

Nature Conservation (Kambah Pool Recreation Area) Activities Declaration 2017

Notifiable Instrument NI2017–303

made under the

Nature Conservation Act 2014, s 256 (Conservator may make activities declarations)

1 Name of instrument

This instrument is the *Nature Conservation (Kambah Pool Recreation Area) Activities Declaration 2017*.

2 Commencement

This instrument commences on the day after its notification day.

3 Application

This instrument applies to the area (the ***Kambah Pool Recreation Area***) outlined in bold and shown as ‘Reserve’ in the map in schedule 1.

Note: Under section 169 of the *Nature Conservation Act 2014* (the *Act*) the area of the Kambah Pool Recreation Area is a ‘reserve’ for the purposes of the Act because the area includes public land reserved in the Territory Plan as a Special Purpose Reserve under section 315 (d) of the *Planning and Development Act 2007*, and prescribed by section 5 of the *Nature Conservation Regulation 2015* as a Reserve.

4 Declaration

I declare that in the Kambah Pool Recreation Area—

- (a) An activity listed in schedule 2 is prohibited; and
- (b) An activity listed in schedule 3 is a restricted activity and may only be carried out if the stated 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 under any circumstances in the reserve. For example, ‘camping’ is declared to be a prohibited activity. This means that camping cannot be carried out in the Kambah Pool Recreation Area under any circumstance.

Note 2: If an activity is a ‘restricted activity’ it means that it may only be carried out in the reserve if the stated requirements are complied with. For example, the ‘use of motorised vehicles’ is declared to be a restricted activity. This means that the motor vehicles cannot be used out in the Kambah Pool Recreation Area unless it is done in a way that meets the stated requirements.

Note 3: The Act includes general offences which apply to all reserves (including the Kambah Pool Recreation Area). The Act may be found at <http://www.legislation.act.gov.au/a/2014-59/default.asp>.

5 Revocation

The *Nature Conservation (Kambah Pool Recreation Area) Activities Declaration 2015 (No 2)* (NI2015-507) is revoked.

6 Definitions

In this instrument—

Camping means—

- (a) setting up any tent, shelter, bivouac, swag, sleeping bag, mattress or bedding; or
- (b) setting up any stationary vehicle for the purpose of lying down or sleeping in or on the vehicle; or
- (c) lying down or sleeping in or on any stationary vehicle, tent, shelter, bivouac, swag, sleeping bag, mattress or bedding between sunset and 2 hours after sunrise.

Equestrian activity means riding or leading an equine.

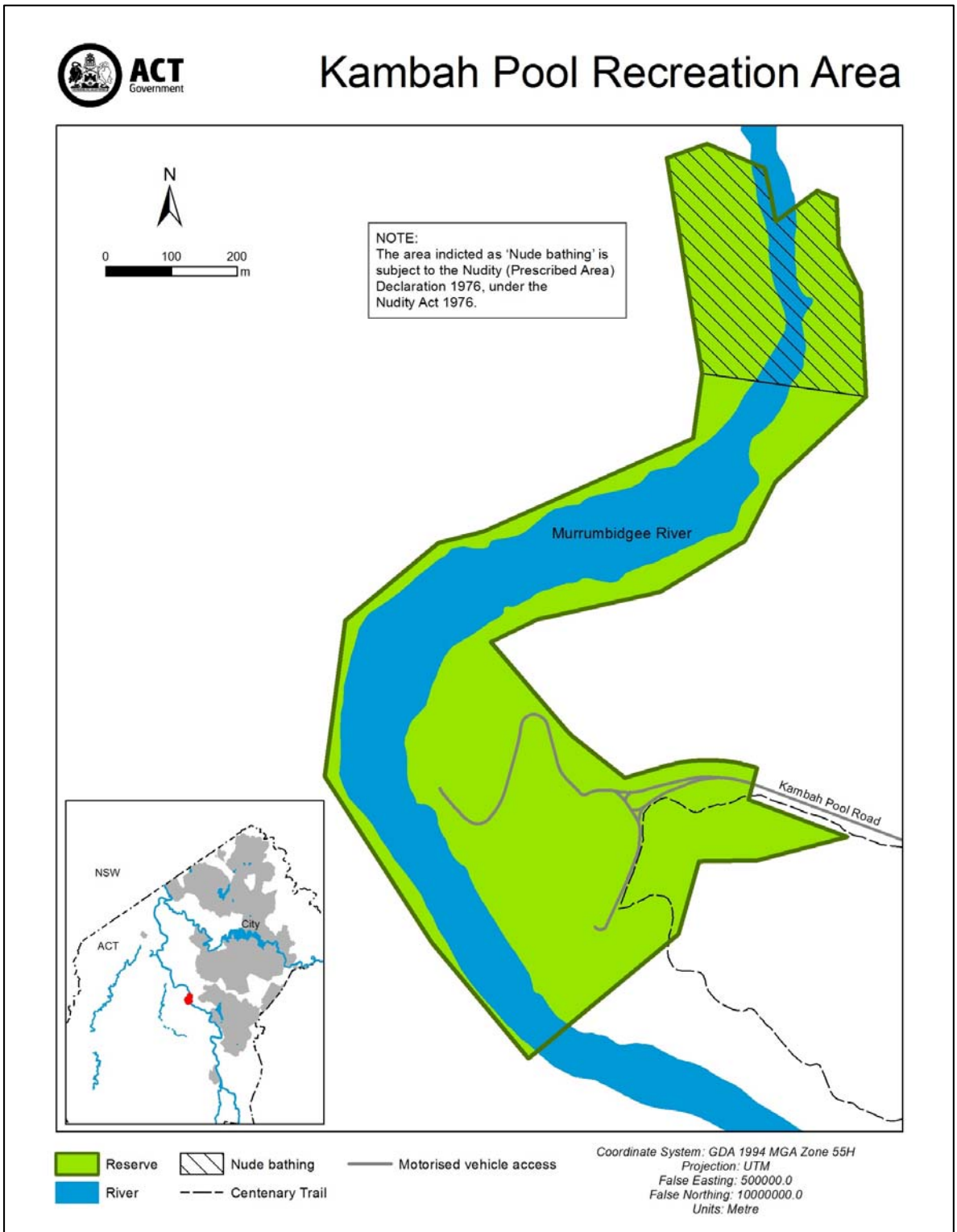
Equine means a horse, donkey, mule or hinny.

Dr Annie Lane
Conservator of Flora and Fauna

16 June 2017

Schedule 1 - Map

(See section 3)






Schedule 2 - Prohibited Activities

(See section 4)

| PROHIBITED ACTIVITIES | |
|---|---|
| TAKING PART IN EQUESTRIAN ACTIVITY |  A black silhouette of a person riding a horse, crossed out by a red circle with a diagonal slash. |
| CAMPING |  A black silhouette of a tent, crossed out by a red circle with a diagonal slash. |
| LIGHTING, MAINTAINING OR USING A FIRE |  A black silhouette of a campfire with flames, crossed out by a red circle with a diagonal slash. |
| COLLECTING WOOD OR TIMBER |  A black silhouette of a stack of logs, crossed out by a red circle with a diagonal slash. |
| LANDING OR TAKING-OFF MOTORISED AIRCRAFT |  A black silhouette of a propeller aircraft, crossed out by a red circle with a diagonal slash. |
| LANDING OR TAKING-OFF UNMANNED AERIAL VEHICLES |  A black silhouette of a quadcopter drone, crossed out by a red circle with a diagonal slash. |
| USE OF CHAINSAWS |  A black silhouette of a chainsaw, crossed out by a red circle with a diagonal slash. |

Schedule 3 – Restricted Activities

(See section 4)

| RESTRICTED ACTIVITIES | |
|--|---|
| <p>USE OF NON-MOTORISED VEHICLES INCLUDING BICYCLES</p> <p>It is a requirement that a non-motorised vehicle, including a bicycle, is only used as indicated in schedule 1 on—</p> <p>(a) a road on which motorised vehicles are permitted, indicated as ‘Motorised vehicle access’; or</p> <p>(b) Centenary trail.</p> |  |
| <p>USE OF MOTORISED VEHICLES</p> <p>It is a requirement that a motorised vehicle is only used—</p> <p>(a) on a road indicated ‘Motorised vehicle access’ in the map in schedule 1; and</p> <p>(b) if access to the road is not denied by a gate, barrier or signpost placed by authority of the Parks and Conservation Service.</p> |  |
| <p>TAKING PART IN VOLUNTEER ENVIRONMENTAL ACTIVITIES</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> |  |