



Victoria Government Gazette

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Safety on Public Land Act 2004

DECLARATION OF PUBLIC SAFETY ZONE

I, Kelly Rash, Acting Deputy Chief Fire Officer, Gippsland Region, Department of Environment, Land Water and Planning, as delegate of the Secretary to the Department of Environment, Land Water and Planning, make the following declaration of a public safety zone 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 Zone

- (a) The areas of State forest contained within the location coordinates in the Schedule are declared to a public safety zone.
- (b) The extent of the public safety zone is described by the minimum planimetric extent using a polygon that encloses the area bound by:
 - a. the north-west limit described by the first two metric coordinates (Easting and Northing); and
 - b. the north east limit described by the first two metric coordinates (Easting and Northing); and
 - c. the south-east limit described by the first two metric coordinates (Easting and Northing); and
 - d. the south-west limit described by the next two metric coordinates (Easting and Northing).
- (c) The public safety zone is limited to all areas that contain State forest within an area identified by the coordinates 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 zone has been declared is for the maintenance of public safety.

4. Period of the declaration

The period for which the declared public safety zone is declared is the period commencing midnight on the day of publication of this notice in the Victoria Government Gazette and ending on 30 June 2023 (inclusive).

5. Activities prohibited

The activities that are prohibited in the declared public safety zone 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.

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6. Periods when access is prohibited

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

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 Fire Rescue Victoria, 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 Health engaged in carrying out their functions.
- (g) Employees, agents, volunteers and contractors of an Emergency Management Service engaged by the Department of Environment, Land, Water and Planning or the Country Fire Authority to carry out 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) Employees, agents, and contractors of VicForests engaged in carrying out their functions.
- (k) Members of the public using State forest roads as the most practical access to and from private properties surrounding State forest.
- (l) 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.

Dated 28 December 2022

KELLY RASH
Acting Deputy Chief Fire Officer, Gippsland Region
Department of Environment, Land, Water and Planning
as delegate of the Secretary of the Department of Environment, Land, Water and Planning

Notes:

1. A map showing the public safety zone is held at the Heyfield office and at the Department's head office at 8 Nicholson Street, East Melbourne, Vic. 3002. The map is also available on the following web site: www.ffm.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 Zone Blue Pool Campsite

Extent of Public Safety Zone				
North-west limit		North-east limit		MGA Zone
509913	5818609	509974	5818557	55
South-west limit		South-east limit		MGA Zone
509879	5818462	509912	5818439	55

Schedule: Public Safety Zone Froam Campsite

Extent of Public Safety Zone				
North-west limit		North-east limit		MGA Zone
510051	5819104	510092	5819106	55
South-west limit		South-east limit		MGA Zone
510030	5819046	510061	5819039	55

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