

OFFICE USE ONLY



Department of
Parks and Wildlife



CONSERVATION AND LAND MANAGEMENT REGULATIONS 2002 Regulation 4 (1)

LAWFUL AUTHORITY TO CONDUCT CERTAIN RECREATIONAL ACTIVITIES

This lawful authority is a written notice for the purposes of regulation 4(1) of the *Conservation and Land Management Regulations 2002* (the regulations) and it grants lawful authority to the person named herein as the authority holder to undertake certain activities in the areas specified below, an act that would otherwise be unlawful under the regulations.

This authority is not valid without the signature of the Chief Executive Officer or a delegate of the CEO (Regional or District Manager/Regional Parks Manager) of the Department of Parks and Wildlife (DPaW).

The Chief Executive Officer of the Department of Parks and Wildlife hereby grants to:

Track Care WA

Lawful authority to conduct _Wandoo 4WD Tour_____ activities in
the following areas:

Wandoo Wildflower
4WD Track

This lawful authority is issued subject to the provisions of the *Conservation and Land Management Regulations 2002*, the terms and conditions set out in Schedule 1 and Schedule 2 – Additional Site Specific Conditions, (attached if applicable).

This lawful authority is valid for the period specified below:

Start date:

Sunday August 30

Expiry date:

Sunday
August 30

Name:

Rebecca Hamilton

Signed:

District or Regional Manager/Regional Parks Manager

Date: 6/8/15

As a Delegate of the CEO under Section 133(2) of the *Conservation and Land Management Act 1984*

Upon arrival to commence the activities listed above, please report to the following DPaW Officer:

Name:

Telephone:

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CONDITIONS OF APPROVAL

This application will need to be consistent with the conditions as outlined below:

1. General

- a) Approved activities or events must not cause damage to flora and fauna, must abide by fire restrictions on starting a fire and campfires and must not cause littering, amongst other conditions, i.e. must comply with the *Conservation and Land Management Act 1984* (CALM Act), *Conservation and Land Management Regulations 2002*, the *Bushfires Act 1954*, *Wildlife Conservation Act 1950* and *Wildlife Conservation Regulations 1970*, the *Western Australian Marine Act 1982* and the *Navigable Waters Regulations 1958* and the *Litter Act 1979*.
- b) When operating within a Public Drinking Water Source Area (PDWSA), groups or organisations must not cause contamination of waters and must comply with the Metropolitan Water Supply Sewerage and Drainage Act, the Country Areas Water Supply Act and associated by-laws.
- c) This approval is subject to any necessary permission being obtained from other authorities and compliance with their respective legislations as required (e.g. local government, Water Corporation, Department of Water, WA Police, Main Roads WA, Department of Transport, Western Power). All additional conditions imposed by these agencies must be adhered to.
- d) The DPaW District Manager/Marine Park Manager or his/her delegate is to be notified immediately of any alteration to the nature and timing of the activities to be undertaken.
- e) The DPaW District Manager or his/her delegate has full on-site control, allowing for the alteration of activities if the need arises.
- f) Groups or organisations will not have exclusive use of any area or facility, unless otherwise specified.
- g) The group or organisation shall not represent themselves as an agent of DPaW or the CEO, or in any way purport to act for or on behalf of DPaW or the CEO in conducting the permitted activity or event.
- h) Any commercial passenger vehicle (e.g. bus or coach) or charter vessel used on DPaW-managed lands and waters must be licensed by the Department of Transport (DoT) and comply with relevant DoT conditions.
- i) All refuse is to be removed unless bins are provided.
- j) Firearms, snares, traps and bait are not to be carried on DPaW-managed lands and waters unless a lawful authority is obtained. Licences are issued only for scientific purposes. Marron licences and other recreational fishing licences may be obtained from Fisheries WA. It should be noted that marroning is prohibited in PDWSAs proclaimed under the Metropolitan Water Supply Sewerage and Drainage Act and may be prohibited in PDWSAs proclaimed under the Country Areas Water Supply Act.
- k) Domestic pets are not permitted in nature reserves, and dogs are only permitted in a national park or conservation park if there is a special designated area for dogs in that park.
- l) No permanent or semi-permanent facilities or structures are to be erected without written approval.
- m) DPaW will endeavour to keep nominated routes and/or facilities available but alterations may have to be made during a permit due to unforeseen circumstances.
- n) The group or organisation must pay park entry and camping fees where applicable.
- o) Permission to conduct an organised activity or event cannot be transferred from one group or organisation to another.

2. Safety

Where applicable, the group or organisation shall:

- a) Provide appropriate safety equipment;
- b) Employ and use only experienced and competent guides/instructors;
- c) Provide for approval an Emergency Response Plan at least two weeks prior to event if requested.
It is the organiser's sole responsibility to appropriately advise and caution participants about the potential hazards likely to be encountered on DPaW-managed lands.

3. Liability

- a) Unless otherwise specified in this application, the group or organisation shall at all times during the currency of this permit maintain a policy of public liability insurance for a sum of not less than \$10 million.
- b) The applicant must sign the deed poll clause (pages 5 and 6) on this form.

4. Reporting

Activities that require Lawful Authority under CALM Regulations

Regulation No.	Activity
12 (1)	Possession or use of firearms, spears, restricted devices etc.
15	Bringing and allowing an animal on to CALM land
33 (1)	Abseiling on CALM land (except in an abseiling area)
38 (1)	Erecting any sign or notice on CALM land (unauthorised signs)
39 (1)	Lighting, kindling, maintaining or using, or assisting another person in lighting, kindling or maintaining, a campfire, barbeque or portable stove on CALM land; in a restricted area where that activity is prohibited under r. 5; or contravenes a restriction imposed on that activity under r. 5; or where flora and forest produce is in danger of being burnt or injured
39 (2)	Lighting, kindling, maintaining or using, or assisting another person in lighting, kindling or maintaining, any fire within the boundaries or within 20 metres of any boundary of CALM land; or leave a fire described above without taking due precaution against its spreading or causing injury, if in either case any flora or forest produce is in danger of being burnt or injured
49	Being in a cave (cave means a cave or part of a cave which is on or under CALM land) and complying with the specified conditions and restrictions
50	Cross country and other events - organising, promoting or conducting any event involving cross country running, orienteering, rogaining, cross country navigation exercises or equestrian events on CALM land
51 (1)	Driving or using a vehicle (other than a bicycle) on CALM land other than on a road or in a designated area
51A (1)	Bicycles - Riding a bicycle on CALM land other than on a road or bicycle path or in a designated area
52	Off- road vehicles into CALM land - under the Control of vehicles (Off-road areas) Act 1978
53	Car rallies etc. - organising, promoting or conducting a car rally, associated navigation exercise, mountain bike event or other race involving vehicles on or through CALM land
58	Races - organising, promoting or conducting a race involving vessels on or through CALM land
60 (1) (a) & (b)	Anchoring vessels - in a restricted area if that activity is prohibited under Regulation 5, or contravening a restriction on the anchoring of vessels in a restricted area imposed under Regulation 5
65	Launching, landing or making a touch down in an aircraft on CALM land (does not apply to an aircraft that is required to launch or touch down contrary to that subregulation to avoid or mitigate danger to human life or significant damage to property)
66	Camping controlled - camping on CALM land except in a camping area or on a vessel that is moored or anchored in accordance with these regulations
105 (1)	Organised events and meetings - organising, advertising or holding a meeting, function or event on CALM land which is likely to involve or involves the attendance of more than 100 persons

