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National Parks Act 1975

National Parks Regulations 2024

Set Aside(s) for Alpine National Park - Wonnangatta Moroka Area

The *National Parks Regulations 2024* have been made under Sections 32AA, 37 and 48 of the *National Parks Act 1975*.

Regulation 11 provides that Parks Victoria may make a determination in writing that sets aside a regulation. In doing so, Parks Victoria may specify that set aside applies to the whole or a specified area of a park; and specified days or times or for specified periods; and to a person or class of person. In addition, Parks Victoria may set out any conditions subject to which the activity or conduct specified in the set aside determination must or must not be carried out; and specify if a permit is required to undertake the activity or conduct that is permitted, required, restricted or prohibited.

Where the area(s) covered by this Set Aside Determination, for the purpose of general park management, coincide with the area(s) covered by any other current Set Aside Determination for temporary closure of a park for the following specific purposes:

- planned burning in the approved Fire Operations Plans and incorporated into the Joint Fuel Management Program for a particular span of years
- animal and plant control programs and/ or conservation activities
- infrastructure installation and maintenance
- fire and flood recovery
- seasonal road and track closure

then this Set Aside Determination, for the purpose of general park management, does not replace those current Set Aside Determinations for the temporary closure of a park.

Signed at Melbourne

by



Name: Ryan Incoll

Title: A/Executive Director Conservation and Planning

Date: 8/10/2024

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Areas set aside in Alpine National Park - Wonnangatta Moroka Area

Regulation(s)		Details of set aside				
		Purpose of set aside determination	Area set aside	Specified conditions		Further information
				Times or period	Other conditions	
20(1)(a)	Areas where access is prohibited or restricted	To set aside an area of a park as an area to which access for a person or class of persons is prohibited without a permit.	Reference Areas as shown on Map 1 (Attachment 1).	At all times.	Access to Reference Areas is not allowed.	This set aside is for the purposes of the preservation, protection or management of the park.
20(1)(a)	Areas where access is prohibited or restricted	To set aside an area of a park as an area to which access for a person or class of persons is prohibited without a permit.	All of the Alpine National Park – Wonnangatta Moroka Area as shown on Map 1 (Attachment 1).	At all times	Person driving or riding over snow vehicles including snowmobiles are not allowed in the park.	This set aside is for the purposes of the preservation, protection or management of the park.
20(1)(a)	Areas where access is prohibited or restricted	To set aside an area of a park as an area to which access for a person or class of persons is prohibited without a permit.	The following Management Vehicle Only roads and tracks: <ul style="list-style-type: none"> • Noel Track • Moroka River Track • Brandy Pinch Track as shown on Map 2 (Attachment 2).	At all times	Person driving or riding motorised vehicles including AWD vehicles, 2WD vehicles, 4WD vehicles, motorbikes, trailbikes and motorised bicycles are not allowed on the walking tracks set aside.	The term 'motorised bicycle' is defined and administered by Vic Roads https://www.vicroads.vic.gov.au/ This set aside is for the purposes of the preservation, protection or management of the park.
20(1)(a)	Areas where access is prohibited or restricted	To set aside an area of a park as an area to which access for a person or class of persons is prohibited without a permit.	All walking tracks except for Echo Point (Tali Karng) to the hitching rail only; Millers Track; Riggall Spur Track and Wellington River Track as shown on Map 2 (Attachment 2).	At all times	Persons using non-motorised vehicles including bicycles, monocytes, skateboards, roller skates, in-line roller blades or coasters, roller skis and scooters are not allowed on the walking tracks set aside.	The term 'non-motorised vehicle' is defined and administered by Vic Roads https://www.vicroads.vic.gov.au/ This set aside is for the purpose of public safety.
39	Areas for animals	To set aside an area of a park as an area into which animals may be brought.	On tracks and within the areas marked 'All-Year Horse Riding Areas – Dispersed horse riding and dispersed horse camping permitted all year' except: <ul style="list-style-type: none"> • Within 1km of Lake Tali Karng • Clive Lanigan Walking Track 	At all times.	<u>Access:</u> <ul style="list-style-type: none"> • Horses must be on lead when not in a yarded area. • Horses are not permitted to remain 	

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		Purpose of set aside determination	Area set aside	Specified conditions		Further information
				Times or period	Other conditions	
			<ul style="list-style-type: none"> • Gillios Track • Echo Point Track • Moroka Gorge Walking Track • Neilson Crag Walking Track as shown on Map 3 (Attachment 3).		at camps and day visitor areas except those noted as Designated Horse Camps. <ul style="list-style-type: none"> • Horses are not permitted in areas of bogs, wetlands, wet heathland or snow patch vegetation. <u>Group Size:</u> <ul style="list-style-type: none"> • Maximum group size of 28. <u>Camping:</u> <ul style="list-style-type: none"> • Dispersed camping and camping in Designated Horse Camps is permitted. • Horses must be kept in yards where provided at Designated Horse Camps. Bookings apply for the use of these yards. • When dispersed camping with horses, horses must remain properly restrained at least 30m from waterbodies, huts and visitor facilities. • Tethering to trees overnight is not permitted. • A maximum of four 	

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Regulation(s)		Details of set aside				
		Purpose of set aside determination	Area set aside	Specified conditions		Further information
				Times or period	Other conditions	
					consecutive nights horse camping in one location applies. <u>Management of horses:</u> <ul style="list-style-type: none"> • Horses must be watered downstream of huts, camps and day visitor areas. • Buckets should be used for drinking if possible. • Horses must not be washed in or near rivers, streams, aqueducts or other waterbodies. Buckets must be used for washing. • Nosebags must be used for feeding. Feed type should be selected to minimise the risk of the spread of weeds, such as pellets, certified clean chaff/hay and rolled or cracked, clean grain. 	
39	Areas for animals	To set aside an area of a park as an area into which animals may be brought.	All areas marked 'Seasonal Horse Riding Areas – Off track horse riding and dispersed horse camping permitted from 1 December to 30 April', except: <ul style="list-style-type: none"> • Lost Plain Mt Arbuckle Track • Bryce's Gorge Nature Walk as shown on Map 3 (Attachment 3). 	From 1st December to 30th April each year.	<u>Access:</u> <ul style="list-style-type: none"> • Horses must be on lead when not in a yarded area. • Horses are not permitted to remain at camps and day visitor areas except 	

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Regulation(s)		Details of set aside				
		Purpose of set aside determination	Area set aside	Specified conditions		Further information
				Times or period	Other conditions	
					<p>those noted as Designated Horse Camps.</p> <ul style="list-style-type: none"> Horses are not permitted in areas of bogs, wetlands, wet heathland or snow patch vegetation. <p><u>Group Size:</u></p> <ul style="list-style-type: none"> Maximum group size of 20. <p><u>Camping:</u></p> <ul style="list-style-type: none"> Dispersed camping and camping in Designated Horse Camps is permitted. Horses must be kept in yards where provided at Designated Horse Camps. Bookings apply for the use of these yards. When dispersed camping with horses, horses must remain properly restrained at least 30m from waterbodies, huts and visitor facilities. Tethering to trees overnight is not permitted. A maximum of four consecutive nights horse camping in one 	

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Regulation(s)		Details of set aside				
		Purpose of set aside determination	Area set aside	Specified conditions		Further information
				Times or period	Other conditions	
					location applies. <u>Management of horses:</u> <ul style="list-style-type: none"> • Horses must be watered downstream of huts, camps and day visitor areas. • Buckets should be used for drinking if possible. • Horses must not be washed in or near rivers, streams, aqueducts or other waterbodies. Buckets must be used for washing. • Nosebags must be used for feeding. Feed type should be selected to minimise the risk of the spread of weeds, such as pellets, certified clean chaff/hay and rolled or cracked, clean grain. 	
42(1)	Areas for collecting firewood	To set aside an area of a park where fallen or felled trees may be cut and taken away for use as firewood within the park.	All of the Alpine National Park – Wonnangatta Moroka Area except Reference Areas and within the Tali Karng Visitor Experience Area as shown on Map 2 (Attachment 2).	At all times.	Fallen or felled trees may be cut and taken away for use as firewood in fireplaces within the park. The total collected firewood possessed must not exceed tonnage of 1m ³ .	
43	Areas for	To set aside an area	All of the Alpine National Park –	At all times.	Firewood can be brought	<i>Firewood</i> means timber or wood

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	introducing firewood into parks	of a park where firewood may be brought into the park for use as firewood within the area.	Wonnangatta Moroka Area except Reference Areas and within the Tali Karng Visitor Experience Area as shown on Map 2 (Attachment 2).		into the park for use in fireplaces within the park. Firewood that is brought into the park must be free of chemical additives, soil, weeds, seeds and pathogens.	products that are free of chemical additives and otherwise suitable for burning as firewood.
54(1)(a)	Areas where sport or recreational activities prohibited or restricted	To set aside an area of a park as an area in which sport or recreational activity is prohibited.	All of the Alpine National Park – Wonnangatta Moroka Area except Reference Areas as shown on Map 2 (Attachment 2).	At all times.	Orienteering and rogaining is not allowed except in accordance with a permit issued by Parks Victoria.	
65	Setting aside areas where devices or equipment that produce noise may be operated	To set aside an area of a park as an area in which a person may use or operate devices or equipment that produce noise and that are specified in the determination.	All roads and tracks open to the public as shown on Map 2 (Attachment 2).	Between 8am and 10pm daily.	The operation of chainsaws is allowed in the area set aside for the purpose of clearing roads and tracks to allow the safe passage of vehicles.	
72	Areas for camping	To set aside an area of a park other than an occupation site as an area for camping.	All camping areas in the Alpine National Park – Wonnangatta Moroka Area except: <ul style="list-style-type: none"> - Reference Areas - within 200 metres of the Howitt Road other than the Defined Camping Areas - within 200m of a designated camping or picnic area - within 500m of Lake Tali Karng as shown on Maps 2 and 3 (Attachments 2 and 3).	At all times.	Dispersed camping is allowed in the park in accordance with on-ground signage.	
76(2)	Lighting or maintaining fires restricted	To set aside an area of a park as an area in which a person may light or maintain a fire in a place other	All of the Alpine National Park – Wonnangatta Moroka Area except Reference Areas, Tali Karng Visitor Experience Area and within 50m of a public fireplace as shown on Maps 2 and 3	At all times.	Fires using solid fuels in portable, commercial barbeque appliances outside of fireplaces are allowed in the area set	A 3m perimeter from the fire to flammable material must be maintained at all times. Before leaving the place of the

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Regulation(s)		Details of set aside				
		Purpose of set aside determination	Area set aside	Specified conditions		Further information
				Times or period	Other conditions	
		than a public fireplace.	(Attachments 2 and 3).		aside, subject to <i>Forests Act 1958</i> and the <i>Forest (Fire Protection) Regulations 2014</i> . Native vegetation must not be cleared or damaged during the lighting, kindling or maintaining of a campfire.	fire, the person responsible for the fire must completely extinguish the fire, or ensure that a person who has the capacity and means to extinguish the fire is in charge of the fire.
76(2)	Lighting or maintaining fires restricted	To set aside an area of a park as an area in which a person may light or maintain a fire in a place other than a public fireplace.	All of the Alpine National Park – Wonnangatta Moroka Area except Reference Areas as shown on Maps 2 and 3 (Attachments 2 and 3).	At all times.	Fires using solid fuels outside of fireplaces are allowed in the area set aside, subject to <i>Forests Act 1958</i> and the <i>Forest (Fire Protection) Regulations 2014</i> . Native vegetation must not be cleared or damaged during the lighting, kindling or maintaining of a campfire.	A 3m perimeter from the fire to flammable material must be maintained at all times. Before leaving the place of the fire, the person responsible for the fire must completely extinguish the fire, or ensure that a person who has the capacity and means to extinguish the fire is in charge of the fire.
76(2)	Lighting or maintaining fires restricted	To set aside an area of a park as an area in which a person may light or maintain a fire in a place other than a public fireplace.	All of the Alpine National Park – Wonnangatta Moroka Area except Reference Areas as shown on Maps 2 and 3 (Attachments 2 and 3).	At all times.	Fires using gaseous and liquid fuels in portable commercially manufactured barbeques and cookers are permitted outside of fireplaces in the area set aside, subject to <i>Forests Act 1958</i> and the <i>Forest (Fire Protection) Regulations 2014</i> . Native vegetation must	A 1.5m perimeter from the fire to flammable material must be maintained at all times. Before leaving the place of the fire, the person responsible for the fire must completely extinguish the fire, or ensure that a person who has the capacity and means to extinguish the fire is in charge of the fire.

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Regulation(s)		Details of set aside				
		Purpose of set aside determination	Area set aside	Specified conditions		Further information
				Times or period	Other conditions	
					not be cleared or damaged during the lighting, kindling or maintaining of a campfire.	
89(1)	Areas where using vessels restricted or prohibited	To set aside an area of a park as an area in which any one or more of the following activities is prohibited or restricted, either for all vessels or for a class of vessel that is specified in the determination – the launching and landing of vessels.	All waterbodies in the Alpine National Park – Wonnangatta Moroka Area as shown on Map 1 (Attachment 1).	At all times.	Vessels must not be launched and landed in the area set aside.	

Division 2 – Application of Regulations

7. Application of Regulations to permit holders etc.

A person acting under and in accordance with the terms and conditions of any lease, licence, permit, authorisation, consent or other authority granted under the Act, or an agreement entered into under the Act, is not subject to these Regulations to the extent that the activities authorised by the lease, licence, permit, authorisation, consent, other authority or agreement are inconsistent with these Regulations.

8. Persons to whom offences under these Regulations do not apply unless otherwise specified

These Regulations, other than regulations 23, 40 and 86 (1), do not apply to a person who:

- (a) is acting as a servant or agent of the Crown; or
- (b) is acting under and in accordance with a contract with:
 - (i) the Crown; or
 - (ii) a person acting as a servant or agent of the Crown; or
- (c) is acting under the direction of a person acting as a servant or agent of the Crown; or
- (d) is acting with the permission of a person acting as a servant or agent of the Crown; or

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(e) is an authorised officer acting in the course of the authorised officer's duties.

9. Application of these Regulations to traditional owner group members where land is subject to agreement under Part 6 of the Traditional Owner Settlement Act 2010

- 1) If a traditional owner group entity has entered into a traditional owner group agreement, any provision of these Regulations (other than a provision specified in the Table in sub regulation.
- 2) that provides for an offence to carry out an agreed activity under that agreement does not apply to a member of the traditional owner group:
 - (a) who is bound by the agreement; and
 - (b) who carries out the agreed activity to which the offence relates in accordance with the agreement and on land to which that agreement applies.

For the purpose of sub regulation (1), the following Table sets out the specified provisions and the extent to which that provision applies to a member of the traditional owner group.

Table

<i>Column 1 - Specified regulation</i>	<i>Column 2 - Extent to which specified regulation applies</i>
Regulation 14(2)	The whole
Regulation 17	The whole
Regulation 21(1), (2) and (3)	The Whole
Regulation 22	The Whole
Regulation 24(1) and (2)	The Whole
Regulation 32	The Whole
Regulation 76(1)	The whole, except if the member lights or maintains a fire in a park for the purposes of undertaking cultural activities
Regulation 79(1)	The Whole
Regulation 82(1), (2), (3), (4) and (5)	The Whole
Regulation 83(1) and (2)	The Whole
Regulation 84	The Whole

10. Application of these Regulations to Aboriginal group members where land is not subject to agreement under Part 6 of the Traditional Owner Settlement Act 2010

An Aboriginal group member, when undertaking an Aboriginal tradition on land in a park that is not land over which there is an agreement under Part 6 of the **Traditional Owner Settlement Act 2010**, is exempt from these Regulations, other than the provisions set out in Column 1 to the extent set out in Column 2 of the following Table:

Table

<i>Column 1 - Specified regulation</i>	<i>Column 2 - Extent to which specified regulation applies</i>
Regulation 14(2)	The whole
Regulation 17	The whole

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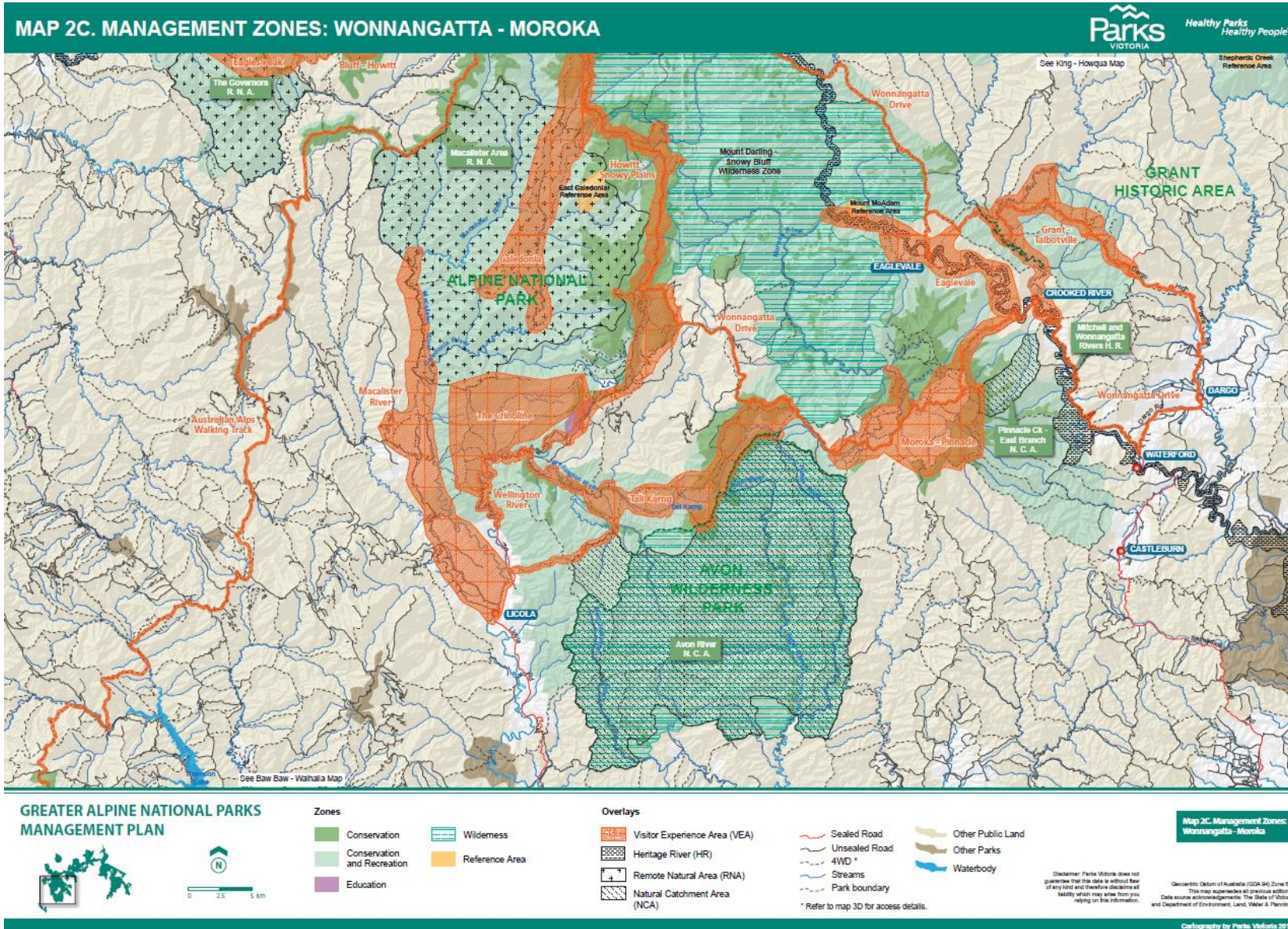
Regulation 21(1), (2) and (3)	The Whole
Regulation 22	The Whole
Regulation 24(1) and (2)	The Whole
Regulation 32	The Whole
Regulation 76(1)	The whole, except if the member lights or maintains a fire in a park for the purposes of undertaking cultural activities
Regulation 79(1)	The Whole
Regulation 82(1), (2), (3), (4) and (5)	The Whole
Regulation 83(1) and (2)	The Whole
Regulation 84	The Whole

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Attachment 1

Map 1 Alpine National Park Wonnangatta Moroka Area (taken from *Greater Alpine National Parks Management Plan 2016*)

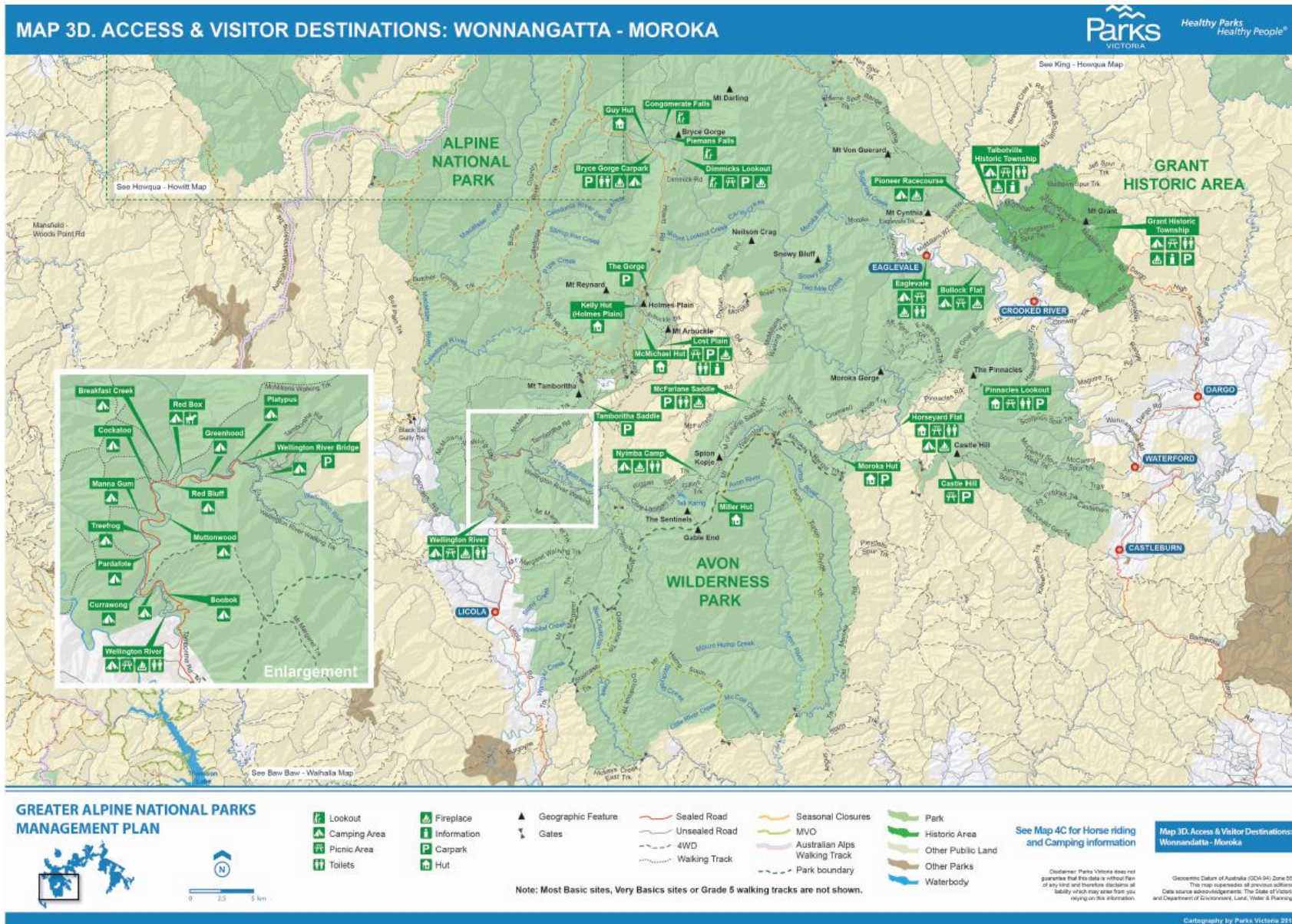


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Attachment 2

Map 2 Alpine National Park Wonnangatta Moroka Area Area – access and visitor destinations (taken from *Greater Alpine National Parks Management Plan 2016*)



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Attachment 3

Map 3 Alpine National Park Wonnangatta Moroka Area – horse riding and camping (taken from *Greater Alpine National Parks Management Plan 2016*)

