

Biosecurity (Rodent) Control Order 2019

under the

Biosecurity Act 2015

I, BRUCE MORGAN CHRISTIE, Deputy Director General, Biosecurity and Food Safety, in exercise of delegated authority under the *Biosecurity Act 2015*, in pursuance of section 62 of the *Biosecurity Act 2015* reasonably believing it is necessary to prevent, eliminate, minimise or manage the biosecurity risk associated with the Black Rat (*Rattus rattus*) and House Mouse (*Mus Musculus*) on Lord Howe Island, make the following Control Order.

Dated this 28 February 2019



**BRUCE MORGAN CHRISTIE
DEPUTY DIRECTOR GENERAL
BIOSECURITY AND FOOD SAFETY
DEPARTMENT OF INDUSTRY**

Explanatory note

This Control Order is made under section 62 of the *Biosecurity Act 2015*. The object of this Control Order is to eradicate the pests, Black Rat (*Rattus rattus*) and House Mouse (*Mus Musculus*), from Lord Howe Island, New South Wales.

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1. Name of Order

This Control Order is the *Biosecurity (Rodent) Control Order 2019*.

2. Commencement

This Control Order commences on 28 February 2019.

Note: Notice of this Control Order may be given by publishing it on the website of the Department or in the *NSW Government Gazette*.

3. Definitions

In this Control Order:

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

Control Order has the same meaning as in Part 6 of the Act.

control measures has the same meaning as in Part 6 of the Act.

control zone has the same meaning as in Part 6 of the Act.

Lord Howe Island means the island known as Lord Howe Island, New South Wales and all adjacent islands within one marine league measured from low water mark on the coast of Lord Howe Island (as described in the *Lord Howe Island Act 1953*).

Lord Howe Island Board means the corporation constituted under the name of the "Lord Howe island Board" pursuant to section 4 of the *Lord Howe Island Act 1953*.

Lord Howe Island Board training in safe bait handling and bait station loading and replenishment means a training course conducted by the Lord Howe Island Board, providing guidance and instruction on safe bait handling and bait station loading and replenishment in relation to rodents.

rodent means the pests Black Rat (*Rattus rattus*) and House Mouse (*Mus Musculus*).

the Act means the *Biosecurity Act 2015*.

the Regulation means the Biosecurity Regulation 2017.

Note: *authorised officer, biosecurity matter, biosecurity risk, carrier, deal, land, occupier, premise* and *pest* all have the same meaning as in the Act.

4. Biosecurity Matter and Biosecurity Risk

- (1) The biosecurity matter to which this Control Order relates are the pests Black Rat (*Rattus rattus*) and House Mouse (*Mus Musculus*).
- (2) The biosecurity risk to which this Control Order relates is the risk of an adverse effect to the economy, the environment and the community posed by or likely to be posed by the pests Black Rat (*Rattus rattus*) and House Mouse (*Mus Musculus*) on Lord Howe Island.

5. Control Zone

- (1) Pursuant to sections 62(1)(a) and 67 of the Act, the control zone to which control

measures are required to be implemented under this Control Order is Lord Howe Island.

- (2) The control zone is called the *Rodent Control Zone*.

6. Control measures - registration

- (1) Pursuant to sections 62(1)(b) and 68 of the Act, persons to whom the control measures apply, must, by 22 March 2019, either:
- (a) register for the Lord Howe Island Board training in safe bait handling and bait station loading and replenishment; or
 - (b) register their permission with the Lord Howe Island Board for authorised officers to enter their premises (including any part of their premises used only for residential purposes), in order to undertake rodent control and eradication, and monitor for the presence of rodents.

(2) The persons or class of persons to whom the control measures apply

The control measures in clause 6(1) of this Control Order apply to all occupiers of premises in the Rodent Control Zone.

7. Control measures - rodent treatment

- (1) Pursuant to sections 62(1)(b) and 68 of the Act, persons to whom the control measures apply, must:
- (a) before 15 April 2019, undertake the Lord Howe Island Board training in bait station loading and replenishment;
 - (b) within 1 week of completion of the Lord Howe Island Board training in bait station loading and replenishment, clean up and remove all (human-made) rodent food sources from the premises they occupy that are capable of being accessed by rodents, including compost and manufactured pet, chicken and livestock food;
 - (c) within 1 week of completion of the Lord Howe Island Board training in bait station loading and replenishment, install bait stations by placing bait stations along gridlines approximately 10 metres apart, running approximately north to south, at approximately 10 metre intervals, throughout the premises (including inside and under dwellings and in accessible roof spaces). Bait stations are to be loaded with Pestoff 20R bait pellets or blocks or other pesticide appropriate for rodent control and approved by an authorised officer in writing. All pesticides must be used in accordance with APVMA label directions and permit conditions;
 - (d) within 1 week of completion of the Lord Howe Island Board training in bait station loading and replenishment, and at the direction of an authorised officer, install monitoring devices, including tracka tunnels, chew cards and chew blocks (including inside and under dwellings and in accessible roof spaces) as provided at, and in accordance with instructions provided at, the Lord Howe Island Board training in safe bait handling and bait station loading and replenishment;
 - (e) make and keep digital records demonstrating the installation of bait stations and monitoring device at all locations within the premises. Such records are to be provided to authorised officers at the Lord Howe Island Board and in accordance with instructions provided at, the Lord Howe Island Board training in safe bait handling and bait station loading and replenishment, within 24 hours of installation, and on request;
 - (f) check bait uptake by rodents, and replenish the bait in bait stations (including inside and under dwellings and in accessible roof spaces) at the following frequency:
 - (i) every third day, within the first week after initial loading,
 - (ii) after the first week after initial loading has expired, every week until no bait has been observed as taken for 6 consecutive weeks,
 - (iii) after no bait has been observed as taken for 6 consecutive weeks, every 14

days for a 3 month period. If there is bait uptake or any other sign of rodents noticed during this 3 month period, checking and replenishment of bait in bait stations must occur at frequencies referred to in clauses 7(f)(i) and 7(f)(ii) of this Control Order.

- (g) make and keep digital records demonstrating the checking and replenishing bait in the bait stations in accordance with the frequencies described in clause 7(f) of this Control Order. Such records are to be provided to authorised officers at the Lord Howe Island Board and in accordance with instructions provided at, the Lord Howe Island Board training in safe bait handling and bait station loading and replenishment, within 24 hours of checking and replenishing bait, and on request;
- (h) make monitoring devices available to authorised officers for inspection, on request;
- (i) undertake reactive treatment, through distribution of Pestoff 20R bait pellets (or other approved pesticide) in bait stations, as directed by an authorised officer.

(2) The persons or class of persons to whom the control measures apply

The control measures in clause 7(1) of this Control Order apply to:

- (a) all occupiers of premises in the Rodent Control Zone that elected to register for the Lord Howe Island Board training in safe bait handling and bait station loading and replenishment, in accordance with clause 6(1)(a) of this Control Order; and
- (b) any occupier of premises in the Rodent Control Zone that withdraws their permission with the Lord Howe Island Board for authorised officers to enter their premises (including any part of their premises used only for residential purposes), in order to undertake rodent control and eradication, and monitor for the presence of rodents, given in accordance with clause 6(1)(b) of this Control Order; and
- (c) any occupier of premises in the Rodent Control Zone that does not comply with clause 6 of this Control Order.

8. Control measures - owners

- (1) Pursuant to sections 62(1)(b) and 68 of the Act, persons to whom the control measures apply, must:
 - (a) provide notice of this Control Order to any occupiers of their premises, that commence occupation after 28 February 2019
 - (b) provide notice of this Control Order to any purchaser of their premises, who purchases the premises after 28 February 2019
 - (c) provide notice of any change in ownership or occupation of a premises to the Lord Howe Island Board by phoning 6563 2066.

(2) The persons or class of persons to whom the control measures apply

The control measures in clause 8 of this Control Order apply to all persons who own premises in the Rodent Control Zone as at 28 February 2019.

9. Duration of Control Order

This Control Order has effect for a period of 2 years from the date on which it commences.