

Department of Primary Industries

MINE SUBSIDENCE COMPENSATION ACT 1961

Appointment of Nominated Member to the
Mine Subsidence Board

I, Professor Marie Bashir, CVO, Governor of New South Wales, with the advice of the Executive Council and pursuant to section 5 of the Mine Subsidence Compensation Act 1961, hereby appoint Peter Joseph HAYES as the nominee of the proprietors of colliery holdings as a member of the Mine Subsidence Board from the date of this appointment until 2 November 2011.

Dated this 2nd day of September 2009

By Her Excellency's Command

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

PLANT DISEASES ACT 1924

OR105: Order under Section 13A

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 13A of the Plant Diseases Act 1924 ("the Act"), believe that this Order is necessary in order to avoid an undue hazard to the environment, and by this Order I hereby:

- (a) from 21 September 2009, authorise an inspector to enter all land or premises described in Schedule 1 below to carry out the survey work specified in Schedule 2 below, to control the pests Australian plague locust, Spur-throated locust and Migratory locust; and
- (b) provide that the process for objecting to the carrying out of the survey work is as specified in Schedule 3 below.

SCHEDULE 1

Land and premises

1. All land or premises, excluding those described in paragraph 2 of this Schedule, located within the Livestock Health and Pest Districts of:

Western	North West
Central West	Riverina
Lachlan	Hume
Central North	Darling
2. Land upon which an intensive livestock production facility is located including dairies, feedlots, piggeries, poultry sheds and any other form of intensive livestock production.

SCHEDULE 2

Survey work

In this Order:

survey work means any one or a combination of the following tasks:

- (a) visually survey any lands by vehicle or foot; or
- (b) take locust specimens; or
- (c) identify egg beds with labelled pegs; or

- (d) take samples of locust egg beds using a spade, shovel, mattock or similar instrument; or
- (e) monitor known locust egg beds and known locust populations.

SCHEDULE 3

Process for objecting to the carrying out of survey work

1. An occupier of land or premises on which survey work authorised by this Order is to be carried out may object to the carrying out of the survey work.
2. An objection must:
 - (a) be in writing addressed to the Director-General of the Department of Industry and Investment, and
 - (b) identify the property concerned and state the name and contact details of the person objecting.
3. An objection will only be considered if it is:
 - (a) received by the Director-General, Department of Industry and Investment, Locked Bag 21, Orange NSW 2800 by 4:00 pm on 18 September 2009, or
 - (b) delivered to an inspector who, for the purpose of carrying out the survey work, has entered the land or premises of the person objecting to the survey work being carried out.
4. An objection received under paragraph 3(a) of Schedule 3 but not within the time specified in that paragraph, may be considered before the time that an inspector attends a property to carry out the locust surveys.

Note: This Order remains in force for 6 months from the date it is made.

Dated this day 4th of September 2009.

IAN MACDONALD, M.L.C.,
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998

Order Under Part 11 and Clause 27 (2) of Schedule 7
in Respect of Wild Dogs

Pest Control Order Number 17

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, revoke Pest Control Order Number 11 in respect of wild dogs dated 3 October 2006 and published in *NSW Government Gazette* No. 122 of 6 October 2006 at pages 8689 to 8690 and any order revived as a result of this revocation and I make this order pursuant to Part 11 of, and clause 27 (2) of Schedule 7 to, the Rural Lands Protection Act 1998 ("the Act").

1. This order applies, pursuant to section 143 (1) (a) of the Act to the land described in Schedule 1 and Schedule 2 below ("the controlled land").
2. In this order "wild dog" means any dog, including a dingo, that is or has become wild but excludes any dog kept in accordance with the Companion Animals Act 1998, the Exhibited Animals Protection Act 1986 and the Animal Research Act 1985 or any other legislation made in replacement of any of those Acts.

3. I declare, pursuant to section 143 (1) (b) of the Act the wild dog, a former pest within the meaning of clause 27 (1) of Schedule 7 to the Act to be a pest on the controlled land ("the pest").
4. I impose, pursuant to sections 143 (1) (c) and 143 (2) (a) of the Act a general destruction obligation requiring the occupier of controlled land to eradicate the pest by any lawful method.
5. I empower, pursuant to sections 143 (1) (c) and 143 (2) (d) of the Act all authorities to serve an individual eradication order in accordance with Part 11 of the Act on any occupier or owner (other than a public authority) of controlled land in their district requiring the occupier or owner to eradicate the pest by use of a method specified by the authority in the order.
6. I confer, pursuant to sections 143 (1) (c) and 143 (2) (h) of the Act on all authorities a power to approve or order the use (whether or not subject to any condition) of a method of eradication of the pest.
 Note: Section 156 (4) of the Act provides that an occupier of controlled public land (in this order described in Schedule 2) fulfils their general destruction obligation provided the occupier uses the method or methods approved by the authority for the district. In practice, this approval under section 143 (2) (h) of the Act will take the form of a wild dog management plan, the content of which will be agreed between the occupier and the authority. Such management plan will address, in accordance with a Guideline issued by the State Council under section 25 of the Act both control and conservation objectives.
7. I specify, pursuant to section 143 (3) of the Act the following method of eradication as a method that may be used in relation to the pest on controlled land that involves the application of a substance or thing from the air, namely, using any substance approved for application by air under the Pesticides Act 1999 or the AgVet Code for the purpose of controlling the pest.
8. This order has effect for a period of 5 years.

SCHEDULE 1

All land in New South Wales not included in Schedule 2.

SCHEDULE 2

Those areas of National Park, Nature Reserve, State Recreation Areas, State Forest, Crown land and Reserves, and Sydney Catchment Authority land listed below:

National Parks

Baalinjinn, Barool, Barrington Tops, Bellinger River, Ben Boyd, Bimberamala, Bindarri, Biriwal Bulga, Blue Mountains, Bongil Bongil, Border Ranges, Brindabella, Budawang, Bundjalung, Capmoopeta, Carrai, Cascade, Cathedral Rock, Chaelundi, Cottan-Bimbang, Cunnawarra, Dharug, Dorrigo, Duea, Dunggir, Fortis Creek, Gardens of Stone, Ghin-doo-ee, Gibraltar Range, Goonengerry, Guy Fawkes River, Jerrawangala, Junuy Juluum, Juugawaarri, Kanangra-Boyd, Koreelah, Kosciuszko, Kumbatine, Mebbin, Monga, Morton, Mount Clunie, Mount Imlay, Mount Jerusalem, Mount Nothofagus, Mount Royal, Mount Warning, Mummel Gulf, Myall Lakes, Nattai, New England,

Nightcap, Nowendoc, Nymboi-Binderay, Nymboida, Oxley Wild Rivers, Popran, Ramornie, Richmond Range, South East Forests, Spirabo, Tapin Tops, Tooloom, Toonumbar, Wadbilliga, Wallingat, Washpool, Watagans, Werrikimbe, Willi Willi, Wollemi, Yabba, Yengo and Yuraygir National Parks.

Nature Reserves

Banyabba, Bimberi, Byrnes Scrub, Captains Creek, Cooperabung Creek, Georges Creek, Guy Fawkes River, Iluka, Killarney, Limeburners Creek, Limpinwood, Mann River, Monkerai, Mount Hyland, Mount Neville, Mount Seaview, Nadgee, Ngambaa, Ngulin, Numinbah, Parma Creek, Running Creek, Scabby Range, Serpentine, Tabbimobile Swamp, The Castles, Tuggolo Creek and Weelah Nature Reserves.

State Recreation Areas

Bargo, Bungonia, Burragorang, Colymea, Nattai, Parr and Yerranderie State Recreation Areas.

State Forests

Avon River, Awaba, Bachelor, Badja, Bagawa, Bago, Bald Knob, Barcoongere, Barrington Tops, Beaury, Bellangry, Bendinni, Billimbra, Bondo, Boonanghai, Boundary Creek, Brassey, Brother, Buckenbowra, Buckra Bendinni, Bulahdelah, Bulga, Candole, Carrai, Chaelundi, Chichester, Clouds Creek, Clyde, Cochrane, Collombatti, Comelroy, Corrabare, Currowan, Dalmorton, Dampier, Diehappy, Dingo, Donaldson, Doyles River, Dyke, East Boyd, Edinburg Castle, Ellis, Enfield, Ewingar, Flat Rock, Forest Land, Fosterton, Gibraltar Range, Glen Elgin, Glen Nevis, Gundar, Heaton, Hyland, Ingalba, Irishman, Jellore, Jerrawangala, Kangaroo River, Kippara, Knorrit, Koreelah, Little Spirabo, London Bridge, Lower Creek, Maragle, Marara, Marengo, Maseys Creek, McDonald, McPherson, Meryla, Micalong, Mistake, Monga, Moogem, Moonpar, Mount Boss, Mount Lindsay, Mount Mitchell, Myall River, Nadgee, Nana Creek, Nerong, Newfoundland, Nowendoc, Nulla Five Day, Nymboida, Oakes, Oakwood, Olney, Orara West, Paddys Land, Pine Creek, Pokolobin, Putty, Quart Pot, Ramornie, Riamukka, Richmond Range, Roses Creek, Shallow Crossing, Sheas Knob, Spirabo, Stewarts Brook, Styx River, Tamban, Thumb Creek, Timbillica, Toonumbar, Trevor, Tuckers Knob, Tuggolo, Unumgar, Wallingat, Wandella, Wandera, Wang Wauk, Washpool, Watagan, Whian Whian, Wild Cattle Creek, Wingello, Wollumbin, Woodenbong, Wyong, Yabba, Yaboro, Yambulla, Yango, Yerriyong and Yessabah State Forests.

Crown land and Reserves

Banyabba Crown Reserve, Brindabella Reserve, Bundandah Reserve, and Crown lands adjoining Morton National Park.

Sydney Catchment Authority Land

Sydney Catchment Authority Special Area.

Dated this 27th day of September 2009.

IAN MACDONALD, M.L.C.,
Minister for Primary Industries