

ITEM 4 POST EXHIBITION - PESTICIDES NOTIFICATION PLAN - COUNCIL POLICY

The Wollongong City Council Pesticides Notification Plan – Council Policy was last adopted by Council at its meeting of 31 October 2016. A five-year scheduled review of the Policy has been completed in accordance with legislative requirements and placed on public exhibition for comment. The Policy is now recommended for adoption.

RECOMMENDATION

The draft 2021 Pesticides Notification Plan – Council Policy be adopted.

REPORT AUTHORISATIONS

Report of: Paul Tracey, Manager Open Space + Environmental Services (Acting)
Authorised by: Joanne Page, Director Infrastructure + Works - Connectivity Assets + Liveable City (Acting)

ATTACHMENTS

- 1 Draft Wollongong City Council 2021 Pesticides Notification Policy

BACKGROUND

The Pesticides Notification Plan – Council Policy has been prepared in accordance with the *NSW Pesticides Regulation 2017*. In maintaining public places, Council has an obligation to ensure that pesticides and herbicides are applied in a safe, responsible manner, without harm to the community or the environment and to ensure that the community is notified when and where pesticides are to be applied.

The notification (only) of the use of pesticides is covered by the Pesticides Notification Plan – Council Policy.

Council uses pesticides approved for use by the Australian Pesticides and Veterinary Medicines Authority, in accordance with approved Work Health and Safety procedures. The record keeping requirements for pesticides applications are also a separate requirement to this policy under the NSW Pesticides regulation 2017.

Several changes to pesticide use and notification are included in this policy review due to recommended actions from the:

- 2020 Wollongong City Council staff operational review into glyphosate use; and
- Illawarra District Weed Authority's review into the Illawarra aerial weed spraying program.

Regionally, the Councils of Wollongong, Shellharbour and Kiama, along with the Illawarra District Weeds Authority have developed and used similar Pesticides Notification Plans to ensure that members of the public receive the same level of information and are not confused between jurisdictions.

PROPOSAL

As a result of the review, several changes have been made to the Policy including:

- No glyphosate use, in and around playgrounds.
- A trial of drone technology for aerial spraying by the Illawarra District Weeds Authority.

The proposed changes have been incorporated into the draft policy document as per Attachment 1 to this report.

Council placed the draft Policy on public exhibition for a minimum 28 days and can now consider its adoption.

It is noted that the Councils of Shellharbour and Kiama, along with the Illawarra District Weeds Authority have similar changes and will also be exhibiting their draft Policies at this time.

CONSULTATION AND COMMUNICATION

The draft Policy was placed on public exhibition between 3 August and 5 September 2021.

Due to Covid restrictions, the primary method of engagement was Council's 'Have your Say' website which contained a copy of the Draft Policy and an ability to comment on-line.

There were 12 visits to the website, 4 downloads and 2 written submissions.

One submission suggested Council provide a baiting 'alert' on its website for current and future baiting programs, including use of social media to alert the public. Furthermore, the safety monitoring and success of these programs (including reports of any off-target victims) could be published online.

As a result of this feedback, Council pest programs will look at ways to inform the public in relation to baiting as suggested.

The other submission appreciated the Policy but felt reliance on chemicals should be reduced.

PLANNING AND POLICY IMPACT

This report contributes to the delivery of Our Wollongong 2028 Goal "We Value and Protect our Environment". It specifically delivers on the following:

Community Strategic Plan	Delivery Program 2018-2022	Operational Plan 2021-22
Strategy	4 Year Action	Operational Plan Actions
1.1 Our natural environment, waterways and terrestrial areas are protected, managed and improved.	1.1.1.2 Projects and programs that achieve enhancement of the natural environment and escarpment are developed and implemented.	Support the Illawarra District Weeds Authority to fulfil and prioritise weed control obligations under the Biosecurity Act 2015. Council programs incorporate leading practice urban tree and vegetation management.

RISK MANAGEMENT

This report recommends adopting the draft Pesticides Notification Plan which was placed on public exhibition as part of the 5-year review process. There were no risks arising from the public exhibition period.

FINANCIAL IMPLICATIONS

Implementation costs of the requirements of the Pesticides Notification Plan – Council Policy are funded by existing operational budgets.

CONCLUSION

Council must comply with the requirements of the Pesticides Notification Plan – Council Policy in all outdoor public place applications of pesticides and herbicides. Council's Pesticide Notification Plan had a 5-year review and was placed on public exhibition. Council should now adopt the Policy.



PESTICIDES NOTIFICATION PLAN 2021 COUNCIL POLICY

ADOPTED BY COUNCIL: [TO BE COMPLETED BY GOVERNANCE]

PURPOSE

The aim of this Plan is to meet the community's general right to know about pesticide applications made to public places in the local government area. The Plan allows members of the community to take action to avoid contact with pesticides, if they wish. It does not mean that the community is at any greater risk or harm from pesticides. Wollongong City Council ensures that pesticides are applied to public places in a safe, responsible manner, without harm to the community or the environment.

This Notification Plan has been prepared in accordance with the requirements of the Pesticides Regulation 2017 (the Regulation). The definition of a pesticide is any substance or combination of substances used to destroy, suppress or alter the life cycle of any pest. These include herbicides, insecticides, fungicides and rodenticides.

POLICY INTENT

The Plan sets out how Wollongong City Council will notify members of the community of any pesticide applications made by Council to public places. It describes:

- What public places are covered by the Plan;
- Who is most likely to use or access these public places and an estimate of the level of use;
- How and when Wollongong Council will provide the community with information about its pesticide applications (i.e. what notification arrangements will be used);
- How the community will be informed of the notification arrangements contained in the Plan;
- How future reviews of the Plan will be conducted; and
- Contact details for anyone wishing to discuss pesticide notification with Wollongong City Council.

WOLLONGONG 2028 OBJECTIVES

The Pesticides Notification Plan contributes to Our Wollongong 2028 Goal 'We Value and Protect our Environment' and supports our Delivery Program 2018-22 Action 1.1.1.2 'Projects and programs that achieve enhancement of the natural environment and escarpment are developed and implemented'.

POLICY

1 PUBLIC PLACES COVERED BY THIS NOTIFICATION PLAN

This notification plan must describe where it operates and the categories of public places it covers. Public places include the following areas that the public is entitled to access:

- Public Reserves, Parks and Gardens;
- Playgrounds;
- Sporting Fields and Ovals;
- Road Verges;

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

- Laneways and Pathways;
- Drains and Easements;
- Golf courses (owned or controlled by council);
- Caravan/Holiday Parks;
- Crematorium and Cemeteries;
- Swimming Pool Grounds.

A public place also includes any other outdoor property that is leased out, but the public is entitled to access.

2 WHO USES THESE PUBLIC PLACES AND TYPES OF PESTICIDES USED

The main user groups of and types of pesticide use in each of the categories of public place as detailed above are summarised in the following table:

PUBLIC PLACES		REGULAR USER GROUPS	LEVEL OF USE OF PUBLIC PLACE	TYPE OF PESTICIDE USE
a) Public reserves, parks and gardens		General public (families, children, elderly people); Recreational users Adjacent residents Visitors to the area Volunteer groups	Medium to high	Spot Spraying Herbicides - - Non-selective herbicides, - Selective herbicides Spot Spraying Insecticides Fungicides Broadscale Boom Spraying Vertebrate baits including rodenticides. Bait termiticides.
b) Playgrounds		Children and young families	High	Spot Spraying Insecticides
c) Sporting fields and ovals		Sporting clubs and associations School sports groups General recreational users	High	Spot Spraying Herbicides - - Non-selective herbicides, - Selective herbicides Spot Spraying Insecticides Broadscale Boom spraying Growth regulator Vertebrate baits including rodenticides. Bait termiticides.
d) Road verges	Rural	Local Residents	Low	Spot Spraying Herbicides - - Non-selective herbicides, - Selective herbicides Broadscale Boom Spraying Pre-emergent Herbicides Vertebrate baits including rodenticides.
	Urban	General Public	High	
e) Laneways and pathways		Local residents	Medium to high	Spot Spraying Herbicides -

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

PUBLIC PLACES	REGULAR USER GROUPS	LEVEL OF USE OF PUBLIC PLACE	TYPE OF PESTICIDE USE
	Families People who work in the area Visitors to the area		- Non-selective herbicides Vertebrate baits including rodenticides
f) Drains and easements accessible to the public	Local residents	Low to Medium	Spot Spraying Herbicides – - Non-selective herbicides Vertebrate baits including rodenticides
g) Council Golf Course	Members; community groups; general public	High	Spot Spraying Herbicides - - Non-selective herbicides - Selective herbicides Pre-emergent herbicides Fungicides Broadscale Insecticides Broadscale Boom Spraying Growth Regulator Vertebrate baits including rodenticides Bait termiticides
h) Caravan / Holiday Parks	Visitors to the area; families	Low to High (seasonal)	Spot Spraying Herbicides - - Non-selective herbicides - Selective herbicides Spot Spraying Insecticides Vertebrate baits including rodenticides Spray ant control Bait termiticides.
i) Memorial Gardens and Cemeteries	General public; visitors to the area	Medium	Spot Spraying Herbicides - Non-selective herbicides - Selective herbicides Fungicides Pre-emergent Herbicide Vertebrate baits including rodenticides Bait termiticides.
j) Swimming Pool Grounds	General public; visitors to the area	Low to high (seasonal)	Spot Spraying Herbicides - Non-selective herbicides - Selective herbicides Spot Spraying Insecticides

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

PUBLIC PLACES	REGULAR USER GROUPS	LEVEL OF USE OF PUBLIC PLACE	TYPE OF PESTICIDE USE
			Vertebrate baits including rodenticides Spray ant control Bait termiticides.

3 HOW AND WHEN NOTIFICATION WILL OCCUR

Whenever a pesticide is applied to a public place as identified above, notice will need to be made according to the notification process detailed below.

a) Public Reserves, Parks and Gardens

Whenever a pesticide is applied by Wollongong Council staff to a public reserve, park or garden notice will be provided by:

- Prominently displaying signs on site at the public reserve, park or garden and/or;
- Displaying pesticide details on the spray vehicle including a contact number; and
- Responding to all reasonable requests for information made to Council.

These notification arrangements are based on Council's assessment that:

- 1 The level of usage by members of the public that use public parks and gardens is high.
- 2 Members of the public regularly use these areas.

Whenever a pesticide is applied by Wollongong Council staff to a public reserve, park or garden, notice will be provided:

- During the application of the pesticide Council will ensure that signs are prominently displayed on the spray vehicle **and/or** on site at the public place **during** the application and removed when the spraying is completed.

b) Playgrounds

Council no longer uses non-selective herbicides in playgrounds.

Whenever a pesticide is applied by Wollongong Council staff to a public playground notice will be provided by:

- Prominently displaying signs at the main entrances to the playground and/or;
- Displaying pesticide details on the spray vehicle including a contact number; and
- Responding to all reasonable requests for information made to Council.

These notification arrangements are based on Council's assessment that:

- 1 Level of usage by members of the public that use public playgrounds is high.
- 2 Members of the public regularly use these areas.

Whenever a pesticide is applied by Wollongong Council staff to a playground, notice will be provided:

- During the application of the pesticide Council will ensure that signs are prominently displayed on the spray vehicle **and/or** on site at the public place **during** the application and removed when the spraying is completed.

c) Sporting Fields and Ovals

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

Whenever a pesticide is applied by Wollongong Council staff to a public sporting field or oval notice will be provided by:

- Prominently displaying signs on site at the sporting field or oval and/or;
- Displaying pesticide details on the spray vehicle including a contact number; and
- Responding to all reasonable requests for information made to Council.

Where sporting fields or ovals are to be treated with a ground boom spray application, Council will take the additional step of:

- Advising all sporting clubs, associations and other user groups who use the sporting fields on a regular basis, by email, fax or post.

These notification arrangements are based on Council's assessment that:

- 1 Level of usage by members of the public that use sporting fields and ovals is high.
- 2 Members of the public regularly use these areas.

Whenever a pesticide is applied by Wollongong Council staff to a sporting field or oval, notice will be provided:

- During the application of the pesticide Council will ensure that signs are prominently displayed on the spray vehicle **and/or** on site at the public place **during** the application and removed when the spraying is completed.

Additionally, a pesticide applied to a sporting field or oval using ground boom spray application, notice will be provided:

- Five (5) days prior to the application via email, fax or post to all associations/groups who have booked use of the space.

d) Council Laneways and Pathways

Whenever a pesticide is applied by Wollongong Council staff to a laneway or pathway that is maintained or owned by council, notice will be provided by:

- Displaying pesticide details on the spray vehicle, including a contact number; and
- Responding to all reasonable requests for information made directly to the operator applying the pesticide or to Council itself.

These notification arrangements are based on Council's assessment that:

- 1 Level of usage for public Council laneways and pathways is medium to high.

Whenever a pesticide is applied by Wollongong Council staff to a laneway or pathway that is owned or maintained by Council, notice will be provided:

- During the application of the pesticide Council will ensure that signs are prominently displayed on the spray vehicle **during** the application and removed when the spraying is completed.

e) Council Drains and Easements

Whenever a pesticide is applied by Wollongong Council staff to a drain or easement that is owned or maintained by Council, notice will be provided by:

- Displaying pesticide details on the spray vehicle, including a contact number; and
- Responding to all reasonable requests for information made to Council.

These notification arrangements are based on Council's assessment that:

- 1 Level of usage for public Council drains is medium to low.

Whenever a pesticide is applied by Wollongong Council staff to a drain or easement that is owned or maintained by Council, notice will be provided:

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

- During the application of the pesticide Council will ensure that signs are prominently displayed on the spray vehicle **during** the application; and removed when the spraying is completed.

f) Road Shoulders and Verges

Rural Roads - Whenever a pesticide is applied by Wollongong Council staff to a road shoulder or verge on rural roads that are owned or maintained by Council, notice will be provided by:

- Displaying pesticide details on the spray vehicle including a contact number; and
- Responding to all reasonable requests for information made to Council.

These notification arrangements are based on Council's assessment that:

- 1 Level of usage by walking or driving on road shoulders, verges and reserves on rural roads maintained by Council is low.

Urban Roads - Whenever a pesticide is applied by Wollongong Council staff to a road shoulder or verge on urban roads that are owned or maintained by Council, notice will be provided by:

- Displaying pesticide details on the spray vehicle including a contact number; and
- Responding to all reasonable requests for information made directly to Council.

These notification arrangements are based on Council's assessment that:

- 1 Level of usage by walking or driving on road shoulders, verges and reserves on urban roads that are owned or maintained by Council medium to high.

Whenever a pesticide is applied by Wollongong Council staff to a drain or easement that is owned or maintained by Council, notice will be provided:

- During the application of the pesticide Council will ensure that signs are prominently displayed on the spray vehicle **during** the application; and removed when the spraying is completed.

g) Council Golf Courses

Whenever a pesticide is applied by golf course staff to a council controlled or owned public golf course, notice will be provided by:

- Prominently and permanently displaying signage in the pro shop; and
- Responding to all reasonable requests for information made to the Golf Course Superintendent or operator applying the pesticide.

These notification arrangements are based on Council's assessment that:

- 1 The level of usage by members of the public that use public golf courses is high.
- 2 Members of the public regularly use these areas.

Whenever a pesticide is applied by golf course staff to a public golf course, notice will be provided:

- Before, during and after the application of the pesticide the Golf Course superintendent will ensure that signs are permanently displayed within the Pro Shop area outlining the annual spray program and pesticides to be used.

h) Caravan/Holiday Parks

Whenever a pesticide is applied by Wollongong Council staff to a public caravan/holiday park notice will be provided by:

- Prominently displaying signage outside the main office to the park; and/or
- Displaying pesticide details on the spray vehicle including a contact number; and
- responding to all reasonable requests for information made to the Park Manager or operator applying the pesticide.

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

These notification arrangements are based on Council's assessment that:

- 1 The level of usage by members of the public that use caravan and holiday parks is low to high (seasonal).
- 2 Members of the public regularly use these areas.

Whenever a pesticide is applied by Wollongong Council staff to a public caravan or holiday park notice will be provided:

- During the application of the pesticide Council will ensure that signs are prominently displayed on the spray vehicle **and/or** outside the main office to the caravan/holiday park **during** the application and removed when the spraying is completed.

i) Memorial Gardens and Cemeteries

Whenever a pesticide is applied by Wollongong Council staff to a Memorial Garden or a public cemetery notice will be provided by:

- Prominently displaying signs on site at the cemetery; and/or
- Displaying pesticide details on the spray vehicle including a contact number; and
- Responding to all reasonable requests for information made to Council.

These notification arrangements are based on Council's assessment that:

- 1 The level of usage by members of the public that use cemeteries is low to medium.
- 2 Members of the public regularly access these areas.

Whenever a pesticide is applied by Wollongong Council staff to a Memorial Garden or a public cemetery notice will be provided:

- During the application of the pesticide Council will ensure that signs are prominently displayed on the spray vehicle **and/or** on site at the public place **during** the application and removed when the spraying is completed.

j) Swimming Pool grounds

Whenever a pesticide is applied by Wollongong Council staff to a public swimming pool area notice will be provided by:

- Prominently displaying signage on site at the pool grounds; and
- Responding to all reasonable requests for information made directly to the operator applying the pesticide, to pool staff or directly to Council.

These notification arrangements are based on Council's assessment that:

- 1 The level of usage by members of the public that use swimming pools is low to high (seasonal).
- 2 Members of the public regularly use these areas.

Whenever a pesticide is applied by Wollongong Council staff to a public swimming pool area notice will be provided:

- During the application of the pesticide Council will ensure that signs are prominently displayed on site at the public place **during** the application and removed when the spraying is completed.

k) Pesticides Notification Using Drone Technology

The Illawarra District Weeds Authority (IDWA) may undertake a targeted control program on priority weeds using drone technology. This will primarily be used to help control heavy and inaccessible infestations of priority weeds on identified public reserves throughout the Local

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

Government Area. Where drone programs are undertaken the following notification process will be followed:

- At the beginning of the season notifying on member council social media platforms the proposed program so as to advise the general community of the IDWA annual drone-based program;
- Letterbox dropping of residents immediately adjoining the proposed spray area*;
- Directly advising local Councillors and other interested parties as identified, by post or email*;
- Prominently displaying signs at the main entrance points to the control site;^
- Displaying pesticide details on the spray vehicle including a contact number; and^
- Responding to all reasonable requests for information made directly to the IDWA.

* To be undertaken a minimum of 5 days prior to the proposed spray program.

^ To be undertaken during the application and removed when the control program is complete.

All public areas to be controlled for priority weeds using drone technology will be closed at least 1 hour prior to and during any pesticide application.

When application of a pesticide is to occur within 150m of a permanently occupied dwelling, school or factory premises or another public place, the IDWA must notify and obtain written consent from the occupier or person in charge of these places, prior to applying the pesticide within the 150m limit. Such notification will include all information specified in Section 8 of this plan. The IDWA must keep a record of the notification provided and a copy of the written consent from the occupier.

I) Vertebrate Pesticides

For vertebrate pesticides covered by a Pesticide Control Order, notification will be as specified in the relevant Order (see Appendix 1 for the notification requirements for 1080, and Appendix 2 for the notification requirement of Pindone). In addition, signs and/or notices will also provide the information required by the Pesticides Regulation as per section 4 of this Plan.

Appendix 1: Pesticide Control (1080 Liquid Concentrate and Bait Products) Order 2010

Appendix 2: Directions for Use of Aqueous Pindone Concentrate

5 PESTICIDES AND USE SITUATIONS NOT COVERED BY THIS PLAN

Poisons scheduling is the system used to classify substances based on their potential health risk. The National Drugs and Poisons Schedule Committee assess substances and lists those that are classified as poisons in the Uniform Poisons Standard. States then enforce this classification – the relevant legislation in NSW is the Poisons and Therapeutic Goods Act 1966.

There are four schedules applicable to pesticides:

1. Unscheduled substances are not considered poisons.
2. Schedule 5 (S5) poisons have low toxicity or a low concentration and pose only a low to moderate hazard.
3. Schedule 6 (S6) poisons have moderate to high toxicity and can cause injury if used inappropriately.
4. Schedule 7 (S7) poisons are substances with high to very high toxicity. There are restrictions on the purchase and use of S7 poisons.

For the purposes of this Notification Plan, notification will not be required to be provided in the use of the following pesticides or use situations:

- **Any Unscheduled substance**

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

The heading on the product label indicates which poison schedule the pesticide belongs to. Material Safety Data Sheets (MSDS) also contain this information. This decision is based on the knowledge that Unscheduled substances pose very low health risk and when applied as per label directions should not pose any serious health or safety risk.

- **Non spray methods**

The application of any pesticide by Cut-stump, Stem Injection or Basal Bark techniques.

- **Small use situations**

Domestic style pesticide use involving knapsack application only.

- **Pesticide use by members of the public**

In some circumstances, members of the public may use pesticides to maintain public places such as laneways and pathways or whilst undertaking environmental remediation works in public reserves. Where Wollongong Council allows such pesticide use notice will not be required.

- **Emergency pesticide use**

In cases where emergency pesticide applications are required to deal with a dangerous pest infestation council will not be required to give notice. Such situations include dealing with biting and dangerous pests or rapidly invasive pest infestations. e.g. Couch fly, spiders, wasps and rodents. Council will endeavour however to provide information on the pesticide application on request at council offices or to the person applying the pesticide.

6 SPECIAL NOTIFICATION MEASURES FOR SENSITIVE PLACES.

This notification plan must separately state what notification arrangements will be in place to provide special protection where pesticides are used in public places that are adjacent to sensitive places. Clause 11J of the Pesticides Regulation defines a sensitive place to be any:

- School, preschool, kindergarten or childcare centre;
- Hospital;
- Community health centre;
- Nursing home, or;
- Any other place to be declared a sensitive place by the Environment Protection Authority by notice in the NSW Government Gazette.

Whenever a pesticide is applied by Wollongong Council staff to any public place (as listed under Section 2 of this Notification Plan) adjacent to a sensitive site, notice will be provided by:

- Doorknocking or telephoning the identified sensitive place immediately prior to the spraying being done and advising of the intended application;
- Displaying pesticide details on the spray vehicle including a contact number during the application; and
- Responding to all reasonable requests for information made directly to Council.

This notification will occur just prior to and during the application process. Notification of sensitive places will not be required to be provided in the use of pesticides or use situations as identified under section 5 of this Plan.

The Pesticides Regulation (2017) requires pesticide use on any property within 20 metres of a common boundary with a sensitive place will require the additional requirement of at least 5 working days advance notice being given. This notice will be provided by:

- Phone, email, fax, letter box drop or post depending what is most practicable.

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

This notification will occur at least five working days prior to the application process. Five days advance notification of sensitive places will also be required to be provided in the use of pesticides or use situations as identified under Section 5 of this Plan, with the exception of Emergency Pesticide Use. Notice in this instance however will still need to be given prior to the application process via a door knock of that sensitive place immediately prior to the pesticide application occurring.

7 ARRANGEMENTS GOVERNING PESTICIDE USE BY CONTRACTORS AND LESSEES OF PUBLIC PLACES

To assist with the compliance of this plan, where Council uses contractors to apply pesticides on its behalf, it will require a written commitment that the contractor will use signage and other forms of notification according to the notification requirements of this plan. The Council will require contractors as a condition of their contract to comply with this plan.

The Council will not provide notification on public places over which persons or organisations hold an existing lease on Council land. For these places the Council will not provide notification of pesticide use but will request the lessee to carry out notification of the lessee's pesticide use in a manner consistent with this plan.

Where possible the Council will require lessees, as a condition of their lease, to comply with this plan.

8 WHAT INFORMATION WILL BE PROVIDED?

In accordance with 11 L (2) (g) of the Pesticides Regulation, the following information will be available from site signs/notices or by contacting the phone number listed on such signs and from Council:

- The Product name of the pesticide used as it is listed on the pesticide label;
- The purpose of the application, including the pest that is being treated;
- The date or date range that the pesticide was or will be applied;
- The place where the pesticide will be used;
- Product specific warnings on the subsequent use of the land (if appropriate); and
- Contact telephone number for Council.

In all cases the spray operator will also be able to provide this information.

9 HOW THE COMMUNITY WILL BE INFORMED OF THIS PLAN

Wollongong City Council will consult with the community on the draft Notification Plan, including the types of public places covered and the proposed notification methods. The draft Notification Plan will be placed on public display for 28 days and a notice will be published in the local paper advising that the Plan is available for public comment.

Council will consider all comments from the community prior to finalising the Plan.

Council will advise residents of the contents of the final Notification Plan by:

- Making a copy of the Plan available for public viewing in all Council's libraries and at customer service on the ground floor of Council's administration building;
- Placing a copy of the Plan on the Council website; and
- Placing a notice in the NSW Government Gazette.

LEGISLATIVE REQUIREMENTS

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

This Notification Plan has been prepared in accordance with the requirements of the NSW Pesticides regulation 2017

REVIEW

The Notification Plan will be reviewed every five (5) years. The review will include:

- Report on progress of implementing the Notification Plan;
- Public consultation on the notification methods outlined in the Notification Plan; and
- Recommendation for alterations (if applicable) to the Notification Plan.

CONTACT

Anyone wishing to contact Wollongong Council regarding the Notification Plan or to obtain details of specific details of pesticide applications in public places should:

Contact:	Environment + Conservation Services Manager
Phone:	02 4227 7111
Email:	council@wollongong.nsw.gov.au
Visit us:	41 Burelli Street Wollongong
Mail:	Locked Bag 8821, Wollongong NSW 2500

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

APPENDIX 1:**Pesticide Control (1080 Liquid Concentrate and Bait Products) Order 2010**

The conditions of use of 1080 for the control of wild dogs (Schedule 1), foxes (Schedule 2), feral pigs (Schedule 3), or rabbits (Schedule 4) in NSW is specified in various Pesticide Control Orders (PCO's) issued under the NSW *Pesticides Act 1999*. Notification of 1080 use by WCC will comply with the requirements specified in the relevant PCO as well as any additional requirements of the *Pesticides Regulation 2009* not included in the PCO (below).

The notification procedure outlined below, addresses the requirements in the Pesticide Control (1080 Liquid Concentrate and Bait Products) Order 2010 and the *Pesticides Regulation 2017*. The numbering below has been extracted from the Pesticide Control (1080 Liquid Concentrate and Bait Products) Order 2010.

Schedule 1 (Wild Dogs):**6 PUBLIC NOTIFICATION**

A person authorised to use 1080 wild dog bait under clause 9 of this Order must notify certain persons of the use of 1080 wild dog baits in accordance with the following conditions:

- 6.1 A person must not lay any 1080 wild dog baits on any land unless the person has first given a minimum of three (3) days' notice of the date on which they will lay 1080 wild dog baits. This notice must be given to the occupier, manager or authorised agent of every property which has a property boundary within one (1) kilometre of a baiting location ("notification").
- 6.2 The notification may be given by telephone, email, or in person, or, where this is not possible, by mail (including letter box drop). If notification cannot be made by telephone, email, personal contact or mail, or the number of persons to be notified is more than twenty-five (25), then notification may be made by advertisement in a local newspaper. Likewise, for large group baiting programs (more than 25 participants) organised or approved by an Authorised Control Officer, notification may be via advertisement in a local newspaper.
- 6.3 The use of 1080 wild dog baits may be conducted for longer than seven (7) days but must commence within ten (10) days of notification otherwise further notification of intended baiting is required.
- 6.4 Where baiting programs are ongoing notification must be given every six (6) months.

7 EMERGENCY BAITING (Ground application only)

A person authorised to use 1080 wild dog bait under clause 9 of this Order may undertake emergency baiting, but only in accordance with the following conditions:

- 7.1 A person whose livestock are being attacked may lay 1080 wild dog baits (by way of ground baiting only) without the need to comply with condition 6.1 (3-day prior neighbour notification). A person who undertakes emergency baiting must, however, notify each landholder whose property boundary lies within one (1) kilometre of a baiting location before laying any 1080 wild dog baits. A person who undertakes emergency baiting may lay up to fifty (50) 1080 wild dog baits but only with the prior approval of an Authorised Control Officer.
- 7.2 A person who undertakes emergency baiting must comply with all requirements in relation to the use of 1080 wild dog baits, except as provided for in condition 7.1.

8 1080 POISONING NOTICES

A person authorised to use 1080 wild dog bait under clause 9 of this Order must erect notices in accordance with the following conditions:

- 8.1 A person who uses 1080 wild dog baits must erect notices before laying 1080 wild dog baits on any land. These notices must remain up for a minimum of four (4) weeks after the last day of baiting. Notices must be placed:
 - (a) at every entry to the baiting location; and
 - (b) at the main entrance to a private property or holding where baiting is undertaken; and
 - (c) at up to five (5) kilometre intervals along all public thoroughfares which border or pass through the baiting location.

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

8.2 The notices must specify the following:

- (a) that 1080 wild dog baits are being laid on this property; and
- (b) the dates on which 1080 wild dog baits are first laid or the dates between which baits will be laid; and
- (c) contact details of the person who will lay the 1080 wild dog baits; and
- (d) a warning that non-target animals may be affected.

8.3 Under the *Pesticides Regulation 2017* (clauses 19 to 23) public authorities have additional public notification obligations that must be complied with. There are also other notification requirements in the Regulation.

8.4 1080 Poison Notices may be obtained from Authorised Control Officers.

Schedule 2 (Foxes):

6 PUBLIC NOTIFICATION

A person authorised to use 1080 fox bait under clause 9 of this Order must notify certain persons of the use of 1080 fox baits in accordance with the following conditions:

- 6.1 A person must not lay any 1080 fox baits on any land unless the person has first given a minimum of three (3) days' notice of the date on which they will lay 1080 fox baits. This notice must be given to the occupier, manager or authorised agent of every property which has a property boundary within one (1) kilometre of a baiting location ("notification").
- 6.2 The notification may be given by telephone, email or in person, or, where this is not possible, by mail (including letter box drop). If notification cannot be made by telephone, email, personal contact or mail, or the number of persons to be notified is more than twenty-five (25), then notification may be made by advertisement in a local newspaper. Likewise, for large group baiting programs (more than 25 participants) organised or approved by an Authorised Control Officer, notification may be via advertisement in a local newspaper.
- 6.3 The use of 1080 fox baits may be conducted for longer than seven (7) days but must commence within ten (10) days of this notification otherwise further notification of intended baiting is required.
- 6.4 Where baiting programs are ongoing notification must be given every six (6) months.

7 EMERGENCY BAITING (Ground application only)

A person authorised to use 1080 fox bait under clause 9 of this Order may undertake emergency baiting, but only in accordance with the following conditions:

- 7.1 A person whose livestock are being attacked may lay 1080 fox baits (by way of ground baiting only) without the need to comply with condition 6.1 (3-day prior neighbour notification). A person who undertakes emergency baiting must, however, notify each landholder whose property boundary lies within one (1) kilometre of a baiting location before laying any 1080 fox baits. A person who undertakes emergency baiting may lay up to fifty (50) 1080 fox baits but only with the prior approval of an Authorised Control Officer.
- 7.2 A person who undertakes emergency baiting must comply with all requirements in relation to the use of 1080 fox baits, except as provided for in condition 7.1.

8 1080 POISONING NOTICES

A person authorised to use 1080 fox bait under clause 9 of this Order must erect notices in accordance with the following conditions:

- 8.1 A person who uses 1080 fox baits must erect notices before laying 1080 fox baits on any land. These notices must remain up for a minimum of four (4) weeks after the last day of baiting. Notices must be placed:
 - (a) at every entry to the baiting location; and
 - (b) at the main entrance to a private property or holding where baiting is undertaken; and

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

- (c) at up to five (5) kilometre intervals along all public thoroughfares which border or pass through the baiting location.
- 8.2 The notices must specify the following:
- (a) that 1080 fox baits are being laid on this property; and
 - (b) the dates on which 1080 fox baits are first laid or the dates between which baits will be laid; and
 - (c) contact details of the person who will lay the 1080 fox baits; and
 - (d) a warning that non-target animals may be affected.
- 8.3 Under the *Pesticides Regulation 2017* (clauses 19 to 23) public authorities have additional public notification obligations that must be complied with. There are also other notification requirements in the Regulation.
- 8.4 1080 Poison Notices may be obtained from Authorised Control Officers.

Schedule 3 (Feral Pigs):

6 PUBLIC NOTIFICATION

A person authorised to use 1080 feral pig bait under clause 9 of this Order must notify certain persons of the use of 1080 feral pig baits in accordance with the following conditions:

- 6.1 A person must not lay any 1080 feral pig baits on any land unless the person has first given a minimum of three (3) days' notice of the date on which they will lay 1080 feral pig baits. This notice must be given to the occupier, manager or authorised agent of every property which has a property boundary within one (1) kilometre of the baiting location ("notification").
- 6.2 The notification may be given by telephone, email, or in person, or, where this is not possible, by mail (including letter box drop). If notification cannot be made by telephone, email, personal contact or mail, or the number of persons to be notified is more than twenty-five (25), then notification may be made by advertisement in a local newspaper.
- 6.3 A person must begin using 1080 feral pig bait within ten (10) days of notification and must complete use within fourteen (14) days of notification. Further notification is required for use of 1080 feral pig baits beyond this 14-day period.
- 6.4 Where baiting programs are ongoing notification must be given every six (6) months.

7 1080 POISONING NOTICES

A person authorised to use 1080 feral pig bait under clause 9 of this Order must erect notices in accordance with the following conditions:

- 7.1 A person who uses 1080 feral pig baits must erect notices before laying 1080 feral pig baits on any land. These notices must remain up for a minimum of four (4) weeks after the last day of baiting. Notices must be placed:
- (a) at every entry to the baiting location; and
 - (b) at the main entrance to a private property or holding where baiting is undertaken; and
 - (c) at up to five (5) kilometre intervals along all public thoroughfares which border or pass through the baiting location.
- 7.2 The notices must specify the following:
- (a) that 1080 feral pig baits are being laid on this property; and
 - (b) the dates on which 1080 feral pig baits are first laid or the dates between which baits will be laid; and
 - (c) contact details of the person who will lay the 1080 feral pig baits; and
 - (d) a warning that non-target animals may be affected.
- 7.3 Under the *Pesticides Regulation 2017* (clauses 19 to 23) public authorities have additional public notification obligations that must be complied with. There are also other notification requirements in the Regulation.

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

7.4 1080 Poison Notices may be obtained from Authorised Control Officers.

Schedule 4 (Rabbits):

6 PUBLIC NOTIFICATION

A person authorised to use 1080 rabbit bait under clause 9 of this Order must notify certain persons of the use of 1080 rabbit baits in accordance with the following conditions:

- 6.1 A person must not lay any 1080 rabbit baits on any land unless the person has first given a minimum of three (3) days' notice of the date on which they will lay 1080 rabbit baits. This notice must be given to the occupier, manager or authorised agent of every property which has a property boundary within one (1) kilometre of a baiting location ("notification").
- 6.2 The notification may be given by telephone, email, or in person, or, where this is not possible, by mail (including letter box drop). If notification cannot be made by telephone, email, personal contact or mail, or the number of persons to be notified is more than twenty-five (25), then notification may be made by advertisement in a local newspaper.
- 6.3 The use of 1080 rabbit baits may be conducted for longer than seven (7) days but must commence within ten (10) days of notification otherwise further notification of intended baiting is required.

7 1080 POISONING NOTICES

A person authorised to use 1080 rabbit bait under clause 9 of this Order must erect notices in accordance with the following conditions:

- 7.1 A person who uses 1080 rabbit baits must erect notices before laying 1080 rabbit baits on any land. These notices must remain up for a minimum of four (4) weeks after the last day of baiting. Notices must be placed:
 - (a) at every entry to the baiting location; and
 - (b) at the main entrance to a private property or holding where baiting is undertaken; and
 - (c) at up to five (5) kilometre intervals along all public thoroughfares which border or pass through the baiting location.
- 7.2 The notices must specify the following:
 - (a) that 1080 rabbit baits are being laid on this property; and
 - (b) the dates on which 1080 rabbit baits are first laid or the dates between which baits will be laid; and
 - (c) contact details of the person who will lay the 1080 rabbit baits; and
 - (d) a warning that non-target animals may be affected.
- 7.3 Under the *Pesticides Regulation 2017* (clauses 19 to 23) public authorities have additional public notification obligations that must be complied with. There are also other notification requirements in the Regulation.
- 7.4 1080 Poison Notices may be obtained from Authorised Control Officers.

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

APPENDIX 2:

Directions for Use of Aqueous Pindone Concentrate

Notify Neighbours

Landholders (in NSW) must ensure that at least three days' notice is given to and received by all adjoining neighbours before laying Pindone baits. Notification can be given by telephone or personal contact or where this is not possible, by mail.

The landholder must put up notices specifying the target animal and date of poison application immediately before Pindone poisoning operations start on his/her property. These notices must remain up for at least four weeks and are to be placed at:

- All entrances to the property;
- All entrances to the actual poisoning site; and
- At the extremities of property boundaries fronting a public thoroughfare.

Notices are available from APB (WA), Rural Lands Protection Boards (NSW), your local authority and chemical retailers and Animal Control Technologies.

PESTICIDES NOTIFICATION PLAN 2021

COUNCIL POLICY

APPROVAL AND REVIEW		
Responsible Division	Open Space and Environmental Services	
Date/s adopted	<i>EMC</i> [updated by policy owner]	<i>Council</i> [To be inserted by Governance]
Date/s of previous adoptions	31/10/2016, 24/5/2011, 4/12/2006	
Date of next review	[Not more than two years from last adoption]	