

TASMANIA

FOREST MANAGEMENT BILL 2013

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FOREST MANAGEMENT BILL 2013

*(Brought in by the Minister for Energy and Resources, the
Honourable Bryan Alexander Green)*

A BILL FOR

An Act to provide for the management of permanent timber production zone land, to repeal the *Forestry Act 1920* and for related purposes

Be it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

PART 1 – PRELIMINARY

1. Short title

This Act may be cited as the *Forest Management Act 2013*.

2. Commencement

This Act commences on a day to be proclaimed.

3. Interpretation

In this Act, unless the contrary intention appears –

annual supply of veneer and sawlog means the minimum aggregate quantity of eucalypt veneer logs and eucalypt

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sawlogs that the Forest Manager must make available annually for the veneer and sawmilling industries in accordance with section 16;

conservation area has the same meaning as in the *Nature Conservation Act 2002*;

CPR Plan means a plan in the Central Plan Register;

Crown land has the same meaning as in the *Crown Lands Act 1976*;

Forest Manager means the Forest Manager referred to in section 7;

forest operations means work connected with –

- (a) seeding and planting trees; or
- (b) managing trees before they are harvested; or
- (c) harvesting, extracting or quarrying forest products –

and includes any related land clearing, land preparation, burning-off or access construction;

forest product means any of the following:

- (a) vegetable growth that is on or from permanent timber production zone land;

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- (b) a product of growing or dead trees, shrub, timber or other vegetable growth that is on or from permanent timber production zone land;
- (c) sand, gravel, clay, loam or stone that is on or from permanent timber production zone land;

Forest Practices Code means the Code issued by the Forest Practices Authority pursuant to section 30 of the *Forest Practices Act 1985* and in force under that Act, and includes any amendments to that Code;

forest road means –

- (a) any road constructed or maintained by or for the Forest Manager either inside or outside permanent timber production zone land; or
- (b) any other road on permanent timber production zone land, other than –
 - (i) a State highway within the meaning of the *Roads and Jetties Act 1935*; or
 - (ii) a subsidiary road within the meaning of the *Roads and Jetties Act 1935*; or

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- (iii) a local highway within the meaning of the *Local Government (Highways) Act 1982*; or
- (c) any other road that is –
 - (i) on Crown land; and
 - (ii) being managed by a person for the purpose of timber production; or
- (d) any bridge, tunnel, embankment, causeway, culvert, drain or other works constructed in respect of a road referred to in paragraph (a), (b) or (c);

Forestry corporation means the Forestry corporation continued under section 6;

permanent timber production zone land means –

- (a) Crown land declared to be permanent timber production zone land under section 10; or
- (b) land referred to in section 12; or
- (c) land referred to in Schedule 2;

regional reserve has the same meaning as in the *Nature Conservation Act 2002*;

regulations means regulations made and in force in accordance with this Act;

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repealed Act means the *Forestry Act 1920*;

timber includes the trunks and branches of trees, whether standing or not, and all wood, whether or not the same is cut up, sawn, hewn, split, or otherwise fashioned;

timber classification officer means a person appointed as a timber classification officer under section 17;

trees includes not only timber trees, but trees, shrubs and bushes, seedlings, saplings and re-shoots of every description and the roots of any such trees.

4. Application of Act

- (1) Except as provided in this Act, this Act does not apply to Crown land that is reserved land within the meaning of the *Nature Conservation Act 2002*.
- (2) This Act does not apply to Crown land that is reserved as a public reserve under the *Crown Lands Act 1976*.

5. Application of *Tasmanian Forests Agreement Act 2013* to permanent timber production zone land that is the future reserve land

The *Tasmanian Forests Agreement Act 2013* applies to permanent timber production zone land that is the future reserve land within the meaning of that Act.

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Part 2 – Forestry Corporation

PART 2 – FORESTRY CORPORATION

6. Continuation of Forestry corporation

The Forestry corporation established under the repealed Act continues in existence as a corporation with the same corporate name it had immediately before the commencement of this Act.

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**PART 3 – FOREST MANAGER FOR PERMANENT
TIMBER PRODUCTION ZONE LAND**

7. Forest Manager for permanent timber production zone land

- (1) The Forestry corporation is the Forest Manager for permanent timber production zone land and has the functions and powers specified in this Act.
- (2) Notwithstanding section 9(1), sections 9 and 10 of the *Government Business Enterprises Act 1995* apply to the Forestry corporation in exercising its powers as the Forest Manager under this Act.

8. Functions of Forest Manager

The Forest Manager has the following functions:

- (a) to manage and control all permanent timber production zone land;
- (b) to undertake forest operations on permanent timber production zone land for the purpose of selling forest products;
- (c) such other functions as are approved in writing by the Minister and the Treasurer.

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9. Powers of Forest Manager

- (1) The Forest Manager has such powers as are necessary to enable it to perform its functions.
- (2) Without limiting subsection (1), the Forest Manager may grant to a person a permit, licence, lease, or other occupation right, in relation to permanent timber production zone land.

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**PART 4 – PERMANENT TIMBER PRODUCTION
ZONE LAND**

10. Reservation of Crown land as permanent timber production zone land

- (1) The Minister, by order published in the *Gazette* (a “permanent timber production zone land order”), may declare Crown land specified in that order to be permanent timber production zone land for the purposes of this Act.
- (2) A permanent timber production zone land order is not a statutory rule for the purposes of the *Rules Publication Act 1953*.
- (3) Before making a permanent timber production zone land order, the Minister must have obtained advice from the Forest Manager that the land proposed to be specified in the order is required for the supply of forest products.
- (4) The Minister must cause a permanent timber production zone land order and the advice referred to in subsection (3) to be laid before each House of Parliament within the first 5 sitting-days after the permanent timber production zone land order is made.
- (5) A proposed permanent timber production zone land order is of no effect unless it has been accepted by both Houses of Parliament.
- (6) A House of Parliament is taken to have accepted a proposed permanent timber production zone

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land order if the order has been laid on the table of that House and –

- (a) it is accepted by that House; or
 - (b) at the expiration of 5 sitting-days after it was laid on the table of that House, no notice has been given of a motion to disallow it, or, if such notice has been given, the notice has been withdrawn or the motion has been negatived; or
 - (c) if any notice of a motion to disallow it is given during that period of 5 sitting-days, the notice is, after the expiration of that period, withdrawn or the motion is negatived.
- (7) If the proposed permanent timber production zone land order is accepted by both Houses of Parliament, the land specified in the order becomes permanent timber production zone land.

11. Revocation of permanent timber production zone land

- (1) Subject to subsection (2), the Minister may, by order published in the *Gazette* (a “permanent timber production zone land revocation order”), declare that any area of land specified in the order ceases to be, or form part of, permanent timber production zone land.
- (2) The Minister may not make an order under subsection (1) in relation to any land that is the

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future reserve land within the meaning of the *Tasmanian Forests Agreement Act 2013*.

- (3) A permanent timber production zone land revocation order is not a statutory rule for the purposes of the *Rules Publication Act 1953*.
- (4) Before making a permanent timber production zone land revocation order, the Minister must have obtained advice from the Forest Manager on the impact, of the land proposed to be specified in the order ceasing to be, or form part of, permanent timber production zone land, on the capacity of the Forest Manager –
 - (a) to meet the annual supply of veneer and sawlog; and
 - (b) to supply logs to the holder of a forestry compensation certificate in accordance with Part 3 of the *Tasmanian Forests Agreement Act 2013*.
- (5) The Minister must cause a permanent timber production zone land revocation order and the advice referred to in subsection (4) to be laid before each House of Parliament within the first 5 sitting-days after the permanent timber production zone land revocation order is made.
- (6) A proposed permanent timber production zone land revocation order is of no effect unless it has been accepted by both Houses of Parliament.
- (7) A House of Parliament is taken to have accepted a proposed permanent timber production zone

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land revocation order if the order has been laid on the table of that House and –

- (a) it is accepted by that House; or
 - (b) at the expiration of 5 sitting-days after it was laid on the table of that House, no notice has been given of a motion to disallow it, or, if such notice has been given, the notice has been withdrawn or the motion has been negatived; or
 - (c) if any notice of a motion to disallow it is given during that period of 5 sitting-days, the notice is, after the expiration of that period, withdrawn or the motion is negatived.
- (8) If the proposed permanent timber production zone land revocation order is accepted by both Houses of Parliament, the land specified in the order ceases to be permanent timber production zone land and becomes Crown land for the purposes of the *Crown Lands Act 1976*.
- (9) A revocation order under this section is not required in respect of any permanent timber production zone land, that is not Crown land, that is sold, or otherwise disposed of, by the Forestry corporation.
- (10) Any permanent timber production zone land, that is not Crown land, that is sold, or otherwise disposed of, by the Forestry corporation ceases to be, or form part of, permanent timber production zone land on its sale or disposition.

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Part 4 – Permanent Timber Production Zone Land

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12. Land purchased, &c., by Forestry corporation becomes permanent timber production zone land

(1) Any land purchased or acquired by the Forestry corporation becomes permanent timber production zone land.

(2) In this section –

land does not include houses, buildings or similar structures on land.

13. Access to permanent timber production zone land

(1) The Forest Manager must perform its functions and exercise its powers so as to allow access to permanent timber production zone land for such purposes as are not incompatible with the management of permanent timber production zone land under this Act.

(2) Nothing in subsection (1) prevents the Forest Manager from exercising its powers under sections 21, 22 and 23.

14. Forest Manager may charge fee

The Forest Manager may, with the approval of the Minister, charge a person or a class of persons a fee for the right to access permanent timber production zone land or use a forest road for any purpose.

PART 5 – WOOD PRODUCTION POLICY

15. Sustainable management of Tasmania’s forests

The Forest Manager must perform its functions in a manner that is consistent with the principles of forest management set out in the Forest Practices Code, as a contribution to the sustainable management of Tasmania’s forests.

16. Wood production supply

(1) Each year the Forest Manager must make available –

(a) for the veneer and sawmilling industries, a minimum aggregate quantity of eucalypt veneer logs and eucalypt sawlogs, from permanent timber production zone land, that meets the prescribed specifications that are in force immediately before the commencement of this Act; and

(b) for a prescribed industry, the prescribed quantity, prescribed type and prescribed specification of other prescribed timber.

(2) In subsection (1)(a) –

minimum aggregate quantity means –

(a) 137 000 cubic metres of any combination of eucalypt veneer quality 1, eucalypt veneer quality 2, category 1 sawlogs, and

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Part 5 – Wood Production Policy

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category 3 sawlogs, as specified
in Schedule 1 to the *Forestry
Regulations 2009*; or

- (b) if another quantity is prescribed,
the prescribed quantity.
- (3) The regulations may prescribe the time for
which the quantity, type and specification of
other timber is to be made available and the
source of the other timber.

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PART 6 – MISCELLANEOUS

17. Timber classification officers

- (1) The Forest Manager may appoint any of its employees, any person employed by a body corporate involved in the forest industry, or any other person whom it regards as being suitably qualified, to be a timber classification officer for the purposes of classifying timber and other forest products on, or harvested from, permanent timber production zone land.
- (2) A person who is not an employee of the Forest Manager is to be appointed on such terms as the Forest Manager determines and specifies in the instrument of appointment.
- (3) A person appointed as a timber classification officer must perform such duties relating to the classification of timber and other forest products as the Forest Manager directs.
- (4) A person appointed as a timber classification officer does not incur any personal liability for an act done or purported or omitted to be done by the officer acting as such in good faith.
- (5) An employee or other person appointed as a timber classification officer may hold that appointment and perform the duties of a timber classification officer in conjunction with any other office or appointment held by that person.
- (6) Notwithstanding the other provisions of this section, a State Service officer or State Service

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employee is not, without the prior approval of the Head of the State Service Agency in which the officer or employee is employed –

- (a) capable of being appointed as a timber classification officer; or
 - (b) entitled to receive any remuneration or allowances in his or her capacity as a timber classification officer.
- (7) In any proceedings, a certificate purporting to be signed by a person authorised, in writing, by the Forest Manager and stating that a person named in the certificate is, or was at a particular time or during a particular period, a timber classification officer is admissible as evidence of the matter stated in the certificate.

18. Power to construct drains on adjoining land

- (1) The Forest Manager may construct or maintain a drain or watercourse in and through land adjoining or near a forest road as it considers necessary.
- (2) The Forest Manager must maintain a drain or watercourse constructed by it under subsection (1).
- (3) The Forest Manager must not enter land for any purpose specified in subsection (1) or (2) unless –
 - (a) the Forest Manager has notified the owner and occupier of the land, in

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writing, of its intention to enter the land and the purpose of that entry; and

- (b) not less than 14 days have elapsed since that notice was provided to the owner and occupier.
- (4) The Forest Manager must pay compensation to the owner and occupier of land entered under this section for any damage or loss suffered by reason of the construction or maintenance of a drain or watercourse by the Forest Manager under this section.
- (5) The compensation payable by the Forest Manager under this section is to be determined in the same manner as a disputed claim for compensation under the *Land Acquisition Act 1993*.
- (6) For the purposes of subsection (4) –
 - land* means –
 - (a) land other than Crown land; or
 - (b) land that is owned or occupied by a Government Business Enterprise; or
 - (c) land that is owned by any other person or body.

19. Constructing forest roads, &c.

The Forest Manager may construct and maintain forest roads, works and other facilities –

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- (a) in permanent timber production zone land; or
- (b) for access to permanent timber production zone land.

20. Forest Manager not liable for failure to maintain forest road

The Forest Manager does not incur any liability by virtue of its failure to keep a forest road in repair in respect of pedestrian or vehicular traffic using that road.

21. Signage

- (1) The Forest Manager may erect signs –
 - (a) on or in respect of forest roads; or
 - (b) on permanent timber production zone land –for the purposes of discharging its responsibilities or in the interests of safety.
- (2) The Forest Manager, wherever practicable, is to erect signs stating that a particular road is a forest road.
- (3) A person must not, without lawful excuse, undertake an activity or engage in conduct on a forest road or other land in permanent timber production zone land contrary to the directions of the Forest Manager expressed on a sign authorised by the Forest Manager.

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Penalty: Fine not exceeding 20 penalty units.

- (4) In any proceedings under subsection (3), a certificate purporting to be signed by a person authorised, in writing, by the Forest Manager stating that at a particular time a sign was authorised by the Forest Manager for the purposes of this section is admissible as evidence that, at that time, the sign was so authorised.
- (5) A police officer who reasonably considers that a person is offending against subsection (3) may direct that person to leave the forest road or other land in permanent timber production zone land.
- (6) A person who is given a direction by a police officer under subsection (5) must comply with that direction.

Penalty: Fine not exceeding 20 penalty units.

22. Request to leave, &c., permanent timber production zone land

- (1) In this section –

authorised officer means a person appointed as an authorised officer under subsection (2).

- (2) The Forest Manager may appoint any of its employees to be an authorised officer for the purpose of this section.
- (3) An authorised officer may request a person –

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- (a) not to enter permanent timber production zone land or a forest road; or
- (b) to leave permanent timber production zone land or a forest road; or
- (c) to cease to undertake an activity conducted, or to cease to engage in conduct, on that land or road –

if the authorised officer is of the opinion that the entry or presence of that person, or the activity conducted, or the conduct engaged in, by that person on the land or road is preventing, has prevented or is about to prevent the Forest Manager from effectively or efficiently performing its functions.

- (4) An authorised officer may prohibit a person from entering, or remaining in, an area of permanent timber production zone land –
 - (a) that has been declared under section 68 of the *Fire Service Act 1979* to be an area of extreme fire hazard; or
 - (b) that is an area in respect of which another person has a right of exclusive possession; or
 - (c) in the interests of a person's safety.
- (5) A person who fails to comply with a request from an authorised officer under subsection (3) or (4) is guilty of an offence.

Penalty: Fine not exceeding 20 penalty units.

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- (6) A person must not, without lawful excuse, undertake an activity or engage in conduct on permanent timber production zone land or a forest road contrary to the directions of a police officer.

Penalty: Fine not exceeding 20 penalty units.

- (7) In any proceedings under subsection (5), a certificate purporting to be signed by a person authorised, in writing, by the Forest Manager stating that at a particular time a person was an authorised officer is admissible as evidence that, the person was, at that time, an authorised officer.

23. Closure of forest roads

- (1) In this section –

artificial barricade includes a gate or chain;

prescribed sign means a sign that clearly indicates that the forest road, or the section of forest road, in respect of which it is erected is closed to all traffic or to a class of traffic;

traffic means pedestrian or vehicular traffic.

- (2) The Forest Manager may close a forest road or any section of forest road either permanently or temporarily to all traffic, or to a class of traffic, if the Forest Manager considers that the closure is necessary or expedient –

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- (a) for the purposes of discharging its responsibilities; or
 - (b) in the interests of safety.
- (3) The closure may be effected by means of –
- (a) a prescribed sign; or
 - (b) a prescribed sign in conjunction with an artificial barricade; or
 - (c) a prescribed sign in conjunction with an earthen barricade; or
 - (d) a prescribed sign in conjunction with a trench –

or by any combination of those means.

- (4) A person must not –
- (a) drive or use a vehicle on; or
 - (b) be on or otherwise use –

a forest road or a section of forest road that has been closed in accordance with this section or in contravention of the regulations.

Penalty: Fine not exceeding 20 penalty units.

- (5) In any proceedings under subsection (4), a certificate purporting to be signed by a person authorised, in writing, by the Forest Manager and stating that, at a particular time, a forest road or a section of forest road was closed to all traffic, or to a class of traffic, and that the

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closure was effected in accordance with this section, is admissible as evidence that, at that particular time, the forest road or section of forest road was so closed.

24. Conversion of forest roads to public roads

(1) In this section –

forest road means a forest road that is made up of land that has the status of permanent timber production zone land under this Act.

(2) The power that the Governor may exercise under section 7 of the *Roads and Jetties Act 1935*, in respect of a road or any specified portion of a road within the meaning of that Act, may also, with the consent of the Forest Manager, be exercised in respect of a forest road or any specified portion of a forest road in all respects as if the forest road were a road within the meaning of that Act.

(3) If, pursuant to subsection (2), the Governor by proclamation declares any forest road or any specified portion of a forest road to be a State highway or subsidiary road for the purposes of Part II of the *Roads and Jetties Act 1935*, the land comprising that forest road or specified part of that forest road ceases, by virtue of the proclamation, to be permanent timber production zone land on the date on which the proclamation takes effect.

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- (4) The power that a council may exercise under section 12 of the *Local Government (Highways) Act 1982* in respect of a road, or other way within its municipal area that is not a highway, may also, with the consent of the Forest Manager, be exercised in respect of a forest road in all respects as if that forest road were a road or way within the meaning of that section of that Act.
- (5) If, pursuant to subsection (4), a council by resolution declares that a forest road within its municipal area is to become, as specified in the resolution, a highway maintainable by the council or a particular kind of highway so maintainable, the land comprising that forest road ceases, by virtue of the resolution, to be permanent timber production zone land on the date on which the resolution is published in the *Gazette* in accordance with section 12(4) of the *Local Government (Highways) Act 1982*.
- (6) This section has effect notwithstanding any other enactment.

25. Exemption of certain vehicles from laws specifying vehicle mass, weight or dimension limits

- (1) In this section –

combination has the same meaning as in the *Vehicle and Traffic Act 1999*;

vehicle has the same meaning as in the *Vehicle and Traffic Act 1999*.

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- (2) Except as otherwise provided by the regulations, a law of Tasmania does not apply in respect of the use of a vehicle, or combination, on a forest road if the law would otherwise operate to prohibit or restrict the use on a forest road of a vehicle, or combination, that exceeds a certain mass, weight or dimension (whether inclusive or exclusive of its load).

26. Easements over Crown land in permanent timber production zone land

- (1) The Forest Manager may, on behalf of the Crown, grant easements over Crown land in permanent timber production zone land for such purposes and upon such terms and conditions as the Forest Manager determines.
- (2) An easement granted under subsection (1) is registrable under the *Land Titles Act 1980*.

27. *Land Acquisition Act 1993* applies to Forestry corporation

The *Land Acquisition Act 1993* applies to the Forestry corporation and for that purpose the Forestry corporation is taken to be an acquiring authority under that Act.

28. Alternative to prosecution for certain offences

- (1) If –
- (a) the Forest Manager is satisfied that a person has committed an offence

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involving a forest product but that in the circumstances the offence does not merit prosecution; and

- (b) the person pays or agrees to pay the Forest Manager an amount not exceeding 3 times the commercial value of the forest product as reasonably determined by the Forest Manager –

the Forest Manager may accept such payment or agreement to pay and, if so, it must waive or, if applicable, discontinue the proceedings for the offence.

- (2) In a case to which subsection (1) applies, the Forest Manager may allow the person to take, remove or retain the whole or any part of the forest product.
- (3) If the whole or any part of an amount that a person has agreed to pay the Forest Manager under subsection (1) is not paid by such date or within such period as that person and the Forest Manager have agreed for the purpose, the Forest Manager may recover the unpaid amount as a debt due to the Forest Manager in a court of competent jurisdiction.

29. Fire protection

- (1) A person who is engaged in any forest operations in an area of permanent timber production zone land must –

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- (a) take reasonable measures to protect the area from fire; and
- (b) promptly check and suppress any fire that may occur in the area.

Penalty: Fine not exceeding 20 penalty units.

- (2) Nothing in subsection (1) prohibits a person from carrying out reasonable and controlled burning-off operations with the written approval of the Forest Manager as part of any forest operations or for the purposes of land management or fire safety.
- (3) A person who is engaged in any forest operations in an area of permanent timber production zone land must, if requested to do so by a police officer or an employee of the Forest Manager, provide reasonable assistance to the Forest Manager in taking action to check and suppress any fire that is threatening, or likely to threaten, the area.

Penalty: Fine not exceeding 20 penalty units.

- (4) The Forest Manager must reimburse a person for the reasonable costs incurred by that person in complying with a request under subsection (3).

30. Person may not make certain claims

No person –

- (a) has any claim against the Crown or the Forest Manager including, without

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limitation, a claim for breach of confidence; or

- (b) is entitled to claim that the Forest Manager has breached any contract; or
- (c) is entitled to terminate a contract or claim any other remedy –

arising out of anything that the Forest Manager is required to do under section 58 of the *Government Business Enterprises Act 1995*.

31. Vicarious liability

- (1) In this section –

employee includes a contractor, whether independent or otherwise.

- (2) If an offence against this Act is committed by an agent or employee, the principal or employer is also guilty of an offence and liable to the same penalty as is provided for the first-mentioned offence unless it is proved that the principal or employer could not by the exercise of reasonable diligence have prevented the agent or employee from committing the offence.

32. Transfer of assets, &c.

- (1) The Treasurer may, by notice of transfer published in the *Gazette*, transfer any assets, rights or liabilities of the Forestry corporation to another person or body.

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- (2) Section 10A(1), (3) and (4) and Schedule 1A of the *Government Business Enterprises Act 1995* apply to the transfer referred to in subsection (1) as if references to the transferor were references to the Forestry corporation and references to the transferee were references to the person or body referred to in subsection (1).

33. Recognition of service with Forestry corporation

- (1) In this section –

continuous employment has the same meaning as in the *Long Service Leave Act 1976* or the *Long Service Leave (State Employees) Act 1994*, as the case may be.

- (2) If a person who is employed by the Forestry corporation resigns after the commencement of this Act and is appointed under the *State Service Act 2000* to a position in the responsible Department in relation to the *National Parks and Reserves Management Act 2002*, that person's period of service with the Forestry corporation is taken to be continuous employment with the State Service –
- (a) for the purposes of calculating the long service leave which that person will be entitled to, or eligible for, under the *Long Service Leave (State Employees) Act 1994*; and

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- (b) for the purposes of calculating any redundancy payment if the employee is made redundant from the State Service.
- (3) If the *Long Service Leave Act 1976* applies to a person referred to in subsection (2), that person may elect in writing, on the day on which that person gives notice of his or her resignation, to not be paid in accordance with section 12(4) of that Act.
- (4) If the *Long Service Leave (State Employees) Act 1994* applies to a person referred to in subsection (2), that person may elect in writing, on the day on which that person gives notice of his or her resignation, to not be paid the allowance specified in section 20(2) of that Act.
- (5) On appointment under the *State Service Act 2000*, a person referred to in subsection (2) is entitled, subject to subsection (11), to the amount of long service leave that the person would have been entitled to, or been eligible for, on that person's date of resignation if –
 - (a) the person had not resigned from the Forestry corporation; and
 - (b) the person has not received any payment in respect of that long service leave.
- (6) For the purposes of calculating the long service leave entitlement under the *Long Service Leave (State Employees) Act 1994* of a person referred to in subsection (2), the amount of long service leave to which that person is entitled is to be no more than the combined amount of –

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- (a) the long service leave under subsection (5); and
 - (b) the amount of long service leave to which that person is entitled under the *Long Service Leave (State Employees) Act 1994* on and from the date on which that person is appointed under the *State Service Act 2000* but excluding that person's period of service with the Forestry corporation.
- (7) On appointment under the *State Service Act 2000*, a person referred to in subsection (2), who is not entitled to long service leave in accordance with section 8(2)(a)(i) of the *Long Service Leave Act 1976*, is entitled to long service leave if the combined period of continuous employment with the Forestry corporation and continuous employment in the State Service is 10 years.
- (8) For the purposes of calculating the long service leave entitlement of a person referred to in subsection (7), the amount of long service leave to which that person is entitled is to be no more than the combined amount of –
- (a) 0.866 weeks of long service leave for each year of continuous employment with the Forestry corporation; and
 - (b) 6.5 days of long service leave for each year of continuous employment in the State Service.
- (9) On appointment under the *State Service Act 2000*, a person referred to in subsection (2), who

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is not entitled to long service leave in accordance with section 8(2)(a)(ii) of the *Long Service Leave Act 1976*, is entitled to long service leave for the period of that person's continuous employment with the Forestry corporation.

- (10) Subject to subsection (11), for the purposes of calculating the long service leave entitlement of a person referred to in subsection (9), the amount of long service leave to which that person is entitled is to be no more than the amount of 0.866 weeks of long service leave for each year of continuous employment with the Forestry corporation.
- (11) If a person referred to in subsection (2) has taken or exhausted the long service leave to which that person is entitled as a result of his or her employment with the Forestry corporation, the amount of long service leave taken or exhausted by that person is to be deducted from any amount of long service leave to which the person is, or becomes, entitled, or for which that person is, or becomes, eligible, on or after that person's appointment under the *State Service Act 2000*.
- (12) Subsections (2), (5), (7) and (9) do not apply if the period from the date of the person's resignation from the Forestry corporation to the date of commencement of the person's appointment under the *State Service Act 2000* exceeds 3 months.
- (13) Subsection (5) does not apply to a person referred to in subsection (2) if that person has received payment in respect of his or her full

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entitlement to long service leave accrued in respect of his or her employment with the Forestry corporation.

34. Superannuation entitlements not affected

- (1) Nothing in this Act affects the superannuation entitlements of a person referred to in section 33(2) that were in existence immediately before the date on which that person resigned from his or her employment with the Forestry corporation.
- (2) Subsection (1) does not apply if the period from the date of the person's resignation from the Forestry corporation to the date of commencement of the person's appointment under the *State Service Act 2000* exceeds 3 months.

35. Regulations

- (1) The Governor may make regulations for the purposes of this Act.
- (2) Without limiting the generality of subsection (1), the regulations may prescribe the day on which sections 33 and 34 cease to have effect.
- (3) The regulations may –
 - (a) be of general or limited application; and
 - (b) apply differently according to specified matters, limitations or restrictions,

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whether as to time, location, circumstance or otherwise; and

- (c) authorise any matter to be determined, applied or regulated by the Forest Manager or by a person or class of persons authorised by the Forest Manager.

(4) The regulations may –

- (a) provide that a contravention of, or a failure to comply with, any of the regulations is an offence; and
- (b) in respect of such an offence, provide for the imposition of a fine not exceeding 20 penalty units and, in the case of a continuing offence, a further fine not exceeding 2 penalty units for each day during which the offence continues.

36. Administration of Act

Until provision is made in relation to this Act by order under section 4 of the *Administrative Arrangements Act 1990* –

- (a) the administration of this Act is assigned to the Minister for Energy and Resources; and
- (b) the department responsible to that Minister in relation to the administration of this Act is the Department of Infrastructure, Energy and Resources.

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37. Savings and transitional provisions relating to continuation of Forestry corporation

Schedule 1 has effect.

38. Savings and transitional provisions relating to State forest becoming permanent timber production zone land

Schedule 2 has effect.

39. Certain forest reserves declared to be reserved land under *Nature Conservation Act 2002*

Schedule 3 has effect.

40. Legislation repealed

The legislation specified in Schedule 4 is repealed.

**SCHEDULE 1 – SAVINGS AND TRANSITIONAL
PROVISIONS RELATING TO CONTINUATION OF
FORESTRY CORPORATION**

Section 37

1. Interpretation

In this Schedule –

commencement day means the day on which
this Act commences.

2. Transfer of property

For the avoidance of doubt, any estate or interest in land or other property and all rights, obligations and liabilities of the Forestry corporation that are subsisting immediately before the commencement day are, on that day, taken to vest in the Forestry corporation continued under this Act.

3. Acts, &c., done by or to Forestry corporation

For the avoidance of doubt, all acts, matters and things done or omitted to be done by, or done or suffered in relation to, the Forestry corporation before the commencement day have, on and after that day, the same force and effect as if they had been done or omitted to be done by, or done or suffered in relation to, the Forestry corporation continued under this Act.

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4. Continuation of proceedings

For the avoidance of doubt, all legal or other proceedings that might, before the commencement day, have been continued or instituted by or against the Forestry corporation may, on and after that day, be continued or instituted by or against the Forestry corporation continued under this Act.

5. Contracts, agreements, &c.

- (1) For the avoidance of doubt, any contract, agreement, arrangement or undertaking entered into by the Forestry corporation in relation to land other than land referred to in Schedule 3 is, if not executed, discharged or otherwise terminated by the commencement day, taken to be a contract, agreement, arrangement or undertaking entered into with the Forestry corporation continued under this Act.
- (2) Subclause (1) does not apply to any contract, agreement, arrangement or undertaking referred to in clause 4 of Schedule 3.

6. Leases, licence, &c.

- (1) For the avoidance of doubt, any lease, licence, permit, easement or other authority granted by the Forestry corporation is, if not surrendered, released, discharged or otherwise terminated by the commencement day, taken to be a lease, licence, permit, easement or other authority

granted by the Forestry corporation continued under this Act.

- (2) Subclause (1) does not apply to any lease, licence, permit, easement or other authority referred to in clause 3 of Schedule 3.

7. Chief executive officer

The person holding office as chief executive officer under the repealed Act immediately before the commencement day continues to hold that office on and after that day on the same terms and conditions applicable to that office immediately before the commencement day.

8. Forestry rights

For the avoidance of doubt, any forestry right, within the meaning of section 22A of the repealed Act, in existence under that Act immediately before the commencement day continues in existence on and from that day.

9. Employees

A person employed by the Forestry corporation immediately before the commencement day continues to be employed on and after that day by the Forestry corporation continued under this Act, on the same terms and conditions applicable to the position held by that person immediately before the commencement day.

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10. Timber classification officers

A person holding office as a timber classification officer immediately before the commencement day is taken to have been appointed as a timber classification officer under this Act on the same terms applicable to that office immediately before the commencement day.

11. Joint ventures

- (1) An arrangement entered into under section 24 of the repealed Act and in force immediately before the commencement day continues in force on and after that day, as if it had been made by the Forestry corporation continued under this Act, on the same terms and conditions that related to that arrangement immediately before the commencement day.
- (2) Notwithstanding subclause (1), an arrangement referred to in that subclause may not be extended for any period after the term specified in the agreement relating to the arrangement except with the written approval of the Minister and the Treasurer.

12. Sign

Any signs erected under section 25 of the repealed Act are taken to have been erected under section 21 of this Act.

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13. Closed forest roads

Any forest road closed under section 26 of the repealed Act is taken to have been closed under section 23 of this Act.

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**SCHEDULE 2 – SAVINGS AND TRANSITIONAL
PROVISIONS RELATING TO STATE FOREST
BECOMING PERMANENT TIMBER PRODUCTION
ZONE LAND**

Section 38

1. Certain State forest becomes permanent timber production zone land

- (1) Except as provided in subclause (2), land that was State forest under the repealed Act immediately before the commencement of this Act, but was not dedicated as a forest reserve under the repealed Act, becomes permanent timber production zone land under this Act.
- (2) Land that was State forest under the repealed Act immediately before the commencement of this Act and was dedicated as a forest reserve, under the repealed Act, specified in column 1, and indicated by heavy black lines in the relevant CPR Plan listed in column 2, comprising the area specified in column 3, of the table set out at the end of this Schedule, becomes permanent timber production zone land.

Column 1	Column 2	Column 3
Forest reserve name	CPR Plan	Area (ha)
Brookerana Forest Reserve (part)	9642	30
Dalgarth Forest Reserve	2274	17
Griffin Forest Reserve	3933	17

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Column 1	Column 2	Column 3
Forest reserve name	CPR Plan	Area (ha)
Hollybank Forest Reserve	2272	135
Hopetoun Forest Reserve	2296	20
Jean Brook Forest Reserve	2278	12
Lawrence Rivulet Forest Reserve	4369	14
Oldina Forest Reserve	2273	11
Springfield Forest Reserve	3935	34
Tahune Forest Reserve	2270	103
Upper Natone Forest Reserve	2275	3
Wes Beckett Forest Reserve	2289	29

**SCHEDULE 3 – CERTAIN FOREST RESERVES
DECLARED TO BE RESERVED LAND UNDER
*NATURE CONSERVATION ACT 2002***

Section 39

1. Interpretation

In column 4 of the table set out at the end of this Schedule –

CA means a conservation area within the meaning of the *Nature Conservation Act 2002*;

RR means a regional reserve within the meaning of the *Nature Conservation Act 2002*.

2. Certain forest reserves declared to be reserved land under *Nature Conservation Act 2002*

(1) Land that was State forest under the repealed Act immediately before the commencement of this Act and was dedicated as a forest reserve, under the repealed Act, specified in column 1 in the table set out at the end of this Schedule, and indicated by heavy black lines in the relevant CPR Plan listed in column 2 of that table, comprising the area specified in column 3 of that table –

(a) ceases to be dedicated as a forest reserve; and

(b) ceases to be dedicated as State forest; and

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- (c) is declared to be reserved land in the class of regional reserve or conservation area, within the meaning of the *Nature Conservation Act 2002*, as specified in column 4 of that table and is taken to have been so declared under section 11 of the *Nature Conservation Act 2002*.
- (2) Land declared as reserved land under subclause (1)(c) is given the name listed in column 5 of the table set out at the end of this Schedule and is taken to have been so named under section 19 of the *Nature Conservation Act 2002*.
- 3. Continuation of leases and licences, &c., in relation to land referred to in this Schedule**
- (1) Any lease, licence, permit, easement or other authority in existence and entered into before the commencement of this Act in relation to land specified in column 1 of the table set out at the end of this Schedule, and identified by the CPR Plan listed in column 2 of that table, remains in force until it expires or is surrendered, released, discharged or terminated.
- (2) Any lease, licence, permit, easement or other authority referred to in subclause (1) is to be administered by the responsible Department in relation to the *National Parks and Reserves Management Act 2002*.
- (3) Any lease, licence or temporary licence granted by the *Crown Lands Act 1976*, and in existence immediately before the commencement of this

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Act, continues to have effect as if this Act had not been enacted.

- (4) Any contract for the sale of Crown land entered into by the Minister under the *Crown Lands Act 1976* and not discharged or otherwise terminated before the commencement of this Act continues to have effect as if this Act had not been enacted.

4. Continuation of contracts, agreements, &c.

- (1) Any contract, agreement, arrangement or undertaking entered into by the Forestry corporation, and in existence immediately before the commencement of this Act, in relation to land specified in column 1 of the table set out at the end of this Schedule, and identified in the CPR Plan listed in column 2 of that table, remains in force until it expires or is surrendered, released, discharged or terminated.
- (2) Any contract, agreement, arrangement or undertaking referred to in subclause (1) is taken to have been entered into with the Crown.

5. Continuation of management plans

A management plan under the *National Parks and Reserves Management Act 2002* in existence immediately before the commencement of this Act in relation to any land referred to in clause 2 continues as if it were a management plan for a class of reserve under the *Nature Conservation Act 2002*.

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6. *Mineral Resources Development Act 1995* applies

The *Mineral Resources Development Act 1995* does not apply to the surface, or within 15 metres below the surface, of any land identified with the word “No” in column 6 of the table set out at the end of this Schedule.

Column 1 Forest reserve name	Column 2 CPR Plan	Column 3 Area (ha)	Column 4 NCA reserve class	Column 5 Reserve name	Column 6 MRDA applies
Alma Tier Forest Reserve	5096	287	CA	Alma Tier Conservation Area	No
Andersons Creek Forest Reserve	4391	317	RR	Andersons Creek Regional Reserve	
Apslawn Forest Reserve	4432	2,866	RR	Apslawn Regional Reserve	
Arm River Forest Reserve	2302	127	RR	Arm River Regional Reserve	
Arthur River Forest Reserve	4376, 6870	3,678	RR	Arthur River Regional Reserve	
Arve Loop Forest Reserve	4363	944	CA	Arve Loop Conservation Area	
Avenue River Forest Reserve	4433	4,306	RR	Avenue River Regional Reserve	
Badger River Forest Reserve	2906	316	RR	Badger River Regional Reserve	
Balfour Track Forest Reserve	4055	322	RR	Balfour Track Regional Reserve	
Bells Marsh Forest Reserve	4434	441	RR	Bells Marsh Regional Reserve	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Big Sassy Creek Forest Reserve	2916	189	CA	Big Sassy Creek Conservation Area	
Big Tree Forest Reserve	7198	112	CA	Big Tree Conservation Area	
Black Creek Forest Reserve	2893	311	RR	Black Creek Regional Reserve	
Black Jack Hill Forest Reserve	2879	662	RR	Black Jack Hill Regional Reserve	
Blue Tier Forest Reserve	4435, 6872	5,305	RR	Blue Tier Regional Reserve	
Boco Creek Forest Reserve	4377	923	RR	Boco Creek Regional Reserve	
Bond Tier Forest Reserve	2877	1,814	RR	Bond Tier Regional Reserve	
Bonneys Tier Forest Reserve	2932	363	RR	Bonneys Tier Regional Reserve	
Borradaile Forest Reserve	2924	255	RR	Borradaile Regional Reserve	
Boyd Forest Reserve	2298	10	CA	Boyd Conservation Area	
Break O'Day Forest Reserve	4436	331	RR	Break O'Day Regional Reserve	
Bridgenorth Forest Reserve	4392	41	CA	Bridgenorth Conservation Area	
Brookerana Forest Reserve (part)	9643	28	CA	Brookerana Conservation Area	No

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Brown Mountain Forest Reserve	2919	654	CA	Brown Mountain Conservation Area	
Brushy Rivulet Forest Reserve	2909	593	CA	Brushy Rivulet Conservation Area	
Burns Peak Forest Reserve	4378	952	RR	Burns Peak Regional Reserve	
Buxton River Forest Reserve	4438	3,616	CA	Buxton River Conservation Area	
Caroline Creek Forest Reserve	2894	212	RR	Caroline Creek Regional Reserve	
Christmas Hills Forest Reserve	2937	344	CA	Christmas Hills Conservation Area	
Coppermine Creek Forest Reserve	2931	685	RR	Coppermine Creek Regional Reserve	
Crayfish Creek Forest Reserve	4399	313	RR	Crayfish Creek Regional Reserve	
Cygnets River Forest Reserve	4663	4,311	RR	Cygnets River Regional Reserve	
Deep Gully Forest Reserve	4379, 6874	3,397	RR	Deep Gully Regional Reserve	
Den Hill Forest Reserve	2925	947	CA	Den Hill Conservation Area	
Den Ranges Forest Reserve	4407	404	RR	Den Ranges Regional Reserve	
Denison Ridge Forest Reserve	2929	148	CA	Denison Ridge Conservation Area	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Derby Forest Reserve	4408	200	RR	Derby Regional Reserve	
Dial Range Forest Reserve	4380	2,522	RR	Dial Range Regional Reserve	
Dickies Ridge Forest Reserve	4437	621	RR	Dickies Ridge Regional Reserve	
Dip Falls Forest Reserve	1350	34	RR	Dip Falls Regional Reserve	No
Dip River Forest Reserve	2933	2,746	RR	Dip River Regional Reserve	
Dismal Range Forest Reserve	4409	199	CA	Dismal Range Conservation Area	
Dismal Swamp Forest Reserve	5095	310	RR	Dismal Swamp Regional Reserve	No
Doctors Peak Forest Reserve	2881	3,038	RR	Doctors Peak Regional Reserve	
Dogs Head Hill Forest Reserve	4393	1,508	RR	Dogs Head Hill Regional Reserve	
Dove River Forest Reserve	4394	2,415	RR	Dove River Regional Reserve	
Drys Bluff Forest Reserve	2291	691	CA	Drys Bluff Conservation Area	No
Duck River Forest Reserve	2895	464	RR	Duck River Regional Reserve	
Eastern Tiers Forest Reserve	4439, 6876	4,917	CA	Eastern Tiers Conservation Area	
Emu Ground Forest Reserve	3574	919	RR	Emu Ground Regional Reserve	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Emu River Forest Reserve	4381	584	RR	Emu River Regional Reserve	
Esperance River Forest Reserve	2305	149	CA	Esperance River Conservation Area	
Evercreech Forest Reserve	2276	52	RR	Evercreech Regional Reserve	
Fisher Tier Forest Reserve	4410	269	CA	Fisher Tier Conservation Area	
Fletchers Hill West Forest Reserve	2951	57	CA	Fletchers Hill West Conservation Area	
Flowerdale River Forest Reserve	4382	292	RR	Flowerdale River Regional Reserve	
Fords Pinnacle Forest Reserve	2952	95	RR	Fords Pinnacle Regional Reserve	
Franklin Rivulet Forest Reserve	2954	321	CA	Franklin Rivulet Conservation Area	
Frome Forest Reserve	4411	930	RR	Frome Regional Reserve	
German Town Forest Reserve	4440	935	RR	German Town Regional Reserve	
Hardings Falls Forest Reserve	4441, 6878	1,938	RR	Hardings Falls Regional Reserve	
Hatfield River Forest Reserve	4383, 6879	1,518	RR	Hatfield River Regional Reserve	
Henty Forest Reserve	2907	105	RR	Henty Regional Reserve	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Huntsmans Cap Forest Reserve	4442	216	RR	Huntsmans Cap Regional Reserve	
Huskisson River Forest Reserve	4384	690	RR	Huskisson River Regional Reserve	
Jackeys Creek Forest Reserve	2940	213	CA	Jackeys Creek Conservation Area	
John Lynch Forest Reserve	4386, 6880	7,231	RR	John Lynch Regional Reserve	
Joy Creek Forest Reserve	4412	233	RR	Joy Creek Regional Reserve	
Julius River Forest Reserve	2281	84	RR	Julius River Regional Reserve	
Kenmere Creek Forest Reserve	2945	232	CA	Kenmere Creek Conservation Area	
Kohls Falls Forest Reserve	4413	145	RR	Kohls Falls Regional Reserve	
Lady Binney Forest Reserve	4367	379	RR	Lady Binney Regional Reserve	
Lady Nelson Forest Reserve	4414	156	RR	Lady Nelson Regional Reserve	
Lake Binney Forest Reserve	4368	461	CA	Lake Binney Conservation Area	
Lake Chisholm Forest Reserve	2629	175	RR	Lake Chisholm Regional Reserve	
Lake Pieman Forest Reserve	5094	1,008	RR	Lake Pieman Regional Reserve	No
Lanes Tier Forest Reserve	2948	221	CA	Lanes Tier Conservation Area	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Laurel Creek Forest Reserve	4385	1,115	RR	Laurel Creek Regional Reserve	
Lefroy Forest Reserve	4415	3,584	RR	Lefroy Regional Reserve	
Liffey Forest Reserve	2133	1,056	CA	Liffey Conservation Area	No
Lizard Hill Forest Reserve	2934	94	RR	Lizard Hill Regional Reserve	
Lobster Rivulet Forest Reserve	2897	130	RR	Lobster Rivulet Regional Reserve	
Long Hill Forest Reserve	4395	558	CA	Long Hill Conservation Area	
Long Ridge Forest Reserve	2899	169	RR	Long Ridge Regional Reserve	
Lost Falls Forest Reserve	2286	486	CA	Lost Falls Conservation Area	No
Lovells Creek Forest Reserve	2876	553	RR	Lovells Creek Regional Reserve	
Lower Marsh Creek Forest Reserve	6688	1,091	RR	Lower Marsh Creek Regional Reserve	
Luncheon Hill Forest Reserve	4400	1,031	RR	Luncheon Hill Regional Reserve	
Lutregala Creek Forest Reserve	2957	109	RR	Lutregala Creek Regional Reserve	
Mackintosh Forest Reserve	4388	1,029	RR	Mackintosh Regional Reserve	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
MacLaines Creek Forest Reserve	5123	429	CA	MacLaines Creek Conservation Area	No
Maggs Mountain Forest Reserve	3579	1,112	RR	Maggs Mountain Regional Reserve	
Martins Hill Forest Reserve	3707	1,186	RR	Martins Hill Regional Reserve	
Mathinna Falls Forest Reserve	2292, 2902	447	RR	Mathinna Falls Regional Reserve	No
Meander Forest Reserve	2132	1,664	CA	Meander Conservation Area	No
Meetus Falls Forest Reserve	2290	191	CA	Meetus Falls Conservation Area	No
Mersey River Forest Reserve	4396	633	CA	Mersey River Conservation Area	
Mersey White Water Forest Reserve	2284	241	RR	Mersey White Water Regional Reserve	
Midday Hill Forest Reserve	4416	310	CA	Midday Hill Conservation Area	
Milkshake Hills Forest Reserve	2271	279	RR	Milkshake Hills Regional Reserve	
Millers Bluff Forest Reserve	2941	670	CA	Millers Bluff Conservation Area	
Montagu River Forest Reserve	4401	1,014	RR	Montagu River Regional Reserve	
Montagu Swamp Forest Reserve	4402	1,582	RR	Montagu Swamp Regional Reserve	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Mount Arthur Forest Reserve	4418	881	RR	Mount Arthur Regional Reserve	
Mount Bruny Forest Reserve	4364	1,353	CA	Mount Bruny Conservation Area	
Mount Careless Forest Reserve	4397	689	RR	Mount Careless Regional Reserve	
Mount Dromedary Forest Reserve	4370	859	CA	Mount Dromedary Conservation Area	
Mount Horror Forest Reserve	6690	1,116	RR	Mount Horror Regional Reserve	
Mount Kershaw Forest Reserve	4387	259	RR	Mount Kershaw Regional Reserve	
Mount Mangana Forest Reserve	2927	855	CA	Mount Mangana Conservation Area	
Mount Maurice Forest Reserve	4423, 6881	6,744	RR	Mount Maurice Regional Reserve	
Mount Midway Forest Reserve	2930	463	CA	Mount Midway Conservation Area	
Mount Morrison Forest Reserve	4371	747	CA	Mount Morrison Conservation Area	
Mount Ponsonby Forest Reserve	2921	462	CA	Mount Ponsonby Conservation Area	
Mount Puzzler Forest Reserve	4057	404	RR	Mount Puzzler Regional Reserve	
Mount Stronach Forest Reserve	4417	1,026	RR	Mount Stronach Regional Reserve	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Mount Thunderbolt Forest Reserve	2922	317	CA	Mount Thunderbolt Conservation Area	
Mount Victoria Forest Reserve	4424	8,269	RR	Mount Victoria Regional Reserve	
Mount Wedge Forest Reserve	4056	11	CA	Mount Wedge Conservation Area	
Nicholas Range Forest Reserve	4444	809	RR	Nicholas Range Regional Reserve	
North Esk Forest Reserve	4420	621	RR	North Esk Regional Reserve	
North Scottsdale Forest Reserve	6689	4,087	RR	North Scottsdale Regional Reserve	
North Styx Forest Reserve	6883	4,224	CA	North Styx Conservation Area	
Nunamara Forest Reserve	4422	287	RR	Nunamara Regional Reserve	
Old Park Forest Reserve	4389	1,587	RR	Old Park Regional Reserve	
Ouse River Forest Reserve	2926	363	CA	Ouse River Conservation Area	
Oxberry Plains Forest Reserve	4426	324	RR	Oxberry Plains Regional Reserve	
Paradise Plains Forest Reserve	4425	439	RR	Paradise Plains Regional Reserve	
Parangana Sugarloaf Forest Reserve	2911	279	RR	Parangana Sugarloaf Regional Reserve	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Peaked Hill Forest Reserve	2912	234	RR	Peaked Hill Regional Reserve	
Pepper Hill Forest Reserve	4445	432	RR	Pepper Hill Regional Reserve	
Pipers River Forest Reserve	2903	195	RR	Pipers River Regional Reserve	
Plains Creek Forest Reserve	4403	861	CA	Plains Creek Conservation Area	
Porcupine Hill Forest Reserve	2953	207	RR	Porcupine Hill Regional Reserve	
Promised Land Forest Reserve	2892	124	RR	Promised Land Regional Reserve	
Prossers Forest Reserve	2884	1,122	RR	Prossers Regional Reserve	
Pruana Forest Reserve	2935	3,032	RR	Pruana Regional Reserve	
Quamby Bluff Forest Reserve	2611	945	CA	Quamby Bluff Conservation Area	
Rayners Hill Forest Reserve	4427	331	RR	Rayners Hill Regional Reserve	
Rebecca Creek Forest Reserve	2949	345	CA	Rebecca Creek Conservation Area	
Reedy Marsh Forest Reserve	4398	3,870	CA	Reedy Marsh Conservation Area	
Remarkable Rock Forest Reserve	2947	391	CA	Remarkable Rock Conservation Area	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Rimons Hill Forest Reserve	4365	391	CA	Rimons Hill Conservation Area	
Ringarooma River Forest Reserve	4428	291	RR	Ringarooma River Regional Reserve	
River Hill Forest Reserve	4429	343	CA	River Hill Conservation Area	
Roaring Magg Hill Forest Reserve	2914	115	RR	Roaring Magg Hill Regional Reserve	
Royal George Forest Reserve	4446	768	RR	Royal George Regional Reserve	
Sand River Forest Reserve	5097	79	CA	Sand River Conservation Area	No
Sandspit River Forest Reserve	2310	232	CA	Sandspit River Conservation Area	No
Savage River Pipeline Forest Reserve	6886	31,025	RR	Savage River Pipeline Regional Reserve	
Sawmill Creek Forest Reserve	4390	873	RR	Sawmill Creek Regional Reserve	
Sawpit Ridge Forest Reserve	2943	1,694	RR	Sawpit Ridge Regional Reserve	
Scamander Forest Reserve	3934	209	RR	Scamander Regional Reserve	
Shakespeare Hills Forest Reserve	4404	2,157	RR	Shakespeare Hills Regional Reserve	
Shingle Hill Forest Reserve	5098	70	CA	Shingle Hill Conservation Area	No

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Snaky Creek Forest Reserve	6882	1,272	CA	Snaky Creek Conservation Area	
Snow Hill Forest Reserve	2944	1,324	RR	Snow Hill Regional Reserve	
Snowy River Forest Reserve	2904	90	RR	Snowy River Regional Reserve	
South Esk Forest Reserve	4430, 6887	1,334	RR	South Esk Regional Reserve	
South Weld Forest Reserve	2287	47	RR	South Weld Regional Reserve	
Spinning Gum Forest Reserve	2923	3	CA	Spinning Gum Conservation Area	
Staverton Forest Reserve	2891	109	RR	Staverton Regional Reserve	
Stringybark Forest Reserve	4056	33	CA	Stringybark Conservation Area	
Styx Tall Trees Forest Reserve	6888	337	CA	Styx Tall Trees Conservation Area	
Sumac Forest Reserve	2890	9,860	RR	Sumac Regional Reserve	
Swan River Forest Reserve	4662	3,155	RR	Swan River Regional Reserve	
Tanina Bluff Forest Reserve	4372	246	CA	Tanina Bluff Conservation Area	
Tarraleah Forest Reserve	4373	620	CA	Tarraleah Conservation Area	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Teds Flat Forest Reserve	4447	249	RR	Teds Flat Regional Reserve	
Teepookana Forest Reserve	2309	615	RR	Teepookana Regional Reserve	
Tippogoree Hills Forest Reserve	3104	903	CA	Tippogoree Hills Conservation Area	
Tombstone Creek Forest Reserve	4431	486	RR	Tombstone Creek Regional Reserve	
Tooms Lake Forest Reserve	4448, 6889	3,601	CA	Tooms Lake Conservation Area	
Trowutta Forest Reserve	4405, 6890	2,859	RR	Trowutta Regional Reserve	
Tungatinah Forest Reserve	4374	176	CA	Tungatinah Conservation Area	
Virginstow Forest Reserve	2915	453	CA	Virginstow Conservation Area	
Waratah Creek Forest Reserve	6873	520	RR	Waratah Creek Regional Reserve	
Warra Creek Forest Reserve	2878	572	RR	Warra Creek Regional Reserve	
Warrawee Forest Reserve	2939, 9639	227	CA	Warrawee Conservation Area	No
Wayatinah Forest Reserve	4375	495	CA	Wayatinah Conservation Area	
Weavers Creek Forest Reserve	2885	776	RR	Weavers Creek Regional Reserve	

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Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Forest reserve name	CPR Plan	Area (ha)	NCA reserve class	Reserve name	MRDA applies
Welcome Swamp Forest Reserve	4406	163	RR	Welcome Swamp Regional Reserve	No
Wentworth Creek Forest Reserve	3635	250	CA	Wentworth Creek Conservation Area	
Wielangta Forest Reserve	6891	846	CA	Wielangta Conservation Area	
Wild Bee Forest Reserve	4366	529	CA	Wild Bee Conservation Area	
Winterbrook Falls Forest Reserve	2955	555	RR	Winterbrook Falls Regional Reserve	
Yellow Bluff Creek Forest Reserve	2918	479	CA	Yellow Bluff Creek Conservation Area	

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SCHEDULE 4 – LEGISLATION REPEALED

Section 40

Notice under section 20B of the Forestry Act 1920 (No. 48 of 1920)

Notice under section 20B of the Forestry Act 1920 (No. 49 of 1920)

Forestry Act 1920 (No. 60 of 1920)

Notice under section 20B of the Forestry Act 1920 (No. 203 of 1920)

Forestry Amendment (Miscellaneous) Act 1999 (No. 30 of 1999)