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Crown Land (Reserves) Act 1978

Crown Land (Reserves) (Metropolitan and Regional Park) Regulations 2023

Set Aside(s) for Yarra Bend Park

The *Crown Land (Reserves) (Metropolitan and Regional Park) Regulations 2023* have been made under Section 13 of the *Crown Land (Reserves) Act 1978*.

Regulation 10 provides that Parks Victoria may make a determination to set aside an area as an area in which an activity or conduct is permitted, required, restricted or prohibited.

Parks Victoria must cause signs or notices to be erected and displayed indicating the areas set aside under these regulations, the activities that are permitted, required, restricted or prohibited and any conditions specified in the determination.

Additional temporary determinations and set asides are put in place from time to time for purposes such as planned burning, seasonal road closures or pest animal control programs. These temporary determinations and set asides operate in conjunction with ongoing determinations for general park management and where there is a conflict or perceived conflict the temporary determinations take precedence.

Signed at Melbourne

by



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Name Kerri Villiers

Title A/Executive Director Operations of Parks Victoria

Date 13/03/2025

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Areas set aside in Yarra Bend Park

Regulation(s)		Details of set aside				Further Information
		Purpose of set aside determination	Area set aside	Specified conditions		
				Times or period	Other conditions	
28(2)	Vehicles	To set aside an area of a park, other than on a road or in a parking area, as an area where operating a vehicle or class of vehicle is permitted.	All sealed and unsealed paths except for Trig Point and Sir Arthur Rylah Oval as shown on Map 1 (Attachment 1).	At all times.	Non-motorised vehicles including bicycles, monocycles, skateboards, roller skates, in-line roller blades or coasters, roller skis and scooters are allowed on sealed and unsealed paths.	The term ‘non-motorised vehicle’ is defined and administered by Vic Roads https://www.vicroads.vic.gov.au/
29(1)(a)	Road and parking closures to some or all vehicles	To set aside a road or parking area in a park as an area where driving or parking of vehicles or a class of vehicles is prohibited.	Management Vehicle Only paths, tracks and roads as shown on Map 1 (Attachment 1).	At all times.	Motorised vehicles including AWD vehicles, 2WD vehicles, 4WD vehicles, motorbikes, trailbikes and motorised bicycles are not allowed on the paths, tracks and roads set aside and as shown by on-ground signage.	The term ‘motorised bicycle’ is defined and administered by Vic Roads https://www.vicroads.vic.gov.au/
30(2)	Vessels	To set aside an area of a park as an area where operating a vessel or a class of vessel of a certain class is permitted.	Canoe ramps at Andrews Reserve, Bellbird picnic area, Deep Rock Ovals – Sir Herbert Olney Oval, Lower Loop picnic area and Studley Park Boathouse as shown on Map 1 (Attachment 1).	At all times.	Non-motorised vessels (including sailing boats, rowing sculls, rowing boats, canoes, kayaks, peddle boats, stand-up paddleboards and fishing float tubes) may be launched and landed at canoe ramps in accordance with on-ground signage.	Operate includes to facilitate or control the movement or navigation of a vessel, or to launch, land, moor, secure, anchor, load or unload a vessel.
33(1)	Lighting, kindling or maintaining	To set aside an area of a park as an area where lighting, kindling	Picnic areas and lawn areas except for the Yarra Bend Public Golf Course and the Yarra Bend Par 3 Golf Course as shown on Map 1 (Attachment 1).	At all times.	Fires using solid fuels in compact, portable barbeques are allowed.	

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Regulation(s)		Details of set aside				Further Information
		Purpose of set aside determination	Area set aside	Specified conditions		
				Times or period	Other conditions	
	campfires or barbeques	or maintaining a campfire or barbeque is permitted.			Native vegetation must not be cleared or damaged during the lighting, kindling or maintaining of a campfire.	
33(1)	Lighting, kindling or maintaining campfires or barbeques	To set aside an area of a park as an area where lighting, kindling or maintaining a campfire or barbeque is permitted.	Picnic areas and lawn areas except for the Yarra Bend Public Golf Course and the Yarra Bend Par 3 Golf Course as shown on Map 1 (Attachment 1).	At all times.	Fires using gaseous and liquid fuels in portable commercially manufactured barbeques and cookers are allowed outside of fireplaces in the area set aside.	All fires are subject to <i>Forests Act 1958</i> and the <i>Forest (Fire Protection) Regulations 2014</i>. 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. Native vegetation must not be cleared or damaged during the lighting, kindling or maintaining of a campfire.
39(3)(a)	Dogs	To set aside an area of a park as an area where dogs are prohibited.	All of the park as shown on Map 1 (Attachment 1).	At all times.	An individual person must not bring more than four dogs or allow more than four dogs to enter the park at any given time.	
39(3)(a)	Dogs	To set aside an area of a park as an area where	Yarra Bend Public Golf Course and the Yarra Bend Par 3 Golf Course as shown on Map 1 (Attachment 1).	At all times.	Dogs are not allowed on the Yarra Bend Public Golf Course and the Yarra Bend Par 3 Golf Course.	Dogs are not allowed on the Yarra Bend Public Golf Course and the Yarra Bend Par 3 Golf Course.

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Regulation(s)		Details of set aside				Further Information
		Purpose of set aside determination	Area set aside	Specified conditions		
				Times or period	Other conditions	
		dogs are prohibited.				Course for the safety of persons in a park.
39(3)(a)	Dogs	To set aside an area of a park as an area where dogs are prohibited.	All playgrounds and the Fairlea Netball Courts as shown on Map 1 (Attachment 1).	At all times.	Dogs are not allowed in playgrounds and at the Fairlea Netball Courts.	Dogs are not allowed in playgrounds and at the Fairlea Netball Courts for the safety of persons in a park.
39(3)(a)	Dogs	To set aside an area of a park as an area where dogs are prohibited.	The area in the vicinity of Galatea Point bounded by the Yarra River and Yarra Boulevard including the entirety of Galatea Point as shown on Map 1 (Attachment 1).	At all times.	Dogs are not allowed in the area set aside.	Dogs are not allowed in the area set aside for the care, protection and management of the park.
39(3)(a)	Dogs	To set aside an area of a park as an area where dogs are prohibited.	The following sports facilities and sportsgrounds: - Deep Rock Ovals – Sir Herbert Olney Oval - Deep Rock Ovals – E O Mccutchan Oval - Deep Rock Ovals – W J Cox Oval - Sir Arthur Rylah Oval - A E Corben Oval - Fairlea Sports Precinct as shown on Map 1 (Attachment 1).	During all sporting events and functions.	Dogs are not allowed on sports facilities and sportsgrounds during all sporting events and functions.	Dogs are not allowed on sports facilities and sportsgrounds during all sporting events and functions for the safety of persons in a park.
39(3)(b)	Dogs	To set aside an area of a park as an area where dogs are permitted to be off lead.	The following area(s): - Merri Creek Valley and Escarpment picnic area - Andrews Reserve - Deep Rock - Deep Rock East - Westfield - Wills St Lookout - Lower Loop picnic area - Dights Falls loop trail - Corben Oval - Fairlea Sports Precinct	At all times.	An individual person must not bring more than four dogs or allow more than four dogs to enter the off-lead area at any given time. Dogs must be on leash, chain or cord which is suitable for restraining the dog not exceeding 8 metres at all times controlled by the person bringing the dog into the park when not in the area set aside or inside a	Dogs are allowed off-lead in the area set aside for the preservation of good order in the park.

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Regulation(s)		Details of set aside				Further Information
		Purpose of set aside determination	Area set aside	Specified conditions		
				Times or period	Other conditions	
			except for within 5m of sealed or unsealed paths as shown on Map 1 (Attachment 1).		vehicle or on a sealed or unsealed path. Dogs must be under the immediate control of the person bringing the dog into the park at all times. Dogs must be restrained by the person bringing the dog into the park from causing a disturbance to persons, or damage to or interference with, property, animals or natural features of the park. The person bringing the dog into the park must pick up faeces deposited by their dog including in all carparks.	
40(5)	Horses	To set aside a road, track or parking area as an area of a park where horses are prohibited.	All roads, tracks and/ or parking areas as shown on Map 1 (Attachment 1).	At all times.	Horses are not allowed in the park.	
45(1)(a)	Engaging in sport or recreational activity	To set aside an area of a park as an area where sport or recreational activity is prohibited.	Merri Creek Valley and Escarpment picnic area as shown on Map 1 (Attachment 1).	At all times.	Fishing is not allowed in Merri Creek from the Merri Creek Valley and Escarpment picnic area.	

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Regulation(s)		Details of set aside				Further Information
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45(1)(a)	Engaging in sport or recreational activity	To set aside an area of a park as an area where sport or recreational activity is prohibited.	From the Eastern Freeway to Molesworth Street (Kew) including the Bellbird picnic area as shown on Map 1 (Attachment 1).	At all times.	Fishing is not allowed in Yarra River in the area set aside for the protection of the Greater Flying Fox colony.	
45(1)(b)	Engaging in sport or recreational activity	To set aside an area of a park as an area where sport or recreational activity is restricted.	The following sports facilities and sportsgrounds: - Deep Rock Ovals – Sir Herbert Olney Oval - Lower Loop picnic area - Sir Arthur Rylah Oval - Fairlea Sports Precinct - Corben Oval as shown on Map 1 (Attachment 1).	During sporting events and functions.	Only sport and recreational activities appropriate for the facilities and in accordance with on-ground signage are allowed.	
46(2)	Golf	To set aside an area of a park as an area where playing golf is permitted.	The Yarra Bend Public Golf Course and the Yarra Bend Par 3 Golf Course as shown on Map 1 (Attachment 1).	During the specified opening hours of the Yarra Bend Public Golf Course and the Yarra Bend Par 3 Golf Course.	Playing and practising golf at the Yarra Bend Public Golf Course and the Yarra Bend Par 3 Golf Course is subject to the rules of play as specified by on-ground signage.	

Regulation 10 Determinations setting areas aside

(3) If the land manager makes a set aside determination under the Regulations, the land manager must cause signs or notice of the determination and the conditions they must comply with, to be displayed.

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Regulation 11 Publication of set aside determinations

- (1) The land manager must cause, as soon as practicable after making a set aside determination under these Regulations, the determination to be published on its internet site.
- (2) If the land manager revokes or amends a set aside determination made under these Regulations, the land manger must cause, as soon as practicable after doing so, publish the revocation or amendment of the determination on its internet site.

Regulation 13 Signs and notices

- (1) The land manager must cause a sign or notice required under these Regulations to—
 - (a) be displayed in a place and manner that is likely to be seen by any person affected by a determination under these Regulations; and

Example

A sign placed at each entry to an area set aside.

- (b) indicate the area of the park that is temporarily closed or set aside by the determination under these Regulations; and
 - (c) if applicable, state the activities that are prohibited, restricted, or permitted by the determination under these Regulations; and
 - (d) if applicable, state any conditions specified in the determination.
- (2) If the land manager revokes or amends a determination made under these Regulations, the land manager must as soon as practicable cause any sign or notice that has been displayed under these Regulations to be removed or amended to reflect the revocation or amendment of that determination.

Regulation 9 Disapplication of Regulations to traditional owner group entities

- (1) If a traditional owner group entity has entered into a traditional owner group agreement, any provision of these Regulations (other than a provision of these Regulations specified in the Table in subregulation (2)) that provides for an offence for carrying out an activity or doing anything that is an agreed activity does not apply to a member of the traditional owner group—
 - (a) who is bound by the traditional owner group agreement; and
 - (b) who carries out the agreed activity to which the offence relates in accordance with the traditional owner group agreement and on land to which that agreement applies.
- (2) For the purpose of subregulation (1) the following Table sets out the specified provision and the extent to which that provision applies to a member of the traditional owner group.

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Table

<i>Column 1</i> <i>Specified regulation</i>	<i>Column 2</i> <i>Extent to which specified regulation applies</i>
Regulation 12	The whole
Regulation 16(3)	To the extent that it relates to a fee imposed under regulation 16(1)(b) or (1)(c)
Regulation 17(6)	The whole
Regulation 19(3), (4) and (5)	The whole
Regulation 21	The whole, except for the undertaking of cultural activities
Regulation 24(2)	The whole, except ochre or similar material used at a cultural event
Regulation 25(3)	The whole, except if the animal has been bought into the park for a cultural event
Regulation 27	The whole
Regulation 28(1)	The whole
Regulation 29(3), (4), (5), (6), (9) and (11)	The whole
Regulation 31(1)	The whole
Regulation 32(5) and 32(6)	The whole
Regulation 33(3) and (4)	The whole
Regulation 35(1), (2) and (3)	The whole
Regulation 36	The whole
Regulation 37(20 and (3)	The whole
Regulation 38(2) and (3)	The whole
Regulation 39(1), (2), (5), (6), (7) and (9)	The whole
Regulation 40(1) and (3)	The whole
Regulation 41(1)	The whole
Regulation 42(1)	The whole

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<i>Column 1</i> <i>Specified regulation</i>	<i>Column 2</i> <i>Extent to which specified regulation applies</i>
Regulation 43(1)	The whole
Regulation 44(4) and (5)	The whole
Regulation 45(2) and (3)	The whole
Regulation 46(1)	The whole
Regulation 47(1) and (4)	The whole
Regulation 50(1) and (2)	The whole
Regulation 51(1), (2) and (3)	The whole

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Attachment 1

Map 1 Yarra Bend Park (taken from Parks Victoria Visitor Guide)

Yarra Bend Park



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