

SCHEDULE 1: STANDARD AUTHORISATION CONDITIONS

Definitions:

Public lands – As defined in Section 1.1 Public Land, Part C Overlay Provisions of the Territory Plan.

Note: Additional conditions apply to fumigation, aerial application and vertebrate pest control. These are stated in parts 2, 3A, 3B and 4 respectively, of this Attachment.

The Authorisation holder is authorised to use agricultural and veterinary chemicals for commercial purposes as specified in the Environmental Authorisation.

Part 1 Standard conditions

1.1 Competency requirements

1.1.1 The Authorisation holder shall ensure that only suitably skilled personnel conduct the application of agricultural and veterinary chemicals.

1.1.2 The minimum requirement for personnel undertaking urban pest control is the successful achievement of competencies as specified in the National Pest Management Industry Competency Standards:

- Unit 5 (Manage pests without applying pesticides),
- Unit 6 (Manage Pests by applying pesticides) and
- Unit 18 (Maintain equipment and pesticide storage area in pest management vehicles)

In addition to the competencies required for urban pest control, those who undertake pest control for the treatment of timber pests must demonstrate the skills and competencies listed in the National Pest Management Industry Competency Standards:

- Unit 8 (Inspect for and report on timber pests) and
- Unit 10 (Control timber pests)

1.1.3 The minimum requirement for personnel undertaking weed control (applying pesticides for the control of weeds, or applying pesticides in horticultural situations) is the successful achievement of:

- Australian Qualification Framework Level 3 (AQF) (equivalent to ChemCert and SMARTtrain 3).
- Equivalent TAFE-level qualifications or certified competencies also recognised.

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1.2 Records

- 1.2.1 The following records shall be retained and made available for inspection by an authorised officer:
- a) details of interstate licenses, if any; and
 - b) employees and their respective training and qualifications.

1.3 Operational requirements

- 1.3.1 The Authorisation holder shall use only agricultural and veterinary chemicals registered by the Australian Pesticides and Veterinary Medicines Authority, or for which a permit has been issued by the Australian Pesticides and Veterinary Medicines Authority under the *Agricultural and Veterinary Chemicals Code Act 1994* (Cwlth).
- 1.3.2 The Authorisation holder shall ensure that agricultural and veterinary chemicals are used in accordance with directions specified on the label of the registered agricultural or veterinary chemical or directions specified in a permit.

1.4 Prior notification

- 1.4.1 The Authorisation holder shall notify the ACT community of application of agricultural and veterinary chemicals when:
- a. any agricultural or veterinary chemical, classified as a Schedule 7 Poison, is being sprayed on public land for which the public has ready access such as sportsgrounds, school grounds, forests, and urban parks and gardens. In this case, public notices will be placed in the Canberra Times at least a week before the proposed application takes place and by signposting the relevant area during the operation; and
 - b. any agricultural or veterinary chemical, classified as a Schedule 7 Poison, is being used in any other areas. In this case, signposts will be placed at the relevant area during the operation.
 - c. any emergency applications should only be undertaken after consultation with, and with the permission of the Authority. Contact the Authority by telephoning Access Canberra 13 22 81 during and outside business hours.

1.5 Storage of agricultural and veterinary chemicals

- 1.5.1 The Authorisation holder shall adopt the following rules for the storage of agricultural and veterinary chemicals:
- a. Where applicable, the storage area must conform to all relevant sections of the *Dangerous Substances Act 2004* and the *Medicines, Poisons and Therapeutic Goods Act 2008*.
 - b. Safety data sheets must be kept for all stored agricultural and veterinary chemicals and be available to all relevant personnel. In case of an emergency, all personnel should be aware of the agricultural and veterinary chemical holdings in a storage area.

- c. The storage area must be constructed in such a manner that it prevents (taking into consideration all circumstances, including spills and container leakage) agricultural and veterinary chemicals from contaminating soil, or entering a drain, watercourse, or water supply.
- d. The storage area must be constructed in such a manner to allow for the segregation of different classes of agricultural and veterinary chemicals.
- e. The storage area must be separate and isolated from a private dwelling.
- f. The storage area must be secured against unauthorised entry and locked when unattended.
- g. The storage area must be adequately ventilated and illuminated.
- h. Agricultural and veterinary chemical containers must be kept securely sealed when not in use.

1.6 Transport

1.6.1 The Authorisation holder shall ensure that the following provisions are complied with in relation to the transport of agricultural and veterinary chemicals in the course of business:

- a. The container of an agricultural or veterinary chemical must be kept securely sealed.
- b. The container must be securely fastened to the vehicle used to transport the agricultural or veterinary chemical.
- c. The agricultural or veterinary chemical must not be left in an unattended vehicle unless the vehicle has an enclosed storage facility that forms part of or is permanently fixed to the structure of the vehicle and the agricultural or veterinary chemical is kept securely locked in that storage facility.
- d. Where an agricultural or veterinary chemical is transported in a spray tank, the spray tank must:
 - i) be securely sealed if containing liquid agricultural or veterinary chemical formulation;
 - ii) be securely fastened or permanently fixed to the structure of the vehicle being used to transport the agricultural or veterinary chemical; and
 - iii) be prominently marked with the words "WARNING" or "POISON" or any other warning in accordance with the *Dangerous Substances Act 2004* and name of the agricultural or veterinary chemical product.
- e. The vehicle used for pest control must:
 - i) be designed so that the transported agricultural or veterinary chemical is separated from the driver/operator by a barrier impervious to the agricultural or veterinary chemical; and
 - ii) be garaged in such a manner as to restrict public access when the vehicle is not in use.

1.7 Disposal

1.7.1 Disposal of empty agricultural and veterinary chemical containers and unused or unwanted agricultural and veterinary chemicals shall be conducted in accordance with the product label (or permit) instructions and the requirements set by the Authority.

1.8 Equipment Maintenance

- 1.8.1 All equipment, including, but not limited to vehicles, spraying equipment and mixing tanks will be maintained in proper working order and condition and shall be used in a manner so as to avoid spillage and leakage.

1.9 Wash down

- 1.9.1 Equipment and vehicles must be washed down in a grassed or gravelled area constructed in such a way as to prevent wash water entering a drain, watercourse, or water supply.

1.10 Spillage

- 1.10.1 Any spillage of agricultural or veterinary chemicals shall be cleaned up immediately, unless it is impractical to do so, in which case the spillage will be immediately contained and cleaned up at the first possible opportunity. Such clean up should include decontamination or removal of any material that becomes contaminated with an agricultural or veterinary chemical.

1.11 Reporting

- 1.11.1 Any spillage which does not require ACT Fire Brigade's attendance but could potentially cause environmental harm must be reported to the Authority. An incident can be reported to the Authority by telephoning Access Canberra 13 22 81 during and outside business hours or by email, environment.protection@act.gov.au.

1.12 Emergencies

- 1.12.1 For the purpose of this section, emergency means any occurrence that causes, or threatens to cause, loss of life or property, or that in any way endangers the safety of the public or the environment of the ACT.

Any authorisation holder who observes, or otherwise becomes aware of, any emergency involving an agricultural or veterinary chemical shall notify the ACT Fire Brigade (telephone number 000) immediately.

Part 2: Fumigation

2.1 Competency requirements

- 2.1.1 In addition to the competencies required for urban pest control (Units 5, 6 and 18), the personnel performing fumigation must also demonstrate the successful achievement of the following competency as specified in the National Pest Management Industry Competency Standards:

- Unit 11 (Manage organisms by applying fumigants to commodities and environments)

2.2 Operational requirements

2.2.1 The Authorisation holder shall ensure that agricultural and veterinary chemicals are used in strict accordance with directions specified on the label of the registered agricultural or veterinary chemical or directions specified in a permit.

Part 3A: Aerial Application

3A.1 Competency requirements

3A.1.1 The minimum required levels of skills for personnel undertaking aerial application of agricultural and veterinary chemicals are as follows:

- Current Commonwealth agricultural pilots rating; and
- Current NSW Agricultural Aircraft Operators Licence or equivalent accreditation from any other state

3A.2 Operational requirements

3A.2.1 The Authorisation holder applying an agricultural or veterinary chemical from an aircraft shall not release, discharge or apply any agricultural or veterinary chemical within a horizontal distance of 150 metres from the boundary of:

- any occupier such as dwelling or school; or
- a water body, unless otherwise allowed for on the product label of a pesticide currently registered by the Australian Pesticides & Veterinary Medicines Authority, or an off label permit approved by the same Authority.

3A.3 Prior Notification

3A.3.1 For aerial application of agricultural and veterinary chemicals on public land, the Authorisation holder shall, prior to the commencement of a two month period during which the proposed application will take place:

- notify the Authority in writing to: environment.protection@act.gov.au
- or GPO Box 158, CANBERRA CITY 2601, at least two weeks in advance; and
- notify the ACT community by means of public notices placed in the Canberra Times at least two weeks in advance and by signposting the relevant area during the operation.

Part 3B: Aerial Applications using an Unmanned Aerial Vehicle (UAV)

3B.1 Competency requirements

3B.1.1 The minimum required level of skills for personnel undertaking the aerial application operations of agricultural chemicals using a UAV (in line with the NSW and VIC EPA accredited Licenses) are as follows:

- An Unmanned Operators Certificate (UOC) and an Unmanned Controller Certificate (UCC) issued by CASA. The aerial application operations by a UAV are approved by CASA as an agricultural UAV.

- The accreditation of the AQF Level 3 (equivalent to ChemCert and SMARTtrain 3).
- Equivalent TAFE-level qualifications or certified competencies approved by the Authority are also recognised.

3B.2 Operational requirements

3B.2.1 The Authorisation holder applying an agricultural or veterinary chemical from a UAV shall not release, discharge or apply any agricultural or veterinary chemical within a horizontal distance of 150 metres from the boundary of:

- any occupier such as dwelling or school; or
- a water body, unless otherwise allowed for on the product label of a pesticide currently registered by the Australian Pesticides & Veterinary Medicines Authority, or an off label permit approved by the same Authority.

3B.3 Prior Notification

3B.3.1 For aerial application of agricultural and veterinary chemicals from a UAV on public land, the Authorisation holder shall, prior to the commencement of a two month period during which the proposed application will take place:

- notify the EPA in writing at least two weeks in advance; and
- notify the ACT community by means of public notices placed in the Canberra Times at least two weeks in advance and by signposting the relevant area during the operation.

Part 4: Vertebrate Pest Control - (rabbits, foxes, pigs etc.)

Note: The use of 1080 and Pindone concentrate is restricted to authorised government officers in the ACT. The control and distribution of these chemicals is restricted to authorised officers of ACT Parks & Conservation Services and all vertebrate pest control carried out in the ACT must be done under the requirements of the environmental authorisation of this government agency.

4.1 Competency requirements

4.1.1 Authorised Government Vertebrate Pest Control Officers (Authorised VPCO)

The completion of the training and assessment components of the Vertebrate Pest Management course delivered by the NSW Department of Primary Industries (NSW DPI); or equivalent and hold a statement of attainment issued by a Registered Training Organisation for the training competencies covered by the Vertebrate Pest Management Course and have a working knowledge of the DPI Vertebrate Pest Control Manual.

The Authorised VPCO must have completed the training and assessment components of a Chemical Accreditation training program assessed at AQF levels 3 and 4 and hold a current

statement of attainment issued (in the previous 5 years) by a Registered Training Organisation for the level 4 training competencies covered by the course(s).

4.1.2 Others

The minimum requirements for the external contractors who are operating under the supervision of an Authorised VPCO is the successful achievement of units 5, 6 and 18 as per the National Pest Management Industry Competency Standards or equivalent qualifications.

4.4 Operational requirements

- 4.4.1 The Authorisation holder shall ensure that agricultural and veterinary chemicals are used in strict accordance with directions specified on the label of the registered agricultural or veterinary chemical or directions specified in a permit.

SCHEDULE 2 – PERMITTED ACTIVITIES

| | ACTIVITY | PERMITTED (Yes/No) |
|-----------|---|-------------------------------|
| 1 | WEED | |
| 2 | URBAN PEST CONTROL (Insects, small rodents, rats, mice etc.) | |
| 3 | URBAN PEST CONTROL INCLUDING TIMBER PESTS | |
| 4 | FUMIGATION | |
| 5 | VERTEBRATE PEST CONTROL (Non urban - Rabbits, Foxes, Pigs etc.) | |
| 6a | AERIAL APPLICATION | |
| 6b | AERIAL APPLICATION OPERATIONS USING AN UNMANNED AERIAL VEHICLE (UAV) | |