

No. S271, Friday 24 December 1993

PUBLIC NOTICE PURSUANT TO SECTION 45 OF THE *PESTICIDES ACT 1989*

Please take notice that I, Alan Hugh Crawley, the Registrar of Pesticides, give the following PUBLIC NOTICE pursuant to section 45 of the *Pesticides Act 1989*:

**REQUIREMENT FOR PEST CONTROL VEHICLES WHEN DEALING WITH
PESTICIDES IN THE AUSTRALIAN CAPITAL TERRITORY.**

With effect from the date of publication of this Public Notice, the following instructions shall be observed by persons carrying on the business of pest control when dealing with pesticides in their possession. The classes of pesticides to which this Public Notice applies are herbicides, insecticides, rodenticides, fungicides, fumigants, repellents, nematicides, growth regulators, microbicides, baits, lures, algacides and defoliant, particulars of which are listed in the Pesticides Register which may be inspected at the Office of the Registrar of Pesticides, Level 1, Homeworld Building, Anketell Street Tuggeranong, or the ACT Government Shopfront, Ground Floor, Homeworld Building, Anketell Street Tuggeranong.

1. All pest controllers must ensure that the following provisions are complied with in relation to the transport of a pesticide in the course of the pest controller's business:
 - (1) the container of pesticide must be kept securely sealed;
 - (2) the container must be securely fastened to the vehicle used to transport the pesticide;
 - (3) the pesticide must not be left in an unattended vehicle unless the vehicle has an enclosed storage facility that forms part of or is permanently fixed to the structure of the vehicle and the pesticide is kept securely locked in that storage facility;
 - (4) where a pesticide is transported in a spray tank the spray tank must:
 - (a) be securely sealed;
 - (b) form part of or be permanently fixed to the structure of the vehicle being used to transport the pesticide; and
 - (c) be prominently marked with the:
 - (i) words "WARNING" or "POISON" or any other warning in accordance with the *Dangerous Goods Act 1984* and, in addition, approved by the Registrar of Pesticides; and
 - (ii) name of the pesticide product.

- (5) the vehicle used for pest control must:
 - (a) be designed so that the transported pesticide is separated from the driver/operator by a barrier impervious to the pesticide;
 - (b) not be left on public land when not in use;
 - (c) be securely garaged in such a manner as to restrict public access when the vehicle is not in use;
 - (d) be washed down on a grassed area and under no circumstances should the wash water be allowed to enter the stormwater or sewage system;
2. (1) Any Pest Controller who observes any accident or spillage that involves a pesticide must report the accident spillage to the Registrar of Pesticides as soon as practicable after the accident or spillage occurs.
- (2) This is in addition to and does not limit or affect any other requirements to report an accident or spillage to the:
 - (a) ACT Fire Brigade; or
 - (b) ACT Police.
3. All empty pesticide containers and unwanted pesticides must be disposed of in accordance with product label instructions and, in addition, to those issued by the ACT Office of the Environment.

Subject to the *Administrative Appeals Tribunal Act 1989*, an application may be made to the Tribunal for a review of the decision to issue a notice or to include an instruction in that notice and except where subsection 26 (11) of that Act applies a person whose interests are affected by that decision may request a statement pursuant to section 26 of that Act.

Alan Hugh Crawley
Registrar of Pesticides

December 1993