

FORESTRY ACT 2012

**AMENDMENT NO. 6 TO THE INTEGRATED FORESTRY
OPERATIONS APPROVAL FOR RIVERINA RED GUM**

The Integrated Forestry Operations Approval for Riverina Red Gum is amended as set out in the Schedule to this instrument.

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.

Dated:



Mark Speakman
Minister for the Environment

10 June 2016

Dated



The Hon. Niall Blair MLC
Minister for Primary Industries

23rd June 2016

Dated

**SCHEDULE 1 – AMENDMENTS TO THE INTEGRATED FORESTRY
OPERATIONS APPROVAL FOR RIVERINA RED GUM**

[1] Clause 1(2)

Insert “References to the Department of Environment Climate Change and Water or DECCW are taken to be references to the Environment Protection Authority”.

[2] Clause 5(5)

Delete clause 5(5) and insert instead:

In the western land leases, this approval also applies to river red gum logging operations (including early thinning operations) carried out during the period from 1 January 2011 to 31 December 2030 to produce residue and residue logs, provided:

- (a) Operations carried out over the period from 1 January 2011 to 30 June 2016 do not result in the production of more than 99,000 tonnes of residue and residue logs.
- (b) Operations carried out over the period from 1 July 2016 to 31 December 2030 do not result in the production of more than:
 - (i) 410,000 tonnes of dry residue and dry residue logs (either standing or on-ground)
 - (ii) 315,000 tonnes of green residue and green standing residue logs (residue arising from the harvest of live trees, either standing or on-ground).

Omit the note to clause 5(5).

[3] Clause 5(5A)

Delete clause 5(5A) and insert instead:

Despite clause 5(5)(b)(ii), this approval does not apply to the felling of river red gum trees with a dbhob of more than 70 cm where those trees are felled for the primary purpose of producing residue logs. By-products of the felling of these trees may be used to produce residue only after all high quality products have been cut from the felled tree.

[4] Clause 5(5B)

Insert a new clause after clause 5(5A):

5(5B) The total volume caps for the periods 1 January 2011 to 30 June 2016 and 1 July 2016 to 31 December 2030 must not be exceeded.

[5] Clause 5(5C)

Insert a new clause after clause 5(5B):

5(5C) In any five year period between 1 July 2016 and 31 December 2030, logging operations must not result in the production of more than 160,000 tonnes of dry residue logs in total or 125,000 tonnes of green standing residue logs.

[6] Clause 26(2)

Insert after clause 26(2)(d), “, and”

Insert a new clause after clause 26(2)(d):

- (e). the sustainability of Timber yields described in Clauses 5(2), 5(3) 5(4) and 5(5), 5(5A), 5(5B) and 5(5C).

Add note:

Clause 26(2)(e) only applies to the review of residue timber yields from western lands lease areas described in Clause 26 at years 10 and 15 and should consider the impacts of sustainable residue volumes subject to any changes in climate and forest health, including impacts of drought or water regulation.

Clause 27(5)

Omit “will conduct a series of reviews”. Insert instead “may conduct a review”.

Omit “for each of the following periods –

- a) 1 July 2016 to 31 December 2019
- b) 1 January 2020 to 31 July 2025
- c) 1 January 2026 to 31 December 2031.”

Insert instead “at any time, if further information about the resource becomes available, or if the Riverina red gum area encounters conditions that impact on the modelled long term sustained yield of the resource.”

[7] Clause 27(6)

Omit “The”. Insert instead “Where a review is to be conducted for the purpose set out in clause 27(5), the”

Omit “will be set jointly by Forests NSW and the EPA no less than 12 months before the commencement of the next review period (for example, the terms of reference for the review described in subclause (5)(b) must be settled by 31 December 2018).”

Insert instead “must be agreed between Forests NSW and the EPA before the review commences.”

[8] Clause 27(6A)

Omit.

[9] Clause 27(7)(b)

Omit “continuing, and of discontinuing”. Insert instead “any proposed changes to”.

Omit “operation under review”. Insert instead “operations”.

[10] Clause 27(7)(c)

Omit “continuing, and of discontinuing””. Insert instead “any proposed changes to”.

[11] Clause 27(8)

Omit "each" and "the commencement of the next review period". Insert instead, respectively, "the" and "any changes are proposed to take effect".

[12] Clause 29(1)(a)

Omit "clause 179". Insert instead, "clauses 179 to 179A".

**SCHEDULE 2 – AMENDMENTS TO THE TERMS OF THE LICENCE
UNDER THE THREATENED SPECIES CONSERVATION ACT 1995 SET
OUT IN CHAPTER 3 OF THE APPROVAL**

[1] Clause 179(4)

After “retained per hectare”, add “in accordance with subclause (5)”.

[2] Clause 179A Retention of dead trees on western land leases

Insert a new clause after clause 179:

179A(1) Forestry Corporation must ensure that, at the completion of any logging operation, an average of at least two additional dead river red gum trees (as described in subclause (2)) remain in each hectare within the net mapped operation area of the western land lease.

Insert a note to clause 179A:

Note: ‘additional’ in clause 179A(1) means in addition to the requirements of clause 179.

179A(2) From among the trees in the net mapped operation area, dead trees must be trees with characteristics in the following descending order of priority:

- (a) hollow-bearing, as defined in clause 179(7)
- (b) belong to a cohort of trees with the largest dbhob.

179A(3) Compliance with the requirements under clause 179A will be audited in accordance with the auditing methodology approved under clause 29.