

Primary Industries Notices

FISHERIES MANAGEMENT ACT 1994

Appointment of member to
the Fisheries Scientific
Committee

I, Niall Blair MLC, Minister for Primary Industries, pursuant to sections 221ZC (1), (2) (d) and (3) of the *Fisheries Management Act 1994*, appoint Dr Marlien VAN DER MERWE as the member of the Fisheries Scientific Committee who is a scientist employed and nominated by the Royal Botanic Gardens and Domain Trust (RBD) to be conducting on the date of this appointment.

Dated this 16th day of June 2016

NIALL BLAIR, MLC Minister
for Primary Industries

LOCAL LAND SERVICES (SPUR-THROATED LOCUST) PEST CONTROL ORDER 2016

under the

LOCAL LAND SERVICES ACT 2013

I, Niall Blair, MLC, Minister for Primary Industries, in pursuance of Part 10 of, and clause 19 of Schedule 6 to, the *Local Land Services Act 2013*, make the following pest control order in respect of Spur-Throated Locust.

Dated this 11th day of July 2016

NIALL BLAIR, MLC
Minister for Primary Industries

LOCAL LAND SERVICES (SPUR-THROATED LOCUST) PEST CONTROL ORDER 2016

under the

LOCAL LAND SERVICES ACT 2013

1 Name of pest control order

This pest control order is the *Local Land Services (Spur-Throated Locust) Pest Control Order 2016*.

2 Commencement and duration

- (1) This pest control order commences on the date it is published in the *NSW Government Gazette*.
- (2) This pest control order has effect for a period of 5 years from the date of commencement.

3 Definitions

In this pest control order:

Agvet Code has the same meaning as in the *Pesticides Act 1999*.

controlled land means the land to which this pest control order applies as described in clause 5.

eradicate has the same meaning as in Part 10 of the Act.

general eradication order means a general eradication order made under Division 3 of Part 10 of the Act.

individual eradication order means an individual eradication order made under Division 3 of Part 10 of the Act.

pest means the animal declared in clause 6 to be a pest on the controlled land.

pest control order has the same meaning as in Part 10 of the Act.

the Act means the *Local Land Services Act 2013*.

Note: Local Land Services, occupier, owner, public authority and public land all have the same meaning as in the Act.

4 Revocation of Rural Lands Protection (Spur-Throated Locust) Pest Control Order 2011 under the Rural Lands Protection Act 1998.

Pursuant to section 140 (2) of the Act, *Rural Lands Protection (Spur-Throated Locust) Pest Control Order 2011* published in *NSW Government Gazette* No 103 of 28 October 2011 at pages 6195 to 6196 is revoked, as is any pest control order revived as a result of this revocation.

5 Controlled land

This pest control order applies, pursuant to section 130 (1) (a) of the Act, to all land in New South Wales.

6 Declaration of Spur-Throated Locust to be a pest

Pursuant to section 130 (1) (b) of the Act, the Spur-Throated Locust (*Austracris guttulosa*), being a former pest within the meaning of clause 19 of Schedule 6 to the Act, is declared to be a pest on the controlled land.

7 Obligations and powers conferred in relation to the pest on controlled land

Pursuant to section 130 (1) (c) of the Act and the sections referred to in this clause, the following obligations and powers are imposed or conferred in relation to the pest on the controlled land:

- (a) pursuant to section 130 (2) (a) of the Act, a general destruction obligation is imposed requiring the occupier of controlled land to eradicate the pest by any lawful method;
- (b) pursuant to section 130 (2) (c) of the Act, a notification obligation is imposed requiring the occupier of controlled land to give Local Land Services notice of the presence of the pest on the land as soon as practicable after becoming aware of its presence;
- (c) pursuant to section 130 (2) (d) of the Act, Local Land Services is empowered to serve an individual eradication order in accordance with Part 10 of the Act, on any occupier or owner (other than a public authority) of controlled land requiring the occupier or owner to eradicate the pest by use of a method specified by Local Land Services in the individual eradication order;
- (d) pursuant to section 130 (2) (e) of the Act, Local Land Services is empowered to publish a general eradication order in accordance with Part 10 of the Act requiring all occupiers of controlled land within their region (or a specified part of their region) to eradicate the pest by use of a method specified by Local Land Services in the order;

- (e) pursuant to section 130 (2) (f) of the Act, power is conferred on all authorised officers who work for Local Land Services and all authorised officers appointed for the purposes of Part 10 of the Act to take measures to carry out work on controlled land to eradicate the pest;
- (f) pursuant to section 130 (7) (a) of the Act in respect of the exercise of the power under section 130 (2) (f) by authorised officers on land under the care, control and management of the National Parks and Wildlife Service, that power cannot be exercised unless written approval has been obtained from the Chief Executive, Parks and Wildlife Group of the NSW Office of Environment and Heritage within the NSW Department of Premier and Cabinet;
- (g) pursuant to section 130 (2) (j) of the Act all authorities are required to supply materials that have been provided to them for the eradication of the pest on controlled land within their region, free of charge, to the owner or occupier of rateable land in accordance with the relevant standard operating procedures.

8 Method of eradication involving application of a substance from the air

Pursuant to section 130 (3) of the Act, the method of eradication that may be used in relation to the pest on controlled land that involves the application of a substance from the air is specified to be the use of any substance approved for application by air under the *Pesticides Act 1999* or the *Agvet Code* for the purpose of controlling the pest.

9 Authorisation of notice for contribution towards eradication of pest insects.

This pest control order authorises the Minister to give a notice pursuant to section 154 (1) of the Act, in relation to the pest.

Note: Materials provided for eradication of the pest on controlled land are funded from rates levied under the Act. ‘Free of charge’ means no additional charge is imposed at the time of issue of the materials.

LOCAL LAND SERVICES (AUSTRALIAN PLAGUE LOCUST) PEST CONTROL ORDER 2016

under the

LOCAL LAND SERVICES ACT 2013

I, Niall Blair, MLC, Minister for Primary Industries, in pursuance of Part 10 of, and clause 19 of Schedule 6 to, the *Local Land Services Act 2013*, make the following pest control order in respect of Australian Plague Locust.

Dated this 11th day of July 2016

NIALL BLAIR, MLC Minister
for Primary Industries

LOCAL LAND SERVICES (AUSTRALIAN PLAGUE LOCUST) PEST CONTROL ORDER 2016

under the

LOCAL LAND SERVICES ACT 2013

1 Name of pest control order

This pest control order is the *Local Land Services (Australian Plague Locust) Pest Control Order 2016*.

2 Commencement and duration

- (1) This pest control order commences on the date it is published in the NSW Government Gazette.
- (2) This pest control order has effect for a period of 5 years from the date of commencement.

3 Definitions

In this pest control order:

Agvet Code has the same meaning as in the *Pesticides Act 1999*.

controlled land means the land to which this pest control order applies as described in clause 5.

eradicate has the same meaning as in Part 10 of the Act.

general eradication order means a general eradication order made under Division 3 of Part 10 of the Act.

individual eradication order means an individual eradication order made under Division 3 of Part 10 of the Act.

pest means the animal declared in clause 6 to be a pest on the controlled land.

pest control order has the same meaning as in Part 10 of the Act.

the Act means the *Local Land Services Act 2013*.

Note: *Local Land Services*, *occupier*, *owner*, *public authority* and *public land* all have the same meaning as in the Act.

4 Revocation of Rural Lands Protection (Australian Plague Locust) Pest Control Order 2011 under the Rural Lands Protection Act 1998.

Pursuant to section 140 (2) of the Act, *Rural Lands Protection (Australian Plague Locust) Pest Control Order 2011* published in *NSW Government Gazette* No 103 of 28 October 2011 at pages 6189 to 6190 is revoked, as is any pest control order revived as a result of this revocation.

5 Controlled land

This pest control order applies, pursuant to section 130 (1) (a) of the Act, to all land in New South Wales.

6 Declaration of Australian Plague Locust to be a pest

Pursuant to section 130 (1) (b) of the Act, the Australian Plague Locust (*Chortoicetes terminifera*), being a former pest within the meaning of clause 19 of Schedule 6 to the Act, is declared to be a pest on the controlled land.

7 Obligations and powers conferred in relation to the pest on controlled land

Pursuant to section 130 (1) (c) of the Act and the sections referred to in this clause, the following obligations and