

**FORESTRY ACT 2012**

**AMENDMENT NO. 6 TO THE INTEGRATED FORESTRY  
OPERATIONS APPROVAL FOR LOWER NORTH EAST**

The Integrated Forestry Operations Approval for Lower North East is amended as set out in the following Schedules to this instrument:

Schedule 1: Amendments to the general terms of the Integrated Forestry Operations Approval for the Lower North East Region

Schedule 2: Amendments to the terms of the licence under the *Threatened Species Conservation Act 1995* set out in Appendix B of the approval

This instrument commences on the last day of signature below.

This instrument is made under section 69R of the *Forestry Act 2012*.


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



14/5/2015

Mark Speakman MP  
**Minister for the Environment**

**Dated**



15-5-15

Niall Blair MP  
**Minister for Primary Industries**

**Dated**

**SCHEDULE 1 – AMENDMENTS TO THE GENERAL TERMS OF THE  
INTEGRATED FORESTRY OPERATIONS APPROVAL  
FOR LOWER NORTH EAST**

**[1] Clause 1. Definitions**

Insert the following after the definition of “thinning”:

““Trial harvesting zone” means:

an area approved by the Environment Protection Authority as part of the Trial of the Coastal Integrated Forestry Operations Approval.

“Trial of the Coastal Integrated Forestry Operations Approval” means:

the document approved by the Environment Protection Authority on 14 May 2015.”

**[2] Clause 5. Description of forestry operations to which this approval applies**

Delete clause 5(3) and insert instead:

“(3) This approval applies only to logging operations:

(a) where trees are selected for harvesting using Single Tree Selection or Australian Group Selection; or

(b) carried out:

(i) over a consecutive three month period as part of the Trial of the Coastal Integrated Forestry Operations Approval; and

(ii) in no more than six compartments across three trial harvesting zones.”

**[3] Clause 45. Inconsistencies between approval, Forest Agreement and other documents**

In clause 45(2), insert the following after “to the extent of the inconsistency”:

“, except where logging operations are carried out as permitted by clause 5(3)(b).

Note: See clause 50 for logging operations carried out as permitted by clause 5(3)(b).”

**[4] Clause 50. Trial of the Coastal Integrated Forestry Operations Approval**

Insert the following clause 50 after clause 49:

- “(1) Where logging operations are carried out as permitted by clause 5(3)(b), Forestry Corporation of NSW must ensure that those operations are carried out in accordance with:
- (a) the general terms set out in Appendix B of the Trial of the Coastal Integrated Forestry Operations Approval; and
  - (b) the terms of this Approval to the extent that they are not inconsistent with the measures set out in Appendix B of The Trial of the Coastal Integrated Forestry Operations Approval.”

**SCHEDULE 2 – AMENDMENTS TO THE TERMS OF THE LICENCE UNDER THE  
PROTECTION OF ENVIRONMENT OPERATIONS ACT 1997 SET OUT IN  
APPENDIX A OF THE APPROVAL**

**[1] Dictionary**

Insert the following after the definition of "tree" in the Dictionary:

““Trial of the Coastal Integrated Forestry Operations Approval” means the document approved by the Environment Protection Authority on 14 May 2015.”

**[2] Condition 37B Provision of and Access to Information**

Insert the following after condition 37A.2:

“37B Forestry Corporation of NSW must provide the EPA with copies of all information and records relevant to the conduct of “The Trial of the Coastal Integrated Forestry Operations Approval” by the earlier of a written request by the EPA or 30 August 2015.”

**[3] Condition 46. Trial of the Coastal IFOA**

Insert the following condition after condition 45.2:

- “46 Where logging operations are carried out as permitted by clause 5(3)(b) of the IFOA:
- (a) conditions 6 to 23 (inclusive) of Schedule 4 of this licence do not apply
  - (b) FCNSW must ensure that those operations are carried out in accordance with:
    - (i) any other condition of this licence to the extent that they are not inconsistent with the environment protection measures set out in Appendix B of The Trial of the Coastal Integrated Forestry Operations Approval; and
    - (ii) the environment protection measures set out in Appendix B of The Trial of the Coastal Integrated Forestry Operations Approval.”

**SCHEDULE 3 – AMENDMENTS TO THE TERMS OF THE LICENCE UNDER THE  
THREATENED SPECIES CONSERVATION ACT 1995 SET OUT IN APPENDIX B  
OF THE APPROVAL**

**[1] Definitions and Abbreviations**

Insert the following after the definition of “Timber logs” in the section headed “Definitions and Abbreviations”:

““Trial of the Coastal Integrated Forestry Operations Approval” means the document approved by the Environment Protection Authority on 14 May 2015.”

**[2] Condition 2.1 *General***

Insert the following after “licence” in condition 2.1(c):

“except where logging operations are carried out as permitted by clause 5(3)(b) of the IFOA.”

**[3] Condition 2.1 *General***

Insert the following paragraph immediately after condition 2.1(c):

- “(c1) Where logging operations are carried out as permitted by clause 5(3)(b) of the IFOA, FCNSW must ensure that those operations are carried out in accordance with:
- (i) the threatened species measures set out in Appendix B of the Trial of the Coastal Integrated Forestry Operations Approval; and
  - (ii) the conditions of this licence to the extent that they are not inconsistent with the threatened species measures set out in Appendix B of The Trial of the Coastal Integrated Forestry Operations Approval.”
- (c2) FCNSW must provide the Environment Protection Authority with copies of all information and records relevant to the conduct of “The Trial of the Coastal Integrated Forestry Operations Approval by the earlier of a written request by the EPA or 30 August 2015.”

## STATEMENT OF REASONS

### AMENDMENT NO. 6 TO THE INTEGRATED FORESTRY OPERATIONS APPROVAL FOR LOWER NORTH EAST

#### Reasons for amendments

The current amending instrument constitutes amendments to the Integrated Forestry Operations Approval (IFOA) for the Lower North East region.

#### 1. Amendments to the General Terms

##### **1.1 These amendments remove Single Tree Selection or Australian group Selection for the purposes of the Trial of the Coastal IFOA.**

The amendments allow the Forestry Corporation of NSW to conduct a trial to demonstrate multi-scale landscape protection options for threatened species. The amendments will only apply to specified areas approved by the Environment Protection Authority. The objective is to carry out all harvesting operations at the same site, however if this is not possible due to unfavourable weather conditions, harvesting operations may be carried out at more than one site. Measures carried out as part of the trial, such as silvicultural treatments, are no longer authorised once the trial has been completed or terminated. This amendment does not authorise the trial of harvesting operations on areas of steep slopes.

#### 2 Amendments to the Environment Protection Licence

##### **2.1 These amendments give effect to the Trial of the Coastal IFOA**

These amendments give effect to a trial and will override specified existing Environment Protection Licence conditions in specified areas. The amendment will permit alternative riparian protection measures (drainage feature protection) to be implemented and demonstrated as part of the Trial of the Coastal IFOA. The amendments will only apply for a limited period of time to specified areas approved by the Environment Protection Authority. Measures carried out as part of the trial are no longer authorised once the trial has been completed or terminated.

This amendment does not authorise the trial of harvesting operations on areas of steep slopes or on slopes exceeding the maximum slope limits specified in Schedule 4, Clause B of the Environment Protection Licence.

### **3 Amendments to the Threatened Species Licence**

#### **3.1 These amendments give effect to the Trial of the Coastal IFOA**

These amendments give effect to a trial and will override specified existing Threatened Species Licence conditions in specified areas. The amendment will permit alternative multi-scale landscape measures to be implemented and demonstrated as part of the Trial of the Coastal IFOA. The amendments will only apply for a limited period of time to specified areas approved by the Environment Protection Authority. Measures carried out as part of the trial are no longer authorised once the trial has been completed or terminated.