

EDEN REGION

ORIGINAL CLAUSES

AMENDMENT 1

(1 December 2001)

Non-Licence Terms

[1] Clause 10 - Protection of rare old growth forest communities, rainforest and rare forest ecosystems

Note added.

[2] Clause 10(13) - Routine road maintenance

Definitions of “road maintenance” and “road re-opening” modified. Previously defined as:

“road maintenance” means the clearing, scraping or treating of a revegetated road where none of the trees growing on the road have a diameter at breast height over bark of less than 20cm;

“road re-opening” means the clearing, scraping or treating of a revegetated road where none of the trees growing on the road have a diameter at breast height over bark of more than 20cm; and

[3] Clause 32 – Bee-keeping restricted in certain zones

Clause replaced. Previously stated:

(1) This clause applies to the following land in the Eden Region:

- (a) any area that is, or is within, an area of State forest declared to be a special management zone under the *Forestry Act 1916*; or
- (b) any area that is, or is within, an area classified as Forest Management Zone 2 or 3A in accordance with the Forest Management Zoning System.

Note: “Forest Management Zoning System” is defined in clause 1 of this approval by reference to the document entitled, “Forest Management Zoning in State Forests” (State Forests of New South Wales, December 1999). That document is available for public inspection and copying under clause 48.

The Forest Management Zones for the Eden Region are mapped. These maps are available for public inspection and copying under clause 48 of this approval.

- (2) Subject to subclauses (3) – (6), bee-keeping is not to be carried out on land to which this clause applies.
- (3) Subclause (2) does not apply to bee-keeping carried out under a relevant occupation permit that is:
 - (a) in force on 1 January 2000; or
 - (b) in force on 1 January 2000 and renewed after that date,

provided the permit holder is the same person as the permit holder on 1 January 2000, or a family member of that person.

- (4) SFNSW must not:
- (a) grant a relevant occupation permit; or
 - (b) consent to the transfer of a relevant occupation permit to any person other than a family member of the existing permit holder.
- (5) Nothing in this clause prevents SFNSW:
- (a) renewing a relevant occupation permit in force on, or immediately prior to, 1 January 2000; or
 - (b) granting a relevant occupation permit, provided the land to which it applies was the subject of a relevant occupation permit held by a family member of the permit holder immediately prior to the granting of the occupation permit.
- (6) Where a relevant occupation permit is renewed under subclause (5), SFNSW must not in renewing the permit, vary the land to which the permit applies by adding further land of the kinds to which this clause applies.
- (7) In this clause:
- “family member” of a person (including a “permit holder” or “existing permit holder”) means a spouse, de facto partner (whether of the same or the opposite sex), sibling, parent or child (including a step-child, son in-law or daughter in-law) of the person; and
- “relevant occupation permit” means an occupation permit to occupy land to which this clause applies for the purposes of bee-farming, granted under section 31 of the *Forestry Act 1916*.

Note: Under clause 42 of this approval SFNSW is required to record in compartment histories particulars of any occupation permit to occupy land for the purposes of bee-farming granted under section 31 of the Forestry Act 1916 applying to the compartment concerned.

[4] Clause 39(2) Road construction restricted in certain zones

Words “road maintenance” replaced with “routine road maintenance”

Road construction, road re-opening and routine road maintenance on land to which this clause applies may only be carried out where:

[5] Clause 39(3) - Road construction restricted in certain zones

Words “road maintenance” replaced with “routine road maintenance”

In this clause, “road maintenance” and “road re-opening” have the same meanings as in clause 10.

[6] Clause 48 Public availability of documents

Following clause 48(1)(i), Clause 48(1)(ia) added.

AMENDMENT 2

(28 April 2003)

Non-Licence Terms

[1] **Clause 1(4)**

Clause added.

Terms of Licence under the Threatened Species Conservation Act 1995

[2] **Condition 4.1.a) Provision of Data to the NPWS**

Condition modified.

[3] **Condition 5.1.b) Operation Requirements**

Condition deleted and replaced. Previously stated:

The construction and operation of tracks used for the purpose of snagging and the construction of roads in exclusion zones implemented under Conditions 5.13 Bird nest and Roost Site Protection, 5.14 Bat Roost Protection, 6.1 Green and Golden Bell Frog, 6.2 Giant Burrowing Frog and Stuttering Frog, 6.3 Masked Owl, Sooty Owl and Powerful Owl, 6.5 Southern Brown Bandicoot, 6.8 Smoky Mouse, 6.9 Brush-tailed Phascogale, 6.10 Spotted-tailed Quoll, 6.11 Koala, 6.12 Squirrel Glider, 6.13 Yellow-bellied Glider, 6.14 Golden-tipped Bat, 6.15 large-footed Mouse-eared Bat, 6.18 Flora Prescription B and Rare Old Growth Forest Communities referred to in condition 5.3, that are contained within areas of Rainforest referred to in Condition 5.4, Rare Forest Ecosystems referred to in Condition 5.5 or Stream Exclusion Zones referred to in Condition 5.7 is only permitted with the prior written approval of the NPWS. Matters that SFNSW must address in order to seek NPWS approval are detailed in schedule 6 of this licence.

AMENDMENT 3

(17 May 2004)

Non-Licence

[1] **Clause 1(2)**

Definition modified.

“who granted the approval” removed from definition;

[2] **Clause 1(4)**

Note removed.

Note: On the 2 April 2003 the Resource and Conservation Division of the Department of Planning (formerly DUAP) was transferred to a new Department of Sustainable Natural Resources. As the functions of the Department of Planning with respect to the approval were primarily carried out by the Resource and Conservation Division, the references to the Department in the approval need to be read as references to the Division, now part of the new Department.

[3] **Clause 1(5)**

Clause added.

[4] **Clause 16(3)**

Clause modified

Reference to “harvest plan prepared by SFNSW” removed and replaced with “site specific plan”.

[5] **Clause 16(4)**

Clause replaced. Previously stated:

(4) In this clause, “harvest plan” refers to a plan that includes site specific information and instructions to staff of SFNSW and other persons concerning logging operations.

[6] **Clause 22(1) and 22(2)**

Clauses replaced. Previously stated:

- (1) SFNSW is to prepare a plan of logging operations in respect of each financial year (“annual plan of logging operations”) that specifies each of the following matters:
- (a) the intended timing and location of proposed logging operations, by reference to State forest name and compartment number or other identifying particulars (in the case of Crown-timber lands other than State forests);
 - (b) the predicted kinds and quantities of timber products that will be yielded from the proposed logging operations, determined in accordance with the Forest Resource and Management Evaluation System; and

- (c) any other matter relating to the matters set out in paragraphs (a) or (b) that DUAP notifies SFNSW is to be specified.

Note: As at the date of this approval, the Forest Resource and Management Evaluation System referred to in paragraph (b) of the above subclause does not enable predictions to be made on a single compartment basis.

- (2) In planning the location and timing of proposed logging operations under subclause (1), SFNSW must, as far as is reasonably practicable, disperse those operations over the Eden Region and over time, so as to reduce any cumulative impacts of logging operations in any part of the Region.

[7] Clause 22(4) – 22(6)

Clauses revoked.

Written notice of particular harvesting operations

- (4) At least 5 working days prior to the commencement of any particular harvesting operation for the purposes of producing timber in the Eden Region, SFNSW must submit to the regulatory agencies a written notice specifying each of the following matters in respect of the harvesting operation:
 - (a) the timing and location of the proposed harvesting operation, by reference to State forest name and compartment; and
 - (b) whether it is proposed to produce timber by means of thinning.
- (1) Subject to subclause (6), SFNSW may only carry out harvesting operations for the purposes of producing timber in accordance with any written notice submitted to the regulatory agencies under subclause (4).
- (2) SFNSW may carry out a harvesting operation for the purposes of producing timber other than in accordance with a written notice submitted to regulatory agencies under subclause (4), provided that the regulatory agencies are notified at least 5 working days in advance of any relevant changes.

[8] Clauses 23-23B

Clause 23 replaced. Previously stated:

23. Notice of completion of harvesting operations

On completion of any particular harvesting operation for the purposes of producing timber in the Eden Region, SFNSW must submit to the regulatory agencies a written notice specifying:

- (a) the date on which the particular harvesting operation ceased; and
- (b) the location of the proposed harvesting operation, by reference to State forest name and compartment number.

Clause 23A – 23B added.

[9] Clause 24(2)

Clause modified

Reference to “harvest plans” replaced with “site specific plans”.

[10] Clause 24(5)

Clause modified.

Definition of “harvest plan” replaced with “site specific plan”.

“harvest plan” refers to a plan that includes site specific information and instructions to staff of SFNSW and other persons concerning logging operations.

[11] Clause 29A – 29D

Clauses added

[12] Clause 48(1) (d)

Clause replaced

(d) any annual plan of logging operations or written notice prepared in accordance with clause 22 of this approval;

[13] Clause 48(1) g1) – g3)

Clauses added.

[14] Clause 48(1) o)

Clause revoked

o) any harvest plan applicable to any area of land in the Eden Region, being plans which include site specific information and instructions to staff of SFNSW and other persons concerning logging operations;

[15] Clause 48(1A)

Clause added.

[16] Clause 48(2)

Clause modified.

Reference to “Any person may take copies of any of the documents referred to paragraphs (a) and (c) to (s) of subclause (1)” replaced.

[17] Clause 48(3)

Clause modified

Reference to “subclauses (1) and (2)” replaced.

AMENDMENT 3

(17 May 2004)

Terms of Licence under the Protection of the Environment Operations Act 1997

[1] **Condition 10.1**

Condition replaced

10.1 Each summary of operations must be faxed to the Manager of the Forestry Unit of the EPA at least one day prior to the date of commencement of the scheduled or non-scheduled forestry activities.

[2] **Condition 10.3**

Condition added.

[3] **Condition 14**

Condition replaced. Previously stated:

14. Commencement of licence authority

14.1 Licence authority for scheduled or non-scheduled forestry activities for which a summary of operations was submitted in accordance with Division 1 will commence from the date inserted in the "Date on which licence authority commences" on Form 1 of Schedule 1 of this licence.

14.2 State Forests must ensure that a copy of each completed summary of operations is placed in the operations register required by condition 33 of this licence, from the date upon which the scheduled and non-scheduled forestry activities commence. The summary of operations must include the actual date on which licence coverage commenced.

[4] **Condition 15.1**

Condition replaced. Previously stated:

15.1 Within two weeks of commencing a scheduled or non-scheduled forestry activity in accordance with this Part, State Forests must notify the Manager of the Forestry Unit of the EPA in writing (by facsimile or mail) of the date of commencement of that operation.

[5] **Condition 17.4**

Condition replaced. Previously stated:

17.4 State Forests must fax to the Manager of the Forestry Unit of the EPA on the day the variation is approved a revised version of the summary of operations, signed by the Regional Manager, which accurately reflects the variation that has been approved.

[6] **Condition 19A and 19B**

Conditions added.

[7] **Heading Part 2 of the operating conditions and condition 20**

Heading and condition replaced. Previously stated:

Part 2: Cessation of Licence Authority

Licence authority ceases to apply

- 20.1 Licence authority ceases to apply to land where State Forests has forwarded to the EPA a written notice using Form 2 of Schedule 1 of this licence.
- 20.2 This licence ceases to apply to land notified in this way from the date that Form 2 of Schedule 1 is signed by a State Forests' employee not below the rank of Regional Manager.
- 20.3 A copy of each form must be placed on the operations register required by condition 33 within five days of the form being signed.
- 20.4 Copies of each form must be forwarded to the Manager of the Forestry Unit of the EPA on the first day of each month for each compartment or roading area where licence coverage ceased during the preceding month.

[8] **Condition 24.1**

Condition modified.

Word “period” added after “reporting”.

[9] **Condition 25.1**

Condition replaced. Previously stated:

- 25.1 The Annual Return for the reporting period must be supplied to the EPA by registered post not later than 60 days after the end of each reporting period.

[10] **Condition 33.2**

Condition replaced. Previously stated:

- 33.2 The register must include copies of all:
 - (a) summaries of operations submitted to the EPA in accordance with Division 1 of Part 1 of Operating Conditions; and
 - (b) variations to summaries of operations submitted to the EPA in accordance with Division 2 of Part 1 of Operating Conditions; and
 - (c) notifications that licence coverage has ceased, submitted to the EPA in accordance with Part 2 of Operating Conditions.

[11] **Condition 37A – Electronic transfer of data**

Condition added.

[12] **Dictionary**
Definitions added.

[13] **Schedule 1**
Schedule replaced. Previously:

(Conditions 8; 14; 18; 20)

Part A: *Forms to be used to notify the EPA*

Form 1: Summary of operations prepared in accordance with condition 9 and submitted in accordance with condition 10.

Form 2: Notification of cessation of licence authority for scheduled and non-scheduled forestry activities in accordance with condition 20.

[14] **Schedule 1 Part A Forms 1-2**
Forms 1 and 2 replaced.

Part A - FORM 1

**SUMMARY OF OPERATIONS FOR SCHEDULED AND
NON-SCHEDULED FORESTRY ACTIVITIES**

1. General Information

State Forest: _____

State Forest Region: _____

Total Area: _____ (ha)

Compartment: _____

State Forest No: _____

Net Harvest Area: _____ (ha)

Operation Type: _____

Date on which licence authority commences: _____*

*(not to be filled in until operation commences)

SOIL EROSION AND WATER POLLUTION HAZARD ASSESSMENT

2. Inherent Hazard Level

Slope Class (degrees)	% Total Compartment
0-10	%
10-20	%
20-25	%
25-30	%
30+	%

Inherent Hazard Level: _____

Soil Regolith Class(es): _____

Rainfall Zone: _____

Rainfall Erosivity: _____

Soil Regolith verified by: _____

Seasonality Restrictions apply: _____ Yes/No

3. Dispersible Soil Assessment

Dispersible soil present within the compartment: _____ Yes/No

Dispersible soil identified by: _____

4. Mass Movement

Mass movement hazard within the compartment (actual or potential): _____ Yes/No

Mass movement identified by: _____

SITE-SPECIFIC OPERATIONAL CONDITIONS

5. Road Construction

Length of new roads to be constructed: _____ m

Length of new roads to be constructed with a grade greater than 10°: _____ m

Length of new roads to be constructed on a ground slope greater than 30°: _____ m

6. Existing Roads

Length of existing roads to be maintained/upgraded/re-opened: _____ m

Length of existing roads with a grade greater than 10°: _____ m

Length of existing roads with a ground slope greater than 30°: _____ m

7. Road Drainage Feature Crossings to be Constructed

Number of new drainage line, watercourse, swamp and wetland road crossings to be constructed:

Number of new drainage line, watercourse, swamp and wetland road crossings where the road cannot be drained with a crossbank, mitre drain, relief pipe or spoon drain within 30 metres on either side of the crossing: _____

8. Existing Roads Drainage Feature Crossings

Number of existing drainage line, watercourse, swamp and wetland road crossings to be used: _____

Number of existing drainage line, watercourse, swamp and wetland road crossings proposed for maintenance or upgrading: _____

Number of existing drainage line, watercourse, swamp and wetland crossings where the road cannot be drained with a crossbank, mitre drain, relief pipe or spoon drain within 30 metres on either side of the crossing: _____

9. Snig & Extraction Tracks

Estimated number of snig track & extraction track crossings of watercourses and drainage lines: _____

Is sidecut snig track construction proposed (greater than 1m in height):

Yes/No

10. Borrow Pits & Gravel Pits

Number of borrow pits or gravel pits to be used: _____

11. Post-harvest Burning

Is post-harvest burning proposed:

Yes/No

Preferred season of burn and method of ignition: _____

12. Compliance

I certify that this is a true and accurate record of this proposed scheduled or non-scheduled forestry activity and that the following requirements have been fulfilled:

- a) the planning of this proposed scheduled or non-scheduled forestry activity has been undertaken in accordance with Schedule 2 of the Environment Protection Licence;
- b) the site assessments for dispersibility, mass movement and the determination of the inherent hazard level have been undertaken in accordance with Schedule 3 of the Environment Protection Licence; and**
- c) site-specific prescriptions have been identified and developed in accordance with Schedules 2, 3, 4, 5 and 6 of the Environment Protection Licence.

Regional Manager's Name: _____

(Block letters)

Regional Manager's Signature: _____

Date: _____

Part A - Form 2

**NOTIFICATION FOR THE CESSATION OF LICENCE AUTHORITY FOR
SCHEDULED OR NON-SCHEDULED FORESTRY ACTIVITIES**

On behalf of State Forests I hereby notify the EPA that the licence authority ceases to apply to the land identified below:

State Forest: _____

Compartment: _____

State Forests' Region: _____

Operation Type: _____

Commencement date of licence authority: _____

Description of roading area (if applicable): _____



Regional Manager's Name: _____
(Block letters)

Regional Manager's Signature: _____

Date licence authority ceases: _____

AMENDMENT 4
(Until 29 February 2008)
Non-Licence

[1] Clause 48 (r) Public availability of documents

Deleted ‘and’.

(r); [and]

[2] Clause 48 (s) Public availability of documents

Omit ‘System’ and added ‘System; and’

(s) System; and.

AMENDMENT 5

(Signed 7 July 2008)

Non-Licence

[1] **Clause 10 (13) Definition of “relevant exclusion zone”**

Replaced:

- condition 6.2 (“Giant Burrowing Frog and Stuttering Frog”),
- condition 6.2A (“Giant Burrowing Frog (Interim arrangement)”),
- condition 6.5A (“Southern Brown Bandicoot (Interim arrangement)”),
- condition 6.8A (“Smoky Mouse (Interim arrangement)”),

Deleted:

- condition 6.5 (“Southern Brown Bandicoot”),
- condition 6.8 (“Smoky Mouse”),

[2] **Clause 48 (t) Public availability of documents**

Replaced (t)

- (t) the CD-Rom referred to in condition 6.2A (“Giant Burrowing Frog (Interim arrangement)”), condition 6.5A (“Southern Brown Bandicoot (Interim arrangement)”) and condition 6.8A (“Smoky Mouse (Interim arrangement)”) of the terms of the licence under the *Threatened Species Conservation Act 1995* set out in Appendix B.

Terms of Licence under the Threatened Species Conservation Act 1995

[3] **Condition 5.1 (b) Public availability of documents**

Replaced:

- condition 6.2 (“Giant Burrowing Frog and Stuttering Frog”),
- condition 6.2A (“Giant Burrowing Frog (Interim arrangement)”),
- condition 6.5A (“Southern Brown Bandicoot (Interim arrangement)”),
- condition 6.8A (“Smoky Mouse (Interim arrangement)”),

Deleted:

- condition 6.5 (“Southern Brown Bandicoot”),
- condition 6.8 (“Smoky Mouse”),

[4] **Condition 5.19 (b) Miscellaneous forestry operations**

Replaced:

- condition 6.2 (“Giant Burrowing Frog and Stuttering Frog”),
- condition 6.2A (“Giant Burrowing Frog (Interim arrangement)”),
- condition 6.5A (“Southern Brown Bandicoot (Interim arrangement)”),
- condition 6.8A (“Smoky Mouse (Interim arrangement)”),

Deleted:

- condition 6.5 (“Southern Brown Bandicoot”),
- condition 6.8 (“Smoky Mouse”),

[5] **Condition 6.2 (a) Shuttering Frog *Mixophyes balbus***

Deleted:

- “these species” and replaced with “Shuttering Frog *Mixophyes balbus*”

[6] **Condition 6.2 (d) Shuttering Frog *Mixophyes balbus***

Deleted:

- “*Heleioporus australiacus* and”

[7] **Condition 6.2 (e) Shuttering Frog *Mixophyes balbus***

Deleted:

- “15 Giant Burrowing Frog or”

[8] **Condition 6.2A Giant Burrowing Frog *Heleioporus australiacus***

Replaced note:

- *Note: The following condition was originally inserted in 2006 to identify areas of land to be set aside as exclusion zones for the protection of the Giant Burrowing Frog. When inserted in 2006, the condition was to expire on 29 February 2008. It was amended in 2008 to extend its operation indefinitely. The 2008 amendment was accompanied by the adoption of a Species Management Plan for the Giant Burrowing Frog. That Plan describes a survey and monitoring program for the GBF that Forests NSW is to undertake. The survey and monitoring program is different to the survey methodology that was previously required by condition 8 of this licence to be adopted in relation to the GBF. Accordingly, condition 8 was also amended in 2008 to remove the requirements relating to surveys specifically for the GBF.*

[9] **Condition 6.2A (a) Giant Burrowing Frog *Heleioporus australiacus***

Deleted:

- a) This condition (condition 6.2A) has effect on and from its commencement until 29 February 2008. Condition 6.2 does not apply during that period in relation to exclusion zones for the protection of the Giant Burrowing Frog. However, that condition continues to apply in relation to exclusion zones for the protection of the Shuttering Frog.

[10] **Condition 6.2A (b) (i) Giant Burrowing Frog *Heleioporus australiacus***

Replaced:

- “lodged with the Department of Natural Resources”

[11] **Condition 6.2A (c) Giant Burrowing Frog *Heleioporus australiacus***

Replaced:

- (c) Despite conditions 7 and 8:

- i. surveys in accordance with condition 8.8 (and, in particular, conditions 8.8.3.1, 8.8.3.2 and 8.8.3.3) are not required for or in relation to the Giant Burrowing Frog before a harvesting operation is carried out; and
- ii. the identification and recording of indications of the Giant Burrowing Frog in accordance with condition 8.6 (Incidental Threatened Flora and Fauna Records) is not required.

[12] Condition 6.5 Southern Brown Bandicoot *Isoodon obesulus*

Deleted:

- (a) *An exclusion zone of at least 200 hectares must be implemented around each record of the species.*
- (b) *Records within 500 metres of each other and within the same sub-catchment may be considered to be from the same population and can be protected by one 200 hectare exclusion zone.*
- (c) *Exclusion zones are to comply with the following design criteria:*
 - *must be centred on the record;*
 - *should follow sub-catchment boundaries;*
 - *must only comprise NPWS and SFNSW tenure (including statutory reserves); and,*
 - *where condition 6.5 b) applies, the exclusion zone must encompass all records within 500 metres of each other that are considered to be from the same population.*

(Note: in some instances adjacent temporary management zones may overlap.)
- (d) *SFNSW must consult with the NPWS regarding hazard reduction burning within exclusion zones established for the Southern Brown Bandicoot.*
- (e) *When 15 Southern Brown Bandicoot exclusion zones are implemented within the Eden Region, SFNSW may apply to NPWS for a review of this Condition.*
- *(Note: the NPWS will advise SFNSW of the recommendation made by the NPWS to the relevant Ministers in relation to the review of Condition 6.5 e), prior to consideration by the relevant Ministers.)*

[13] Condition 6.5A Southern Brown Bandicoot *Isoodon obesulus*

Replaced:

- *Note: The following condition (condition 6.5A) was developed as a result of a review of the operation of condition 6.5 in the Eden Region, which provides for the establishment of exclusion zones for the protection of the Southern Brown Bandicoot. (Forests NSW may request such a review under conditions 2.1 (b) and 6.5 (e). Condition 6.5A operates for about two years only, while a species management plan is being developed for the Southern Brown Bandicoot. The condition identifies those areas of land that are to be set aside as exclusion zones for the protection of the Southern Brown Bandicoot. It is envisaged that the terms of the licence will be amended before the expiry of the condition to reflect the provisions of the species management plan.*

[14] Condition 6.5A (a) Southern Brown Bandicoot *Isoodon obesulus*

Replaced:

- (a) This condition (condition 6.5A) has effect on and from its commencement until 29 February 2008. Condition 6.5 has no effect during that period.

[15] **Condition 6.5A (b) (i) Southern Brown Bandicoot *Isoodon obesulus***

Replaced:

- “lodged with the Department of Natural Resources”

[16] **Condition 6.5A (f) Southern Brown Bandicoot *Isoodon obesulus***

Deleted:

- f) Despite conditions 7 and 8:
 - i. surveys in accordance with condition 8.8 (and, in particular, conditions 8.8.7, 8.8.8 and 8.8.10) are not required for or in relation to the Southern Brown Bandicoot before a harvesting operation is carried out; and
 - ii. the identification and recording of indications of the Southern Brown Bandicoot in accordance with condition 8.6 (Incidental Threatened Flora and Fauna Records) is not required.

[17] **Condition 6.8A Smoky Mouse *Pseudomys fumeus***

Replaced:

- *Note: The following condition (condition 6.8A) was developed as a result of a review of the operation of condition 6.8 in the Eden Region, which provides for the establishment of exclusion zones for the protection of the Smoky Mouse. (Forests NSW may request such a review under conditions 2.1 (b) and 6.8 (e). Condition 6.8A operates for about two years only, while a species management plan is being developed for the Smoky Mouse. The condition identifies those areas of land that are to be set aside as exclusion zones for the protection of the Smoky Mouse. In addition, if a record of the Smoky Mouse, indicating the existence of a previously unknown population of the Mouse, is discovered in the Eden Region (other than in Nullica and Gnupa State Forests) after the commencement of condition 6.8A, Forests NSW is required to notify the Department of Environment and Conservation. Specified forestry activities are prohibited in the vicinity of that record, without the approval of DEC. It is envisaged that the terms of the licence will be amended before the expiry of the condition to reflect the provisions of the species management plan for the Smoky Mouse.*

[18] **Condition 6.8A Smoky Mouse *Pseudomys fumeus***

Deleted:

- This condition (being condition 6.8A) has effect on and from its commencement until 29 February 2008. Condition 6.8 has no effect during that period.

[19] **Condition 6.8A (c) Smoky Mouse *Pseudomys fumeus***

Deleted:

- Despite conditions 7 and 8, surveys in accordance with condition 8.8 (and, in particular, conditions 8.8.8 and 8.8.9) are not required for or in relation to the Smoky Mouse before a harvesting operation is carried out.

[20] Condition 6.8A (d) Smoky Mouse *Pseudomys fumeus*

Replaced:

- “after the commencement of this condition” with “after 1 April 2006”

[21] Condition 8.6 Incidental Threatened Flora and Fauna Records

Replaced:

- “*australiacus* and Eastern Quoll” with “indications of the presence of Eastern Quoll”

[22] Condition 8.8.1 Targeted Fauna Surveys (General)

Deleted:

- The references to Giant Burrowing Frog, Smoky Mouse and Southern Brown Bandicoot in Table 2

Giant Burrowing Frog	<i>Heleioporus australiacus</i>	Incidental, riparian frog, non-riparian frog, targeted
*Smoky Mouse	<i>Pseudomys fumeus</i>	Scat and track, targeted
*Southern Brown Bandicoot	<i>Isodon obesulus</i>	Hair tube, scat and track, targeted

[23] Condition 8.8.3. Targeted Fauna Surveys (Riparian frog survey)

Deleted:

- “*Heleioporus australiacus*”

[24] Condition 8.8.3.2 Targeted Fauna Surveys (Non-riparian frog survey)

Deleted:

- **8.8.3.2 Non-riparian frog survey**
- Non-riparian frog surveys must target the following species: *Heleioporus australiacus*. Non-riparian frog surveys must be conducted as follows:
- (a) Where soaks, seepages or bogs occur, a minimum of 30 minutes, up to a maximum of two hours, must be spent surveying them within each 200 hectares of net survey area. The length of time spent surveying must be determined by the number and extent of soaks, seepages and bogs in the net survey area.
- (b) For each additional 50 hectares of net survey area, an additional 10 minutes must be added on to the minimum, and an addition 30 minutes must be added on to the maximum time referred to in part a).
- (c) A minimum of 10 minutes should be spent surveying each soak, seepage or bog.
- (d) Call playback should be conducted at each soak, seepage or bog. Where call playback is conducted, it must consist of two minutes call playback followed by five minutes listening. When an observer is unsure of a species' identification, the call responses should be taped to allow verification by a suitably experienced frog expert.

- (e) Surveys must not be conducted in cold, windy conditions. All attempts should be made to survey just after rain, during very light showers, or when showers are intermittent.
- (f) Survey Season: *Heleioporus australiacus*: Spring to Autumn during or immediately after rain.

[25] Condition 8.8.3.3 Targeted Fauna Surveys (Giant Burrowing Frog *Heleioporus australiacus* survey)

Deleted:

- **8.8.3.3 Giant Burrowing Frog *Heleioporus australiacus* survey**
- A road-based night survey for *Heleioporus australiacus* must be conducted as follows:
 - (a) A minimum of two kilometres of road-based survey per 200ha of net logging area must be conducted.
 - (b) Surveyor must drive along roads in or adjacent to compartments at a speed of less than 15 kilometres per hour.
 - (c) Call playback must be conducted at 3 points along the road survey. Species call must be played for 3 minutes followed by a 10 minute listening period. When an observer is unsure of a species' identification, the call responses should be taped to allow verification by a suitably experienced frog expert.
 - (d) Surveys are best conducted on warm, still nights during rain.
 - (e) Survey season: Spring and Autumn (very wet and warm conditions needed).

[26] Condition 8.8.6 Targeted Fauna Surveys (Spotlight survey)

Deleted:

- “When conducting spotlight surveys, particular emphasis must also be placed on identifying and recording *Heleioporus australiacus*.”

[27] Condition 8.8.7 Targeted Fauna Surveys (Hairtube survey)

Deleted:

- “Southern Brown Bandicoot,” from condition 8.8.7.

[28] Condition 8.8.8 Targeted Fauna Surveys (Scat and track survey)

Deleted:

- “, Southern Brown Bandicoot, Smoky Mouse”

[35] Condition 8.8.9 Targeted Fauna Surveys (Broad-toothed Rat survey)

Deleted:

- “and Smoky Mouse” from first sentence and “; Smoky Mouse – June to November” from condition 8.8.9 (c).

[36] Condition 8.8.10 Targeted Fauna Surveys (Southern Brown Bandicoot survey)

Deleted:

- **8.8.10 Southern Brown Bandicoot survey**
- Surveys for the Southern Brown Bandicoot must be conducted as follows:
- (a) 25 cage traps baited with peanut butter mix, spaced at 20m intervals, running through potential habitat.
- (b) Traps to be set for four nights.
- (c) Survey Season: Spring to Autumn.

Omit condition 8.8.10.