

Tree Protection (Site Declaration) Declaration 2017 (No 1)

Notifiable instrument NI2017— 155

made under the

Tree Protection Act 2005 s61 (Site Declarations)

1 Name of instrument

This instrument is the *Tree Protection (Site Declarations) Declaration 2017 (No 1)*.

2 Commencement

This instrument commences on the day after it is notified.

3 Cancellation of Tree Registration

Registration has been cancelled under section 60 of the *Tree Protection Act 2005* of the registered tree PTR198 (*Eucalyptus melliodora*) located at Block 1 Section 42 Harrison (location also described as *tree on the boundary of 1 Andruco Street and 120 Nullarbor Avenue, Harrison*).

Note: Despite cancellation of registration, the entry in the tree register remains in the register while this declaration is in place.

4 Declaration of site

- (1) I am satisfied on reasonable grounds that the cancellation of the registration of PTR198 (*Eucalyptus melliodora*) located at Block 1 Section 42 Harrison is reasonably attributable to damage caused by conduct other than conduct mentioned in section 19(1) of the *Tree Protection Act 2005*.
- (2) I declare the area that was the **protection zone** of the tree immediately before the registration was cancelled to be a declared site.
- (3) The **protection zone** of the tree immediately before the registration was cancelled is identified in schedule 1 of this instrument.

Notes:

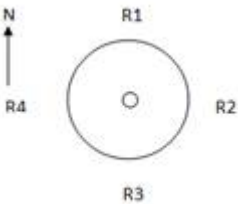
- (i) The protection zone of a registered tree is defined in section 11 (protection zone for protected tree) of the *Tree Protection Act 2005*.
- (ii) Section 14(b) of the *Tree Protection Act 2005* provides that certain activities in a declared site are prohibited groundwork.
- (iii) Section 61(5) of the *Tree Protection Act 2005* provides that unless sooner revoked, a declaration has effect for 5 years from the day it is made.

Dr Annie Lane
Conservator of Flora and Fauna

6/03/2017

Schedule 1

Protection Zone

Description of declared area measurement	
Declared area measurement (canopy plus 2 metres)	R1: 16.5m R2: 13.5m R3: 12.0m R4: 12.0m