

Enquiries Martin O'Malley
Telephone 07 5459 6168
Your reference OMP-231925
Our reference 017/0001338



Department of
**National Parks, Recreation,
Sport and Racing**

26 June 2014

North Burnett Regional Council
PO Box 390,
GAYNDAH QLD 4625

Attention: Mr Steve McMillian

Dear Steve,

PERMIT TO CONDUCT OFFSET LAND MANAGEMENT ACTIVITIES ON GURGEENA STATE FOREST (L172FTY743) FOR THE PURPOSE OF HUMPHREY-BINJOUR ROAD LANDSLIP REMEDIATION OFFSET.

NOTE: - This permit is due to the request by North Burnett Regional Council to conduct offset land management activities (as per Offset Management Plan) and to enable North Burnett Regional Council staff and contractors to access and disturb Gurgeena State Forest to undertake land management activities. In particular this permit relates to Humphrey-Binjour Road Landslip Remediation Offset Management Plan for *pomaderris clivicola* and *Bertya pedicellata* – OMP/231925.

Authorisation is hereby given under Section 56.(1) of the *Forestry Act 1959* permitting North Burnett Regional Council to clear forest products for fire lines, access and fencing as identified in Figure 2: Offset locations (as per Management Plan) and to disturb undergrowth for purpose of planting of *P. clivicola* and *B. pedicellata* plants in approx. 20ha offset site to be established in the State Forest to enable sufficient protection to the vulnerable species under the *Environment Protection & Biodiversity Conservation Act 1999 & Nature Conservation Act 1992*.

Offsets will be in compliance with the conditions as per Department of Environment & Heritage Protections Clearing Permit (Permit number WICL1306341).

Offset land management activities within Gurgeena State Forest are subject to the following:-

1. For the purpose of this Permit and conditions applicable thereto, the following meanings will apply in respect to the undermentioned terms wherever they occur:
“The Permittee”: means the person or incorporated body whose name and address appears on this Permit.
“Permit Area: means the parcel of land or parts thereof as specified in the Permit to which the Permit applies. The term includes roads and tracks within the subject land.
2. The permittee shall give the Ranger in Charge at least two (2) weeks' clear notice of intention to commence operations or of any recommencement of operations following a temporary cessation of more than three (3) months.
3. The Permittee is responsible for all employees, contractors and all other persons carrying out any activities whatsoever for the Permittee within the Permit Area.

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4. All vehicle/s, machines and other plant operated by the Permittee for purposes permitted by this Permit must have, where applicable, current registration valid for use of Queensland Public Roads.
5. Any person driving or operating a vehicle, plant or machinery being operated under this permit must hold a current Drivers License (excluding Learners Permit) or other relevant qualification/s applicable to the vehicle, plant or machinery and valid for use on Queensland Public Roads.
6. The Permittee and persons authorised by the Permittee carrying out any work whatsoever on the Permit Area must utilise existing roads and tracks wherever possible.
7. The Permittee and persons authorised by the Permittee shall keep the vehicle/s as close as practicable to the left boundary of the road/track when operating within the Permit Area and drive or operate the vehicle with due care and attention and with reasonable consideration for other persons using the Permit Area.
8. Maximum speed of fifty (50) kilometres per hour applies on all roads, under safe driving conditions consistent with the road surface, width, visibility, grade, traction and weather conditions. Reduced speed limit shall apply in poorer road conditions.
9. The Permittee and persons authorised by the Permittee shall comply with any direction contained in or given by a sign or notice erected, placed or displayed for the purpose of regulating or prohibiting the movement of vehicles on Forestry roads/tracks in the Permit Area.
10. Control of weeds as a result of operations is the responsibility of the permittee and must be to the satisfaction of the QPWS authorised officer. In addition to all other control measures the permittee must comply with under any other Act or authority, the permittee must: Ensure that all clothing, footwear, vehicles, plant and equipment used in association with the works is washed down prior to entering any QPWS estate. A "wash down" will be a thorough process of cleaning by washing all areas of vehicles and machinery that may catch plant parts, seeds, soil or other pathogens.
 - a) Control any weed species along the access tracks and prevent the introduction of further weed species (as a result of works undertaken by the Permittee) to the reasonable satisfaction of the QPWS authorised Officer.
 - b) Ensure that all clothing, footwear, vehicles, plant and equipment used in association with the works is washed down prior to entering any QPWS estate.
11. The Permittee and persons authorised by the Permittee shall at all times comply with the direction of a Forest Officer in regard to the use, operation, movement or parking of the vehicle while in the Permit Area.
12. Notwithstanding the currency of this permit, the use of Forestry roads/tracks in a manner or at such times (e.g. during periods of wet weather) when such use would cause unreasonable damage to the road surface is prohibited.
13. No stock or improvement including any fence or grid shall be interfered with. The Permittee and persons authorised by the Permittee must leave gates and fences on the State forest "as found".
14. Any accidents involving injury to persons or livestock, or damage to any property must be reported to the local Forest Officer on the next working day.
15. Workplace practices are to be undertaken in accordance with the *Workplace Health and Safety Act 1995*, its Regulations, Codes of Practice and any amendments thereto, or in accordance with the legislative framework under which the Permittee is operating. Where necessary, road signs are to be erected on each road near to the operations area, notifying of the presence of heavy machinery.

16. The Permittee and persons authorised by the Permittee are reminded of their obligations under the *Environmental Protection Act 1994* and the *Land Protection (Pest and Stock Route) Act 2002* with regard to all remedial activities on the State forest.
17. Native Title and Cultural Heritage issues and implications must be addressed by the Permittee.
18. The Permittee shall pay on demand Queensland Parks & Wildlife Service (hereinafter called QPWS), the cost of rectification of any damage caused to any road, track or drainage structure within the State forest where such damage has been caused by the Permittee's activities and the Permittee has failed to carry out whatever maintenance and/ or repairs are necessary to make good such damage.
19. The Permittee shall pay on demand, to DAFF Forest Products the assessed value of any forest products that are interfered with, damaged, or destroyed by any person authorised by the Permittee to enter the Permit Area under the authority of this permit.
20. This permit only authorises the clearing of forest products/vegetation on offset site boundary as indicated (on the attached plans) to enable remedial activities to be undertaken, under no circumstances is the Permittee to clear any forest products/vegetation outside the confines of the area as indicated on the attached plans.
21. Debris resulting from any clearing operations is to be raked into heaps clear of standing vegetation (i.e.), with minimal damage to the standing trees. The debris is to be stored within the confines of the lease and to be spread back over the cleared site once remedial works are completed as part of rehabilitation. Machinery used for rehabilitation purposes are to remain within the confines of the lease (to minimise further destruction of forest products).
22. Authorisation is hereby given to carry out minor upgrading of the access tracks, within the State Forest. This minor upgrading includes the blading off of regrowth vegetation, the lopping of branches and limbs which are overhanging the access tracks so as to prevent damage to vehicles and equipment, and the machine-pushing of problem overhanging trees back into the standing forest whilst ensuring minimal damage occurs to the standing trees. Note that only regrowth vegetation may be cleared, and that there is to be no clearing of vegetation outside of the previously cleared access track cleared area.
23. If the Permittee requires gravel/ quarry material to be sourced from within the State forest for any purpose including the permitted works under this permit, the Permittee is to first obtain the necessary authorisation to source such gravel/ quarry material by contacting DAFF Forest Products at the [Gympie] office (Phone (07) 5480 5355).
24. The Permittee is further advised that where gravel/ quarry material is to be sourced from other State lands, using of such material is likely to be subject to authorisation pursuant to the *Forestry Act 1959*. Please contact Forest Products at the DAFF Forest Products [Gympie] office (Phone (07) 5480 5355) to determine whether such authorisation is required **prior to** commencing quarrying operations.
25. The Permittee has negotiated an Agreement with the Lease holder in relation to the Vegetation Offset Site within the Lease area prior to commencing operations for offset site.
26. **Boundary Fence line Clearing & Construction**
 - a) The width of the boundary fence line clearing shall be kept to a minimum.(maximum clearing approx.4.5m)
 - b) Constructed fences shall be free-standing and shall not be tied to trees.
 - c) Fence is to be stock proof and consist of plain wire on top.

- d) The permittee shall ensure that within the State Forest that minimal debris resulting from the fence line clearing and shall be stacked away from standing trees.
 - e) The permittee shall, at the permittee's own cost and expense, ensure that inverts, whoa-boys and side drains are constructed and maintained (where necessary) on cleared lines directed by and of a standard satisfactory to the QPWS officer.
 - f) Creek crossings are to be left at their natural bed level, Creek banks are not to be pushed into the creek bed to make the crossing.
 - g) Drainage bars are to be a minimum of 10 metres back from the creek bank. Drainage spacing is: up to 5 degree slope – 120 metres apart
5 – 10 degree slope – 50 metres apart
10 – 15 degree slope – 20 metres apart
 - h) The permittee shall, at the permittee's own cost and expense, ensure that essential earthworks involving side cuts are kept to a minimum and such side cuts shall be drained at the time of construction to the satisfaction of the QPWS Ranger in Charge and shall be maintained (where necessary) to the satisfaction of the QPWS Ranger in Charge.
27. All rehabilitation work is to be completed to the satisfaction of a QPWS authorised officer. As soon as practicable but no later than one (1) months after completion of operations, the Permittee must carry out appropriate rehabilitation work as necessary to restore the areas to as near original condition as possible and establish a safe, stable, non polluting landform. This rehabilitation includes:
- a) backfilling any voids;
 - b) removal of fence materials;
 - c) establishing surface drainage lines;
 - d) minimising the potential for slumping, subsidence or erosion;
 - e) respreading any cleared vegetation; and
 - f) promoting establishment of vegetation of similar species composition and density of cover.
28. All rubbish and litter is to be removed from the State forest and disposed of at an appropriate location.
29. This permit is valid under the *Forestry Act 1959* for Five (5) years and expires on 31st July 2019.

Yours sincerely



Martin O'Malley
Principal Ranger Technical Support
Sunshine Fraser Coast Region
Queensland Parks & Wildlife Service