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Wildlife Act 1975

Wildlife (State Game Reserves) Regulations 2014

Setting aside areas in State Games Reserves

The *Wildlife (State Game Reserves) Regulations 2014* have been made under Section 87 of the *Wildlife Act 1975* (Vic.).

The *Wildlife (State Game Reserves) Regulations 2014* provide that Parks Victoria, for the purposes of Regulations 9, may make a determination to set aside an area as an area in which an activity or conduct is restricted or prohibited. Parks Victoria may include in the determination any conditions subject to which the activity or conduct must or must not be carried out.

The Parks Victoria Board on 24 October 2023 approved version 54 of the Parks Victoria Delegations Register that delegates specific set-aside making powers under the *Wildlife (State Game Reserves) Regulations 2014* to the Executive Band.

Therefore I, Kylie Trott, Executive Director Operations of Parks Victoria, determine under the *Wildlife (State Game Reserves) Regulations 2014* that the 'Closed Public Safety Area(s)' and 'Contingency Area(s)' indicated in the attached table are temporarily closed to the public at the times or periods, and in accordance with the conditions, as indicated.

Where the area(s) covered by this Set Aside Determination coincide with the area(s) covered by any other current Set Aside Determination, for the purpose of temporary closure during planned burning in the approved Fire Operations Plans and incorporated into the Joint Fuel Management Program for 2023-26, this Set Aside Determination replaces other Set Aside Determinations and is in force until such time as this Set Aside Determination is revoked.

Signed at Melbourne

by



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Name Kylie Trott

Title Executive Director Operations

Date 07/12/2023

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Areas set aside for temporary park closure in State Game Reserves

Regulation(s)		Details of set aside			
		Purpose of set aside determination	Area set aside	Specified conditions	
				Times or period	Other conditions
9(1)	Areas where access is prohibited.	To set an area to which access is prohibited for public safety.	The 'Closed Public Safety Area' ¹ within State Game Reserves proposed for planned burning in the approved 'Fire Operations Plans' ² and incorporated into the Joint Fuel Management Program for 2023-26 (Attachment 1).	<p>From 7th December 2023 to 30th June 2026 for the period during which access to a 'Closed Public Safety Area' is prohibited in the period from commencement of 'Fire Operations' in a 'Closed Public Safety Area' to the cessation of 'Fire Operations' in that 'Closed Public Safety Area', as determined by the following: 'Fire Operations':</p> <ol style="list-style-type: none"> a. commence or commenced in a 'Closed Public Safety Area' upon a notice being displayed on or near that 'Closed Public Safety Area'; and b. cease upon a notice of the completion of 'Fire Operations' in that 'Closed Public Safety Area' being displayed on or near that 'Closed Public Safety Area' by an employee of the Department of Energy, Environment and Climate Action, Parks Victoria, Melbourne Water or VicForests for the purposes of this declaration, 'Fire Operations' can commence and cease more than once in a 'Closed Public Safety Area'. 	<p>Park access is prohibited for the purposes of the approval, the 'Activities'³ that are prohibited to be:</p> <ol style="list-style-type: none"> a. activities that interfere with exempt persons undertaking Fire Operations; b. activities that would expose any person to risks to their health and safety. <p>***signage, see notes below</p>
9(1)	Areas where access is prohibited.	To set an area to which access is prohibited for public safety.	The 'Contingency Area' ⁴ within State Game Reserves adjacent to the 'Closed Public Safety Area' proposed for planned burning in the approved 'Fire Operations Plans' and incorporated into the Joint Fuel Management Program for 2023-26 (Attachment 1).	<p>From 7th December 2023 to 30th June 2026 for the period during which access to a 'Contingency Area' is prohibited when control lines fail to contain the planned burn in the 'Fire Operations Area'⁵ and/ or the 'Closed Public Safety Area' as defined in the 'Fuel Treatment Delivery Plan'⁶ and determined by the following: 'Fire Operations' (extended to and undertaken in the 'Contingency Area'):</p> <ol style="list-style-type: none"> a. commence or commenced in a 'Contingency Area' upon a notice being displayed on or near that 'Contingency Area'; and 	<p>Park access is prohibited for the purposes of the approval, the 'Activities' that are prohibited are:</p> <ol style="list-style-type: none"> a. activities that interfere with exempt persons undertaking Fire Operations; b. activities that would expose any person to risks to their health and safety.

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Regulation(s)		Details of set aside			
		Purpose of set aside determination	Area set aside	Specified conditions	
				Times or period	Other conditions
				b. cease upon a notice of the completion of 'Fire Operations' in that 'Contingency Area' being displayed on or near that 'Contingency Area' by an employee of the Department of Energy, Environment and Climate Action, Parks Victoria, Melbourne Water or VicForests for the purposes of this declaration, 'Fire Operations' can commence and cease more than once in a 'Contingency Area'.	***signage, see notes below
50(1)	Areas set aside where certain activities are prohibited.	To set aside an area where causing vehicles to enter or remain is prohibited.	The 'Closed Public Safety Area' and all of the roads and tracks within the 'Closed Public Safety Area' in State Game Reserves proposed for planned burning in the approved 'Fire Operations Plans' ² and incorporated into the Joint Fuel Management Program for 2023-26 (Attachment 1).	From 7th December 2023 to 30 th June 2026 for the period during which access to a 'Closed Public Safety Area' is prohibited in the period from commencement of 'Fire Operations' in a 'Closed Public Safety Area' to the cessation of 'Fire Operations' in that 'Closed Public Safety Area', as determined by the following: 'Fire Operations': a. commence or commenced in a 'Closed Public Safety Area' upon a notice being displayed on or near that 'Closed Public Safety Area'; and b. cease upon a notice of the completion of 'Fire Operations' in that 'Closed Public Safety Area' being displayed on or near that 'Closed Public Safety Area' by an employee of the Department of Energy, Environment and Climate Action, Parks Victoria, Melbourne Water or VicForests for the purposes of this declaration, 'Fire Operations' can commence and cease more than once in a 'Closed Public Safety Area'.	Entry of all classes of motorised and non-motorised vehicles is prohibited to the area and roads and tracks set aside. Park access is prohibited for the purposes of the approval and 'Activities' that are prohibited are: a. activities that interfere with exempt persons undertaking Fire Operations; b. activities that would expose any person to risks to their health and safety. <i>N.B. A person must not use or operate, park or leave standing a four-wheel drive vehicle in an area set aside under regulations 93 in contravention of a determination.</i> ***signage, see notes below
50(1)	Areas set aside where certain	To set aside an area where causing vehicles to	The 'Contingency Area' and all of the roads and tracks within the	From 5th December 2023 to 30 th June 2026 for the period during which access to a 'Contingency Area' is prohibited when control	Entry of all classes of motorised and non-motorised vehicles is prohibited to the area and roads and tracks set aside. Park

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Regulation(s)		Details of set aside			
		Purpose of set aside determination	Area set aside	Specified conditions	
				Times or period	Other conditions
	activities are prohibited.	enter or remain is prohibited.	‘Contingency Area’ in State Game Reserves proposed for planned burning in the approved ‘Fire Operations Plans’ and incorporated into the Joint Fuel Management Program for 2023-26 (Attachment 1).	lines fail to contain the planned burn in the ‘Fire Operations Area’ and/ or the ‘Closed Public Safety Area’ as defined in the ‘Fuel Treatment Delivery Plan’ and determined by the following: ‘Fire Operations’ (extended to and undertaken in the ‘Contingency Area’): a. commence or commenced in a ‘Contingency Area’ upon a notice being displayed on or near that ‘Contingency Area’; and b. cease upon a notice of the completion of ‘Fire Operations’ in that ‘Contingency Area’ being displayed on or near that ‘Contingency Area’ by an employee of the Department of Energy, Environment and Climate Action, Parks Victoria, Melbourne Water or VicForests for the purposes of this declaration, ‘Fire Operations’ can commence and cease more than once in a ‘Contingency Area’.	access is prohibited for the purposes of the approval, the activities ³ that are prohibited to be: a. activities that interfere with exempt persons undertaking Fire Operations; b. activities that would expose any person to risks to their health and safety. <i>N.B. A person must not use or operate, park or leave standing a four-wheel drive vehicle in an area set aside under regulations 93 in contravention of a determination.</i> ***signage, see notes below

¹ ‘Closed Public Safety Area’ means the temporarily closed ‘Fire Operations Area’ and a buffer of 150m. ‘Fire Operations Area’ means any area of land managed by Parks Victoria as ‘burn’, ‘planned burn’ or ‘non-burn fuel treatment’ in any ‘Fire Operation Plan’ or in any map approved from time to time under a ‘Fire Operations Plan’.

² ‘Fire Operations Plan’ means any plan that has been or is:

- a. prepared from time to time in accordance with the *Code of Practice for Bushfire Management of Public Land* prepared from time to time under Part 5 of the *Conservation, Forests and Lands Act 1987*;
- b. issued or published and applies from time to time during the period of this approval; and
- c. related to the role of the Secretary under Section 62(2) of the *Forests Act 1958*.

³ ‘Activities’ include:

- a. entering a ‘Closed Public Safety Area’;
- b. remaining in or being present in a ‘Closed Public Safety Area’;
- c. walking, riding or driving in a ‘Closed Public Safety Area’;
- d. camping or setting in a ‘Closed Public Safety Area’; and

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e. placing an obstruction within a 'Closed Public Safety Area'.

⁴ 'Contingency Area' means an area adjoining a burning unit for which burning is an acceptable option should control lines around the planned area fail to contain the burn. It is identified within the Fuel Treatment Delivery Plan for a burn to assist in managing the risk of a planned burn breaching control lines.

⁵ 'Fire Operations Area' means any area of land managed by Parks Victoria as 'burn', 'planned burn' or 'non-burn fuel treatment' in any 'Fire Operation Plan' or in any map approved from time to time under a 'Fire Operations Plan'.

⁶ 'Fuel Treatment Delivery Plan': Fuel Treatment Delivery Plan or Burn Plan means the plan which, in the required Department of Energy, Environment and Climate Action (DEECA) format, is approved for the conduct of prescribed burning and contains a map identifying the area to be burned and incorporates the specifications and conditions under which the operation is to be conducted.

*** Regulation 62 Determination setting areas aside

(2) If Parks Victoria has made a determination setting aside an area under these regulation in which a particular use of an area is restricted or prohibited, Parks Victoria must cause signs or notices to be erected or displayed at or near the entrance to the area indicating –

- a. The area that has been set aside under the determination; and
- b. The nature of the determination; and
- c. in the case of a use that is restricted by the determination, the conditions under which the use that is restricted may be carried out in the area so set aside.

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Attachment 1

Details of planned burn(s) (approved as at September 2023) listed for State Game Reserves in the approved 'Fire Operations Plan' in accordance with the Joint Fuel Management Program for 2023/2024 to 2025/26.

*JFMP Year indicative

Public Land Name	Fuel Treatment Name	*JFMP Year	Area Hectares
BLOND BAY W.R.	Blond Bay WR - Waddie Point Tk	Year 3 - 2025/2026	11.99
	Blonde Bay - Grass Tree North	Year 2 - 2024/2025	98.96
BOX SWAMP W.R.	Box Swamp WR - Walpa	Year 1 - 2023/2024	60.69
DARRAGAN SWAMP W.R.	Darragan Swamp WR - Walpa	Year 3 - 2025/2026	66.9
DOWD MORASS W.R.	Cobains - Dowd Morass	Year 1 - 2023/2024	24.45
EWING MORASS W.R.	Newmerella - Corringale Road	Year 1 - 2023/2024	0.09
	Newmerella - Lagoon Track	Year 2 - 2024/2025	251.18
	Simpsons Creek - Beach Road	Year 3 - 2025/2026	12.65
	Tostaree - Circle Road	Year 2 - 2024/2025	2.56
	Wombat Creek - Hartland River Snowy	Year 3 - 2025/2026	329.13
	Wombat Creek - Hartland River Tambo	Year 3 - 2025/2026	982.19
JOHNSON SWAMP W.R.	Macorna North - BLW Johnson Swamp WR block 2	Year 1 - 2023/2024	13.21
LAKE CONNEWARRE W.R.	Reedy Lake - Barwon River	Year 2 - 2024/2025	1.1
	Reedy Lake - Scotts Road	Year 2 - 2024/2025	7.53
LAKE GHERANG GHERANG W.R.	Lake Gherang Gherang WR - Lewis Road	Year 2 - 2024/2025	3.74
LAKE GOLDSMITH W.R.	Lake Goldsmith - Wildlife Reserve	Year 1 - 2023/2024	94.45
LAKE KENNEDY W.R.	Tabor - Hamilton Chatsworth Road	Year 2 - 2024/2025	1.69
MERIN MERIN & MIDDLE SWAMP W.R.	Merin Merin & Middle Swamp WR - Wattle Gully road	Year 2 - 2024/2025	321.1
	Merin Merin & Middle Swamp WR - Weathersons Road	Year 1 - 2023/2024	176.2
NORTH, CENTRE AND OTHER LAKES W.R.	Douglas - Clear Lake-Harrow Hobbs and Wombelano Roads	Year 2 - 2024/2025	0.86
ROWAN SWAMP W.R.	Lake Rowan - Rowan Swamp	Year 3 - 2025/2026	365.84
SHEEPWASH, CHARAM W.R.	Sheepwash Charam WR - Walpa	Year 1 - 2023/2024	160.74
TANG TANG SWAMP W.R.	Dingee - Tang Tang Swamp	Year 1 - 2023/2024	123.15
THUNDER SWAMP W.R.			87.06
WHITE LAKE, DOUGLAS W.R.	Douglas - Clear Lake-Harrow Hobbs and Wombelano Roads	Year 2 - 2024/2025	0.2
WOOLSHED SWAMP W.R.	Boort - Woolshed Swamp WR	Year 1 - 2023/2024	414.49

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