

FORESTRY ACT 2012

**AMENDMENT No. 6 TO INTEGRATED FORESTRY OPERATIONS APPROVAL
FOR THE EDEN REGION**

**AMENDMENT No. 7 TO INTEGRATED FORESTRY OPERATIONS APPROVAL
FOR THE UPPER NORTH EAST REGION**

**AMENDMENT No. 5 TO INTEGRATED FORESTRY OPERATIONS APPROVAL
FOR THE LOWER NORTH EAST REGION**

**AMENDMENT No. 4 TO INTEGRATED FORESTRY OPERATIONS APPROVAL
FOR THE SOUTHERN REGION**

**AMENDMENT No. 1 TO INTEGRATED FORESTRY OPERATIONS APPROVAL
FOR THE BRIGALOW NANDEWAR REGION**

**AMENDMENT No. 1 TO INTEGRATED FORESTRY OPERATIONS APPROVAL
FOR THE SOUTH WESTERN CYPRESS REGION**

**AMENDMENT No. 1 TO INTEGRATED FORESTRY OPERATIONS APPROVAL
FOR THE RIVERINA RED GUM REGION**

The Integrated Forestry Operations Approvals are amended as set out in the following schedules to this instrument:

Schedule 1 - Amendments to the “non-licence” terms of the Integrated Forestry Operations Approval for the Eden, Upper North East, Lower North East, and Southern regions of NSW;

Schedule 2 – Amendments to the terms of the licence under the *Protection of the Environment Operations Act 1997* set out in Appendix A of the Approvals for the Eden, Upper North East, Lower North East, and Southern regions of NSW;

Schedule 3 – Amendments to the terms of the licence under the *Threatened Species Conservation Act 1995* set out in Appendix B of the Approvals for the Eden, Upper North East, Lower North East regions, and Appendices B and C of the Southern region of NSW;

Schedule 4 – Amendments to the terms of the licence under Part 7A of the *Fisheries Management Act 1994* set out in Appendix C of the Approvals the Eden, Upper North East, and Lower North East regions, and Appendix D of the Southern region of NSW;

Schedule 5 – Amendments to Chapter 1: General and Chapter 4: Protection of water and the aquatic environment from pollution - for the Brigalow Nandewar, South Western Cypress, and Riverina Red Gum regions of NSW.

This instrument commences on 1 March 2013.

Notes do not form part of this instrument. They are provided to assist understanding only.

Dated: [Signed] 28 February 2013

Robyn Parker MP
Minister for the Environment

Katrina Hodgkinson MP
Minister for Primary Industries

SCHEDULE 5 - AMENDMENT NO 1 TO INTEGRATED FORESTRY OPERATIONS APPROVAL FOR THE SOUTH-WESTERN CYPRESS REGION

The Integrated Forestry Operations Approval for the South-Western Cypress Region is amended as set out in the following chapters to this instrument:

Chapter 1: General

Chapter 4: Protection of water and the aquatic environment from pollution – Planning and reporting on matters:

Amendments to the terms of the licence under the *Protection of the Environment Operations Act 1997* set out in the Approval under this chapter

AMENDMENTS TO THE GENERAL PROVISIONS OF THE INTEGRATED FORESTRY OPERATIONS APPROVAL

[1] PART 1.1 – PRELIMINARY

1. Interpretation – significant concepts

Insert the following:

(1)(a) In this approval:

References to Forests NSW, FNSW, SFNSW or Forestry Commission are taken to be “Forestry Corporation of New South Wales” [FCNSW] as defined by the *Forestry Act 2012*.

References to terms and meanings in the *Forestry and National Park Estate Act 1998* are taken as terms and meanings under the *Forestry Act 2012*.

[2] PART 1.5 RECORD KEEPING, COLLECTION OF INFORMATION AND PUBLIC AVAILABILITY OF INFORMATION

Clause 96 (5)

Insert a new subclause after subclause (4):

(5) For the purpose of fulfilling Section 66 of the Act, FCNSW must publish any monitoring data that relates to pollution on its website within 14 days of obtaining that data.

AMENDMENTS TO THE TERMS OF LICENCE UNDER THE *PROTECTION OF THE ENVIRONMENT OPERATIONS ACT 1997* SET OUT UNDER CHAPTER 4: PROTECTION OF WATER AND THE AQUATIC ENVIRONMENT FROM POLLUTION

[3] PART 4.3 REGISTERS, REPORTS AND OTHER RECORD KEEPING REQUIREMENTS FOR THE PURPOSES OF THE EPL

Clause 307

Replace the words OEH with EPA throughout clause

- (1) In this clause:

Replace the words:

material harm to the environment and **pollution incident** have the same meanings as in the *Protection of the Environment Operations Act 1997*; and

with:

material harm to the environment, pollution incident and **relevant authority** have the same meanings as in the *Protection of the Environment Operations Act 1997*; and

Subclause (2)

- (2) Replace the word ‘may’ with ‘must immediately’

Replace the words ‘section 148’ with ‘Part 5.7’

Replace the words:

‘telephone DECCW’s Environment Line service on 131 555 or any other officer of DECCW nominated by the Director-General of the Department of Environment, Climate Change and Water for this purpose.’

with

‘notify each relevant authority.’

Omit subclause (3) and insert instead:

- (3) FCNSW must provide written notification of the pollution incident to each relevant authority within 7 days of the date in which immediate notification has been given.

Omit subclause (5)

Renumber subclause (6) as (5), renumber subclause (7) as (6).

[4] Clause 307A

Insert after Clause 307

307A Pollution incident response management plan

- (1) In accordance with Part 5.7A of the *Protection of the Environment Operations Act 1997*, FCNSW must prepare, keep, test and implement a pollution incident response management plan.