) 6750 6400 Fax: (02) 6752 1707****NOTIFICATION OF CLOSING OF ROADS**

IN pursuance of the provisions of the Roads Act 1993, the roads hereunder described are closed and the land comprised therein ceases to be public road and the rights of passage and access that previously existed in relation to the roads is extinguished. On road closing, title to the land comprising the former public roads vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

*Land District – Narrabri; Council – Narrabri;
Parish – Lindesay; County – Nandewar*

Roads Closed: Lot 1 in DP 1145037.

File No.: ME06 H 243.

Schedule

On closing, title to the land within Lot 1 in DP 1145037 remains vested in the State of New South Wales as Crown Land.

Description

*Land District – Wyallda; Council – Gwydir;
Parish – Hadleigh; County – Burnett*

Roads Closed: Lot 1 in DP 1157599.

File No.: ME06 H 255.

Schedule

On closing, title to the land within Lot 1 in DP 1157599 remains vested in the State of New South Wales as Crown Land.

Description

*Land District – Moree; Council – Moree Plains;
Parishes – Finley, Kinnimo and Willmill;
County – Stapylton*

Roads Closed: Lots 1, 2 and 3 in DP 1159921.

File No.: ME05 H 401.

Schedule

On closing, title to the land within Lots 1, 2 and 3 in DP 1159921 remains vested in the State of New South Wales as Crown Land.

Description

*Land District – Bingara; Council – Gwydir;
Parish – Pallal; County – Murchison*

Roads Closed: Lots 1 and 2 in DP 1159923.

File No.: ME05 H 194.

Schedule

On closing, title to the land within Lots 1 and 2 in DP 1159923 remains vested in the State of New South Wales as Crown Land.

ERRATUM

IN the notification which appeared in the *New South Wales Government Gazette* of 19th November 2010, Folio 5514, under the heading "Notification of Closing of Roads" relating to the entry for File No.: 08/2135 the Lots should read Lot 1 in Deposited Plan 1158772 and Lot 2 in Deposited Plan 1158796 in lieu of Lot 1 in Deposited Plan 1158796.

File No.: 08/2135.

TONY KELLY, M.L.C.,
Minister for Lands

REVOCATION OF RESERVATION OF CROWN LAND

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown Land specified in Column 1 of the Schedule hereunder, is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE*Column 1*

Land District: Narrabri.
Local Government Area:
Walgett Shire Council.
Locality: Burren Junction.
Reserve No.: 60917.
Public Purpose: Camping
and travelling stock.
Notified: 25 January 1929.
File No.: ME96 H 19.

Column 2

Lot 1, DP No. 1153934,
Parish Burren East, County
Jamison, area of about 9.067
hectares.

Note: Subsequent to this revocation it is intended that Lot 1 in Deposited Plan 1153934 be sold to Walgett Shire Council.

WITHDRAWAL OF RESERVE FROM CONTROL OF LIVESTOCK HEALTH AND PEST AUTHORITY

PURSUANT to section 86(1) of the Rural Lands Protection Act 1998, the part of the reserve specified in Column 1 of the Schedule hereunder, is withdrawn from the control of the authority specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE*Column 1*

Land District: Narrabri.
Livestock Health and Pest
Authority District:
North West.
Local Government Area:
Walgett Shire Council.
Locality: Burren Junction.

Column 2

North West Livestock Health
and Pest Authority.

Column 1

Reserve No. 60917, for the public purpose of camping and travelling stock, notified in the *New South Wales Government Gazette* of 25 January 1929, being an area of about 9.067 hectares and identified by Lot 1, DP 1153934, Parish of Burren East, County of Jamison revoked this day.
File No.: ME96 H 19.

Column 2

REVOCATION OF RESERVATION OF CROWN LAND

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown Land specified in Column 1 of the Schedule hereunder, is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Column 1

Land District: Narrabri.
Local Government Area: Walgett Shire Council.
Locality: Burren Junction.
Reserve No.: 160024.
Public Purpose: Future public requirements.
Notified: 29 April 1988.
File No.: ME96 H 19.

Column 2

Lot 49, DP No. 40744,
Parish Burren East, County Jamison, total area of about 3.352 hectares.

Note: Subsequent to this revocation it is intended that Lot 49 in Deposited Plan 40744 be sold to Walgett Shire Council.

NEWCASTLE OFFICE**437 Hunter Street, Newcastle NSW 2300 (PO Box 2185, Dangar NSW 2309****Phone: (02) 4920 5000****Fax: (02) 4925 3489****NOTIFICATION OF CLOSING OF PUBLIC ROAD**

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

*Parish – Popran; County – Northumberland;
Land District – Gosford; L.G.A. – Gosford*

Road Closed: Lots 1 and 2, DP 1152765 (not being land under the Real Property Act).

File No.: MD06 H 91.

Schedule

On closing, the land within Lots 1 and 2, DP 1152765 remains vested in the State of New South Wales as Crown Land.

**DECLARATION OF A PUBLIC PURPOSE
PURSUANT TO SECTION 3 OF THE CROWN
LANDS ACT 1989**

PURSUANT to section 3 of the Crown Lands Act 1989, “recreational fishing” is declared to be a public purpose for the purposes of section 87 of the said Act.

TONY KELLY, M.L.C.,
Minister for Lands

NOWRA OFFICE
5 O’Keefe Avenue (PO Box 309), Nowra NSW 2541
Phone: (02) 4428 9100 Fax: (02) 4421 2172

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

*Parish – Broughton; County – Camden;
Land District – Kiama; Local Government Area – Kiama*

Road Closed: Lot 1, DP 1158331 at Rose Valley, subject to a right of carriageway created by DP 1158331.

File No.: NA07 H 154.

Schedule

On closing, the land within Lot 1, DP 1158331 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Meringo; County – Auckland;
Land District – Bega;
Local Government Area – Bega Valley*

Road Closed: Lots 1 to 7, DP 1157601 at Buckajo and Numbugga, subject to rights of carriageway created by DP 1157601.

File No.: 09/05445-7.

Schedule

On closing, the land within Lots 1-7, DP 1157601 remains vested in the State of New South Wales as Crown Land.

APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

PURSUANT to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder, is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Column 1

Crown Lands Reserve Trust.

Column 2

Reserve No.: 180069.
Public Purpose: Port facilities and services.
Notified: 28 June 1996.
File No.: NA96 R 16.

ORANGE OFFICE
92 Kite Street (PO Box 2146), Orange NSW 2800
Phone: (02) 6391 4300 Fax: (02) 6362 3896

NOTIFICATION OF CLOSING OF PUBLIC ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

*Parish – Bangaroo; County – Bathurst;
Land District – Cowra; L.G.A. – Cowra*

Road Closed: Lot 1 in Deposited Plan 1158400.

File No.: OE05 H 285.

Schedule

On closing, title to the land comprised in Lot 1 remains vest in the Crown as Crown Land.

Description

*Parish – Orange; County – Wellington;
Land District – Orange*

Road Closed: Lot 4 in Deposited Plan 1108024.

File No.: 10/15604.

Schedule

On closing, the land within Lot 4 in DP 1108024 remains vested in Orange City Council as operational land for the purposes of the Local Government Act 1993.

Council Reference: PR 21760.

Description

*Parish – Eusdale; County – Roxburgh;
Land District – Bathurst; L.G.A. – Bathurst Regional*

Road Closed: Lot 1, DP 1159664 (not being land under the Real Property Act).

File No.: CL/00191.

Schedule

On closing, the land within Lot 1, DP 1159664 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Cargo; County – Ashburnham;
Land District – Molong; L.G.A. – Cabonne*

Road Closed: Lot 1, DP 1158246 (subject to easement created by Deposited Plan 1158246 and not being land under the Real Property Act).

File No.: OE00 H 169.

Schedule

On closing, the land within Lot 1, DP 1159664 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Abercorn; County – Westmoreland;
Land District – Lithgow; L.G.A. – Oberon*

Road Closed: Lots 1 and 2, DP 1152451 (subject to Right of Carriageway created by Deposited Plan 1152451 and not being land under the Real Property Act).

File No.: CL/00222.

Schedule

On closing, the land within Lots 1 and 2, DP 1152451 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Cullen Bullen; County – Roxburgh;
Land District – Lithgow; L.G.A. – Lithgow*

Road Closed: Lot 1, DP 1159667 (not being land under the Real Property Act).

File No.: CL/00339.

Schedule

On closing, the land within Lot 1, DP 1159667 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Apsley; County – Bathurst;
Land District – Bathurst; L.G.A. – Bathurst Regional*

Road Closed: Lot 1, DP 1158235 (not being land under the Real Property Act).

File No.: 08/6523.

Schedule

On closing, the land within Lot 1, DP 1158235 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Kamandra; County – Ashburnham;
Land District – Parkes; L.G.A. – Parkes*

Road Closed: Lot 1, DP 1159663 (not being land under the Real Property Act).

File No.: CL/00151.

Schedule

On closing, the land within Lot 1, DP 1159663 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Tongbong; County – Phillip;
Land District – Rylstone; L.G.A. – Mid-Western Regional*

Road Closed: Lot 1, DP 1159640 (not being land under the Real Property Act).

File No.: CL/00409.

Schedule

On closing, the land within Lot 1, DP 1159640 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Goobang; County – Ashburnam;
Land District – Parkes; L.G.A. – Parkes*

Road Closed: Lots 1 and 2, DP 1159376 (subject to easement for access created by Deposited Plan 1159376 and not being land under the Real Property Act).

File No.: CL/00468.

Schedule

On closing, the land within Lots 1 and 2, DP 1159376 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Errol; County – Bathurst;
Land District – Blayney; L.G.A. – Blayney*

Road Closed: Lot 1, DP 1159654 (not being land under the Real Property Act).

File No.: CL/00518.

Schedule

On closing, the land within Lot 1, DP 1159654 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Tongbong; County – Phillip;
Land District – Rylstone; L.G.A. – Mid-Western Regional*

Road Closed: Lot 1, DP 1158799 (not being land under the Real Property Act).

File No.: CL/00771.

Schedule

On closing, the land within Lot 1, DP 1158799 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Cullen Bullen; County – Roxburgh;
Land District – Lithgow; L.G.A. – Lithgow*

Road Closed: Lot 1, DP 1158238 (subject to easement created by Deposited Plan 1158238 and not being land under the Real Property Act).

File No.: 08/4193.

Schedule

On closing, the land within Lot 1, DP 1158238 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Clandulla; County – Roxburgh;
Land District – Rylstone; L.G.A. – Lithgow*

Road Closed: Lot 1, DP 1158632 (not being land under the Real Property Act).

File No.: 08/0150.

Schedule

On closing, the land within Lot 1, DP 1158632 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Capertee; County – Roxburgh;
Land District – Rylstone; L.G.A. – Lithgow*

Road Closed: Lot 1, DP 1158240 (not being land under the Real Property Act).

File No.: 08/0156.

Schedule

On closing, the land within Lot 1, DP 1158240 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Beaufort; County – Bathurst;
Land District – Blayney; L.G.A. – Blayney*

Road Closed: Lot 1, DP 1158395 (not being land under the Real Property Act).

File No.: CL/00078.

Schedule

On closing, the land within Lot 1, DP 1158395 remains vested in the State of New South Wales as Crown Land.

Description

*Town – Glen Davis; Parish – Gindantherie;
County – Cook; Land District – Lithgow; L.G.A. – Lithgow*

Road Closed: Lot 1, DP 1158149 (not being land under the Real Property Act).

File No.: 08/7886.

Schedule

On closing, the land within Lot 1, DP 1158149 remains vested in the State of New South Wales as Crown Land.

Description

*Parishes – Walberton and Warrangunia;
County – Roxburgh; Land District – Bathurst;
L.G.A. – Mid-Western Regional*

Road Closed: Lots 1, 2, 3 and 4, DP 1159658 (subject to easement and right of access created by DP 1159658 and not being land under the Real Property Act).

File No.: 08/0143.

Schedule

On closing, the land within Lots 1, 2, 3 and 4, DP 1159658 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Capertee; County – Roxburgh;
Land District – Rylstone; L.G.A. – Lithgow*

Road Closed: Lot 1, DP 1159655 (not being land under the Real Property Act).

File No.: 08/0019.

Schedule

On closing, the land within Lot 1, DP 1159655 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Goimbla; County – Ashburnham;
Land District – Molong; L.G.A. – Cabonne*

Road Closed: Lot 1, DP 1159660 (not being land under the Real Property Act).

File No.: 08/3702.

Schedule

On closing, the land within Lot 1, DP 1159660 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Ellerslie; County – Cunningham;
Land District – Condobolin; L.G.A. – Lachlan*

Road Closed: Lot 1, DP 1159653 (subject to right of access created by DP 1159653 and not being land under the Real Property Act).

File No.: CL/00452.

Schedule

On closing, the land within Lot 1, DP 1159653 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Mingelo; County – Narromine;
Land District – Parkes; L.G.A. – Parkes*

Road Closed: Lot 1, DP 1159662 (not being land under the Real Property Act).

File No.: 09/04125.

Schedule

On closing, the land within Lot 1, DP 1159662 remains vested in the State of New South Wales as Crown Land.

CROWN LANDS ACT 1989

Erratum

IN the notice appearing in the *New South Wales Government Gazette* No. 6 of the 21 January 2011, Folio 134, under the heading “NOTIFICATION OF CLOSING OF ROAD”, in respect of Road Closed: Lots 4 & 5, DP1152776 at Millthorpe, Parish: Lindsay, County Graham should be deleted and Parishes Lindsay and Graham, County Bathurst, inserted in lieu.

File No.: 09/001178.

SYDNEY METROPOLITAN OFFICE
Level 12, Macquarie Tower, 10 Valentine Avenue, Parramatta 2150
(PO Box 3935, Parramatta NSW 2124)
Phone: (02) 8836 5300 Fax: (02) 8836 5365

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

Parish – Maroota; County – Cumberland;
Land District – Windsor;
Local Government Area – The Hills Shire

Road Closed: Lot 101, DP 1156031 at Cattai.

File No.: 09/07378.

Schedule

On closing, title for the land in Lot 101, DP 1156031 will remain vested in the State of New South Wales as Crown Land.

Description

Parish – Hunters Hill; County – Cumberland;
Land District – Metropolitan;
Local Government Area – Ryde

Road Closed: Lot 1, DP 1156088 at North Ryde.

File No.: 08/11203.

Schedule

On closing, title for the land in Lot 1, DP 1156088 will remain vested in the State of New South Wales as Crown Land.

AUTHORISATION OF ADDITIONAL PURPOSE

IT is hereby notified pursuant to section 121A of the Crown Lands Act 1989, that the purpose specified in Column 1 of the Schedule hereunder, is applied to the whole of the reserve specified opposite thereto in Column 2.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE*Column 1*

Community purposes.

Column 2

Reserve No.: 91282.
 Public Purpose: Child welfare.
 Notified: 3 November 1978.
 File No.: 11/00880.

RESERVATION OF CROWN LAND

PURSUANT to section 87 of the Crown Lands Act 1989, the Crown Lands specified in Column 1 of the Schedule hereunder, are reserved as specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE*Column 1*

Land District: Willyama.
 Local Government Area:
 Unincorporated.
 Locality: Silverton.
 Lots 1 to 4 in DP 1147150.
 Parish: Lewis.
 County: Yancowinna.
 Area: 32079 hectares.

Column 2

Reserve No. 1014588 for the public purpose of electricity generation and supply.
 File No.: 09/07929.

TAMWORTH OFFICE**25-27 Fitzroy Street (PO Box 535), Tamworth NSW 2340****Phone: (02) 6764 5100****Fax: (02) 6766 3805****NOTIFICATION OF CLOSING OF A ROAD**

IN pursuance to the provisions of the Roads Act 1993, the road hereunder specified is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished.

TONY KELLY, M.L.C.,
Minister for Lands

Description

*Locality – Moonbi; Land District – Tamworth;
L.G.A. – Tamworth*

Road Closed: Lot 1 in Deposited Plan 1157778, Parish Perry, County Inglis.

File No.: 07/2526.

Note: On closing, title to the land comprised in Lot 1 will remain vested in the State of New South Wales as Crown Land.

Description

*Locality – Garthowen; Land District – Tamworth;
L.G.A. – Tamworth*

Road Closed: Lots 1 and 2 in Deposited Plan 1159086, Parish Burdekin, County Inglis.

File No.: TH05 H 102.

Note: On closing, title to the land comprised in Lots 1 and 2 will remain vested in the State of New South Wales as Crown Land.

TAREE OFFICE
98 Victoria Street (PO Box 440), Taree NSW 2430
Phone: (02) 6591 3500 Fax: (02) 6552 2816

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder, are appointed for the terms of office specified, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Tony NEUBAUER (new member), Gary James HALLINAN (new member), Moiria RYAN (re-appointment), Dorothy Jean NELSON (re-appointment).	Grassy Head Nursery Reserve (R97671) Trust.	Reserve No.: 97671. Public Purpose: Soil conservation service depot site. Notified: 1 February 1985. File No.: TE05 R 42.

Term of Office

For a term commencing 10 February 2011 and expiring
9 February 2016.

WESTERN REGION OFFICE
45 Wingewarra Street (PO Box 1840), Dubbo NSW 2830
Phone: (02) 6883 5400 Fax: (02) 6884 2067

WITHDRAWAL OF LANDS FROM WESTERN LANDS LEASES

PURSUANT to section 35Q of the Western Lands Act 1901, the lands described in Column 1 of the Schedule hereunder, are withdrawn from the leases described in Column 2 of the Schedule for the purpose of being dedicated as public roads.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Descriptions

*Counties – Rankin, Booroondarra, Woore and Werunda; Administrative Districts – Cobar and Wilcannia;
Shires – Central Darling and Cobar*

<i>Column 1 Land Withdrawn From Lease (Lot/DP)</i>	<i>Column 2 Lease Affected by Withdrawal</i>	<i>Column 3 Title affected</i>	<i>Column 4 Area Withdrawn from Lease (ha)</i>	<i>Column 5 Lease Area Following Withdrawal (ha)</i>
1/1159947	5553	3275/765500	25.38	8066
2/1159947	8289	3988/766461	29.42	19875
4/1159947	4555	2389/764352	23.25	4831
7/1159947	4553	2390/764353	50.23	4677
8/1159947	4550	2391/764354	9.214	1781
9/1159947 11/1159947 16/1159947	2784	844/761944	112.7	17325
12/1159947	3212	848/761957	53.74	13762
13/1159947	2785	847/761945	148	14332
15/1159947	2786	850/761948	149	23381
17/1159947	19	1/1133646	57.62	13255
18/1159947	16246	2/1133646	68.57	12354
19/1159947	2717	774/762102	16.85	13001
20/1159947	4022	4588/767752	1190m2	3269
21/1159947	2732	775/762082	704.4m2	12273
22/1159947 24/1159947	3290	1129/762535	98.16	19632
25/1159947	3289	1128/762533	129	21268
26/1159947	347	4590/767754	128.1	41129
27/1159947	4565	2397/764360	29.40	4273
28/1159947	2737	780/761963	19.18	13974

File No.: 10/06459.

DEDICATION OF CROWN LAND AS PUBLIC ROAD

PURSUANT to section 12 of the Roads Act, 1993, the Crown Land described hereunder is, from the date of publication of this notice, dedicated as public road. The public road hereby dedicated is declared not to be Crown road within the meaning of the Roads Act 1993.

TONY KELLY, M.L.C.,
Minister for Lands

Descriptions

*Counties – Rankin, Booroondarra, Woore and Werunda;
Administrative Districts – Cobar and Wilcannia;
Shires – Central Darling and Cobar*

Lot 1, DP 1159947; Lot 2, DP 1159947; Lot 3, DP 1159947; Lot 4, DP 1159947; Lot 5, DP 1159947; Lot 6, DP 1159947; Lot 7, DP 1159947; Lot 8, DP 1159947; Lot 9, DP 1159947; Lot 10, DP 1159947; Lot 11, DP 1159947; Lot 12, DP 1159947; Lot 13, DP 1159947; Lot 14, DP 1159947; Lot 15, DP 1159947; Lot 16, DP 1159947; Lot 17, DP 1159947; Lot 18, DP 1159947; Lot 19, DP 1159947; Lot 20, DP 1159947; Lot 21, DP 1159947; Lot 22, DP 1159947; Lot 24, DP 1159947; Lot 25, DP 1159947; Lot 26, DP 1159947; Lot 27, DP 1159947 and Lot 28, DP 1159947.

Note: Affected parts of Crown Reserves 561, 584, 937, 9508, 11342, 45351 and 45353 are hereby revoked.

File No.: 10/06459.

RURAL LANDS PROTECTION ACT 1998

I, ANTHONY BERNARD KELLY, M.L.C., being the Minister administering the Crown Lands Act 1989, do hereby order that pursuant to section 129 of the Rural Lands Protection Act 1998, the establishment of the stock watering place (SWP) specified in Column 1 of the Schedule hereunder, is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Column 1

Stock Watering Place No. 169.
Gazette: 17 September 1889.
Locality: Noona.
Administrative District: Cobar.
Parish: Euchara.
County: Booroondarra.
File No.: 10/06459.

Stock Watering Place No. 170.
Gazette: 6 June 1890.
Locality: Noona.
Administrative District: Cobar.
Parish: Bullabulla.
County: Rankin.
File No.: 10/06459.

Stock Watering Place No. 626.
Gazette: 10 August 1910.
Locality: Noona.
Administrative District: Cobar.
Parish: Donald Plain.
County: Rankin.
File No.: 10/06459.

Column 2

That part within Lot 14, DP 1159947, for an area of 20.04 hectares.

That part within Lot 10, DP 1159947, for an area of 17.41 hectares.

Those parts within Lots 5 and 6, DP 1159947, for an area of 32.09 hectares.

WITHDRAWAL OF LANDS FROM WESTERN LANDS LEASES

PURSUANT to section 35Q of the Western Lands Act 1901, the lands described in Column 1 of the Schedule hereunder, are withdrawn from the leases described in Column 2 of the Schedule for the purpose of being dedicated as public roads.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE**Descriptions**

Counties – Mossgiel and Blaxland; Administrative District – Hillston North; Shires – Central Darling and Carrathool

<i>Column 1 Land Withdrawn From Lease (Lot/DP)</i>	<i>Column 2 Lease Affected by Withdrawal</i>	<i>Column 3 Title affected</i>	<i>Column 4 Area Withdrawn from Lease (ha)</i>	<i>Column 5 Lease Area Following Withdrawal (ha)</i>
1/1158213	WLL 8372	4153/766658	6.698	907.5
2/1158213	WLL 6614	3416/765705	13.16	1123
3/1158213	WLL 5729	3415/765704	29.82	6205
4/1158213	WLL 5981	3425/765714	68.56	12313
5/1158213	WLL 4582	2402/764365	20.44	3075
6/1158213	WLL 4579	2400/764363	21.58	2714
7/1158213	WLL 4581	2401/764364	22.01	2152
8/1158213 9/1158213 10/1158213 12/1158213	WLL 5980	3519/765812 6541/761422	75.46	10133
11/1158213	WLL 3057	4566/762319	13.24	5769
15/1158213	WLL 868	6384/769267	8.433	3903
16/1158213	WLL 1924	6303/769159	27.56	4303
17/1158213	WLL 9112	4602/767766	41.20	890.0
18/1158213 22/1158213	WLL 7297	3608/765960	7.370	15747
21/1158213 23/1158213	WLL 6398	3607/765959	52.96	16121
24/1158213	WLL 3064	4578/762343	4.178	639.3
25/1158213	WLL 993	4577/767711	49.72	6522
26/1158213	WLL 13142	4989/768939	52.67	12791
28/1158213	WLL 12915	4937/43567	32.47	5258
29/1158213	WLL 4446	2270/764153	53.66	3338
31/1158213	WLL 4749	4579/767713	113.0	47641

File No.: 10/6048.

DEDICATION OF CROWN LAND AS PUBLIC ROAD

PURSUANT to section 12 of the Roads Act 1993, the Crown Land described hereunder, is from the date of publication of this notice, dedicated as public road. The public road hereby dedicated is declared not to be Crown road within the meaning of the Roads Act 1993.

TONY KELLY, M.L.C.,
Minister for Lands

Descriptions

*Counties – Mossgiel and Blaxland;
Administrative District – Hillston North;
Shires – Central Darling and Carrathool*

Lot 1, DP 1158213; Lot 2, DP 1158213; Lot 3, DP 1158213; Lot 4, DP 1158213; Lot 5, DP 1158213; Lot 6, DP 1158213; Lot 7, DP 1158213; Lot 8, DP 1158213; Lot 9, DP 1158213; Lot 10, DP 1158213; Lot 11, DP 1158213; Lot 12, DP 1158213; Lot 13, DP 1158213; Lot 14, DP 1158213; Lot 15, DP 1158213; Lot 16, DP 1158213; Lot 17, DP 1158213; Lot 18, DP 1158213; Lot 20, DP 1158213; Lot 21, DP 1158213; Lot 22, DP 1158213; Lot 23, DP 1158213; Lot 24, DP 1158213; Lot 25, DP 1158213; Lot 26, DP 1158213; Lot 27, DP 1158213; Lot 28, DP 1158213; Lot 29, DP 1158213; Lot 30, DP 1158213 and Lot 31, DP 1158213.

Note: Affected parts of Crown Reserves 614, 3103, 3135, 6629, 42782 and 48355 are hereby revoked.

File No.: 10/6048.

NOTIFICATION OF CREATION OF EASEMENT

PURSUANT to Part 4, Division 5, section 52 (1) (b) (ii), Crown Lands Act 1989, the easement described hereunder is created.

TONY KELLY, M.L.C.,
Minister for Lands

Description

*County of Killara; Administrative District of Wilcannia;
Shire of Central Darling*

Purpose: Right of Access.

Land Benefited: Lot 2721, DP 764832.

Land over which Created: The site designated "A" in DP 1154951 affecting Crown reserves 64899 for Commonage (Addn.), notified 9 November 1934, 71522 for Commonage (Addn.), notified 25 May 1945 and 96417 for travelling stock, notified 16 July 1982.

TERMS AND CONDITIONS OF RIGHT OF WAY

1. The owner of the lot benefited, and every person authorised by them may:
 - (a) by any reasonable means pass across the land burdened, but only within the site of this easement, to get to or from the land benefited, and
 - (b) do anything reasonably necessary for that purpose, including:
 - entering the land burdened, and
 - taking anything on to the land burdened, and
 - carrying out work within the site of this easement, such as constructing, placing, repairing or maintaining trafficable surfaces, driveways or structures.
2. In exercising those powers, the owner of the lot benefited must:
 - (a) ensure all work is done properly, and
 - (b) cause as little inconvenience as is practicable to the owner and any occupier of the land burdened, and
 - (c) cause as little damage as is practicable to the land burdened and any improvement on it, and
 - (d) restore the land burdened as nearly as is practicable to its former condition, and
 - (e) make good any collateral damage

File No.: 10/4991.

Department of Planning

HERITAGE ACT 1977

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

Government Cottage Archaeological Site

SHR No. 1843

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B". The listing is subject to the exemptions from approval under section 57 (2) of the Heritage Act 1977, described in Schedule "C" and in addition to the standard exemptions.

Sydney, 16th day of December 2010.

TONY KELLY, M.L.C.,
Minister for Planning

SCHEDULE "A"

The item known as Government Cottage Archaeological Site, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Lot 1, Section 11, DP 995355 in Parish of St Matthew, County of Cumberland shown on the plan catalogued HC 2325 in the office of the Heritage Council of New South Wales.

SCHEDULE "C"

All works (excluding any excavations) to existing residential and domestic buildings which do not affect the fabric or significance of archaeological remains.

BUILDING PROFESSIONALS ACT 2005

NOTICE

I, the Minister for Planning, under section 4 (7) of the Building Professionals Act 2005, amend the Building Professionals Board Accreditation Scheme by adopting the amendments set out in the Schedule.

The amendments are to commence upon the publication of this notice in the *NSW Government Gazette*.

Sydney, 24 January 2011.

TONY KELLY, M.L.C.,
Minister for Planning

SCHEDULE

Schedule 3, Part 2: Qualifications demonstrating specialty criteria

Under the heading "Category A1-Accredited certifier-building surveying grade 1", add the additional qualifications:

- Post Graduate Diploma in Building Surveying-Bond University
- Master of Building Surveying-Bond University

Under the heading "Category A2-Accredited certifier-building surveying grade 2", add the additional qualifications:

- Graduate Certificate in Building Surveying-Bond University
- Post Graduate Diploma in Building Surveying-Bond University
- Master of Building Surveying-Bond University.

Under the heading "Category A3-Accredited certifier-building surveying grade 3", add the additional qualifications:

- Graduate Certificate in Building Surveying-Bond University
- Post Graduate Diploma in Building Surveying-Bond University
- Master of Building Surveying-Bond University.

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

Australia Post Temporary Work and Rest Hours Exemption 2011

I, PAUL ENDYCOTT, Acting General Manager, Compliance and Enforcement Branch, pursuant to Clause 117 of the Road Transport (General) Regulation 2005, hereby exempt regulated heavy vehicle drivers employed by Australian Postal Corporation ("Australia Post"), from the standard hours for the solo driver of a regulated heavy vehicle set out in Clause 64 to the Road Transport (General) Regulation 2005, subject to the conditions set out in the Schedule below.

Dated this 2nd day of February 2011.

PAUL ENDYCOTT,
Acting General Manager,
Compliance and Enforcement Branch,
Roads and Traffic Authority

SCHEDULE

1. Citation

This Exemption may be cited as the Australia Post Temporary Work and Rest Hours Exemption 2011.

2. Commencement

This Exemption takes effect on and from 7 February 2011.

3. Effect

This Exemption remains in force until midnight 7 August 2011, unless it is amended or repealed earlier.

4. Interpretation

Unless stated otherwise, words and expressions used in this Exemption have the same meaning as those defined in the Road Transport (General) Regulation 2005 ("the Regulation").

5. Application

This Exemption applies to solo drivers of regulated heavy vehicles employed by Australia Post, when driving a regulated heavy vehicle in the course of their employment with Australia Post.

6. Exemption

Pursuant to Clause 117 of the Regulation, drivers specified in Clause 5 of this Exemption are exempt from the standard hours for the solo driver of a regulated heavy vehicle as set out in Clause 64 of the Regulation, subject to the conditions set out in clause 7 of this Exemption.

7. Conditions

This Exemption applies on the condition that in any period of time mentioned in Column 1 of Table 1, a driver:

- (a) must not work for more than the work time mentioned in Column 2 of Table 1, and
- (b) must have the rest of that period of time off work, with at least the rest time mentioned in Column 3 of Table 1.

TABLE 1

<i>Column 1</i> <i>Time Period</i>	<i>Column 2</i> <i>Maximum Work Time</i>	<i>Column 3</i> <i>Minimum Rest Time</i>
5½ hours	5¼ hours	15 continuous minutes rest time
8 hours	7½ hours	30 minutes rest time, in blocks of 15 continuous minutes
11 hours	10 hours	60 minutes rest time, in blocks of 15 continuous minutes
24 hours	12 hours	10 continuous hours stationary rest time
7 days	72 hours	24 continuous hours stationary rest time
14 days	144 hours	3 periods of 24 continuous hours stationary rest time, and 3 night rest breaks

Explanatory Note

This Exemption applies in New South Wales only and does not exempt from requirements under Commonwealth legislation. Drivers of regulated heavy vehicles working in other States and Territories must comply with the work and rest time limits set out in the laws of those States and Territories.

A copy of this Exemption must be carried by a driver working under this Exemption, and must be produced in response to a request by a Police officer or an authorised officer. It is an offence to contravene a condition of this Exemption.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under the Roads Transport (Mass, Loading and Access) Regulation 2005

I, Michael Bushby, Chief Executive of the Roads and Traffic Authority, in pursuance of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which Road Trains may be used subject to any requirements or conditions set out in the Schedule.

MICHAEL BUSHBY,
Chief Executive,
Roads and Traffic Authority

SCHEDULE**1. Citation**

This Notice may be cited as the Roads and Traffic Authority Road Train Notice No. 5/2010.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2015 from the date of gazettal unless it is amended or repealed earlier.

4. Application

This Notice applies to those Road Train vehicles which comply with the Class 2 Road Train Notice 2010, Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
RT	80	Irrigation Way, Narrandera	HW17 Newell Highway	River Street, Narrandera	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005

FORBES SHIRE COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

Dated: 27 January 2011.

CARISSA BYWATER,
General Manager,
Forbes Shire Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as Forbes Shire Council 25 Metre B-Double Route Notice No. 1/2011.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2015 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 Metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25	SR834	Waugan Road, Forbes Shire.	Escort Way (MR377E) west-most intersection.	“Greenvue”, approx. 13.6 km along Waugan Road from intersection with MR377E.	Maximum travel speed of 80 km/h. Travel is not permitted between 7:30am-8:15 am and 4:00 pm-4:45 pm on school days.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

GRIFFITH CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which Road Trains may be used subject to any requirements or conditions set out in the Schedule.

Date: 1 February 2011.

PETER BROOKS,
General Manager,
Griffith City Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as Griffith City Council Road Train Gazettal Notice No. 1/2011

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2015 unless it is amended or repealed earlier.

4. Amendment

This Notice applies to those Road Train vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
RT		Brogden Road, Griffith	Badoco Road	Brown Road	
RT		Brown Road, Griffith	Brogden Road	MR80 Kidman Way	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

WOLLONGONG CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

Date: 1 February 2011.

D. FARMER,
General Manager,
Wollongong City Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as Wollongong City Council 25 Metre B-Double route Notice No. 1/2011.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 1 September 2011 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25		Doyle Avenue, Unanderra	Nolan Street	38 Doyle Avenue	Operation between 6pm and 6am only

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Thornton
in the Newcastle City Council area

THE Roads and Traffic Authority of New South Wales, by its
delegate, dedicates the land described in the schedule below as
public road under section 10 of the Roads Act 1993.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL that piece or parcel of land situated in the Newcastle City Council area, Parish of Alnwick and County of Northumberland, being that part of Lot 20 Deposited Plan 226431 exclusive of Lot 1 shown on RTA Plan 0009.325.SS.0713 (which said Lot 1 was part of the land resumed, declared to be public road and placed under the control of the Council of the City of Newcastle by proclamation in Government Gazette No.157 dated 10 December 1976, pages 5452 and 5453), being the land referred to in Memorandum of Transfer L157339, being also that part of the land contained in Folio Identifier 20 / 226431 which is described therein as the part formerly in Vol 7114 Fol 48.

(RTA Papers: 9/325.1124)

Office of Water

WATER ACT 1912

AN application for a licence, under the section 10 of Part 2 of the Water Act 1912, as amended, has been received as follows:

The University of Sydney for a pump on the Nepean River on Lot 10, DP 712071, Parish of Cook, County of Cumberland, for the irrigation of 14.0 hectares (research cropping) (replacing 10SL040037 and permanent transfer of 60.0 megalitres from 10SL056875) (no increase in annual water entitlement) (Not subject to the 2003 amended Hawkesbury/Nepean Embargo) (Ref:10SL056976)

Any inquiries should be directed to (02) 9895 7194. Written objections, from any local occupier or statutory authority, specifying grounds and how their interests are affected, must be lodged with the NSW Office of Water, PO Box 3720, Parramatta NSW 2124, within 28 days of this publication. GA1813416

WAYNE CONNERS,
Licensing Officer

WATER ACT 1912

APPLICATIONS under Part 2 within a Proclaimed (declared) Local Area under section 5 (4) of the Water Act 1912.

Application for a license under section 10 for works within a proclaimed (declared) local area as generally described hereunder have been received from:

Murrumbidgee Valley

THE MINISTER ADMINISTERING THE NATIONAL PARKS AND WILDLIFE ACT 1974 for a pump on Lake Tala, on 2//1109149, Parish Talpee, County Cairn, for conservation of water and water supply for environmental rehabilitation. (40SL71211)

Any enquiries regarding the above should be directed to (02) 6953 0700. Written objections from any local occupier or statutory authority, specifying grounds and how their interests are affected, must be lodged with the NSW Office of Water, PO Box 156, Leeton NSW 2705, within 28 days of the date of this publication. (GA1813417)

S. F. WEBB,
Licensing Manager, Licensing South

Other Notices

APPRENTICESHIP AND TRAINEESHIP ACT 2001

NOTICE is given that the Commissioner for Vocational Training has made a Vocational Training Order for the recognised traineeship vocation of School Support Services under Section 6 of the Apprenticeship and Traineeship Act 2001.

The Order specifies a number of matters relating to the required training for this vocation, including the term/s of training, probationary period/s, and course/s of study to be undertaken.

The Order will take effect from the date of publication in the *NSW Government Gazette*.

A copy of the Order may be inspected at any State Training Services Regional Office of the Department of Education and Training or on the Internet at https://www.training.nsw.gov.au/cib_vto/cibs/cib_493.html

Notice is also given that the recognised traineeship vocation of Public Sector – Education Support is now repealed.

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Incorporation Pursuant to Section 72

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 72 of the Associations Incorporation Act 2009.

Cancellation is effective as at the date of gazettal.

Hunter Herb & Garden Club Incorporated – Inc9877987

Lane Cove Tunnel Action Group (LCTAG) Incorporated – Inc9876838

Community Colleges (NSW) Incorporated – Y2782746

Gunnedah and District Cancer Support Group Incorporated – Y2494310

Quota International of West Wyalong Incorporated – Y0527826

Forbes and Parkes Masonary Contractors Association Incorporated – Inc9882603

Adamstown Bowling Club Incorporated – Inc9882783

Poets' Union Incorporated – Y1945602

Apollo Netball Club Central Coast Incorporated – Inc9884374

Dungog Garden Club Incorporated – Y2280630

International Institute of Sport Incorporated – Inc9875445

Freshwater Chamber of Commerce Incorporated – Inc9878864

True Conservation Association Incorporated – Inc9888388

Eden Retirement Village Incorporated – Inc9889480

Dated this 1st day of February 2011.

ROBYNE LUNNEY,
A/Manager, Financial Analysis,
Registry of Co-operatives & Associations,
Office of Fair Trading,
Department of Services, Technology & Administration

ASSOCIATIONS INCORPORATION ACT 2009

Reinstatement of Cancelled Association Pursuant to Section 84

THE incorporation of PENRITH VALLEY SPORTS FOUNDATION INCORPORATED (Inc9875481) cancelled on 15 October 2010 is reinstated pursuant to section 84 of the Associations Incorporation Act 2009.

Dated this 27th day of January 2011.

KERRI GRANT,
A/g General Manager,
Registry of Co-operatives and Associations,
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Reinstatement of Cancelled Association Pursuant to Section 84

THE incorporation of BELLINGEN HOCKEY CLUB INCORPORATED (INC6430902) cancelled on 28 January 2011 is reinstated pursuant to section 84 of the Associations Incorporation Act 2009.

Dated this 31st day of January 2011.

KERRI GRANT,
A/g General Manager,
Registry of Co-operatives and Associations,
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Reinstatement of Cancelled Association Pursuant to Section 84

THE incorporation of BENNELONG PISTOL CLUB INC (Y0860130) cancelled on 28 January 2011 is reinstated pursuant to section 84 of the Associations Incorporation Act 2009.

Dated this 31st day of January 2011.

KERRI GRANT,
A/g General Manager,
Registry of Co-operatives and Associations,
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Incorporation Pursuant to Section 76

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 76 of the Associations Incorporation Act 2009.

Cancellation is effective as at the date of gazettal.

Outback Dragons Dubbo Inc – Inc9894492

Newtown Park Speedway Club Incorporated – Inc9877138

Dated this 28th day of January 2011.

ROBYNE LUNNEY,
A/Manager, Financial Analysis,
Registry of Co-operatives and Associations,
Office of Fair Trading,
Department of Services, Technology
and Administration

AUSTRALIAN JOCKEY AND SYDNEY TURF CLUBS MERGER ACT 2010

Order

I, KEVIN GREENE, MP, Minister for Gaming and Racing, being satisfied that the pre-conditions set out in section 8(2) of the Australian Jockey and Sydney Turf Clubs Merger Act 2010 ("the Act") have been met, hereby declare, pursuant to section 8(1) of the Act, Australian Turf Club Limited ACN 148 157 288 to be the merged racing club for the purposes of the Act from the date this Order is published AND hereby specify 7 February 2011 as the merger finalisation day for the purposes of the Act.

Dated at Sydney this 2nd day of February 2011.

KEVIN GREENE M.P.,
Minister for Gaming and Racing

CO-OPERATIVES ACT 1992

Notice under Section 601AA of the Corporations Act 2001 as Applied by Section 325 of the Co-operatives Act 1992

NOTICE is hereby given that the Co-operative mentioned below will be deregistered when two months have passed since the publication of this notice.:

Islamic Co-operative (Australia) Limited

Dated this thirty-first day of January 2011.

R. LUNNEY,
Delegate of the Registrar of Co-Operatives

CO-OPERATIVES ACT 1992

Notice under section 601AA of the Corporations Act 2001 as applied by section 325 of the Co-Operatives Act 1992

NOTICE is hereby given that the Co-operative mentioned below will be deregistered when two months have passed since the publication of this notice.

Valley Originals Art and Craft Co-operative Ltd

Dated this second day of February 2011

R LUNNEY,
Delegate of the Registrar of Co-Operatives

NATIONAL PARKS AND WILDLIFE ACT 1974

Bundjalung and Jackywalbin State Conservation Areas
Draft Plan of Management

A draft plan of management for the above reserves has been prepared and is on exhibition until 9 May 2011.

Copies of the plan are available free of charge from the NPWS Northern Rivers Regional Office, 75 Main Street, Alstonville (phone 02 6627 0200). The plan is also on the website: www.environment.nsw.gov.au.

Written submissions on the plan must be received by The Ranger, Bundjalung and Jackywalbin SCA, NPWS, PO Box 856, Alstonville NSW 2477 by 9 May 2011.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request. Your comments on this plan may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

NATIONAL PARKS AND WILDLIFE ACT 1974

Watagans National Park and Jiliby SCA
Belford National Park
Mann River Nature Reserve
Woodford Island Nature Reserve
Duroby Nature Reserve
Plans of Management

A plan of management for Mann River Nature Reserve was adopted by the Minister for Climate Change and the Environment on 17 November 2010. Plans of management for Watagans National Park and Jiliby State Conservation Area and for Duroby Nature Reserve were adopted by the Minister on 10 December 2010. A plan for Woodford Island Nature reserve was adopted on 20 December 2010, and a plan for Belford National Park was adopted on 31 December 2010.

Copies of the Watagans and Belford plans are available from the NPWS office at 207 Albany Street, Gosford (phone 4320 4200). Copies of the Woodford Island and Duroby plans are available from the NPWS office at 75 Main Street, Alstonville (6627 0200). Copies of the Mann River plan are available from the NPWS office at 87 Faulkner Street, Armidale (6776 0000). The plans are also on the website: www.environment.nsw.gov.au.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of a Nature Reserve

I, Professor Marie Bashir, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, reserve the lands described in the Schedule below, part of Minimbah Nature Reserve, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 19th day of January 2011.

MARIE BASHIR
Governor,

By Her Excellency's Command,

FRANK SARTOR
Minister for Climate Change and the Environment.

GOD SAVE THE QUEEN

SCHEDULE

Land District – Taree; LGA – Great Lakes

County Gloucester, Parish Wang Wauk, 210.54 hectares, being Lots 65, 66, 71, 83, 84, 85, 178, 179 and 188, DP 753212. DECCW/FIL08/3636.

OCCUPATIONAL HEALTH AND SAFETY REGULATION 2001

(Clauses 348 and 270)

Exemption Order No. 002 /11

Operation and Use of a Dragline

I, JOHN WATSON, General Manager, Occupational Health and Safety Division of the WorkCover Authority of New South Wales, pursuant to Clause 348 of the Occupational Health and Safety Regulation 2001, make the following Order.

Dated this 1st day of February 2011.

JOHN WATSON,
General Manager,
Occupational Health and Safety Division
WorkCover Authority of New South Wales

**OCCUPATIONAL HEALTH AND SAFETY
REGULATION 2001**

Exemption Order No. 002 /11

Operation and Use of a Dragline

1. Name of Order

This Order is The Occupational Health and Safety Regulation 2001 Exemption Order No. 002/11 Operation and Use of Dragline Equipment

2. Commencement

This Order commences on 1 April 2011, and has effect for a period of five years from that date.

3. Exemption

Operators or users of draglines (or persons employing, directing or allowing an operator of draglines) are exempt from clause 266 & 270 of the Occupational Health and Safety Regulation 2001 (requirement to hold a certificate of competency or recognised qualification in relation to loadshifting machines), provided that the conditions specified in Schedule 1 are complied with.

SCHEDULE 1

1. The controller of the dragline must:

- (a) ensure that any hazards identified with the use of the dragline have been assessed and adequately controlled and that authorised persons are advised of the hazards and control measures;
- (b) ensure that only persons assessed as competent in the operation of the dragline are authorised to use the equipment.

2. The dragline is only to be operated by persons who are:

- (a) authorised to use it by the controller of the dragline equipment;
- (b) over 18 years of age;
- (c) able to communicate to a level necessary to perform their duties safely;
- (d) trained and competent in the safe operation of the dragline equipment;
- (e) aware of this Order and its conditions and limitations.

3. While operating or using the dragline, the operator must follow safe work practices and take action to prevent any person being placed at risk by the use of the equipment.

PIPELINES ACT 1967

Instrument of Grant of Variation to Pipeline Licence

Colongra Gas Pipeline

Licence No. 33 – Variation No. 3

JEMENA COLONGRA PTY LTD (ABN 13 127 533 519), having its registered office at Mount Waverley, Victoria, has applied in accordance with the provisions of section 18 of the Pipelines Act 1967 (hereinafter called “the Act”) and Pipeline Regulation 2005 (hereinafter called “the Regulation”) for a Variation to Pipeline Licence No. 33 in relation to the finalisation of easements following completion of construction and surveying of the as-built location of the pipeline.

This application complies with the provisions of the Act and Regulation and therefore I, PAUL LYNCH, Minister for

Energy, do grant Variation No. 3 to Licence No. 33 effective from my signing of this variation.

The lands affected by the overall pipeline licence area are indicated on Deposited Plan Nos. Lot 161 DP1 118119, DP1118125, DP 1147915, DP1 147953 and DP 1147959 including associated instruments, lodged and registered at the Sydney office of Land and Property Management Authority NSW.

Signed at Sydney, New South Wales this 24th day of January 2011.

PAUL LYNCH,
Minister for Energy

PIPELINES ACT 1967

Notification of Vesting of Easements

Colongra Gas Pipeline

Pipeline Licence No. 33 – Variation No. 3

I, PAUL LYNCH, Minister for Energy, pursuant to the provisions of sections 21 and 61 of the Pipelines Act 1967, hereby declare that the easements over the additional lands included in the Licence Area consequent to the grant of Variation No. 3 to Pipeline Licence No. 33, as described in Schedule 1 hereto, are vested in Jemena Colongra Pty Ltd (ABN 13 127 533 519) for the purposes of and incidental to the construction and operation of a pipeline subject to the restrictions as to user set out in Schedule 2 hereto.

Dated this 24th day of January 2011.

PAUL LYNCH,
Minister for Energy

SCHEDULE 1

Additional Lands Affected by Easements for Pipeline

All those additional pieces or parcels of land described in the following Deposited Plans and accompanying instruments under section 20 of the Pipelines Act 1967 lodged and registered at the Sydney office of Land and Property Management Authority NSW.

<i>Deposited Plan Number</i>	<i>Instrument Item Numbers</i>
DP 1147915	(B) and (E)
DP 1147953	(B), (C) and (D)
DP 1147959	(B), (J) and (K)

SCHEDULE 2

Restrictions as to User

Without affecting the generality of any requirement imposed by the Pipelines Act 1967 or regulations thereunder the owner or occupier of land over which there is an easement for pipeline must not within the easement, except with the prior consent in writing of the person in whom the easement is vested:

- (a) Excavate (including blasting), drill or dig.
- (b) Erect, place or permit to be erected or placed any building, structure (including fence posts), plant, apparatus or equipment, earthworks, utility services or other improvements whether permanent or temporary on, over or under the land.

- (c) Alter or disturb existing levels, contours or gradients.
- (d) Plant or cultivate any tree within 3 metres of the pipeline or any apparatus or works.
- (e) Place on or use any part of the land for the transport, carriage or support of any heavy object, vehicle or implement, which could in any way cause or be likely to cause damage to the pipeline.
- (f) Undertake any other activity that represents a danger to the pipeline or is a danger to the operation of the pipeline or its apparatus or works including signs, vent pipes and cathodic protection systems including anode beds and electrolysis test points.

PIPELINES ACT 1967

Notification of Extinguishment of Easements

Colongra Gas Pipeline

Pipeline Licence No. 33 – Variation No. 3

I, PAUL LYNCH, Minister for Energy, pursuant to the provisions of sections 21A of the Pipelines Act 1967, hereby declare that the easements over lands excluded from the Licence Area consequent to the grant of Variation No. 3 to Pipeline Licence No. 33, as described in Schedule 1 hereto, are extinguished and such restrictions as to user as may be applied, cease to have effect.

Dated this 24th day of January 2011.

PAUL LYNCH,
Minister for Energy

SCHEDULE 1

Lands to be Excluded

All those pieces or parcels of land described in the following Deposited Plans and accompanying instruments under section 20 of the Pipelines Act 1967 lodged and registered at the Sydney office of Land and Property Management Authority NSW.

<i>Deposited Plan Number</i>	<i>Instrument Item Numbers</i>
DP 1147915	(A) and (G)
DP 1130083	Lot 162

PIPELINES ACT 1967

Instrument of Grant of Variation to Pipeline Licence

Plumpton to Killingworth Gas Pipeline

Licence No. 7 – Variation No. 9

JEMENA GAS NETWORKS (NSW) LTD (ABN 87 003 004 322), having its registered office at Mount Waverley, Victoria, has applied in accordance with the provisions of section 18 of the Pipelines Act 1967 (hereinafter called “the Act”) and Pipeline Regulation 2005 (hereinafter called “the Regulation”) for a Variation to Pipeline Licence No. 7 in relation to the addition of the Munmorah Off take and Metering Station (MOMS), and associate easement for access, to Pipeline Licence No. 7.

This application complies with the provisions of the Act and Regulation and therefore I, PAUL LYNCH, Minister

for Energy, do grant Variation No. 9 to Licence No. 7 and vary Pipeline Licence No. 7 by incorporating Lot 162 and the land which is the subject of the easement for right of carriageway shown as (A) on Deposited Plan 130083 lodged and registered at the Sydney Office of Land and Property Management Authority effective from my signing of this variation.

Signed in Sydney, New South Wales 24th day of January 2011.

PAUL LYNCH,
Minister for Energy

PIPELINES ACT 1967

Notification of Vesting of Land and Easement

Licence No. 7 – Variation No. 9

I, PAUL LYNCH, Minister for Energy, pursuant to the provisions of sections 21 and 61 of the Pipelines Act 1967, hereby declare that the additional land and associated easement included in the Licence Area consequent to the grant of Variation No. 9 to Pipeline Licence No. 7, as described in Schedule 1 hereto, are vested in Jemena Gas Networks (NSW) Ltd (ABN 87 003 004 322) for the purposes of and incidental to the construction and operation of an inlet facility for the Colongra Gas Pipeline subject to the restrictions as to user set out in Schedule 2 hereto.

Date this 24th day of January 2011.

PAUL LYNCH,
Minister for Energy

SCHEDULE 1

Additional Lands Affected by Easements for Pipeline

All that additional parcel of land described in the following Deposited Plan and accompanying instrument under section 20 of the Pipelines Act 1967 lodged and registered at the Sydney office of Land and Property Management Authority NSW.

<i>Deposited Plan Number</i>	<i>Instrument Item Numbers</i>
DP 1130083	Lot 162 and (A)

SCHEDULE 2

Restrictions as to User

Without affecting the generality of any requirement imposed by the Pipelines Act 1967 or regulations thereunder the owner or occupier of land over which there is an easement for pipeline must not within the easement, except with the prior consent in writing of the person in whom the easement is vested:

- (a) Excavate (including blasting), drill or dig.
- (b) Erect, place or permit to be erected or placed any building, structure (including fence posts), plant, apparatus or equipment, earthworks, utility services or other improvements whether permanent or temporary on, over or under the land.
- (c) Alter or disturb existing levels, contours or gradients.
- (d) Plant or cultivate any tree within 3 metres of the pipeline or any apparatus or works.

- (e) Place on or use any part of the land for the transport, carriage or support of any heavy object, vehicle or implement, which could in any way cause or be likely to cause damage to the pipeline.
- (f) Undertake any other activity that represents a danger to the pipeline or is a danger to the operation of the pipeline or its apparatus or works including signs, vent pipes and cathodic protection systems including anode beds and electrolysis test points.

PRACTICE NOTE No. 3

The Children's Court of New South Wales Alternative Dispute Resolution Procedures in the Children's Court

1. Commencement

- 1.1 This Practice Note commences on 7 February 2011.

2. Preamble

- 2.1 Section 65 of the Children and Young Persons (Care and Protection) Act 1998 (the Care Act) provides for a Children's Registrar to arrange and conduct a dispute resolution conference (a DRC) between the parties.
- 2.2 Section 65A of the Care Act empowers the Children's Court to make an order that the parties to a care application attend an alternative dispute resolution service (external ADR) in relation to the proceedings before the Court or any aspect of those proceedings.

Dispute Resolution Conferences conducted under section 65

3. Purposes and aims of a DRC

- 3.1 The purpose of a DRC is to provide a safe environment that promotes frank and open discussion between the parties to a care application in a structured forum and to encourage them to agree on action that should be taken in the best interests of the child or young person concerned.
- 3.2 A DRC is intended to facilitate the early resolution of care applications through a non-adversarial process designed to include the parties and others who may make a contribution to the resolution of the issues.
- 3.3 A DRC should aim to:
 - identify the risks and safety concerns that have led to the intervention or involvement of Community Services;
 - identify and clarify the strengths within the family, including any progress made by family members in addressing those concerns;
 - hear the views of the child(ren) either directly or indirectly through the child's legal representative;
 - focus the parties' attention on the child's best interests;
 - identify and clarify the issues in dispute;
 - identify and clarify areas of agreement;
 - develop options for ensuring the safety and welfare of the child or young person and consider alternatives to the outcome sought in the Care Application;

- enhance communication between the parties;
- reach agreement between the parties to avoid or limit the scope of any hearing;
- formulate final or interim orders that may be made by consent.

4. Attendees

- 4.1 A DRC is to be attended in person by:
 - the parties to the proceedings and, if represented, their legal representatives;
 - a guardian ad litem, if appointed by the Court;
 - the relevant Casework Manager and Caseworker from Community Services;
 - the legal representative for the Director General of the Department of Human Services;
 - in appropriate cases and if available, the authorised clinician of the Children's Court Clinic where the clinician has carried out an assessment prior to the DRC.
- 4.2 A DRC may, upon request and at the discretion of the Children's Registrar, be attended by:
 - a support person;
 - a member of a relevant kinship group;
 - a non-legal advocate and/or an interpreter where a party requires such assistance to communicate effectively;
 - a person who is or is proposed to be a carer for a child or young person pursuant to an order of the court;
 - an expert witness, other than an authorised clinician, where the expert witness has carried out an assessment prior to the DRC.
- 4.3 If a party or their legal representative wishes a person specified in 4.2 to attend the DRC the party is required to give reasonable notice to the Children's Registrar.

5. Personal Attendance

- 5.1 With the exception of an authorised clinician or other expert witness, attendance is to be in person. Attendance by telephone or audiovisual link can only occur in exceptional circumstances at the discretion of the Children's Registrar.

6. Attendance of child/young person at the DRC

- 6.1 Personal attendance of a child or young person is not required. However, the child or young person may attend, if the child or young person so wishes, with advance notice to the Children's Registrar and the parties, so that any concerns about the appropriateness of the child or young person's attendance can be addressed.

7. Responsibilities of all attendees at a DRC

- 7.1 All persons attending a DRC are required to:
 - act in good faith, that is, to be open and frank in all aspects of their participation in the DRC;
 - conduct themselves in a courteous and considerate manner and
 - act in a non-adversarial manner.

8. Responsibilities of all parties and legal representatives at a DRC

- 8.1 All parties and legal representatives at a DRC are required to:
 - prepare for the conference by reviewing and being familiar with the documents filed;

- commit to attending the DRC for 2 hours.
9. Responsibilities of parties at a DRC
 - 9.1 All parties at a DRC are required to:
 - clearly state their point of view;
 - listen to and discuss the views of others;
 - consider the options for resolving the care and protection concerns which gave rise to the application;
 - attempt to agree on options which will provide the arrangements that are in the best interests of the child.
 10. Role of support persons
 - 10.1 A member of the extended family or kinship group may act as a support to the child or family. In appropriate situations they may also provide a constructive and impartial contribution to the resolution of the care and protection concerns relating to the child or young person. A member of the extended family or kinship group is not to act as an advocate for one party against another.
 - 10.2 Support persons, other than a member of the extended family or kinship group, will not take an active role in the DRC.
 11. Timing of DRC
 - 11.1 A DRC should as far as practicable be held as early as possible in the proceedings in order to facilitate the early resolution of a care application.
 - 11.2 Once a care application has been filed in the Children's Court, the Magistrate or Children's Registrar responsible for the management of the case will, in consultation with the parties, determine if and when a DRC should take place.
 - 11.3 If appropriate, more than one DRC may be held at different stages of the proceedings.
 12. Listing of DRCs and hearing dates
 - 12.1 In the usual course DRCs will be listed by the Magistrate or Children's Registrar during a mention of a matter in Court in accordance with the arrangements established by the Magistrate for that location and the Senior Children's Registrar. In locations where this is not practicable, arrangements will be made by the Senior Children's Registrar to allocate a conference date as soon as practicable.
 - 12.2 Hearing dates will ordinarily only be allocated after the DRC has failed to settle the matter.
 13. Duration and location of DRC
 - 13.1 A DRC is to be scheduled for two hours and should take place in courthouse accommodation.
 14. Pre-DRC preparation
 - 14.1 Approximately one week prior to a DRC a Children's Registrar will make contact with the parties or their legal representatives to establish who will be in attendance, to consider any issues that may affect the manner in which the conference is conducted and to resolve any questions relating to the conference process.
 15. DRC process
 - 15.1 DRCs are to be conducted by using a conciliation model of alternative dispute resolution (ADR).

As a conciliator the Children's Registrar has an advisory role, but not a determinative one.
 - 15.2 The Children's Registrar is responsible for managing the dispute resolution process, including setting the ground rules, managing any apparent power imbalances between the participants and ensuring the participants conduct themselves appropriately.
 - 15.3 In the ordinary course a DRC will be conducted in the following format;
 - opening by the Children's Registrar
 - parties' opening comments
 - reflection and summary by the Children's Registrar
 - identification of the relevant issues
 - exploration of the relevant issues
 - private sessions involving the Children's Registrar, a party and the party's legal representative
 - negotiation
 - further private sessions where appropriate
 - agreement and closure
 - 15.4 At the conclusion of a DRC a Children's Registrar may make directions for the further case management of the matter.
 - 15.5 At the conclusion of a DRC the Children's Registrar will provide a report to the Court indicating whether or not an agreement has been reached by all the parties and, if an agreement has not been reached, the Children's Registrar will, in consultation with the parties, identify the issues remaining in dispute to allow the Court to allocate hearing time.
 16. Conference outcomes
 - 16.1 Where an agreement has been reached by all the parties, proposed consent orders will be prepared by one of the parties and presented at the next mention date of the matter before the Children's Court.
 17. Confidentiality
 - 17.1 The confidentiality of DRCs is protected under clause 11 of the Children and Young Persons (Care and Protection) Regulation 2000 subject to the exceptions provided by that clause.
 - 17.2 Directions made by a Children's Registrar after the conclusion of a DRC, and any proposed consent orders that are prepared, are not subject to confidentiality.
- Alternative Dispute Resolution
conducted under section 65A**
18. Where the Court makes an order that the parties to a care application attend external ADR under section 65A of the Care Act the Court expects that all attendees at that service will comply with the responsibilities and obligations that apply in a DRC as required by this Practice Note.
 19. The Bidura Pilot
 - 19.1 A new model of external ADR under section 65A of the Care Act is currently being trialled at Bidura Children's Court (the Bidura Pilot).

- 19.2 The Bidura Pilot applies to matters listed at Bidura Children's Court, and to matters at other courts determined by the President of the Children's Court as not suitable for a DRC but suitable for external ADR.
20. Circumstances in which a case may be referred to the Bidura Pilot
- 20.1 A matter cannot be referred to the Bidura Pilot unless:
- with respect to a care application under section 61 of the CareAct a determination by the Court under section 71 of the CareAct that a child is in need of care and protection has been made;
 - with respect to an application under section 90 of the Care Act for variation/rescission of a care order or orders, leave for the application has been granted;
 - suitable arrangements can be made for the attendance of any party who is in custody.
- 20.2 If appropriate, more than one conference under the Bidura pilot may be held in a matter.
- 20.3 Wherever possible, an external ADR must be organised between two to four weeks following referral. All parties and their legal representatives should make every reasonable effort to be available for the external ADR conference.
21. Referral of matters back to the Children's Court
- 21.1 At the conclusion of an external ADR conference, the convenor will provide a report to the Court stating whether or not an agreement has been reached by the parties and, if an agreement has not been reached, the convenor will, in consultation with the parties, identify the issues remaining in dispute to allow the Court to allocate hearing time.
22. Confidentiality
- 22.1 Parties attending an external ADR service will be required to sign a Confidentiality Agreement. The disclosure of matters discussed during external ADR is only permitted where such disclosure is required by law. Any agreement reached by all the parties during external ADR (or the fact that agreement could not be reached) is not subject to confidentiality.
- Dated: 4 February 2011.

His Honour JUDGE MARK MARIEN, S.C.,
President

ROADS REGULATION 2008

Naming of Roads

NOTICE is hereby given that the Department of Environment, Climate Change & Water (DECCW), in pursuance of section 9 of the abovementioned Regulation, has named the following roads in the Ski Resort Villages of Perisher Valley, Smiggin Holes and Guthega in Kosciuszko National Park, NSW as shown hereunder:

<i>Proposed Name</i>	<i>Location</i>
Perisher Valley	
Porcupine Road	From Kosciuszko Road to Swagman Lodge.
Candle Heath Road	From T Junction with proposed Porcupine Road near Eremo Lodge to Valhalla Lodge.

Galaxia Place	From T Junction with proposed Porcupine Road at Sundowner Lodge to Rock Creek.
Wheatley Road	From Kosciuszko Road to Highway Alpine Lodge.
Pipit Place	From T Junction with proposed Wheatley Road at Alpenhof Lodge to Snowgums Lodge.
Billy Button Place	From T Junction with proposed Wheatley Road at Warrugang Lodge to Boonoona Lodge.
Duncan Place	From T Junction with proposed Wheatley Road at Ben Bullen Ski Lodge to South Perisher Lodge.
Perisher Creek Road	From Perisher Car Park to Blue Cow Terminal.
Burrmys Road	From T Junction with proposed Perisher Creek Road to Perisher Car Park.
Pretty Valley Road	From T Junction with proposed Burrmys Road near Yarrandoo Lodge to Kalymaro Lodge.
Telemark Place	From T Junction with proposed Burrmys Road near Mirrabooka Lodge to Illabundah Lodge.
Flame Robin Place	From T Junction with Burrmys Road at Dalmison Lodge to Beachcombers Lodge.
Raven Place	From T Junction with Burrmys Road near Sundeck Hotel to the snowmaking facilities.
Smiggin Holes	
Corroboree Road	From Kosciuszko Road to Muniong Lodge
Pipers Place	From T Junction with Link Road near Lodge 21 to Royal Coachman Lodge.
Plum Pine Road	From T Junction with Link Road near Gunuma Lodge to Snowy Gums Lodge.
Guthega	
Mount Tate Road	From Guthega Village Car Park to Australian Ski Club.
Farm Creek Place	From T Junction with proposed Mount Tate Road to Jagungal Ski Club.

PAM O'BRIEN,
Acting Manager,
Visitor and Business Services Section,
Parks and Wildlife Group

Department of Environment, Climate Change and Water,
PO Box 2228, Jindabyne NSW 2627.

RURAL FIRES ACT 1997

Local Bush Fire Danger Period Variation

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Clarence Valley Council.

The Local Bush Fire Danger period has been revoked for the period 1 February until 31 March 2011.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or firebreaks.

ROB ROGERS, A.F.S.M.,
Assistant Commissioner,
Director, Operational Services
Delegate

RURAL FIRES ACT 1997

Local Bush Fire Danger Period Variation

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Far North Coast Team incorporating:
Ballina Shire Council
Byron Shire Council
Tweed Shire Council.

The Local Bush Fire Danger period has been revoked for the period 1 February until 31 March 2011.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or firebreaks.

ROB ROGERS, A.F.S.M.,
Assistant Commissioner,
Director, Operational Services
Delegate

RURAL FIRES ACT 1997

Local Bush Fire Danger Period Variation

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Mid North Coast Team incorporating:
Bellingen Shire Council
Coffs Harbour City Council.

The Local Bush Fire Danger period has been revoked for the period 1 February until 31 March 2011.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or firebreaks.

ROB ROGERS, A.F.S.M.,
Assistant Commissioner,
Director, Operational Services
Delegate

RURAL FIRES ACT 1997

Local Bush Fire Danger Period Variation

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service,

following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Northern Rivers Team incorporating:
Kyogle Council
Lismore City Council
Richmond Valley Council.

The Local Bush Fire Danger period has been revoked for the period 1 February until 31 March 2011.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or firebreaks.

ROB ROGERS, A.F.S.M.,
Assistant Commissioner,
Director, Operational Services
Delegate

RURAL FIRES ACT 1997

Local Bush Fire Danger Period Variation

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Gloucester & Port Macquarie-Hastings
incorporating:
Gloucester Shire Council
Port Macquarie-Hastings Council.

The Local Bush Fire Danger period has been revoked for the period 1 February until 31 March 2011.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or firebreaks.

ROB ROGERS, A.F.S.M.,
Assistant Commissioner,
Director, Operational Services
Delegate

TOTALIZATOR ACT 1997

Section 71

ORDER

Participating Jurisdiction Declaration

- 1 (a) I, Kevin Greene, being the Minister for Gaming and Racing in the State of New South Wales, hereby declare that Germany is taken to be a participating jurisdiction for the purposes of section 71 of the Totalizator Act 1997 with effect from the date of publication of this Order in the *NSW Government Gazette* subject to the other provisions of this Order
- (b) The limitation in (a) above does not exclude the making of a further order or orders in similar terms to this Order, at the discretion of the Minister.
- 2 I also declare that Germany is taken to be a participating jurisdiction for the purposes of section 71 of the Totalizator Act 1997, while all of the following circumstances apply:

2.1 Rules of betting

All bets processed by Sportech PLC and related transactions in respect of totalizators pooled with TAB Limited New South Wales pools are subject to the Totalizator Rules of betting as apply to TAB Limited totalizator betting in New South Wales at the time the bet has been placed by a third party and received by Sportech PLC at that time.

2.2 Automated Totalizator Monitoring System (ATMS) and compliance with requests

(a) All totalizator pools pooled by Sportech PLC with TAB Limited New South Wales pools are subject to the operation of the Automated Totalizator Monitoring System, for the time being operating in New South Wales (or an approved equivalent similar system), only as follows:

- (1) in respect of collatable totalizator pools: final collations and pool totals; and
- (2) in respect of non-collatable totalizator pools: pool totals.

(b) That Sportech PLC complies with all reasonable requests from the NSW Minister for Gaming and Racing or the NSW Office of Liquor Gaming and Racing for information relating to any totalizator bets or cancelled totalizator bets processed by Sportech PLC or any related transactions, without unreasonable delay.

- 3 I also declare that should I form the view that any of the circumstances specified in paragraphs 2.1 and 2.2 above have ceased to apply, and I notify Sportech PLC that a 30 day review period will apply to this Order, Germany will cease to be taken to be a participating jurisdiction within 30 days of the date of the notification, unless I form the view that the circumstances once again apply and I notify Sportech PLC of that view before the expiry of the 30 day review period.

Dated this 1st day of February 2011.

KEVIN GREENE MP
Minister for Gaming and Racing

TOTALIZATOR ACT 1997

Section 71

ORDER

Participating Jurisdiction Declaration

- 1 (a) I, Kevin Greene, being the Minister for Gaming and Racing in the State of New South Wales, hereby declare that the United States of America is taken to be a participating jurisdiction for the purposes of section 71 of the Totalizator Act 1997 with effect from the date of publication of this Order in the *NSW Government Gazette* subject to the other provisions of this Order.
- (b) The limitation in (a) above does not exclude the making of a further order or orders in similar terms to this Order, at the discretion of the Minister.
- 2 I also declare that the United States of America is taken to be a participating jurisdiction for the purposes of section 71 of the Totalizator Act 1997, while all of the following circumstances apply:

2.1 Rules of betting

All bets processed by Sportech Racing LLC (USA) and related transactions in respect of totalizators pooled with TAB Limited New South Wales pools are subject to the Totalizator Rules of betting as apply to TAB Limited totalizator betting in New South Wales at the time the bet has been placed by a third party and received by Sportech Racing LLC (USA) at that time.

2.2 Automated Totalizator Monitoring System (ATMS) and compliance with requests

(a) All totalizator pools pooled by Sportech Racing LLC (USA) with TAB Limited New South Wales pools are subject to the operation of the Automated Totalizator Monitoring System, for the time being operating in New South Wales (or an approved equivalent similar system), only as follows:

- (1) in respect of collatable totalizator pools: final collations and pool totals; and
- (2) in respect of non-collatable totalizator pools: pool totals.

(b) That Sportech Racing LLC (USA) complies with all reasonable requests from the NSW Minister for Gaming and Racing or the NSW Office of Liquor Gaming and Racing for information relating to any totalizator bets or cancelled totalizator bets processed by Sportech Racing LLC Racing (USA) or any related transactions, without unreasonable delay.

- 3 I also declare that should I form the view that any of the circumstances specified in paragraphs 2.1 and 2.2 above have ceased to apply, and I notify Sportech Racing LLC (USA) that a 30 day review period will apply to this Order, Germany will cease to be taken to be a participating jurisdiction within 30 days of the date of the notification, unless I form the view that the circumstances once again apply and I notify Sportech Racing LLC (USA) of that view before the expiry of the 30 day review period.

Dated this 1st day of February 2011.

KEVIN GREENE MP
Minister for Gaming and Racing

TRANSPORT ADMINISTRATION ACT 1988

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land for the
Purposes of the Transport Construction Authority

THE Transport Construction Authority, with the approval of Her Excellency the Governor with the advice of the Executive Council, declares that the land described in the Schedule hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Transport Construction Authority, as authorised by the Transport Administration Act 1988.

Dated this 1st day of February 2011.

CHRIS LOCK,
Chief Executive

SCHEDULE

All that piece or parcel of land situated at Mount Druitt, in the Local Government Area of Blacktown, Parish of Rooty Hill, County of Cumberland, being the land described as Lot 3 in Deposited Plan 719982, Folio Identifier 3/719982 and said to be in the ownership of Seranin Pty Limited. TCA Reference: 1139542_2

CONTAMINATED LAND MANAGEMENT ACT 1997

Declaration of Significantly Contaminated Land

(Section 11 of the Contaminated Land Management Act 1997)

Declaration Number 20101120; Area Number 3292

THE Environment Protection Authority (EPA) declares the following land to be significantly contaminated land under the Contaminated Land Management Act 1997 ("the Act"):

1. Land to which this declaration applies ("the site")

This declaration applies to the part of Blackwall Road and adjacent footpaths located to the east of 177-181 Blackwall Road, Woy Woy NSW (i.e. to the east of Lots 11, 12 and 13 in DP6846 within the local Government Area of Gosford City Council). The land to which this declaration applies is shown on the attached figure.

2. Nature of contamination affecting the site:

The EPA has found that the site is contaminated with the following substances ("the contaminants"):

- Petroleum Hydrocarbons (TPH);
- Toluene, Ethylbenzene and Xylene; and
- Naphthalene.

3. Nature of harm that the contaminants may cause:

The EPA has considered the matters in s.12 of the Act and for the following reasons has determined that the land is contaminated and that the contamination is significant enough to warrant regulation under the Act:

- Groundwater is contaminated with petroleum hydrocarbons, toluene, ethylbenzene, xylene and naphthalene at concentrations exceeding beneficial uses criteria; and
- Contaminated groundwater has migrated towards residential properties (with groundwater extraction bores) and Brisbane Water.

4. Further action under the Act

The making of this declaration does not prevent the carrying out of voluntary management of the site and any person may submit a voluntary management proposal for the site to the EPA. If the proposal satisfies the requirements of s.17 of the Act the EPA may agree not to issue a management order to the person or persons bringing the proposal.

5. Submissions invited

The public may make written submissions to the EPA on:

- Whether the EPA should issue a management order in relation to the site; or
- Any other matter concerning the site.

Submissions should be made in writing to:

Manager Contaminated Sites
Department of Environment, Climate Change and Water
PO Box A290
Sydney South NSW 1232

or faxed to (02) 9995 5930

by not later than 28 February 2011.

Date signed: 31 January 2011.

NIALL JOHNSTON,
Manager, Contaminated Sites,
Department of Environment, Climate Change and Water

NOTE:

Management order may follow

If management of the site or part of the site is required, the EPA may issue a management order under section 14 of the Act.

Amendment/Repeal

This declaration may be amended or repealed. It remains in force until it is otherwise amended or repealed. The subsequent declaration must state the reasons for the amendment or repeal (section 44 of the Act).

Information recorded by the EPA

Section 58 of the Act requires the EPA to maintain a public record. A copy of this significantly contaminated land declaration will be included in the public record.

Information recorded by councils

Section 59 of the Act requires the EPA to give a copy of this declaration to the relevant local council. The council is then required to note on its planning certificate issued pursuant to section 149 (2) of the Environmental Planning and Assessment

Act that the land is declared significantly contaminated land. The EPA is required to notify council as soon as practicable when the declaration is no longer in force and the notation on the section 149 (2) certificate is no longer required.

Relationship to other regulatory instrument

This declaration does not affect the provisions of any relevant environmental planning instruments which apply to the land or provisions of any other environmental protection legislation administered by the EPA.



MOUNT PANORAMA MOTOR RACING ACT 1989

Conduct of Motor Racing and Associated Events

Mount Panorama

IN pursuance of the provisions of section 4 of the Mount Panorama Motor Racing Act 1989, I declare that the lands, as shown by hatching on the diagram hereunder shall constitute the Mount Panorama Circuit for the purpose of motor racing, practice and associated events during the period 4 February to 7 February 2011, both dates inclusive.

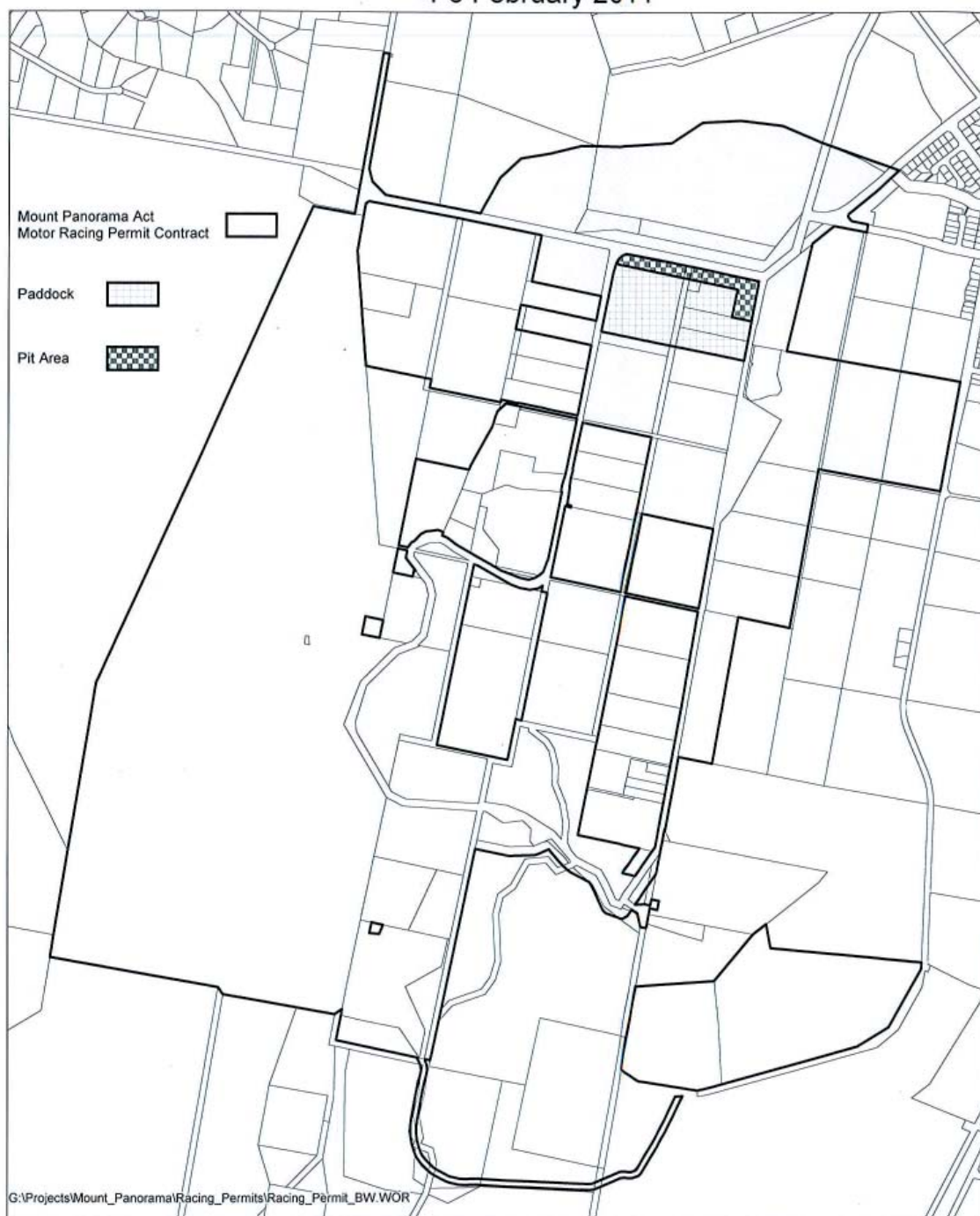
KEVIN GREENE, M.P.,
Minister for Gaming and Racing, Minister for Major Events
and Minister for Sport and Recreation

BATHURST REGIONAL COUNCIL

Mt Panorama Circuit

2011 Bathurst 12 Hour Event

4-6 February 2011



Bathurst Regional Council expressly disclaims all liability for errors or omissions of any kind whatsoever, or any loss, damage or of consequence which may arise from any person relying on information in this Plan.

Date 16/12/2010

Note: The colours on this Plan do not indicate zones under the Bathurst Local Environmental Plan 1997.

 Department of Lands

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

EUROBODALLA SHIRE COUNCIL

Roads Act 1993

Public Road Dedication

(Ref No. 06.0238.E, 06.0239.E, 87.7035.E, 91.3007.E, 80.1894.E, 01.5619.E)

NOTICE is hereby given that Eurobodalla Shire Council in pursuance of section 10 of the Roads Act 1993, dedicates the following Council-owned land as public road. PAUL ANDERSON, General Manager, Eurobodalla Shire Council, PO Box 99, Moruya NSW 2537.

SCHEDULE

Lot 1, DP 1111850, Parish of Narooma, County of Dampier.
 Lot 2, DP 1111850, Parish of Narooma, County of Dampier.
 Lot 3, DP 1111850, Parish of Narooma, County of Dampier.
 Lot 4, DP 1111850, Parish of Narooma, County of Dampier.
 Lot 5, DP 1111850, Parish of Narooma, County of Dampier.
 Lot 6, DP 1111850, Parish of Narooma, County of Dampier.
 Lot 7, DP 1111850, Parish of Narooma, County of Dampier.

[5691]

GILGANDRA SHIRE COUNCIL

Roads Act 1993, Roads (General) Regulation 2000
 Part 2, Division 2

Naming of Roads

NOTICE is hereby given that Gilgandra Shire Council, in pursuance of section 162 of the Roads Act 1993 and Part 2 of the Roads (General) Regulation 2000, has approved the following new name of the following road for gazettal:

<i>Location Road</i>	<i>Name</i>
Unnamed public road from Bridge Street, Gilgandra, running 226m south west and then 56m north west to Morris Street, Gilgandra.	Len Kelly Drive.

The above road name has been advertised and notified. No objections to the proposed name have been received. PAUL MANN, General Manager, Gilgandra Shire Council, Warren Road (PO Box 23), Gilgandra NSW 2827.

[5692]

LAKE MACQUARIE CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

IN accordance with section 10 of the Roads Act 1993, Council dedicates the land held by it and described in the Schedule below as Public Road. BRIAN BELL, General Manager, Lake Macquarie City Council, Administration Building, Main Road, Speers Point NSW 2284.

SCHEDULE

Lots 23 and 24 in Deposited Plan 1160736.

[5693]

QUEANBEYAN CITY COUNCIL

Erratum

IN the notice which appeared in the *New South Wales Government Gazette* No. 94 of 23 July 2010, under the heading Roads Act 1993, section 10, Schedule and described as “Lots 126 and 127 in Deposited Plan 754907” should read “Lots 126 and 127 in Deposited Plan 1129885”. GARY CHAPMAN, General Manager, Queanbeyan City Council, PO Box 90, Queanbeyan NSW 2620.

[5694]

SINGLETON COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

IN accordance with section 10 of the Roads Act 1993, notice is hereby given that the land described in the Schedule below is dedicated to the public as public road. Dated at Singleton, 28 January 2011. SCOTT GREENSILL, General Manager, Singleton Council, PO Box 314, Singleton NSW 2330.

SCHEDULE

Lot 1, DP 251617, Knodlers Lane, Maison Dieu, Parish Auckland, County Durham.

[5695]

SINGLETON COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

IN accordance with section 10 of the Roads Act 1993, notice is hereby given that the land described in the Schedule below is dedicated to the public as public road. Dated at Singleton, 28 January 2011. SCOTT GREENSILL, General Manager, Singleton Council, PO Box 314, Singleton NSW 2330.

SCHEDULE

Lot 12, DP 111306, Milbrodale Road, Broke, Parish Harrowby, County Northumberland.

[5696]

SINGLETON COUNCIL

Roads Act 1993, Section 162

Naming of Public Roads

NOTICE is hereby given that Singleton Council, in pursuance of section 162 of the Roads Act 1993 and the Roads (General) Regulation 2000, has named the following road:

<i>Description Road</i>	<i>Name</i>
Easterly off Wattle Ponds Road at a distance of 170 metres south of the intersection of Wattle Ponds Road and Pioneer Road.	Pepper Close.

Authorised by resolution of the Council on 15 December 2003. SCOTT GREENSILL, General Manager, PO Box 314, Singleton NSW 2330.

[5697]

LISMORE CITY COUNCIL

Local Government Act 1993, Section 713

Sale of Land for Overdue Rates

NOTICE is hereby given to the persons named hereunder that Lismore City Council has resolved pursuant of sections 713 and 715 of the Local Government Act 1993, to sell the land described hereunder of which the persons named appear to be the owners or in which they appear to have an interest and on which the amount of rates stated as at 20 September 2010, is due.

<i>Owner(s) or person(s) having interest in the Land</i>	<i>Description of subject land</i>	<i>Amount of rates and charges (including extra charges) overdue for more than five (5) years</i>	<i>Amount of all other rates and charges (including extra charges) payable and unpaid</i>	<i>Total</i>
(a)	(b)	(c)	(d)	(e)
Fiona Jane STEVENSON.	Lot 1, DP 804763, 748 Ballina Road, Goonellabah.	\$3,652.29	\$38,842.90	\$42,495.19
Arthur Charles HANCOCK.	Lot 4, DP 409877, 216 Ballina Road, Lismore.	\$2,587.91	\$15,433.61	\$18,021.52
Robyn Ann LEE.	Lot 16, DP 24731, 2 Charlton Avenue, South Lismore.	\$6,198.49	\$9,847.05	\$16,045.54
Marjorie Josephine GRAHAM.	Lot 1, DP 22742, 225 Casino Street, South Lismore.	\$2,328.95	\$8,474.05	\$10,803.00
Christine Deborah ANDERSON.	Lot 14, DP 12399, 102 Elliott Road, South Lismore.	\$5,845.13	\$10,576.96	\$16,422.09
NASH DEVELOPMENTS PTY LTD.	Lot 22, DP 627547, 35A Invercauld Road, Goonellabah.	\$1,816.52	\$18,956.33	\$20,772.85
George HANDROS.	Lot 2, DP 622044, 171 Magellan Street, Lismore.	\$1,164.34	\$11,415.50	\$12,579.84
Clare Kathleen HAMILTON.	Lot B, DP 415850, 64 Orion Street, Lismore.	\$1,039.95	\$10,175.14	\$11,215.09
NUWARRA PTY LTD.	Lots 91, 112 and 128, DP 755728 and Lot 9, DP 115074 194A-D, McMahon Road, South Gundurimba.	\$1,137.58	\$12,641.07	\$13,778.65
Ian Allan JACOBS.	Lot 77, SP 36965, 77/265 Martin Road, Larnook.	\$196.20	\$3,296.22	\$3,492.42
NSW Trustee & Gaurdian (B. BRODIE).	Lot 5, DP 802517, 222 Bishops Creek Road, Coffee Camp.	\$9,228.33	\$12,114.54	\$21,342.87
Michael Shane HURLEY.	Lot 9, DP 702668, 5 Basil Road, Nimbin.	\$1,108.34	\$7,487.13	\$8,595.47
Mahmoud ZIAEE.	Lot 25, DP 5446, 7 Sibley Street, Nimbin.	\$6,322.70	\$16,328.73	\$22,651.43
Kenneth Douglas LESLIE.	Lot 12, DP 252729, 1354 Wyrallah Road, Tucki Tucki.	\$4,444.18	\$4,018.12	\$8,462.30

In default of payment to the Council of the amount stated in column (e) above and any other rates (including extra charges) becoming due and payable after publication of this notice, or an arrangement satisfactory to the Council for the payment of all such rates being entered into by the rateable person, before the time fixed for sale, the said land will be offered for sale by public auction by Ray White Lismore Real Estate at The Fountain Room, Lismore City Hall, 1 Bounty Street, Lismore, on Saturday, 14 May 2011, at 10:00 a.m. PAUL O'SULLIVAN, General Manger, Lismore City Council, 43 Oliver Avenue, Goonellabah NSW 2480.

[5698]

THE HILLS SHIRE COUNCIL

Roads Act 1993, Section 10

NOTICE is hereby given that The Hills Shire Council dedicates the land described in the Schedule below as public road under section 10 of the Roads Act 1993. GENERAL MANAGER, The Hills Shire Council, 129 Showground Road, Castle Hill NSW 2154.

SCHEDULE

All that piece or parcel of land known as Lot 9 in DP 1157043 in The Hawkesbury Shire Council, Parish of Pitt Town, County of Cumberland and as described in Folio Identifier 9/1157043. [5699]

COMPANY NOTICES

NOTICE of member's voluntary liquidation. – J M HANNA PTY LIMITED (A.C.N. 000 278 026). – Notice of special resolution. At a general meeting of members of J M Hanna Pty Limited, duly convened and held at 12 Clive Street, Eastwood NSW on 28 January 2011, the special resolution set out below was duly passed: Special Resolution: "That the company be wound up voluntarily and that Mr Jack Singh of Suite 502, Level 5, 267 Castlereagh Street, Sydney NSW 2000 be appointed liquidator for the purpose of such winding up." Dated 28 January 2011. JACK SINGH, CPA, Jack Singh & Co., Suite 502, Level 5, 267 Castlereagh Street, Sydney NSW 2000, tel.: (02) 9283 4544. [5700]

ISSN 0155-6320

Authorised to be printed
DENIS H. HELM, Government Printer.