

Version No. 005
Catchment and Land Protection Regulations
2002

S.R. No. 83/2002

Version incorporating amendments as at 23 July 2008

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1 Objective

The objective of these Regulations is to prescribe—

- (a) the purposes for which an established pest animal may be kept without a permit under the **Catchment and Land Protection Act 1994**; and
- (b) the conditions under which established pest animals may be kept; and
- (c) other matters required to be prescribed for the purposes of the **Catchment and Land Protection Act 1994**.

Reg. 1(b)
amended by
S.R. No.
23/2007
reg. 3(1).

Reg. 1(c)
inserted by
S.R. No.
23/2007
reg. 3(2).

2 Authorising provision

These Regulations are made under section 95 of the **Catchment and Land Protection Act 1994**.

3 Definitions

In these Regulations—

Reg. 3 def. of
*Australian
Pesticides
and
Veterinary
Medicines
Authority*
inserted by
S.R. No.
149/2006
reg. 3.

Australian Pesticides and Veterinary Medicines

Authority means the body corporate established under section 12 of the Agricultural and Veterinary Chemicals (Administration) Act 1992 of the Commonwealth;

meat means any part of an animal intended for consumption by humans or animals;

Reg. 3 def. of
rabbit
substituted as
*European
Rabbit* by
S.R. No.
91/2008 reg. 4.

European Rabbit means a rabbit of the species known by the scientific name of *Oryctolagus cuniculus*;

Note

This species of rabbit is declared to be an established pest animal under the Act

the Act means the **Catchment and Land Protection Act 1994**.

Reg. 4
(Heading)
amended by
S.R. No.
91/2008
reg. 5(1).
Reg. 4
amended by
S.R. No.
91/2008
reg. 5(2).

4 Keeping of European Rabbits without a permit

For the purposes of section 75(5)(f) of the Act, a person may keep 30 European Rabbits or less without a permit under section 77 of the Act if the European Rabbits are not being kept for the purpose of producing European Rabbit meat for sale.

Reg. 5
inserted by
S.R. No.
149/2006
reg. 4.

5 Prescribed particulars of measures taken to comply with a land management notice

For the purposes of section 46 of the Act the prescribed particulars as to the measures taken are—

- (a) a description of each measure that has been taken; and

- (b) the date on which each such measure was taken; and
- (c) the name of each person engaged in taking each such measure and, if any person so named is not the owner of the land, the telephone number or other information by which the person may be contacted; and
- (d) if a measure taken was application of a herbicide or pesticide, the name of the herbicide or pesticide, the method of application and a statement as to whether or not the herbicide or pesticide was applied in accordance with the directions of the manufacturer.

6 Prescribed particulars of measures taken to comply with a priority area notice or a directions notice

Reg. 6
inserted by
S.R. No.
149/2006
reg. 4.

For the purposes of sections 47E and 70D of the Act the prescribed particulars as to the measures taken are—

- (a) a description of each measure that has been taken; and
- (b) the date on which each such measure was taken; and
- (c) the name of each person engaged in taking each such measure and, if the person is not the owner of the land, the telephone number or other information by which the person may be contacted; and
- (d) if a measure taken was application of a herbicide, the name of the herbicide, the method of application and a statement as to whether or not the herbicide was applied in accordance with the directions of the manufacturer.

Reg. 7
inserted by
S.R. No.
149/2006
reg. 4.

7 Prescribed measures for the eradication or control of noxious weeds

- (1) For the eradication or control of noxious weeds set out in Column 1 of the Schedule the following measure is prescribed—

application of a herbicide that is registered by the Australian Pesticides and Veterinary Medicines Authority for that weed in accordance with the directions of the manufacturer and, if the herbicide is delivered through a hand held appliance, by incorporation of a compatible marker dye in the herbicide.

- (2) For the eradication or control of noxious weeds set out in Column 2 of the Schedule the following measure is prescribed—

cultivation of the soil by means of turning over the soil in which the noxious weed is found to a depth of not less than 15 centimetres.

- (3) For the eradication or control of noxious weeds set out in Column 3 of the Schedule the following measure is prescribed—

removal of the entire noxious weed, including its roots, from the soil.

- (4) For the eradication or control of noxious weeds set out in Column 4 of the Schedule the following measure is prescribed—

reducing to mulch so much of the noxious weed as appears above the soil.

8 Prescribed measures for the eradication or control of European Rabbits

For the eradication or control of the European Rabbit the following measures are prescribed—

- (a) twice ripping the earth in which a warren of the European Rabbit is located and the earth four metres beyond each warren entrance, where the individual rip lines are not more than 50 centimetres apart and not less than 50 centimetres deep and where the second rip is made at right angles to the first rip; and
- (b) making a warren inaccessible to the European Rabbit by sealing or blocking all entrances to the warren.

Reg. 8
(Heading)
amended by
No. 91/2008
reg. 6(1).

Reg. 8
inserted by
S.R. No.
149/2006
reg. 4,
amended by
S.R. No.
91/2008
reg. 6(2).

Reg. 8(a)
amended by
S.R. Nos
23/2007 reg. 4,
91/2008
reg. 6(3).

Reg. 8(b)
amended by
S.R. No.
91/2008
reg. 6(4).

Sch.

S.R. No. 83/2002

Sch.
inserted by
S.R. No.
149/2006
reg. 5.

SCHEDULE**NOXIOUS WEEDS FOR WHICH MEASURES ARE
PRESCRIBED**

	<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item</i>	<i>Application of herbicide</i>	<i>Cultivation</i>	<i>Removal</i>	<i>Mulching</i>
1	<i>Acroptilon repens</i> Hardheads/ Russian Knapweed		<i>Acroptilon repens</i> Hardheads/ Russian Knapweed	
2	<i>Ailanthus altissima</i> Tree of Heaven		<i>Ailanthus altissima</i> Tree of Heaven	
3	<i>Allium triquetrum</i> Angled Onion	<i>Allium triquetrum</i> Angled Onion	<i>Allium triquetrum</i> Angled Onion	
4	<i>Allium vineale</i> Wild Garlic	<i>Allium vineale</i> Wild Garlic	<i>Allium vineale</i> Wild Garlic	
5	<i>Alternanthera pungens</i> Khaki Weed	<i>Alternanthera pungens</i> Khaki Weed	<i>Alternanthera pungens</i> Khaki Weed	
6	<i>Amsinckia</i> spp. Amsinckia	<i>Amsinckia</i> spp. Amsinckia	<i>Amsinckia</i> spp. Amsinckia	
7	<i>Asphodelus fistulosus</i> Onion Weed	<i>Asphodelus fistulosus</i> Onion Weed	<i>Asphodelus fistulosus</i> Onion Weed	
8	<i>Calicotome spinosa</i> Spiny Broom	<i>Calicotome spinosa</i> Spiny Broom	<i>Calicotome spinosa</i> Spiny Broom	
9	<i>Carduus tenuiflorus/C. pycnocephalus</i> Slender/Shore Thistle		<i>Carduus tenuiflorus/C. pycnocephalus</i> Slender/Shore Thistle	

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Item	Column 1	Column 2	Column 3	Column 4
	Application of herbicide	Cultivation	Removal	Mulching
10	<i>Carthamus lanatus</i> Saffron Thistle	<i>Carthamus lanatus</i> Saffron Thistle	<i>Carthamus lanatus</i> Saffron Thistle	
11	<i>Cenchrus longispinus</i> Spiny Burr Grass/Gentle Annie	<i>Cenchrus longispinus</i> Spiny Burr Grass/Gentle Annie	<i>Cenchrus longispinus</i> Spiny Burr Grass/Gentle Annie	
12	<i>Centaurea calcitrapa</i> Star Thistle	<i>Centaurea calcitrapa</i> Star Thistle	<i>Centaurea calcitrapa</i> Star Thistle	
13	<i>Centaurea solstitialis</i> St Barnaby's Thistle	<i>Centaurea solstitialis</i> St Barnaby's Thistle	<i>Centaurea solstitialis</i> St Barnaby's Thistle	
14	<i>Cestrum parqui</i> Chilean Cestrum		<i>Cestrum parqui</i> Chilean Cestrum	
15	<i>Chondrilla juncea</i> Skeleton Weed		<i>Chondrilla juncea</i> Skeleton Weed	
16	<i>Chrysanthemoides monilifera</i> Boneseed/ Bitou Bush		<i>Chrysanthemoides monilifera</i> Boneseed/ Bitou Bush	
17	<i>Cirsium arvense</i> Californian/ Perennial Thistle		<i>Cirsium arvense</i> Californian/ Perennial Thistle	
18	<i>Cirsium vulgare</i> Spear Thistle	<i>Cirsium vulgare</i> Spear Thistle	<i>Cirsium vulgare</i> Spear Thistle	
19	<i>Conium maculatum</i> Hemlock	<i>Conium maculatum</i> Hemlock	<i>Conium maculatum</i> Hemlock	

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	<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item</i>	<i>Application of herbicide</i>	<i>Cultivation</i>	<i>Removal</i>	<i>Mulching</i>
20	<i>Convolvulus arvensis</i> Bindweed	<i>Convolvulus arvensis</i> Bindweed	<i>Convolvulus arvensis</i> Bindweed	
21	<i>Crataegus monogyna</i> Hawthorn		<i>Crataegus monogyna</i> Hawthorn	
22	<i>Cuscuta</i> spp. Dodder	<i>Cuscuta</i> spp. Dodder	<i>Cuscuta</i> spp. Dodder	
23	<i>Cynara cardunculus</i> Artichoke Thistle		<i>Cynara cardunculus</i> Artichoke Thistle	
24	<i>Cytisus scoparius</i> English Broom		<i>Cytisus scoparius</i> English Broom	
25	<i>Datura ferox</i> Thorn Apple (Long-spine)	<i>Datura ferox</i> Thorn Apple (Long-spine)	<i>Datura ferox</i> Thorn Apple (Long-spine)	
26	<i>Datura inoxia</i> Thorn Apple (Recurved)	<i>Datura inoxia</i> Thorn Apple (Recurved)	<i>Datura inoxia</i> Thorn Apple (Recurved)	
27	<i>Datura stramonium</i> Thorn Apple (Common)	<i>Datura stramonium</i> Thorn Apple (Common)	<i>Datura stramonium</i> Thorn Apple (Common)	
28	<i>Diplotaxis tenuifolia</i> Sand Rocket/Sand Mustard	<i>Diplotaxis tenuifolia</i> Sand Rocket/Sand Mustard	<i>Diplotaxis tenuifolia</i> Sand Rocket/Sand Mustard	
29	<i>Dipsacus fullonum</i> Wild Teasel	<i>Dipsacus fullonum</i> Wild Teasel	<i>Dipsacus fullonum</i> Wild Teasel	
30	<i>Dittrichia graveolens</i> Stinkwort	<i>Dittrichia graveolens</i> Stinkwort	<i>Dittrichia graveolens</i> Stinkwort	

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Item	Column 1	Column 2	Column 3	Column 4
	Application of herbicide	Cultivation	Removal	Mulching
31	<i>Echium plantagineum</i> Paterson's Curse		<i>Echium plantagineum</i> Paterson's Curse	
32	<i>Echium vulgare</i> Viper's Bugloss		<i>Echium vulgare</i> Viper's Bugloss	
33	<i>Emex australis</i> Spiny Emex		<i>Emex australis</i> Spiny Emex	
34	<i>Eragrostis curvula</i> African Love-grass	<i>Eragrostis curvula</i> African Love-grass	<i>Eragrostis curvula</i> African Love-grass	
35	<i>Foeniculum vulgare</i> Fennel		<i>Foeniculum vulgare</i> Fennel	
36	<i>Genista linifolia</i> Flax-leaved Broom		<i>Genista linifolia</i> Flax-leaved Broom	
37	<i>Genista monspessulana</i> Cape Broom/ Montpellier Broom		<i>Genista monspessulana</i> Cape Broom/ Montpellier Broom	
38	<i>Hypericum androsaemum</i> Tutsan		<i>Hypericum androsaemum</i> Tutsan	
39	<i>Hypericum perforatum</i> St John's Wort		<i>Hypericum perforatum</i> St John's Wort	
40	<i>Hypericum tetrapterum</i> St Peter's Wort	<i>Hypericum tetrapterum</i> St Peter's Wort	<i>Hypericum tetrapterum</i> St Peter's Wort	
41	<i>Juncus acutus</i> Spiny Rush		<i>Juncus acutus</i> Spiny Rush	

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	<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item</i>	<i>Application of herbicide</i>	<i>Cultivation</i>	<i>Removal</i>	<i>Mulching</i>
42	<i>Lavandula stoechas</i> Topped Lavender	<i>Lavandula stoechas</i> Topped Lavender	<i>Lavandula stoechas</i> Topped Lavender	
43	<i>Lepidium draba</i> (gazetted as <i>Cardaria draba</i>) Hoary Cress		<i>Lepidium draba</i> (gazetted as <i>Cardaria draba</i>) Hoary Cress	
44	<i>Leucanthemum vulgare</i> Ox-eye Daisy		<i>Leucanthemum vulgare</i> Ox-eye Daisy	
45	<i>Lycium ferocissimum</i> African Boxthorn		<i>Lycium ferocissimum</i> African Boxthorn	
46	<i>Marrubium vulgare</i> Horehound	<i>Marrubium vulgare</i> Horehound	<i>Marrubium vulgare</i> Horehound	
47	<i>Melianthus comosus</i> Tufted Honeyflower		<i>Melianthus comosus</i> Tufted Honeyflower	
48	<i>Moraea flaccida</i> (gazetted as <i>Homeria flaccida</i>) Cape Tulip (One-leaf)		<i>Moraea flaccida</i> (gazetted as <i>Homeria flaccida</i>) Cape Tulip (One-leaf)	
49	<i>Moraea miniata</i> (gazetted as <i>Homeria miniata</i>) Cape Tulip (Two-leaf)		<i>Moraea miniata</i> (gazetted as <i>Homeria miniata</i>) Cape Tulip (Two-leaf)	

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Item	Column 1	Column 2	Column 3	Column 4
	Application of herbicide	Cultivation	Removal	Mulching
50	<i>Nassella trichotoma</i> Serrated Tussock	<i>Nassella trichotoma</i> Serrated Tussock	<i>Nassella trichotoma</i> Serrated Tussock	
51	<i>Onopordum acanthium</i> Scotch/ Heraldic Thistle		<i>Onopordum acanthium</i> Scotch/ Heraldic Thistle	
52	<i>Onopordum acaulon</i> Stemless Thistle		<i>Onopordum acaulon</i> Stemless Thistle	
53	<i>Onopordum illyricum</i> Illyrian Thistle		<i>Onopordum illyricum</i> Illyrian Thistle	
54	<i>Opuntia monacantha</i> (gazetted as <i>O. vulgaris</i>) Prickly Pear (Drooping)		<i>Opuntia monacantha</i> (gazetted as <i>O. vulgaris</i>) Prickly Pear (Drooping)	
55	<i>Opuntia robusta</i> Wheel Cactus		<i>Opuntia robusta</i> Wheel Cactus	
56	<i>Opuntia stricta</i> Prickly Pear (Erect)		<i>Opuntia stricta</i> Prickly Pear (Erect)	
57	<i>Oxalis pes- caprae</i> Soursob		<i>Oxalis pes- caprae</i> Soursob	
58	<i>Pennisetum macrourum</i> African Feather-grass	<i>Pennisetum macrourum</i> African Feather-grass	<i>Pennisetum macrourum</i> African Feather-grass	

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	Column 1	Column 2	Column 3	Column 4
Item	Application of herbicide	Cultivation	Removal	Mulching
59	<i>Physalis viscosa</i> Prairie Ground Cherry		<i>Physalis viscosa</i> Prairie Ground Cherry	
60	<i>Picnemon acarna</i> (gazetted as <i>Cirsium arcana</i>) Soldier Thistle		<i>Picnemon acarna</i> (gazetted as <i>Cirsium arcana</i>) Soldier Thistle	
61	<i>Proboscidea louisianica</i> Devil's Claw (Purple- flower)		<i>Proboscidea louisianica</i> Devil's Claw (Purple- flower)	
62	<i>Proboscidea lutea</i> (gazetted as <i>Ibicella lutea</i>) Devil's Claw (Yellow- flower)		<i>Proboscidea lutea</i> (gazetted as <i>Ibicella lutea</i>) Devil's Claw (Yellow- flower)	
63	<i>Reseda luteola</i> Wild Mignonette	<i>Reseda luteola</i> Wild Mignonette	<i>Reseda luteola</i> Wild Mignonette	
64	<i>Rosa rubiginosa</i> Sweet Briar		<i>Rosa rubiginosa</i> Sweet Briar	
65	<i>Rubus fruticosus</i> agg. Blackberry		<i>Rubus fruticosus</i> agg. Blackberry	<i>Rubus fruticosus</i> agg. Blackberry
66	<i>Salpichroa origanifolia</i> Pampas Lily- of-the-Valley	<i>Salpichroa origanifolia</i> Pampas Lily- of-the-Valley	<i>Salpichroa origanifolia</i> Pampas Lily- of-the-Valley	

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	Column 1	Column 2	Column 3	Column 4
Item	Application of herbicide	Cultivation	Removal	Mulching
67	<i>Scolymus hispanicus</i> Golden Thistle		<i>Scolymus hispanicus</i> Golden Thistle	
68	<i>Senecio jacobaea</i> Ragwort	<i>Senecio jacobaea</i> Ragwort	<i>Senecio jacobaea</i> Ragwort	
69	<i>Senecio pterophorus</i> African Daisy		<i>Senecio pterophorus</i> African Daisy	
70	<i>Silybum marianum</i> Variegated Thistle		<i>Silybum marianum</i> Variegated Thistle	
71	<i>Solanum elaeagnifolium</i> Silverleaf Nightshade		<i>Solanum elaeagnifolium</i> Silverleaf Nightshade	
72	<i>Solanum linnaeanum</i> Apple of Sodom		<i>Solanum linnaeanum</i> Apple of Sodom	
73	<i>Solanum rostratum</i> Buffalo Burr		<i>Solanum rostratum</i> Buffalo Burr	
74	<i>Tribulus terrestris</i> Caltrop		<i>Tribulus terrestris</i> Caltrop	
75	<i>Ulex europaeus</i> Gorse/Furze	<i>Ulex europaeus</i> Gorse/Furze	<i>Ulex europaeus</i> Gorse/Furze	<i>Ulex europaeus</i> Gorse/Furze
76	<i>Verbascum thapsus</i> Great Mullein		<i>Verbascum thapsus</i> Great Mullein	

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	<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item</i>	<i>Application of herbicide</i>	<i>Cultivation</i>	<i>Removal</i>	<i>Mulching</i>
77	<i>Watsonia meriana</i> var. <i>bulbillifera</i> (gazetted as <i>W. meriana</i> "Bulbillifera") Wild Watsonia		<i>Watsonia meriana</i> var. <i>bulbillifera</i> (gazetted as <i>W. meriana</i> "Bulbillifera") Wild Watsonia	
78	<i>Xanthium spinosum</i> Bathurst Burr	<i>Xanthium spinosum</i> Bathurst Burr	<i>Xanthium spinosum</i> Bathurst Burr	
79	<i>Xanthium strumarium</i> (incl. <i>X. occidentale</i> and <i>X. orientale</i>) Noogoora Burr/ Californian Burr	<i>Xanthium strumarium</i> (incl. <i>X. occidentale</i> and <i>X. orientale</i>) Noogoora Burr/ Californian Burr	<i>Xanthium strumarium</i> (incl. <i>X. occidentale</i> and <i>X. orientale</i>) Noogoora Burr/ Californian Burr	

ENDNOTES

1. General Information

The Catchment and Land Protection Regulations 2002, S.R. No. 83/2002 were made on 24 September 2002 by the Governor in Council under section 95 of the **Catchment and Land Protection Act 1994**, No. 52/1994 and came into operation on 24 September 2002.

The Catchment and Land Protection Regulations 2002 will sunset 10 years after the day of making on 24 September 2012 (see section 5 of the **Subordinate Legislation Act 1994**).

2. Table of Amendments

This Version incorporates amendments made to the Catchment and Land Protection Regulations 2002 by statutory rules, subordinate instruments and Acts.

Catchment and Land Protection (Amendment) Regulations 2006, S.R. No. 149/2006

Date of Making: 24.10.06

Date of Commencement: 24.10.06

Catchment and Land Protection (Amendment) Regulations 2007, S.R. No. 23/2007

Date of Making: 17.4.07

Date of Commencement: 17.4.07

Catchment and Land Protection Amendment Regulations 2008, S.R. No. 91/2008

Date of Making: 23.7.08

Date of Commencement: 23.7.08

3. Explanatory Details

No entries at date of publication.