

# Nature Conservation (Swamp Creek Nature Reserve) Activities Declaration 2016

## Notifiable Instrument NI2016–700

made under the

**Nature Conservation Act 2014, s256 (Conservator may make activities declarations)**

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### 1 Name of instrument

This instrument is the *Nature Conservation (Swamp Creek Nature Reserve) Activities Declaration 2016*.

### 2 Commencement

This instrument commences on the day after its notification day.

### 3 Application

This instrument applies to the area outlined in bold and shown as “Nature Reserve” in the map in schedule 1 as Swamp Creek Nature Reserve except for the hatched area shown as “Rural Lease in Reserve”.

*Note:* Under section 169 of the *Nature Conservation Act 2014* (the Act) the area in the Swamp Creek Nature Reserve is a “reserve” for the purposes of the Act because the area includes public land reserved in the Territory Plan as a Nature Reserve under section 315(c) of the *Planning and Development Act 2007*.

### 4 Declaration

I declare that in Swamp Creek Nature Reserve:

- (a) an activity listed in column 1 of schedule 2 is prohibited;
- (b) an activity listed in column 2 of schedule 2 is restricted and may only be carried out if the requirements applying to the activity are complied with.

*Note 1:* If an activity is a ‘prohibited activity’ it means the activity cannot be carried out in any circumstance in the nature reserve. For example ‘camping’ is a prohibited activity in the Swamp Creek Nature Reserve. This means that camping cannot be carried out in Swamp Creek Nature Reserve under any circumstances.

*Note 2:* If an activity is a ‘restricted activity’ it means that it may only be carried out in the nature reserve if the requirements applying to the activity are complied with. For example, the activity of “use of non-motorised vehicles including bicycles” is a restricted activity in Swamp Creek Nature Reserve. This means that riding a bicycle cannot be carried out in the nature reserve unless the requirements are complied with. In this case, the required condition is that cycling only occurs on sealed roads.

*Note 3:* The Act includes general offences which apply to all reserves (including Swamp Creek Nature Reserve). The Act may be found at <http://www.legislation.act.gov.au/a/2014-59/default.asp>.

## **5 Revocation**

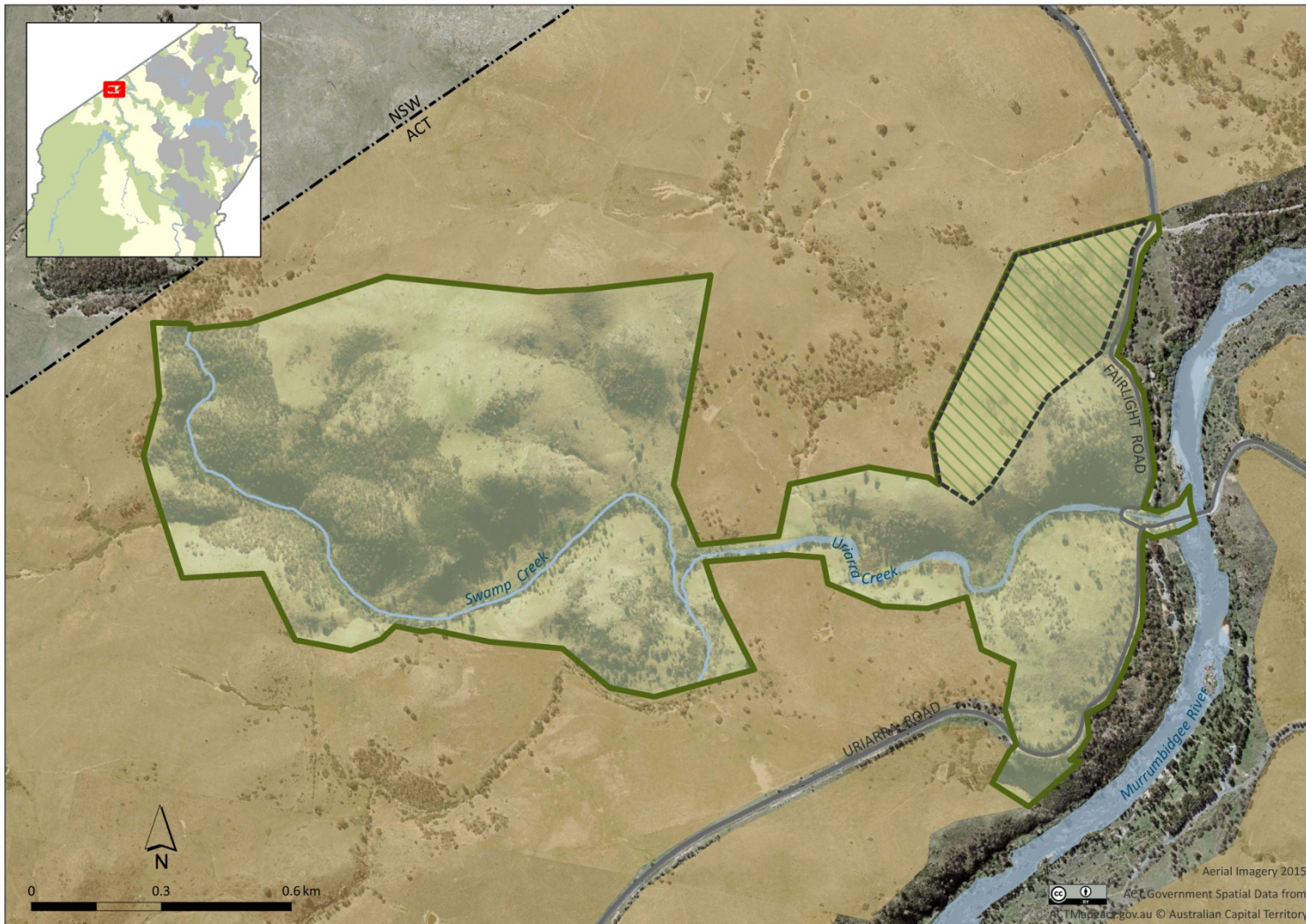
*The Nature Conservation (Swamp Creek Nature Reserve and Uriarra Crossing Recreation Area) Activities Declaration 2015 (No1)* is revoked.

Dr Annie Lane  
Conservator of Flora and Fauna  
16 December 2016

# SCHEDULE 1 (see section 3)









## SWAMP CREEK NATURE RESERVE



- |                |                                     |               |                |
|----------------|-------------------------------------|---------------|----------------|
| Nature Reserve | Rural Lease in Reserve              | River / Creek | ACT/NSW border |
| Rural Lease    | Closed Reserve Declaration Boundary | Sealed Road   |                |

## SCHEDULE 2 (see section 4)

Column 1		Column 2	
PROHIBITED ACTIVITIES		RESTRICTED ACTIVITIES	
<b>CAMPING</b>		<p><b>USE OF NON-MOTORISED VEHICLES INCLUDING BICYCLES</b></p> <p>It is a requirement that a non-motorised vehicle, including a bicycle is only used on sealed roads (see map at schedule 1)</p>	
<b>COLLECTING WOOD OR TIMBER</b>		<p><b>USE OF MOTORISED VEHICLES</b></p> <p>It is a requirement that a motorised vehicle is only used on sealed roads (see map at schedule 1) unless signposted otherwise</p>	
		<p><b>TAKING PART IN VOLUNTEER ENVIRONMENTAL ACTIVITIES</b></p> <p>It is a requirement that:</p> <p>(a) volunteer environmental activities are carried out in accordance with an approved volunteer environmental activities program; and</p> <p>(b) the program is authorised by the Parks and Conservation Service.</p>	
		<p><b>LIGHTING, MAINTAINING OR USING A FIRE</b></p> <p>It is a requirement that:</p> <p>(a) the fire is within a fireplace provided or maintained by the Territory, or is a fire produced by a gas heating appliance being used to cook food or heat liquids; and</p> <p>(b) a total fire ban is not in force;</p>	

		<p>and</p> <p>(c) the area around the fireplace or appliance is cleared of flammable material for at least 3 metres in every direction; and</p> <p>(d) the person who lights, maintains or uses the fire does not leave the fire without first extinguishing it, unless the person leaves the fire under the control of a responsible person.</p>	
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