Murrumbidgee
CATCHMENT MANAGEMENT AUTHORITY

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Bill Warne
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4 November 2013

Dear Bill,

RE: Conservation Property Vegetation Plan (PVP)
Case No. 15201

Your Conservation Property Vegetation Plan (PVP) submitted to the Murrumbidgee Catchment Management Authority has now been **approved**.

Enclosed for your reference is a duplicate copy of the approved PVP. Your local council will be notified that a PVP has been approved on this land.

Please read the landholders commitments carefully, and ensure that you fully understand them prior to commencing any work.

For any further queries regarding this matter please contact Heather Mason on phone (02) 6932 3241 or email heather.mason@cma.nsw.gov.au.

Yours sincerely

John Francis
General Manager
Murrumbidgee CMA

Attachments:
- 1 copy of Property Vegetation Plan

Murrumbidgee
CATCHMENT MANAGEMENT AUTHORITY

The General Manager
Queanbeyan City Council
PO Box 90
Queanbeyan, NSW, 2620

4 November 2013

PVP Number: 15201

Dear Sir/Madam,

Conservation Property Vegetation Plan under the *Native Vegetation Act 2003*
Old Cooma Road Quarry,
Old Cooma Road, Queanbeyan, NSW, 2620

The Murrumbidgee Catchment Management Authority has granted a Property Vegetation Plan (PVP) to Queanbeyan City Council covering Lot 1 DP 1186512 at Old Cooma Road Quarry, Old Cooma Road, Queanbeyan, NSW, 2620.

The approval date was 4/11/13.

The existence of this Property Vegetation Plan must be included on planning certificates issued under section 149 (2) of the *Environmental Planning and Assessment Act 1979*.

For any enquiries about this PVP please contact Heather Mason on telephone 02 6932 3241.

Yours faithfully

John Francis
General Manager
Murrumbidgee CMA

Catchment Management Authority
Murrumbidgee

MURRUMBIDGEE
Catchment Management Authority
Conservation
PROPERTY VEGETATION PLAN
Native Vegetation Act 2003

Queanbeyan City Council
'OLD COOMA ROAD QUARRY'
Off Copperfield Place
QUEANBEYAN NSW 2620

This Property Vegetation Plan applies to the land described in Schedule 1, as shown on Map 1 in Schedule 4 of this agreement.

The Landholder is authorised to undertake the activities set out in Schedule 2 and agrees to carry out the management actions and management action details set out in Schedule 2. The Landholder agrees to comply with the requirements of Schedule 3.

Notes:

1. The Director-General of Department of Premier and Cabinet (or delegate) will notify the Registrar-General once all landholders and parties with a prescribed interest have consented to the registration of this PVP. Once notified by the Director-General, the Registrar-General is required to register this PVP. This PVP will then be binding on all current and future landholders.
2. This Plan does not exempt the landholder from any Council clearing consent requirements.
3. In order to carry out the works under this PVP, the Landholder may be required to obtain other approvals from other government agencies.

Acting **Queanbeyan City Council – General Manager**		4/10/13
Name of the Landholder	Signature	Date
John Francis		4.11.13
General Manager of the Murrumbidgee Catchment Management Authority Delegate of the Minister administering the *Native Vegetation Act 2003*	Signature	Date

CMA File Ref: MDG04711 Request No: 15201

SCHEDULE ONE — DESCRIPTION OF LAND TO WHICH THIS PVP APPLIES

Lot	DP	LGA	Parish	County
1	1186512	QUEANBEYAN	GOOGONG	MURRAY

SCHEDULE TWO — AUTHORISED ACTIVITIES AND MANAGEMENT ACTIONS

AUTHORISED ACTIVITIES AND CONSERVATION AREAS

Map Number (as per Schedule 4)	Map Unit	Management Action	Duration of Management Action	Details of Managed Area
Map 2	4a	Conservation Area: To be managed as a offset for duplication of Old Cooma Road	In perpetuity	The Landholder must maintain and manage 122 ha of remnant vegetation comprising vegetation community Yellow Box – Blakely's Red Gum Grassy Woodland as an conservation area related to the re-alignment and duplication of Old Cooma Road. Management of Map Unit 4a must include, but is not limited to: ▪ Strategic stock grazing to manage groundcover and composition of understorey; ▪ Retention of regrowth to encourage an increase in extent of native over-storey and mid-storey; ▪ Retain all standing and fallen timber to ensure habitat is provided for birds and reptiles; ▪ Feral herbivore control to manage grazing pressure; ▪ Weed control to reduce the cover of non-native species in the ground layer; ▪ Retention of rocks for habitat; and ▪ Fencing to manage stock movements and access.

MANAGEMENT ACTIONS FOR CONSERVATION AREAS

1. The management actions and management action details are to be continued for, or completed within, the duration specified in the column "Duration of Management Action".
2. The management actions and management action details set out below must be undertaken in the specified map unit as identified in Schedule 4.

Map Number (as per Schedule 4)	Map Unit	Management Action	Duration of Management Action	Management Action Details
Map 2	4a	Clearing not allowed	In perpetuity	The Landholder is not to clear any standing or fallen native vegetation, whether remnant or regrowth, from Map Unit 4a at any time, except where permitted as a Routine Agricultural Management Activity as described below.
Map 2	4a	Permitted use of Routine Agricultural Management Activities (RAMAs)	In perpetuity	The following Routine Agricultural Management Activities (RAMAs) under Section 11 of the Native Vegetation Act 2003 and Clause 22 of the Native Vegetation Regulations 2005, are **permitted** in Map Unit 4a: • the maintenance of existing rural infrastructure i.e. fence lines and tracks; • the removal of noxious weeds under the Noxious Weeds Act 1993; • the control of noxious animals under the *Rural Lands Protection Act 1998;* • traditional Aboriginal cultural activities (except commercial activities); • the maintenance of public utilities (such as those associated with the transmission of electricity, the supply of water, the supply of gas and electronic communication); and • any activity reasonably considered necessary to remove or reduce an imminent risk of serious personal injury or damage to property. All other RAMA's are <u>not</u> permitted in this area.

Map Number (as per Schedule 4)	Map Unit	Management Action	Duration of Management Action	Management Action Details
Map 2	4a	Fencing	Within 3 months from the commencement of this agreement	The Landholder must construct a permanent stock proof fence around the perimeter of Map Unit 4a within 3 months from the commencement of this agreement. The fence must be constructed using plain wire or hinge joint only.
Map 2	4a	Strategic Grazing	In perpetuity	The Landholder may strategically graze domestic stock including cattle and sheep only within Map Unit 4a for a total of 8 weeks per year between 1st May and 1st October providing 70% groundcover is maintained. The Landholder must remove stock if groundcover falls below these levels.
Map 2	4a	Grazing: Monitoring and Evaluation	In perpetuity	The Landholder must monitor groundcover and keep records of the number of domestic stock and the time spent grazing within Map Unit 4a for each calendar year. These records must be made available to CMA or OEH upon request.
Map 2	4a	Weed Control: General	In perpetuity	Tha Landholder must develop an integrated weed management plan for Map Unit 4a that specifies target weeds, control methods, timing and monitoring requirements for both noxious and environmental weeds including but not limited to: ▪ St Johns Wort *(Hypericum perforatum);* ▪ Sweet Briar *(Rosa rubiginosa);* ▪ Saffron Thistle *(Carthamus lanatus);* ▪ Scotch Thistle *(Onopordum acanthium);* and ▪ Vipers Bugloss *(Echium vulgare).* The Landholder is required to make all reasonable attempts to suppress and control weed growth and spread within Map Unit 4a. The Landholder must consult the relevant noxious weed management plans for the Council area for best control methods and best management practice guidelines.

Map Number (as per Schedule 4)	Map Unit	Management Action	Duration of Management Action	Management Action Details
Map 2	4a	Weed Control: Weeds of National Significance (WONS)	Within 3 years from the commencement of this agreement	The Landholder must remove all Weeds of National Significance (WONS) including but not limited to: ▪ Blackberry *(Rubus fruticosus)*; ▪ Serrated Tussock (*Nassella trichotoma)*; from Map Unit 4a within 5 years of the commencement of this agreement.
Map 2	4a	Weed Control: General	In perpetuity	The Landholder must not plant any non-local (exotic or non-indigenous) tree, shrubs, grass, groundcover or any other plant in Map Unit 4a.
Map 2	4a	Waste and Rubbish	Within 12 months from the commencement of this agreement	All waste and rubbish present within Map Unit 4a must be removed. No waste or rubbish is to be stored or dumped within Map Unit 4a.
Map 2	4a	Retention of native regrowth	In perpetuity	The Landholder is not to clear native vegetation, whether remnant or regrowth from Map Unit 4a, at any time, not withstanding the following sections in the Native Vegetation Act 2003: • 11(1)(a) – the maintenance of rural infrastructure, • 11(1)(i) – any activity reasonably considered necessary to remove or reduce and imminent risk of serious personal injury or damage to property.

Map Number (as per Schedule 4)	Map Unit	Management Action	Duration of Management Action	Management Action Details
Map 2	4a	Retention of dead (standing or fallen) timber	In perpetuity	The Landholder must not remove any standing or fallen live or dead timber at any time from Map Unit 4a not withstanding the following sections in the Native Vegetation Act 2003: • 11(1)(a) – the maintenance of rural infrastructure, • 11(1)(i) – any activity reasonably considered necessary to remove or reduce and imminent risk of serious personal injury or damage to property.
Map 2	4a	Retention of rocks	In perpetuity	The Landholder must not remove rocks from Map Unit 4a at any time, not withstanding the following sections in the Native Vegetation Act 2003: • 11(1)(a) – the maintenance of rural infrastructure, • 11(1)(i) – any activity reasonably considered necessary to remove or reduce and imminent risk of serious personal injury or damage to property.
Map 2	4a	Feral Herbivore Control	In perpetuity	The Landholder is to develop and implement an integrated pest management strategy to control any outbreaks or infestations of pest animals. Species targeted will include but are not limited to: • Foxes; • Rabbits; • Pigs; and • Deer. The Landholder is to contact the local Livestock Health and Pest Authority (LHPA) for advice regarding best management practices.

SCHEDULE THREE - STANDARD CONDITIONS

Commencement

1. This PVP will commence from the date at which it is signed by the Minister administering the *Native Vegetation Act 2003* (or delegate).

Words and phrases used

2. In this Schedule:

"CMA" means the Catchment Management Authority that is a party to this property vegetation plan ("PVP");

"Landholder" means the landholder who is a party to this PVP and once this PVP is registered all future landholders;

"the works under this PVP" means the clearing, the management actions, the mitigating actions and all other works that the Landholder is authorised or required to take under this PVP;

"the Land" means the land to which this PVP applies; and

"OEH" means the Office of Environment and Heritage within the Department of Premier and Cabinet and includes its successor departments or agencies.

Monitoring and auditing

3. The carrying out of any works under this PVP may be subject to auditing by officers of the CMA or OEH who are authorised officers under the *Native Vegetation Act 2003*, as set out in sections 34 and 35.

4. Subject to reasonable notice, the Landholder will allow authorised officers of the CMA or OEH access to the Land and allow those officers to do all things reasonably necessary for the purpose of monitoring or auditing compliance with this PVP.

5. Clauses 3 and 4 do not affect the powers of authorised officers of the CMA, OEH or other government agencies to carry out investigations under the *Native Vegetation Act 2003*.

Registration of PVP on Title

6. For the purpose of sections 31(1) and 31(2) of the *Native Vegetation Act 2003,* the Landholder consents to the registration of this PVP in accordance with section 31 of the *Native Vegetation Act 2003*.

Dispute resolution

7. The parties agree to attempt to resolve any dispute in relation to this PVP by negotiation in the first instance. Such negotiation may involve agreeing on a variation to the PVP. However, this clause does not apply to a dispute relating to a possible breach of the *Native Vegetation Act 2003*.

8. Where appropriate, if negotiations are not successful, the CMA agrees to provide a written notice to the Landholder setting out the nature of any contravention and requesting the Landholder to take the steps specified in that notice, in the time specified in that notice, to rectify that contravention. This clause does not apply to a possible breach of the *Native Vegetation Act 2003*.

9. The Landholder agrees to comply with that notice in the time specified in the notice. Failure to comply with that notice is a breach of this plan. If the Landholder does not comply with the notice, the Minister (or delegate) may consider terminating this plan, in accordance with the procedure set out in section 30 of the *Native Vegetation Act 2003*. The CMA or OEH may also take other action under that Act.

10. The Landholder also agrees to provide access to the property to officers of the CMA and OEH.

Note: The procedure for varying or terminating a PVP is set out in section 30 of the *Native Vegetation Act 2003* and clause 11 of the *Native Vegetation Regulation 2005*.

Subdivision

11. The Landholder agrees to notify the CMA of any proposal to subdivide the Land.

12. The Landholder agrees to submit to the CMA an application to vary this PVP to divide it into separate PVPs relating to the Land as subdivided in the same or similar terms to this PVP, if so requested by the CMA.

Apportionment of risk/indemnity

13. The parties agree to apportion risk as follows:

    (i) The CMA accepts the risk for the actions of CMA staff in entering the Land and carrying out functions associated with this PVP and for the actions of other visitors to the Land as organised by the CMA.

    (ii) All other risks associated with this PVP and the works under this PVP rest with the Landholder.

Disclosure of Information

14. Subject to clause 15, personal information contained in this PVP will be treated in accordance with the *Privacy and Personal Information Protection Act 1998*, under which you have rights of access and correction.

15. Information contained in this PVP may be disclosed:

    (i) In the case of a PVP that specifies a date for the definition of "regrowth", certain information from the PVP will be included on the register of PVPs and development consents, which will be publicly available on the Internet and available for inspection at the office of the CMA.

    (ii) to OEH for compliance and statistical purposes.

    (iii) in circumstances where disclosure is otherwise required or authorised by law, including the Government Information (Public Access) Act 2009.

SCHEDULE FOUR — MAPS

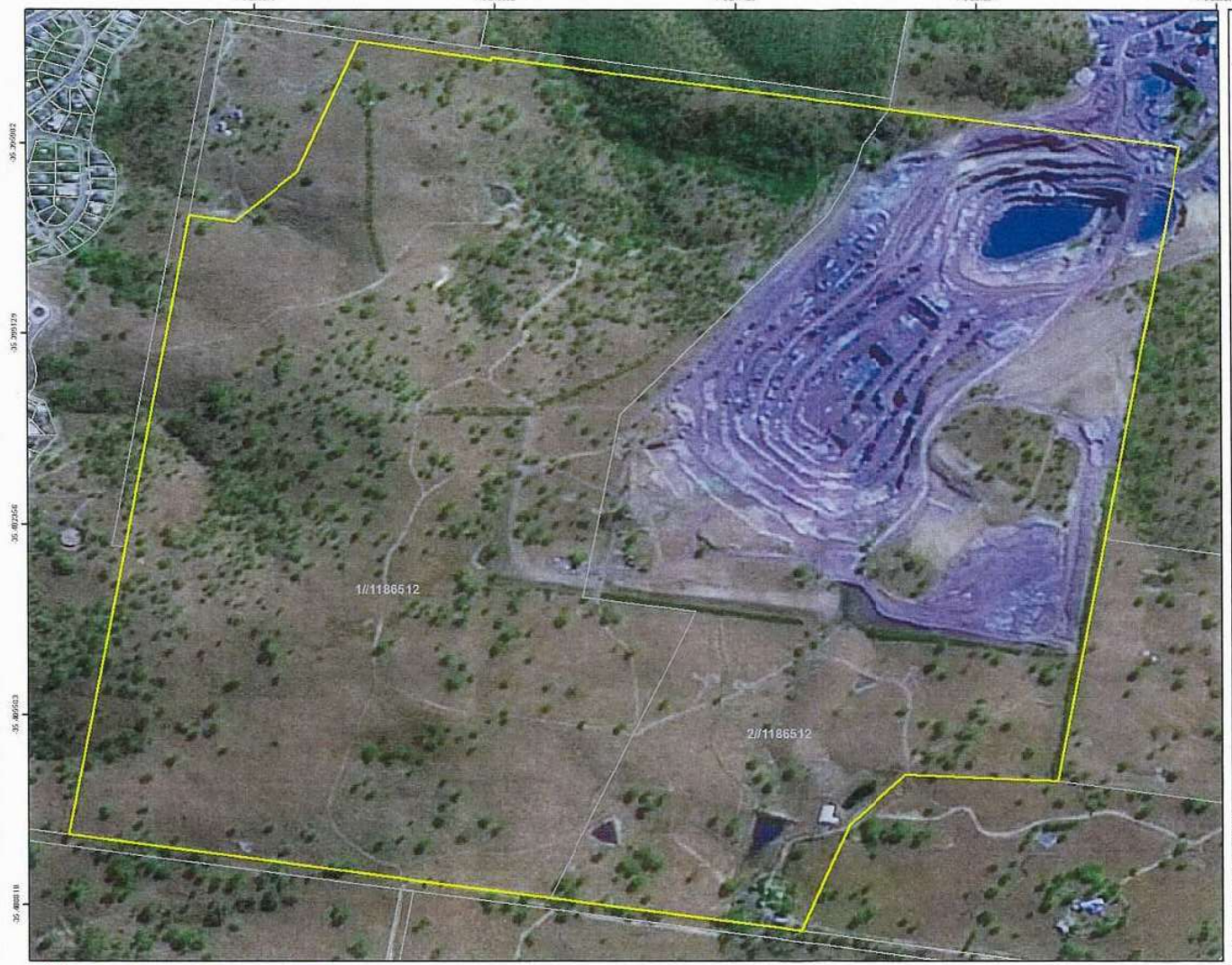
Map 1 Property Boundary.

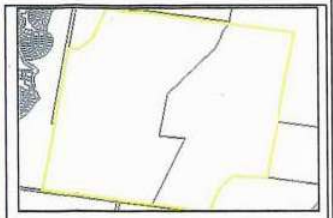
Map 2 PVP Area and Activities Authorised by this PVP.

All maps must be printed for each PVP, unless it is not applicable to this PVP

Map 1 - Old Cooma Road Offset Area - Property Boundary

Request No: 15201





Landholder Name(s): Queanbeyan City Council

Property Name: Old Cooma Road Offset Area

Lot(s): 1//1186512

Parish: Googong
County: Murray
LGA: Queanbeyan

Date Prepared: September 2013
Contact Name: Heather Mason
Contact Number: 02 6932 3241

LEGEND

- Property Boundary
- Cadastre Parcels

SOURCES:
Base cadastral, topographic and aerial imagery data supplied by © NSW Department of Finances and Services.
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Reference data © NSW Office of Environment and Heritage
Date of Imagery: 2010

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Geographic Datum: GDA94

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Catchment Management Authority Murrumbidgee

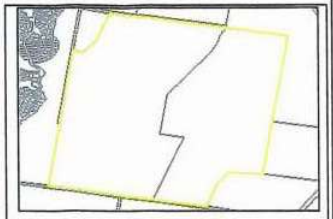
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Map 2 - Old Cooma Road Offset Area - PVP Area and Activities Authorised by this PVP

Request No: 15201





Landholder Name(s): Queanbeyan City Council

Property Name: Old Cooma Road Offset Area

Lot(s): 1//1186512

Parish: Googong
County: Murray
LGA: Queanbeyan

Date Prepared: September 2013
Contact Name: Heather Mason
Contact Number: 02 6932 3241

LEGEND

- Conservation PVP Area
- Property Boundary

SOURCES:
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Date of Imagery: 2010

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