



Victoria Government Gazette

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Plant Biosecurity Act 2010

ORDER DECLARING A RESTRICTED AREA IN VICTORIA FOR THE CONTROL OF GIANT PINE SCALE

Pursuant to section 32 of the **Plant Biosecurity Act 2010** (the Act), I, Jaala Pulford, Minister for Agriculture, make the following Order declaring a restricted area for the control of the exotic pest giant pine scale (*Marchalina hellenica* (Gennadius)) in Victoria and specifying the prohibitions, restrictions and requirements which are to operate in the restricted area.

1. Restricted Area for the control of Giant Pine Scale

I declare the area described in the Schedule 1 to be the restricted area.

2. Prohibitions, restrictions and requirements

I specify the following prohibitions, restrictions and requirements that are to operate in the restricted area:

- 2.1 The removal any giant pine scale host material from the restricted area is prohibited.
- 2.2 Subclause 2.1 does not apply if the person removing any giant pine scale host material is authorised to do so under a permit issued by an inspector under the Act and complies with any conditions set out in the permit; or

3. This Order affects:

Pines	Firs	Spruces
<i>Pinus radiata</i>	<i>Abies cephalonica</i>	<i>Picea engelmanni</i>
<i>Pinus halepensis</i>	<i>Abies nordmanniana</i>	<i>Picea orientalis</i>
<i>Pinus brutia</i>		
<i>Pinus pinea</i>		
<i>Pinus laricio tauricus</i>		
<i>Pinus sosnowskyi</i>		
<i>Pinus sylvestris</i>		
<i>Pinus kochiana</i>		
<i>Pinus nigra salzmannii</i>		

but excluding plants in tissue culture, collectively described in the Order as giant pine scale host plants, and

any giant pine scale host plant, and any earth material or used equipment associated with any giant pine scale host plant, collectively known in the Order as giant pine scale host material.

4. Issuing of Directions

Inspectors are authorised to issue a direction to:

- 4.1 any owner or occupier of land described in Schedule 1 requiring the owner or occupier to:
 - (a) take measures including destruction or pruning of any giant pine scale host plant where this is considered necessary to control or prevent the spread of the exotic pest; or
 - (b) apply, to any giant pine scale host plant, any treatment for the purpose of controlling giant pine scale, including the application of chemicals registered, approved or permitted for the purpose of controlling giant pine scale; or

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- 4.2 any person requiring that person to clean used equipment utilised in the destruction, pruning or mulching of giant pine scale host plants; or
- 4.3 prohibit the planting or propagation of an giant pine scale host material.

Inspector means a person appointed as an inspector under the Act.

5. Revocation

The Order made under section 32 of the **Plant Biosecurity Act 2010**, and published in Victoria Government Gazette S21 on 5 February 2015, is revoked.

HON. JAALA PULFORD MP
Minister for Agriculture

This Order remains in force for a period of 12 months.

Schedule 1

The area of land bounded by a line commencing at the intersection of Stud Road and Mountain Highway, then in an easterly direction along Mountain Highway to the intersection of Liverpool Road, then in a northerly direction along Liverpool Road to the intersection of Liverpool Road and Mount Dandenong Road, then in a westerly direction along Mount Dandenong Road to the intersection of Mount Dandenong Road and Hawthory Road, then in a northerly direction along Hawthory Road to the intersection of Hawthory Road and Cambridge Road, then in a north-westerly direction along Cambridge Road to the intersection of Cambridge Road and Hull Road, then in north-easterly direction along Hull Road to the intersection of Hull Road and Mooroolbark Road, then in a northerly direction along Mooroolbark Road, which becomes Victoria Road, to the intersection of Victoria Road and McIntyre Lane, then in an easterly direction along McIntyre Lane to the intersection of McIntyre Lane and Melba highway, then in a northerly direction along Melba Highway to the intersection of Melba Highway and Yarra Glen Bypass, then in a southerly direction along Yarra Glen Bypass to the intersection of Yarra Glen Bypass and Healesville–Yarra Glen Road, then in an easterly direction along Healesville–Yarra Glen Road to the intersection of Healesville–Yarra Glen Road and the Maroondah Highway, then in an easterly direction along the Maroondah Highway to the intersection of the Maroondah Highway and Don Road, then in a south-easterly direction along Don Road to the intersection of Don Road and the Warburton Highway, then in a westerly direction along the Warburton Highway to the intersection of the Warburton Highway and Gembrook Road, then in a southerly direction Gembrook Road, which becomes Gembrook–Launching Place Road, to the intersection of Gembrook–Launching Place Road and Beenak East Road, then in an easterly direction along Beenak East Road to the intersection of Beenak East Road and Gembrook–Tonimbuk Road, then in a south-easterly direction along Gembrook–Tonimbuk Road, to the intersection of Gembrook–Tonimbuk Road and Tynong North Road, then in a southerly direction along Tynong North Road, which becomes Tynong Road, to the intersection of Tynong Road and Nar Nar Goon–Longwarry Road, then in a westerly direction along Nar Nar Goon–Longwarry Road to the intersection of Nar Nar Goon–Longwarry Road and Nine Mile Road, then in a southerly direction along Nine Mile Road to the intersection of Nine Mile Road and Bunyip River Road, then in a south-westerly direction along Bunyip River Road to the intersection of Bunyip River Road and Seven Mile Road, then in a south-westerly direction along Seven Mile Road to the intersection of Seven Mile Road and Ballarto Road, then in a westerly direction along Ballarto Road to the intersection of Ballarto Road and the South Gippsland Highway, then in a northerly direction along the South Gippsland highway to the intersection of the South Gippsland Highway and Thompsons Road, then in a westerly direction along Thompsons Road to the intersection of Thompsons Road and the Mornington Peninsula Freeway, then in a northerly direction along the Mornington Peninsula Freeway to the intersection of the Mornington Peninsula Freeway and Springvale Road, then in northerly direction along Springvale Road to the intersection of Springvale Road and Heatherton Road, then in a westerly direction along Heatherton Road, which becomes Kingston Road, to the intersection of Kingston Road and Warrigal Road, then in a northerly direction along Warrigal Road to the intersection of Warrigal Road and Keys Road, then

in a westerly direction along Keys Road to the intersection of Keys Road and Chesterville Road, then in a northerly direction along Chesterville Road to the intersection of Chesterville Road and Wickham Road, then in a westerly direction along Wickham Road to the intersection of Wickham Road and Chapel Road, then in northerly direction along Chapel Road to the intersection of Chapel Road and South Road, then in a westerly direction along South Road to the intersection of South Road and Tucker Road, then in a northerly direction along Tucker Road to the intersection of Tucker Road and North Road, then in an easterly direction along North Road to the intersection of North Road and Koornang Road, then in a northerly direction along Koornang Road to the intersection of Koornang Road and the Princes Highway, then in a north-westerly direction along the Princes Highway to the intersection of the Princes Highway and Glenferrie Road, then in a northerly direction along Glenferrie Road to the intersection of Glenferrie Road and Riversdale Road, then in an easterly direction along Riversdale Road to the intersection of Riversdale Road and Warrigal Road, then in a southerly direction along Warrigal Road to the intersection of Warrigal Road and Burwood Highway, then in an easterly direction along Burwood Highway to the intersection of Burwood Highway and Stud Road, then in a northerly direction along Stud Road to the point of commencement.

Notes

Section 17(2) of the Act provides that a person must notify an inspector without delay after becoming aware or suspecting that an exotic pest is present by the fastest means of communication available. Section 33 of the Act provides that a person is guilty of an offence and liable for a penalty not exceeding 60 penalty units in the case of a natural person, and 300 penalty units in the case of a body corporate for causing or permitting the movement of any host material from a restricted area contrary to any restrictions, unless authorised to do so by a permit issued by an Inspector. Section 35(4) of the Act provides that a person is guilty of an offence and liable for a penalty not exceeding 60 penalty units for contravening any direction of an Inspector.

Objective

The objective of this Order is to declare a restricted area for the control of giant pine scale in Victoria, and to specify the prohibitions, restrictions and requirements which are to operate in the restricted area.

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