**COMMONWEALTH OF AUSTRALIA**

**Environment Protection and Biodiversity Conservation Act 1999**

**DECLARATION OF AN
APPROVED WILDLIFE TRADE OPERATION**

I, Matthew White, A/g Assistant Secretary Wildlife Branch, as Delegate of the Minister for Environment, Heritage and Water, under the *Environment Protection and Biodiversity Conservation Act 1999*, am satisfied that an operation conducted by Mr Fern Nurseries Pty Ltd to harvest tree ferns, is a small-scale operation as defined by regulation 9A.20 under subsection 303FN(10). I declare under subsection 303FN(2) that Mr Fern Nurseries Pty Ltd is an Approved Wildlife Trade Operation.

This declaration has effect subject to the following conditions applied under S303FT:

1. The operation is to be undertaken in accordance with the proposal submitted on

3 October 2012.

1. Harvest is restricted to tree-ferns (*Dicksonia antarctica* and *Cyathea australis)* from the Otway district in Colac Otway Shire in south-west Victoria.
2. All activities covered by this approval must be carried out in accordance with the necessary permits and approvals as required under State and Commonwealth laws.
3. The maximum number of *Dicksonia antarctica* and *Cyathea australis* tree-ferns which may be harvested from the wild is limited to the number specified on the permits issued by the Victorian Department of Environment and Primary Industries. Copies of state permits must be provided to the Department of Sustainability, Environment, Water, Population and Communities within 14 days of receipt.
4. Mr Fern Nurseries Pty Ltd must submit annual reports by 31 January to the Department of Sustainability, Environment, Water, Population and Communities. The annual reports should include the total number of tree-ferns harvested from the wild, the number harvested from the plantation, and the number exported.
5. This declaration is valid for three years from the date of gazettal, or until approval of a statewide management plan that includes the wild harvest of tree-ferns, whichever is the earlier.

#### Dated this 5thday of July 2013

Matthew White

**Delegate of the Minister for Environment, Heritage and Water**

Subject to the *Administrative Appeals Tribunal Act 1975,* a person or persons whose interests are affected by this declaration may, within 28 days, make an application in writing to the Department of Sustainability, Environment, Water, Population and Communities, for the reasons for the decision. An application for independent review of the decision may be made to the Administrative Appeals Tribunal, on payment of the relevant fee, by or on behalf of the person or persons whose interests are affected, either within 28 days of receipt of the reasons for the decision, or within 28 days of this declaration if reasons for the decision are not sought. Further information may be obtained from:

Director, Wildlife Trade Assessments

Department of Sustainability, Environment, Water, Population and Communities

GPO Box 787

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