



Victoria Government Gazette

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Safety on Public Land Act 2004

DECLARATION OF PUBLIC SAFETY ZONES

I, Tony English, Deputy Chief Fire Officer – Grampians, as delegate of the Secretary to the Department of Environment, Land Water and Planning, make the following declaration of public safety zones under section 4(1) of the **Safety on Public Land Act 2004**.

1. Definitions

In this declaration:

- (a) ‘the Act’ means the **Safety on Public Land Act 2004**;
- (b) ‘the declared public safety zone’ means the area declared under clause 2 of this declaration;
- (c) ‘the Schedule’ means the Schedule to this declaration;

2. Declaration of Public Safety Zones

- (a) The areas of State forest contained within the location coordinates in the Schedule are declared to be public safety zones and associated map.
- (b) The extent of the public safety zones are described by the minimum planimetric extent using a North South orientated rectangle that encloses the area bound by:
 - a. the south-west limit described by the first two metric coordinates (Easting and Northing); and
 - b. the north-east limit described by the next two metric coordinates (Easting and Northing).
- (c) The public safety zones are limited to all areas that contain State forest within an area identified by the coordinates and map in the Schedule.
- (d) The coordinates in Schedule 1 are provided in Map Grid of Australia (MGA) Universal Transverse Mercator (UTM) Zone number 55. These use the Geodetic Reference System 1980 (GRS80) spheroid.

3. Purpose for which the area has been declared

The purpose for which the declared public safety zones have been declared is for the maintenance of public safety in relation to storm damage and associated tree hazards, unstable road conditions and damaged infrastructure. These operations include all assessment, treatment and rehabilitation works associated within the storm event area and access tracks.

4. Period of the declaration

The period for which the declared public safety zones are declared is the period commencing from 29 October 2021 and ending on 31 December 2021 inclusive.

5. Activities prohibited

The activities that are prohibited in the declared public safety zones are:

- (a) Knowingly entering a declared public safety zone during a period when access is prohibited; and
- (b) Knowingly remaining in or being present in a declared public safety zone during a period when access is prohibited.

6. Periods when access is prohibited

Access is prohibited to the declared public safety zone throughout the period of the declaration.

SPECIAL

7. Exempt persons or classes of person

Pursuant to section 5(2) of the Act, the following persons or classes of person are exempt from the operation of this declaration:

- a) Employees, agents and contractors of the Department of Environment, Land Water and Planning engaged in carrying out their functions.
- b) Employees, agents, volunteers and contractors of the Country Fire Authority engaged in carrying out their functions.
- c) Employees, agents and contractors of the Metropolitan Fire and Emergency Services Board, Ambulance Victoria, WorkSafe Victoria and Environment Protection Authority Victoria engaged in carrying out their functions.
- d) Members of the police force of Victoria engaged in carrying out their functions.
- e) Employees, agents and contractors of the Local Government Areas engaged in carrying out their functions.
- f) Employees, agents and contractors of the Department of Human Services engaged in carrying out their functions.
- g) Employees, agents, volunteers and contractors of an Emergency Management Services engaged by the Department of Environment, Land, Water and Planning or the Country Fire Authority to carry out an emergency management functions.
- h) Employees, agents, volunteers and contractors of Networked Emergency Organisation partners engaged by the Department of Environment, Land, Water and Planning or the Country Fire Authority to carry out their functions.
- i) Employees, agents and contractors of Water Authorities engaged in carrying out their functions.
- j) Members of the public using State forest roads as the most practical access to and from private properties adjoining or surrounding State forest, notwithstanding road closures due to hazardous trees and road conditions to ensure safe egress to private properties
- k) Employees, agents and contractors engaged in accessing and carrying out functions within a prescribed mine, as defined by regulation 5.3.3 of the Occupational Health and Safety Regulations 2007, where both an approved work plan, as defined by section 40 of the **Mineral Resources (Sustainable Development) Act 1990**, and an Emergency plan, prepared in accordance with regulation 5.3.34 of the Occupational Health and Safety Regulations 2007, are in place which address the risk of bushfires.
- l) Employees, agents, contractors, and Licensees of VicForests engaged in carrying out their functions.

Dated 29 October 2021

TONY ENGLISH
Deputy Chief Fire Officer, Grampians
as delegate of the Secretary of the
Department of Environment, Land, Water and Planning

Notes:

1. Maps showing the public safety zones are held at the Department of Environment, Land, Water and Planning (DELWP) Regional office at Traralgon and at 8 Nicholson Street, East Melbourne, Victoria 3002 (by appointment with Regional Fuel Management Coordinator, telephone 136 186). Maps are also available on the following web site: <https://www.flm.vic.gov.au/permits-and-regulations/closures-of-parks-and-forests>
2. In addition to the above persons or classes of person exempted under section 5(2), section 9 of the **Safety on Public Land Act 2004** provides that a public safety zone declaration does not apply to the following:
 - the Secretary;
 - an authorised officer;
 - a utility engaged in the carrying out of its functions in a State forest;
 - a transport authority engaged in the carrying out of its functions in a State forest;
 - a person or class of person authorised under section 10 of the **Safety on Public Land Act 2004** to be in the public safety zone.

Schedule: Public Safety Zones

Extent of Public Safety Zones					
State Forest, Forest Park or Reserve	South-west limit		North-east limit		MGA Zone
	Easting	Northing	Easting	Northing	
Wombat State Forest	775010	5842781	809015	5854706	Zone 55
Wombat State Forest	784594	5856633	7974782	5869427	Zone 55

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