

Application form

Section 12(a) – Nature Conservation (Administration) Regulation 2006

OFFICIAL USE ONLY

DATE RECEIVED

26 | 6 | 2017

FILE REF

AR102238

PROJECT REF

408958

COMPLETE FORM

CORRECT AA

COMPLETE FEE

ADMINISTERING DISTRICT

ENTERED BY (SIGNATURE)

DATE

Damage mitigation permit (culling and dispersal of wildlife)

Important information for applicants

This form is to be used to apply for a damage mitigation permit for the purpose of culling and dispersal of wildlife (**note: a separate application form is required for lethal take of flying-foxes damaging crops**). A damage mitigation permit may be granted for a maximum period of twelve months, unless operating under an approved property management plan (PMP), in which case it may be granted for a maximum period of three years. If you wish to apply for a PMP in order to seek a damage mitigation permit for up to three years, please contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on the phone number below for the appropriate PMP template form to accompany this application. Before lodging this application you should be familiar with the relevant sections of the *Nature Conservation Act 1992* and regulations, available from the Office of the Queensland Parliamentary Counsel website <http://www.legislation.qld.gov.au>.

Your application must be assessed and a permit granted by the chief executive before you can proceed with the proposed activity. Your application may take up to 40 business days to process. A comprehensive and detailed application will assist EHP in making a prompt decision. If your application does not include all required information, EHP will notify you.

The permit holder must ensure they are in compliance with all relevant legislation, including the *Weapons Act 1990*. If you have queries about how to complete this form correctly or need guidance contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on 1300 130 372.

Applicant information

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office in Queensland). Please tick the appropriate box:

- ☒ **AN INDIVIDUAL** → Complete Section 1 applicant details — then complete sections 3 to 11
- ☐ **A CORPORATION** → Complete Section 2 applicant details — then complete sections 3 to 11.

s.73 irrelevant information

Application form

Damage mitigation permit (culling and dispersal of wildlife)

1. Applicant details for an individual

APPLICANT'S FAMILY NAME s.73 irrelevant information		TITLE MR
APPLICANT'S GIVEN NAME/S s.73 irrelevant information		DATE OF BIRTH sch4p4(6) Pers
RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX) s.73 irrelevant information		POST CODE s.73 irrelevant information
TELEPHONE (BUSINESS HOURS) s.73 irrelevant information	MOBILE s.73 irrelevant information	FACSIMILE
TELEPHONE (AFTER HOURS) s.73 irrelevant information	EMAIL s.73 irrelevant information	
POSTAL ADDRESS (WRITE 'AS ABOVE' IF SAME AS RESIDENTIAL ADDRESS) AS ABOVE		POST CODE

2. Application details for corporate bodies

REGISTERED LEGAL ENTITY NAME OF THE CORPORATE BODY (NOT A BUSINESS TRADING NAME)	
TRADING NAME/S OF THE CORPORATE BODY (IF APPLICABLE)	
REGISTERED BUSINESS ADDRESS OF THE CORPORATE BODY (NOT A POST OFFICE BOX)	POST CODE
TELEPHONE NUMBER OF THE CORPORATE BODY (BUSINESS HOURS)	FACSIMILE
EMAIL ADDRESS OF THE CORPORATE BODY	WEBSITE ADDRESS OF THE CORPORATE BODY
POSTAL ADDRESS OF THE CORPORATE BODY (WRITE 'AS ABOVE' IF SAME AS RESIDENTIAL ADDRESS)	POST CODE
ABN / ACN / AN, OR TITLE AND SECTION OF LEGISLATION UNDER WHICH THE CORPORATE BODY HAS LEGAL STATUS	
NAME OF PRINCIPAL OF THE CORPORATE BODY (OR A DIRECTOR/EXECUTIVE OFFICER OF THE CORPORATE BODY)	DATE

Details of person nominated to be in charge of the place where the authorised activity is to be undertaken

NOMINATED PERSON'S FAMILY NAME s.73 irrelevant information	TITLE MR
NOMINATED PERSON'S GIVEN NAME/S s.73 irrelevant information	NOMINATED PERSON'S DATE OF BIRTH sch4p4(6) Pers
NOMINATED PERSON'S RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX) s.73 irrelevant information	POSTCODE s.73 irrelevant information

s.73 irrelevant information

Application form

Damage mitigation permit (culling and dispersal of wildlife)

NOMINATED PERSON'S TELEPHONE NUMBER (BUSINESS HOURS) s.73 irrelevant information	NOMINATED PERSON'S MOBILE NUMBER s.73 irrelevant information	FACSIMILE
NOMINATED PERSON'S TELEPHONE NUMBER (AFTER HOURS) s.73 irrelevant information	NOMINATED PERSON'S EMAIL ADDRESS s.73 irrelevant information	
NOMINATED PERSON'S POSTAL ADDRESS (WRITE 'AS ABOVE' IF SAME AS RESIDENTIAL ADDRESS) AS ABOVE		POSTCODE

3. Have you previously held this type of permit?

This may include permits in other States.

Yes ☒ No ☐
 WIMP14987514

If yes, state the permit number (if known) WIMP17245016, WIMP15972615,

If yes, has the 'return of operations' been submitted?

☒ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, a permit may not be issued until returns are submitted.

4. Provide the names of all persons who may be required to operate under this permit

Note: Please provide the names of all persons who may potentially be needed in the future to operate under this permit. Each request for the addition of additional operators after this permit is issued will incur permit amendment fees. Use an attachment if insufficient space.

FAMILY NAME s.73 irrelevant information	GIVEN NAME s.73 irrelevant information
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME

5. Identify your reason for applying for this permit? (you must first determine if the protected animal is causing damage OR threat to human health)

a) damage or loss (e.g. caused to pasture, crops or orchards)



OR

b) threat to human health and well-being (complete the following statement)



Application form

Damage mitigation permit (culling and dispersal of wildlife)

STATEMENT OF CIRCUMSTANCES

The previous reasons/circumstances exist as previous applications which resulted in the issue of Damage Mitigation Permits in 2014, 2015 and 2016.

Due to an unusual large wet season this year the usual populations of whistler ducks and magpie geese have not yet impacted our property, however it is anticipated that these populations will arrive when dry conditions in other regions takes place.

There is however an emerging and increasing population of purple swamp hens and more so Agile wallabies which are already having an adverse impact on the natural and improved pastures on our property.

6. ONLY complete the following if a DMP is for damage or loss:**If the protected animal is causing damage or loss:**

- a. **Identify the magnitude of monetary loss experienced** (include some information regarding why the loss (or potential for loss) is significant. Examples include reduction in crop yields, damage to fences)

As per normal seasonal conditions, we propose to commence irrigation of the improved pastures on our property during the drier seasons. With the current population of purple swamp hens and Agile wallabies already adversely impacting the property's pastures and the impending arrival of the usual large populations of whistler ducks and magpie geese it will be futile and a complete waste of money in undertaking any irrigation for pasture production. An option then would be to buy in fodder which will be very expensive and unjustifiable.

Or

- a. **Identify the impact to the ecological sustainability of nature caused by the protected animal if not prevented** (for example, reduction in the total carrying capacity of the property)

Application form

Damage mitigation permit (culling and dispersal of wildlife)

7. What previous damage mitigation method(s) have you tried and was this successful? *(You must be able to demonstrate that you have tried a combination of at least two non-lethal methods before a lethal damage mitigation permit application will be considered)*

PREVIOUS METHOD/S

Non lethal methods include the following: Discharge of firearms, whip cracking, throwing projectiles eg: rocks and feed buckets. Active pursuit on foot, motor vehicle and quad bike.

All of these actions are intended to disrupt and discourage the birds from feeding on the fresh pasture, but they have become very complacent with these strategies and simply move to another section of the pasture/water impoundment and continue to feed or when they do resort to taking to the wing they simply return a short time later and continue to feed on the pasture when there is no human intervention.

Another strategy previously employed is to hang deceased birds from the fence that surrounds the pasture and water impoundment on our property in clear view. This initially is an effective strategy in that it discourages large numbers of birds from frequenting the pasture and water impoundment and not requiring the destruction of large numbers of grazing birds. However after continued exposure to this strategy the grazing birds do become complacent and gradually frequent the property in large numbers towards the end of the season.

8. Identify the proposed mitigation method *(You must be able to demonstrate that the proposed method is humane)*

Destruction of the grazing birds will be done so strictly by shooting only. The proposed and preferred shooting method will be a combination of single shot .22 calibre projectile which has previously proven to be the most effective and most humane method of destruction. This will be supplemented with the use of a 12 gauge shotgun using an appropriate shot size shotgun cartridge.

The destruction of the agile wallabies will be done so with a centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Wallabies for non-commercial purposes, approved by the Natural Resources Management Ministerial Council.

9. Activity location

Where will the activities be conducted? Provide the street address, real property description(s) of the land(s) in which the project is located and local government area. If you require more space, attach a separate sheet.

STREET ADDRESS

s.73 irrelevant information sch4p4(6) Personal information PINDI PINDI, QLD 4798

LOT

PLAN

s.73 irrelevant information sch4p4(6) Personal information

LOCAL GOVERNMENT AREA

PAR ST HELENS, MACKAY

If possible provide a specific location (such as geographical coordinates), a property name or an attached map with the location clearly delineated. Also include the map name/details.

SPECIFIC LOCATION/PROPERTY NAME

s.73 irrelevant information sch4p4(6) Personal information PINDI PINDI, QLD

Application form

Damage mitigation permit (culling and dispersal of wildlife)

GEOGRAPHICAL COORDINATES

10. Wildlife details

List species and number you wish to cull

(If you require more space, attach a separate sheet of wildlife details)

COMMON NAME	SCIENTIFIC NAME	NUMBER
PLUMED WHISTLING DUCK	DENDROCYGNA EYTONI	200
MAGPIE GEESE	ANSERANAS SEMIPALMATA	25
PURPLE SWAMP HEN	PORPHYRIO PORPHYRIO	25
AGILE WALLABY	MACROPUS AGILIS	50

11. What are the approximate start and completion dates of the project?

Note: A DMP can only be issued for up to 12 months.

START DATE 26/06/2017	FINISH DATE 26/06/2018
--------------------------	---------------------------

12. Applicant suitability

The permit may be granted if the applicant is an appropriate person to hold the permit, that is, if the applicant has the ability to carry out activities under the authority in a competent and ethical way.

QUESTIONS		DETAILS IF 'YES'
1. During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court? (Note: does not include simple traffic offences such as parking, speeding). If yes, provide details of the offence/s.	☐ YES ☒ NO	
2. Have you ever had an equivalent permit from another State, Territory or country that was suspended and/or cancelled? If yes, provide details about the permit, the date it was suspended and/or cancelled and reasons for suspension/cancellation.	☐ YES ☒ NO	

s.73 irrelevant infor

Application form

Damage mitigation permit (culling and dispersal of wildlife)

13. Privacy statement

Information you provide on this form is being collected by the Department of Environment and Heritage Protection to process and administer your application for a Damage mitigation permit (culling and dispersal of wildlife, as authorised under section 12(a) of the Nature Conservation (Administration) Regulation 2006. Some information may, if required, be provided to the Departments of National Parks, Sport and Racing; Agriculture and Fisheries; or Health in order to investigate any suspected unlawful activity, biosecurity or health issues. Should you be granted this permit, information regarding the fact that you are a holder of this type of permit may be provided to any party upon request. Your personal information will not be disclosed to any other parties unless authorised or required by law. More information on our commitment to privacy is available on our website: <http://www.ehp.qld.gov.au/legal/privacy.html>.

14. Declaration

Note: If you have not told the truth in this application you may be liable for prosecution under the relevant Acts or Regulations.

- I do solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true.
- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.

APPLICANT'S NAME s.73 irrelevant information		
APPLICANT		DATE 26 th June, 2017
IF THE APP	BODY, PLEASE INDICATE YOUR POSITION IN THE CORPORATE BODY (DIRECTOR OR EXECUTIVE OFFICER)	

sch4p4(6) Personal

15. Applicant checklist

- ☒ Application form completed, signed and dated
- ☐ Supporting information and accreditation attached (if applicable)
- ☒ Privacy statement acknowledged

Please return to:

Customer Service Unit
Department of Environment and Heritage Protection
GPO Box 2454
Brisbane
Queensland 4001

Enquiries: **1300 130 372**
Facsimile: (07) 3330 5875
Email: palm@ehp.qld.gov.au

Code of Practice or guidelines and Information sheet – Wildlife authorities and privacy may be obtained from the EHP website <http://www.ehp.qld.gov.au/licences-permits/plants-animals> or by contacting the EHP Customer Service Unit on 1300 130 372.

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

2/08/2017

Assessing Officer:

Peter Sykes

Project Ref:

APP0001603

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Applicants:

s.73 irrelevant inf

Person in charge
(if corporation):

Company name:

ABN/ACN number

Property name:

Lot on Plan details

sch4p4(6) Persona

Property Location
(GPS etc)

Address:

s.73 irrelevant information

Assessment form
Damage mitigation permit (culling and dispersal)

Phone/Fax:

s.73 irrelevant information

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☒ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☐

Background:

Applicant has a small block of improved pasture for feeding of stud cattle. This block is in close proximity to a large farm dam. As a result the species listed below are causing serious damage to the improved pasture. Improved pasture is attractive to native bird species and given the proximity to a dam it is a focal point for the local bird population. More recently, the landholder states that purple swamp hens and agile wallabies are already impacting upon improved pasture.

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

(1) The chief executive may grant a damage mitigation permit only for—

(a) a least concern animal; or

(b) an endangered, vulnerable or near threatened animal.

(1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Species:

Magpie Goose
Whistling Duck
Purple Swamp Hen
Agile Wallaby

Has the animal been identified?

☒ Yes ☐ No

How?

The site has been previously inspected by Officers Kirby and Retschlag. The bird species listed above were confirmed as present. Agile wallabies are the most plentiful macropods in the local area and are easily distinguishable from other species recorded in the area by their physical characteristics.

What Nature Conservation Act 1992 classification is this species?

☒ Least concern

Assessment form

Damage mitigation permit (culling and dispersal)

☐ EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

All LC species.

**Section
182**

**Delegate
Comments:**

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) the animal is causing, or may cause, damage.

What damage or loss, current or potential, is being experienced?

Describe:

Applicant has previously stated a loss of over \$600 in diesel, \$400 dollars in fertilizer and several thousands of dollars in additional feed due to damage. He states that due to volatile climatic conditions, including the recent impact of Cyclone Debbie, he has frequently had to irrigate heavily to maintain suitable feed levels. The bird damage has resulted in the applicant having to supplement feed for stud cattle on this block at considerable cost.

List of
Evidence:

Damage sighted during original inspection. Applicant states damage is ongoing.

Provide image if appropriate (insert file or cut and paste) :

Section

185(1)(a)

Delegate
Comments

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe:

The applicant utilises a variety of non-lethal methods prior to the acquisition of his first lethal DMP in 2013. He still uses these in conjunction with lethal take.

List of
Evidence:

Vehicle scaring including quad bikes, scare crow, shoot to scare

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments:

The applicant states that numbers of animals around the dam and improved pasture become unmanageable without lethal control.

Section
185(1) (b)

Delegate
Comments:

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management Regulation

Section 185(1)(c):

- (c) *if the damage is not prevented or controlled-*
- i. individuals may suffer significant economic loss; or*
 - ii. the ecological sustainability of nature is likely to be harmed*

Assessment form

Damage mitigation permit (culling and dispersal)

Has the applicant identified:

(a) Economic loss ☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments: Applicant has previously stated a loss of over \$600 in diesel, \$400 dollars in fertilizer and several thousands of dollars in additional feed due to damage. He states that due to volatile climatic conditions, including the recent impact of Cyclone Debbie, he has frequently had to irrigate heavily to maintain suitable feed levels. The bird damage has resulted in the applicant having to supplement feed for stud cattle on this block at considerable cost.

OR;

(b) Likelihood of harm ☐ Yes ☐ No

Detail the likelihood of harm to the ecological sustainability of nature:

Comments:

List of
Evidence:

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(c)**

**Delegate
Comments:**

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

(d) *action under the permit will not adversely affect the survival of the animal in the wild*

How many animals are being requested?

Comments: Magpie Goose - 25

Assessment form
Damage mitigation permit (culling and dispersal)

Whistling Duck – 200
Purple Swamp Hen - 25
Agile Wallaby - 50

Is this amount likely to adversely affect the survival of the species in the wild? ☐ Yes ☒ No

Why?

Comments: All least concern species plentiful locally with wide distributions in coastal Queensland. Applicant states animals are present in large numbers. The presence of the dam and improved pasture makes this block ideal for birds and agile wallabies.

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 1% of the estimated species population?
(Numbers, date and region to be changed with each new application) ☐ Yes ☐ No

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		154272
Common wallaroo	%		45847
Red kangaroo	%		71478

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments: Yes has held permits since 2013. All returns due have been submitted and completed in detail.

**Section
185(1)(d)
Delegate**

Comments:

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

- (e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

Lethal take by firearm.

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments:

[sch4p4(6) Personal information] and is familiar with use of appropriate firearms. Applicant states he will act in accordance with the conditions on the permit that ensure humane methods, including no flock shooting and ensuring swift death of the targetted animal. For macropods, the applicant states he intends to shoot in accordance with the relevant code of practice.

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

N/A

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**

N/A

**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

- (a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

What threat or potential threat is there to human health and wellbeing?

Comments:

List of
Evidence:

Provide Image if appropriate (insert file or cut and paste) :

**Section
186(a)**

**Delegate
Comments:**

10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

- (b) *action under the permit will not detrimentally affect the survival of the animal in the wild*

How many animals are being requested?

Comments:

Is this amount likely to adversely affect the survival of the species in the wild? ☐ Yes ☐ No

Assessment form

Damage mitigation permit (culling and dispersal)

Why?

Comments:

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☐ Yes ☐ No

Comments:

**Section
186(b)**

**Delegate
Comments:**

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

(c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments:

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)**
**Delegate
Comments:**

--

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*
- i. the reptile will be released into the wild; or*
 - ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise*

Is the DMP for a reptile?

☐ Yes ☐ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**
**Delegate
Comments:**

--

13. Legislative requirement: Section 25 of the Nature Conservation (Administration) Regulation 2006 – Considerations to be taken into account by the delegate

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> <p>No as lethal take is purely targetted at least concern species on the permit.</p>	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <p>No</p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce the general public's access to nature?</i> <p>No... block is freehold and not open to ghe general public.</p>	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> <p>No however applicant states that only minimum numbers will be subject to lethal take. Once the problem subsides he will cease shooting.</p>	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or nay relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> <p>All species listed as LC on Wildnet. Small numbers for lethal take will ensure low impact.</p>	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> <p>No</p>	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> <p>No lethal take undertaken by landholder on private property.</p>	☐

Assessment form
Damage mitigation permit (culling and dispersal)

<p><i>(g) The public interest;</i></p> <ul style="list-style-type: none"> <i>Is the issue of the permit in the public interest?</i> <p>Yes... the NCA92 allows for DMPs to be issued to address the economic loss that the landholder is experiencing.</p>	☐
<p><i>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</i></p> <ul style="list-style-type: none"> <i>Does the applicant have a conviction relating to the permit activity?</i> <p>No</p>	☐
<p><i>(k) Any recovery plan for wildlife to which the authority applies.</i></p> <ul style="list-style-type: none"> <i>Has a search been carried out for a recovery plan for the species?</i> <p>All least concern species.</p>	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before?

☒ Yes ☐ No

If yes, has the applicant submitted the 'return of operations'?

☒ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy)

☒ Yes ☐ No

Comments:

Property previously inspected 29/8/14 by Christian Retschlag & Jeanette Kirby. Relevant details included in this assessment.

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments: Applicant only wishes to shoot during the period of most damage.

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☒ WI Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐ This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☒ Not supported ☐

Name: Peter Sykes

Position: Wildlife Officer

Date: 2/08/17

Comments: Although the property is small, the use of intensive management techniques renders the breeding of stud cattle commercially viable.

17. Senior conservation officer endorsement: (where applicable)

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

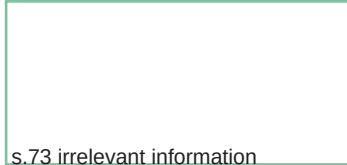
Nature Conservation (Administration) Regulation 2006

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2006

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



s.73 irrelevant information

Our reference: APP0001603

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 26 June 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001212	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0001212.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 24 August 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2006

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 25(1) of the Nature Conservation (Administration) Regulation 2006¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 25(2) of the Nature Conservation (Administration) Regulation 2006¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 31 of the Nature Conservation (Administration) Regulation 2006¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2006 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2006 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2006

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2006 Part 2 Division 1.

Permit number: WA0001212

Valid from: 24 August 2017 to 23 August 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant information	s.73 irrelevant information
Person In Charge:	s.73 irrelevant information	s.73 irrelevant information
Business name:		ABN/ACN /
Activity location//licensed premises	sch4p4(6) Personal infor	

Schedule

Species details	Category	Quantity
plumed whistling-duck, <i>Dendrocygna eytoni</i>	Live	200
magpie goose, <i>Anseranas semipalmata</i>	Live	25
purple swamphen, <i>Porphyrio porphyrio</i>	Live	25
agile wallaby, <i>Macropus agilis</i>	Live	50

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 24 August 2017



Legislative Requirements and Conditions of Wildlife Authority

Condition

Nature Conservation

- DMM14 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.
- DMM18 Birds - General
1. The permit does not exclude the permit holder from obtaining other relevant approvals before conducting activities under this permit.
2. Bird Frite and/or other deterrence methods must be used in conjunction with this permit.
3. The species listed on this permit may only be taken by shooting. Shooters are to ensure the combination of firearm, projectile distance to target and point of aim must result in the instantaneous death of the target animal. If death is not instantaneous, shooters must make every effort to locate wounded or orphaned animals to quickly and humanely cause immediate death.

Legislative Requirements

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.

Assessment form

Lethal damage mitigation permit (Macropods)

This form is to be used to assess an application for a damage mitigation permit (Macropods) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation).

Date:	31/8/17
Assessing Officer:	Daniel Guymmer
Project Ref:	APP0004316
Permit Ref:	

Applicant name and address:

Applicants:	s.73 irrelevant inform		
Person in charge (if corporation):			
Company name:		ABN/ACN number	
Property name:			
Lot on Plan details	<div>s.73 irrelevant info</div> <div>sch4p4(6) Personal info</div>	Area: 266.9ha	Approx. area used for crops: 100ha
Property Location (GPS etc)			
Address:	<div>s.73 irrelevant info</div> <div>sch4p4(6) Personal info</div> Carruchan QLD 4816		
LGA:			
Inspection:	☒ No (desktop assessment) ☐ Yes (if yes please attach inspection report)		
Phone/Fax/Email:	<div>s.73 irrelevant info</div>		<div>s.73 irrelevant info</div>

What species is to be taken

Species: Agile wallaby *Macropus agilis*

Has the animal been identified?

☒ Yes ☐ No

How?

sch4p4(6) Personal information and maintains he can competently identify agile wallabies.

What Nature Conservation Act 1992 classification is this species?

☒ Least concern

☐ EVNT - If EVNT, is it consistent with the conservation plan?

Describe:

The agile wallaby is classified as of Least Concern under the NCA and an agricultural pest based on wildnet.

What type of crop/pasture requires protection?

Describe:

Sugar cane

What damage or loss, current or potential, is being experienced and how is it determined?

Describe:

Sugar cane consumption by agile wallabies.

What reasonable attempt has the landholder taken to prevent or minimise damage using non-lethal methods:

Describe:

Utilisation of blood & bone fertiliser
The displaying of road kill to discourage wallabies.

Have the attempts been successful/ unsuccessful? Will they be used in the future?

Describe:

Both non-lethal deterrents have proved unsuccessful.

Detail the significant economic loss of the landholder. Include information regarding why the loss is deemed significant and history of loss in recent periods:

Describe:

Loss of crop estimated \$10000-\$20000

How many animals are being requested?

Describe:

Agile wallaby *Macropus agilis* 50

Is this amount likely to adversely affect the survival of the species in the wild?

☐ Yes ☒ No

Why?

Describe: The agile wallaby is classified as of Least Concern under the NCA and a common and widespread species in Northern Australia on the IUCN redlist.

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population? (Numbers, date and region to be changed with each new application) ☐ Yes ☐ No

Quota used as at <<date>> (insert assessment date)	Usage to date (insert number macropods) <div>Calculate</div>	State %	State quota allocated for Combined Zones
Eastern grey kangaroo		0.00 %	279859
Common wallaroo		0.00 %	56103
Red kangaroo		0.00 %	115373
Comments:			

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? Analyse previous returns if previous applicant ☒ Yes ☐ No

Describe: Client reminded of obligations to provide RoO's.

What is the proposed mitigation method? If firearm, have they supplied licence details? Note:

Describe: Firearm

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Describe: Headshots
Abiding by the Code of Practice for the Humane Shooting of (Macropods)

Considerations to be taken into account by the delegate

Has the applicant held this type of permit before? ☐ Yes ☒ No

Assessment form
Lethal damage mitigation permit (Macropods)

If yes, has the applicant submitted the 'return of operations'?

☐ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

Proposed dates: 30/9/17 - 30/9/18

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☐ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☐ No

Assessing Officer - recommendation:

Supported ☒ Not supported ☐

Name: Daniel Guymmer

Position: Wildlife Officer

Date: 4/9/17

Senior Wildlife Officer - endorsement:

Endorsed ☐ Not endorsed ☐

Name: Samuel Dawes

Position: Senior Wildlife Officer

Date:

Manager/Delegate - approval:

Approved ☐ Not approved ☐

Name:

Position: Manager

Date:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

Nature Conservation (Administration) Regulation 2017

File Note

File Reference:

Print and file when complete.

Date: 4/9/17

File Name: APP0004316

Subject (Detail): [s.73 irrelevant] phone conversations

- Friday 1/9/17 WO Daniel GUYMER tried unsuccessfully to contact [s.73 irrelevant] by phone.
- Monday 4th September 2017 at approximately 11:00am GUYMER received a return phone call from [s.73 irrelevant] regarding his DMP application. The crop was identified as 100ha of sugar cane. GUYMER noted [s.73 irrelevant] had never before held a permit for agile wallabies and requested photographic evidence of the species. [s.73 irrelevant] responded emotively that he was too old to take photos and did not have the technological skill to return them. [s.73 irrelevant] raised his voice emotively and questioned why/how he had to provide photos, and that he was not yelling at GUYMER personally and inferred his anger was towards the department. GUYMER deflected the aggression and asked if [s.73 irrelevant information] [s.73 irrelevant] and believed he could competently identify agile wallabies, to which [s.73 irrelevant] replied in the affirmative. [s.73 irrelevant] detailed how agile wallabies were consuming the crop resulting in damages estimated around \$10000-\$20000. [s.73 irrelevant] had utilised blood & bone fertiliser and had displayed road kill in non-lethal attempts to discourage the wallabies. Mitigation method was identified as firearm. GUYMER reminded [s.73 irrelevant] of Code of Practice for the Humane Shooting of (Macropods) and of obligations to provide RoO's every 3 months.

Date: 4/9/17

Author: Daniel Guymer
Position: OO5 Wildlife Officer
Unit/Office: Cairns
Phone: 42225111

RECEIVED

25 AUG 2017

PaLM

Application form

Section 12(a) – Nature Conservation (Administration) Regulation 2006

Damage mitigation permit (culling or disturbance of or interference with wildlife)

Important information for applicants

Applications can be made using the Department's digital platform for online services and transactions. In most instances, online licences are granted straight away. Visit www.ehp.qld.gov.au/connect for more information

This form is to be used to apply for a damage mitigation permit for the purpose of the culling of wildlife, or the disturbance of or interference with wildlife for the purpose of dispersing wildlife (**note: a separate application form is required for lethal take of flying-foxes damaging crops**). A damage mitigation permit may be granted for a maximum period of twelve months, unless operating under an approved property management plan (PMP), in which case it may be granted for a maximum period of three years. If you wish to apply for a PMP in order to seek a damage mitigation permit for up to three years, please contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on the phone number below for the appropriate PMP template form to accompany this application. Before lodging this application you should be familiar with the relevant sections of the *Nature Conservation Act 1992* and regulations, available from the Office of the Queensland Parliamentary Counsel website <http://www.legislation.qld.gov.au>.

Your application must be assessed and a permit granted by the chief executive before you can proceed with the proposed activity. Your application may take up to 40 business days to process. A comprehensive and detailed application will assist EHP in making a prompt decision. If your application does not include all required information, EHP will notify you.

The permit holder must ensure they are in compliance with all relevant legislation, including the *Weapons Act 1990*. If you have queries about how to complete this form correctly or need guidance contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on **1300 130 372**.

Terms and Conditions

Permits, licences and authorities Queensland's native wildlife is protected by legislation that aims to conserve biodiversity by protecting native plants and animals and their habitat. All native birds, reptiles, mammals and amphibians are protected, along with some invertebrates (certain butterflies, spiders and scorpions), freshwater fish and the grey nurse shark. Other aquatic species are protected by the Department of Agriculture and Fisheries, the Great Barrier Reef Marine Park Authority and the Australian Government. A licensing system helps us protect native wildlife species. By regulating the sustainable taking, keeping, using or moving of wildlife for commercial, recreational or other purposes we contribute to the maintenance of viable wild populations of plants and animals. The type of approval(s) you will need depends upon a number of things, including:

- The nature and purpose of your proposed activity
- The tenure of the area in which you intend to undertake your activity and
- The species of wildlife concerned

Damage mitigation permit (culling or disturbance of or interference with wildlife)

To apply for permits:

- within the protected area estate (except nature refuges and special wildlife reserve) as defined in the *Nature Conservation Act 1992* (e.g. national park, national park [Aboriginal land], national park [Torres Strait Island land] etc); or
- within a marine park under the *Marine Parks Act 2004*; or
- within State forest estate under the *Forestry Act 1959* (e.g. state forests and timber reserves)

please contact the Department of National Parks, Sport and Racing

Note: Corporations must have an office in Queensland to be eligible to apply for a wildlife authority.

The *Nature Conservation Act 1992* and the subordinate Nature Conservation Regulations may be found on-line on the Office of Queensland Parliamentary Counsel website.

Privacy statement for wildlife permits

Information you provide assists the Department of Environment and Heritage Protection (EHP) to administer wildlife licences, permits and authorities granted under the Nature Conservation (Wildlife Management) Regulation 2006.

Some information may be provided to the Departments of National Parks, Sport and Racing; Agriculture and Fisheries; Science, Information Technology and Innovation; Health; Queensland Police Service or the Australian Defence Force in order investigate biosecurity or health issues or allegations of unlawful activity, if required.

Some information, where relevant, may also be sent to non-government organisations such as the RSPCA Qld and the Queensland Wildlife Rehabilitation Council for the purpose of improving standards of native animal care.

Information regarding your status as a holder of a permit may be provided to any party upon request. Your personal information will not be disclosed to any other parties without your consent unless authorised or required by law.

More information on our commitment to privacy is available on our website. Should you have a general question on the Department and its obligations under the *Information Privacy Act 2009* please email privacy@ehp.qld.gov.au or for specific questions concerning privacy information and wildlife activities please email: wildlife.management@ehp.qld.gov.au

1. You may only lodge this application if you have accepted the above terms and conditions

I accept the above terms and conditions.

2. All questions must be answered for the application to be processed. If you do not complete all questions, sign and date the application form, your application will be returned to you as an invalid application.

Damage mitigation permit (culling or disturbance of or interference with wildlife)

3. Applicant information

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland). Please tick the appropriate box:

- ☒ **AN INDIVIDUAL** → Complete Section 4 applicant details — then complete sections 6 to 20.
- ☐ **AN ORGANISATION** → Complete Section 5 applicant details — then complete sections 6 to 20.

4. Applicant details for an individual

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	* DATE OF BIRTH
☒ Mr	s.73 irrelevant information			sch4p4(6)
☐ Mrs				
☐ Ms				
☐ Miss				
☐ Doctor				
☐ Prof				

5. Applicant details for an organisation

Organisation type –

- ☐ Company ☐ Australian registered (foreign) body ☐ Incorporated association
- ☐ Co-operative ☐ Government ☐ Non for profit organisation

*AUSTRALIAN BUSINESS NUMBER	* BUSINESS NAME
CEO	ABN

6. Applicant registered / residential address

* RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	* SUBURB	* STATE	* POST CODE
s. sch4p4(6) Pers	s.73 irrelevant	s.73 irrelevant inform	
(WRITE 'AS ABOVE' IF SAME AS REGISTERED/RESIDENTIAL ADDRESS)			
POSTAL ADDRESS	SUBURB	STATE	POST CODE
AS ABOVE			

Damage mitigation permit (culling or disturbance of or interference with wildlife)

7. Applicant contact details – email or phone contact is mandatory.

EMAIL ADDRESS	s.73 irrelevant information		
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☒
PHONE TYPE	AREA CODE	PHONE NUMBER (NOTE: 10 DIGITS INCLUDING AREA CODE)	
☐ Home phone ☐ Office phone ☒ Mobile phone ☐ Facsimile		s.73 irrelevant in	

8. Permit activity

☒ Culling to prevent damage or loss

☒ Lethal take of protected animals (non flying-fox). Use this application type if you identify that culling may be necessary to minimise damage or loss of property. Permit holders may be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Culling to protect human health or well-being

☐ Lethal take of protected animals (non flying-fox) - Use this application type if you identify that culling may be necessary to protect human health or wellbeing. You may also be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Disturb or interfere with protected animals - Use this application type if you wish to stop or prevent damage or remove a human health risk caused by wildlife.

9. Have you an approved property management plan (PMP)

☐ Yes If answering yes - permit holders are required to produce a Property Management Plan for non-lethal methods.

☒ No

10. Location of the activity

Where will the activities be conducted? When completing this application, please attach sufficient supporting information to identify exactly where activities will take place.

(If you require more than one location, attach a separate sheet listing locations.)

* PHYSICAL STREET ADDRESS (WRITE "AS ABOVE" IF SAME AS RESIDENTIAL /REGISTERED ADDRESS)	* SUBURB	* STATE	* POST CODE
		*	

OR

* LOT# AS	* PLAN#
s.ch4p4(6	s.ch4p4(6) F

Damage mitigation permit (culling or disturbance of or interference with wildlife)**7. Applicant contact details – email or phone contact is mandatory.**

EMAIL ADDRESS		s.73 irrelevant information	
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☒
PHONE TYPE		AREA CODE	PHONE NUMBER (NOTE: 10 DIGITS INCLUDING AREA CODE)
☐ Home phone	☐ Office phone		s.73 irrelevant info
☒ Mobile phone	☐ Facsimile		

8. Permit activity☒ Culling to prevent damage or loss

☒ Lethal take of protected animals (non flying-fox). Use this application type if you identify that culling may be necessary to minimise damage or loss of property. Permit holders may be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Culling to protect human health or well-being

☐ Lethal take of protected animals (non flying-fox) - Use this application type if you identify that culling may be necessary to protect human health or wellbeing. You may also be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Disturb or interfere with protected animals - Use this application type if you wish to stop or prevent damage or remove a human health risk caused by wildlife.

9. Have you an approved property management plan (PMP)

☐ Yes If answering yes - permit holders are required to produce a Property Management Plan for non-lethal methods.

☒ No**10. Location of the activity**

Where will the activities be conducted? When completing this application, please attach sufficient supporting information to identify exactly where activities will take place.

(If you require more than one location, attach a separate sheet listing locations.)

* PHYSICAL STREET ADDRESS (WRITE "AS ABOVE" IF SAME AS RESIDENTIAL /REGISTERED ADDRESS)	* SUBURB	* STATE	* POST CODE
		*	

OR

* LOT# AS	* PLAN#
sch4p4(6	sch4p4(6) Pers

Damage mitigation permit (culling or disturbance of or interference with wildlife)

13. Start and completion dates

Please enter the proposed start and completion dates for the project

START DATE 30/09/2017	FINISH DATE 30/09/2018
--------------------------	---------------------------

14. Provide the name(s) of the person(s) operating under this permit

Question 14 is only to be completed if permit activity is for culling to prevent damage or loss or culling to protect human health or well-being.

Complete this section if person(s) other than the applicant will be operating under this permit. Use an attachment if insufficient space.

FAMILY NAME s.73 irri	GIVEN NAME s.73 irrelevan
FAMILY NAME s.73 irrele	GIVEN NAME s.73 irrele
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME

15. Application questions

QUESTIONS	DETAILS
1. During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court? (Note: does not include simple traffic offences such as parking, speeding) If yes, provide details of the offence/s.	☐ Yes ☒ No
2. Have you ever had an equivalent permit from another State or country that was suspended and/or cancelled? If yes, provide details about the permit, the date it was suspended and/or cancelled and reasons for suspension/cancellation.	☐ Yes ☒ No

16. Person in Charge

Details of the person nominated to be in charge of the place(s) where the authorised activity is to be undertaken.

Nominate Person in Charge*

☒ Same as applicant

☐ Alternate person in charge

Application form

Damage mitigation permit (culling or disturbance of or interference with wildlife)

Person in Charge Identity Details

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	* DATE OF BIRTH
s.73 irrelevant information				sch4p4(6) Perso

Person in Charge Registered / residential address

* RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	* SUBURB	* STATE	* POST CODE
s.73 sch4p4(6) Person	KENNEDY	QLD	4816

(WRITE 'AS ABOVE' IF SAME AS REGISTERED RESIDENTIAL ADDRESS)

POSTAL ADDRESS	SUBURB	STATE	POST CODE
AS ABOVE			

Person in Charge contact details – email and phone contact is mandatory.

EMAIL ADDRESS	s.73 irrelevant information		
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☐
PHONE TYPE	AREA CODE	PHONE NUMBER: NOTE: 10 DIGITS (INCLUDING AREA CODE)	
☐ Home phone ☐ Office phone ☒ Mobile phone ☐ Facsimile		s.73 irrelevant in	

17. Application Contact Details

An alternative contact nominated by the legal entity which has submitted, or will in future submit, applications to be assessed by the department. All departmental correspondence relating to the assessment of applications will be directed to the application contact, however, if the application results in the issuing of a relevant authority, the relevant authority will be sent to the customer contact or if nominated, the primary contact.

*NAME OR POSITION	*PRIMARY PHONE. NOTE: 10 DIGITS (INCLUDING AREA CODE)	EMAIL ADDRESS	SECONDARY PHONE
s.73 irrelevant information			

18. Applicant's signature

APPLICANT'S NAME	s.73 irrelevant info	
APPLICANT'S SIGNATURE	DATE	21/08/2017
sch4p4(6) Personal information		

Damage mitigation permit (culling or disturbance of or interference with wildlife)**19. Applicant checklist**

- ☒ All questions on application form completed, signed and dated.
- ☐ Supporting information and accreditation attached (if applicable)

Please return your completed application kit to:

Customer Service Team
Department of Environment and Heritage Protection
GPO Box 2454
Brisbane
Queensland 4001

Enquiries: **1300 130 372 option 4**
Facsimile: (07) 3330 5875
Email: palm@ehp.qld.gov.au

Code of Practice or guidelines and Information sheet – Wildlife authorities and privacy may be obtained from the EHP website <http://www.ehp.qld.gov.au/licences-permits/plants-animals> or by contacting the EHP Customer Service Unit on 1300 130 372.

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To: s.73 irrelevant information
s.7 sch404(6) Person
CARRUCHAN
QLD 4816
Australia

Our reference: APP0004316

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 25 August 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001491	GRANTED
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001491	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0001491.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 10 September 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2006

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0001491

Valid from: 10 September 2017 to 09 September 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant information	s.7 sch4p4(6) Person CARRUCHAN QLD 4816 Australia
Person In Charge:	s.73 irrelevant information	s.7 sch4p4(6) Person CARRUCHAN QLD 4816
Business name:		ABN/ACN /
Activity location//licensed premises	s.7 sch4p4(6) Personal inform	

Schedule

Species details	Category	Quantity	Unit
agile wallaby, <i>Macropus agilis</i>	Live	50	

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 10 September 2017

Legislative Requirements and Conditions of Wildlife Authority

Legislative Requirements

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006

Condition

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 25(1) of the Nature Conservation (Administration) Regulation 2006¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 25(2) of the Nature Conservation (Administration) Regulation 2006¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 31 of the Nature Conservation (Administration) Regulation 2006¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

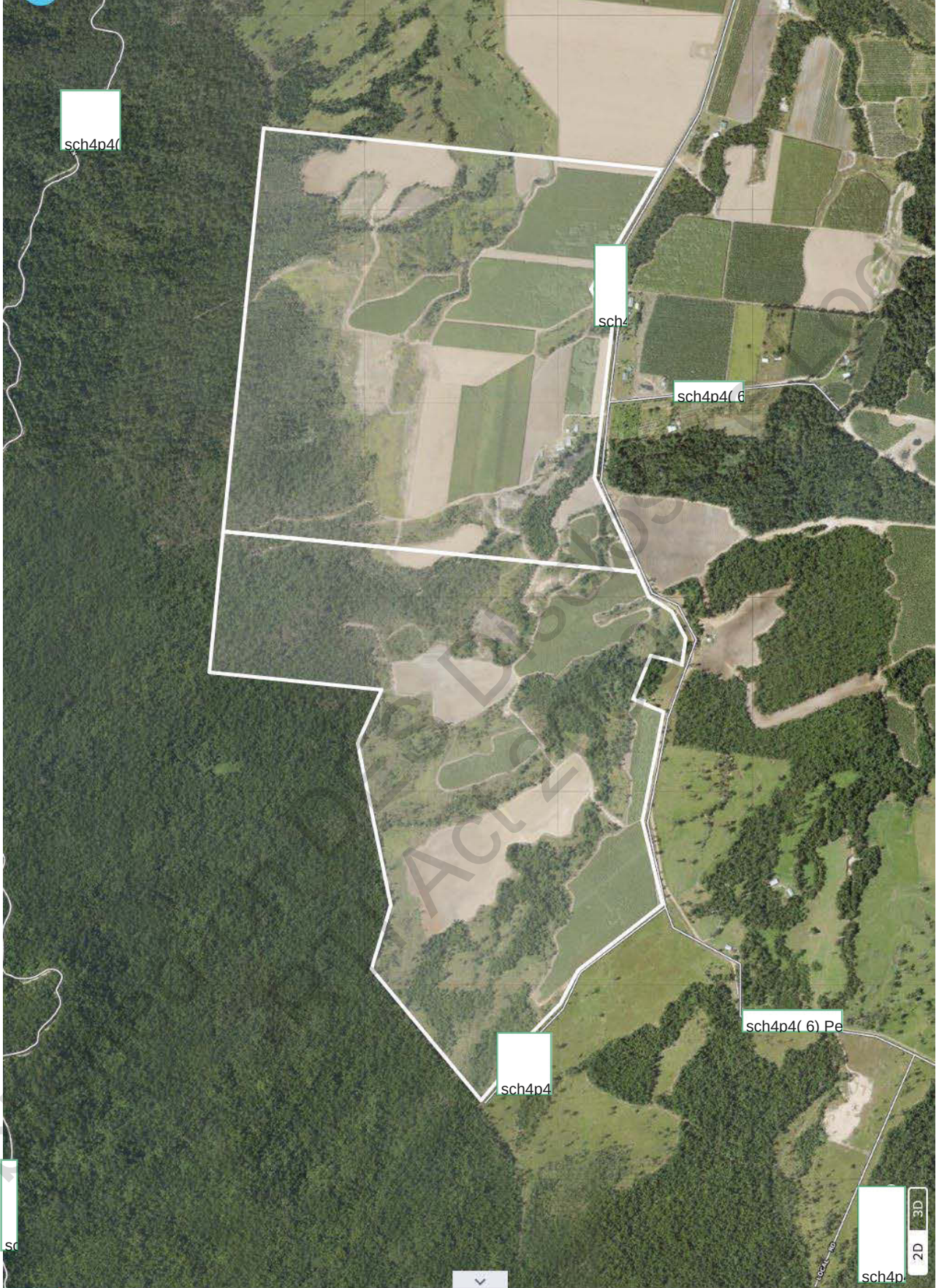
In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2006 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2006 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.



Places

18-135

Edit places

Search Results

<input type="text" value="sch4p40"/>	<input type="text" value="sch4p40"/>
NAME	sch4p40
FILL	☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐
FILL OPACITY	15%
STROKE	☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐
STROKE WIDTH	3px
ID	sch4p40
AREA	132.96 hectares
LENGTH	5631.58 metres
Query layers using this place	
Zoom to	

File A

ADD MY DATA

45

APP0004544

- Summary
- Assessment
- Tasks
- Financial Summary
- Condition Summary
- News
- Related Actions

Application Summary

Application Reference: APP0004544

Authority Type: Wildlife Authority

Permit Type: Damage Mitigation Permit

Industry Sector: Unknown

Lodgement Date: 31/08/2017

Stage: Decision

Status: Permit Issued

Related Permit [WA0001563](#)

Damage Mitigation

Damage mitigation Details

What is your reason for applying for this permit? (Examples include damage to pastures, grains, crops, threat to human health and well-being.)	Damage to Sugar Cane Crop - Growing area 114ha
Outline the monetary loss experienced:	\$1000 and increasing as the numbers are increasing.
What previous damage mitigation method(s) have you tried (if any) and was this successful?	Chase them off, but they keep coming back.

Project Dates

Start and completion dates

Start date	1 Sep 2017
Completion date	31 Aug 2018

Persons Operating

Provide the name(s) of the person(s) operating under this permit

Family Name	Given Name
<div><div></div><div>s.73 irrele</div></div>	<div><div></div><div>s.73 irrelevan</div></div>

Wildlife Suitability

During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court?

No

Have you ever had an equivalent permit from another State or country that was suspended and/or cancelled?

No

Information Requests

Information Requests

ID	Type	Direction	EIS Flag	Reason	Updated timestamp	Last updated by
No items available						

Approval Workflow History

Outcome	Timestamp	Reason	Recommendation	Status	User	Comments
Permit Application Decision	14/09/2017 17:58	person requires permit to cull problem macropods to protect 114Ha sugar cane crop. the client has aske to remove 20 Agile Wallabies over a 12 month period.	Grant	Approved	Dayna Couprie	
Pending Approval	07/09/2017 15:45	person requires permit to cull problem macropods to protect 114Ha sugar cane crop. the client has aske to remove 20 Agile Wallabies over a 12 month period.		Approved	Dayna Couprie	Delegate- client has request 20 Agile Wallabies requesting DMP to protect sugar cane during growing period. Estimate economic loss is \$10,000.00 and applicant has attempted to mitigate using non lethal means but they have only had limited success. The client understand their reporting requirements
Permit Application Decision	07/09/2017 15:45	person requires permit to cull problem macropods to protect 114Ha sugar cane crop. the client has aske to remove 20 Agile Wallabies over a 12 month period.	Grant	Pending Approval	Samuel Dawes	Delegate- client has request 20 Agile Wallabies requesting DMP to protect sugar cane during growing period. Estimate economic loss is \$10,000.00 and applicant has attempted to mitigate using non lethal means but they have only had limited success. The client understand their reporting requirements
Permit Application Decision	06/09/2017 14:36	person requires permit to cull problem macropods to protect 114Ha sugar cane crop. the client has aske to remove 20 Agile Wallabies over a 12 month period.	Grant	Pending Review	Christian Retschlag	

Internal Review

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

6/9/2017

Assessing Officer:

Teva Kohring

Project Ref:

0004544

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Applicants:

s.73 irrelevant info

Person in charge
(if corporation):

As above

Company name:

ABN/ACN number

Property name:

Lot on Plan details

sch4p4(6) Personal information

Property Location
(GPS etc)

Address:

s.73 i sch4p4(6) Personal informati Mourilyan. QLD 4858

Assessment form
Damage mitigation permit (culling and dispersal)

Phone/Fax:

s. 73 irrelevant inform

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☐ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☐

Background:

The client is wish to get an authority to cull wallabies from destroying his sugar cane crop of 114 Hectares. He wishes to have permit to control pest animals at the early stages of the cane growing period.

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

(1) The chief executive may grant a damage mitigation permit only for—

(a) a least concern animal; or

(b) an endangered, vulnerable or near threatened animal.

(1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Species:

•Agile Wallaby- Macropus agillis

Has the animal been identified?

☒ Yes ☐ No

How?

The landholder was able to get information about species from other farmers. •

What Nature Conservation Act 1992 classification is this species?

☒ Least concern

☐ EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

animal is regarded nationally as least concern

Section
182
Delegate
Comments:

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) *the animal is causing, or may cause, damage.*

What damage or loss, current or potential, is being experienced?

Describe:

The animals are causing damage to sugar cane crop on 2 blocks of 114 Hectares at the early stages of the growing stalks . The are randomly eating crops in the same area of paddock causing profit loss of up to \$10 000.

List of
Evidence:

Provide image if appropriate (insert file or cut and paste) :

Section
185(1)(a)
Delegate
Comments

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe: The client has found that making noise and chasing by vehicle has some affect to driving them away over a short period but do return again.

List of Evidence:

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments: partially effective for a short period of time

Section 185(1) (b)

Delegate Comments:

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management Regulation

Section 185(1)(c):

- (c) *if the damage is not prevented or controlled-*
- i. individuals may suffer significant economic loss; or*
 - ii. the ecological sustainability of nature is likely to be harmed*

Has the applicant identified:

(a) Economic loss ☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments: The client has stated in discussion that the damage done is at 5% of crop total at the moment which equates to loss of profit and extra labour and machinery costs to replace that loss crop

Assessment form

Damage mitigation permit (culling and dispersal)

The loss can be up to \$10 000 over a season.

OR;

(b) Likelihood of harm

☐ Yes ☒ No

Detail the likelihood of harm to the ecological sustainability of nature:

Comments: The animal population is regarded as stable from the Qld Museum and the number of 20 to be culled over 12 months would not effect the population of QLD.

List of
Evidence:

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(c)**

**Delegate
Comments:**

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

(d) action under the permit will not adversely affect the survival of the animal in the wild

How many animals are being requested?

Comments: The client has asked for a quota of 20 animals to cull over a 12month period .

Is this amount likely to adversely affect the survival of the species in the wild?

☐ Yes ☒ No

Why?

Comments: The quota of 20 animals asked by the client to remove over a 12 month period would have little impact on the population of this species in QLD.

Assessment form
Damage mitigation permit (culling and dispersal)

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population?
(Numbers, date and region to be changed with each new application) ☐ Yes ☐ No

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		308134
Common wallaroo	%		73882
Red kangaroo	%		141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments: The client has been made aware of the recording process needed for this permit type in a telephone conversation today 6/9/2017.

**Section
185(1)(d)
Delegate
Comments:**

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

(e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

Assessment form

Damage mitigation permit (culling and dispersal)

What is the proposed mitigation method?

Comments: The method will be direct shooting of animals

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: The client will need to ensure to follow conditions of permit which state that the client needs to follow the procedure for shooting Macropods specified under the National Code of Practice for shooting Kangaroos and Wallabies

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**
**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

(a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

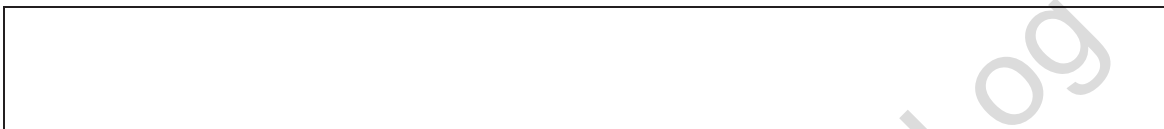
What threat or potential threat is there to human health and wellbeing?

Comments: N/A

Assessment form

Damage mitigation permit (culling and dispersal)

List of
Evidence:



Provide Image if appropriate (insert file or cut and paste) :

**Section
186(a)**

**Delegate
Comments:**



10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

(b) *action under the permit will not detrimentally affect the survival of the animal in the wild*

How many animals are being requested?

Comments: The client has asked for a quota of 20 animals to cull over a 12month period .

Is this amount likely to adversely affect the survival of the species in the wild? ☐ Yes ☒ No

Why?

Comments: The quota of 20 animals asked by the client to remove over a 12 month period would have little impact on the population of this species in QLD.

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments: The client has been made aware of the recording process needed for this permit type in a telephone conversation today 6/9/2017.

**Section
186(b)**

**Delegate
Comments:**

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

- (c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments: Shooting

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: The client will need to ensure to follow conditions of permit which state that the client needs to follow the procedure for shooting Macropods specified under the National Code of Practice for shooting Kangaroos and Wallabies

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)**

**Delegate
Comments:**

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*

i. the reptile will be released into the wild; or

ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise

Assessment form
Damage mitigation permit (culling and dispersal)

Is the DMP for a reptile?

☐ Yes ☒ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**

**Delegate
Comments:**



- 13. Legislative requirement: Section 26 of the Nature Conservation (Administration) Regulation 2017 – Considerations to be taken into account by the delegate**

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> <p>no</p>	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <p>no</p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce the general public's access to nature?</i> <p>no</p>	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> <p>has asked for small quota</p>	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> <p>no</p>	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> <p>no</p>	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> <p>no</p>	☐
<p>(g) <i>The public interest;</i></p>	☐

Assessment form
Damage mitigation permit (culling and dispersal)

<ul style="list-style-type: none"> Is the issue of the permit in the public interest? <p>yes to help protect damage to agricultural crops and minimise profit loss.</p>	
<p>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</p> <ul style="list-style-type: none"> Does the applicant have a conviction relating to the permit activity? <p>no</p>	☐
<p>(k) Any recovery plan for wildlife to which the authority applies.</p> <ul style="list-style-type: none"> Has a search been carried out for a recovery plan for the species? <p>no</p>	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before?

☐ Yes ☒ No

If yes, has the applicant submitted the 'return of operations'?

☐ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy)

☐ Yes ☒ No

Comments:

desktop assessment was conducted on 6/9/2017

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

yes. September 2017- September 2018

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments:

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☒ WI Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐ This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☒ Not supported ☐

Name: Teva Kohring

Position: Wildlife Officer

Date: 6/9/2017

Comments: it is recommended this permit be approved.

17. Senior conservation officer endorsement: (where applicable)

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

Nature Conservation (Administration) Regulation 2017

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



s.73 irrelevant information

Our reference: APP0004544

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 31 August 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), Property management plan	WA0001563	GRANTED
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), Property management plan	WA0001563	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0001563.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 14 September 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2006

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 25(1) of the Nature Conservation (Administration) Regulation 2006¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 25(2) of the Nature Conservation (Administration) Regulation 2006¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 31 of the Nature Conservation (Administration) Regulation 2006¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2006 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2006 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017.

Permit number: WA0001563

Valid from: 14 September 2017 to 13 September 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant in	s.73 sch4p4(6) Personal informa MOURILYAN QLD 4858 Australia
Person In Charge:	s.73 irrelevant in	s.73 sch4p4(6) Personal informa MOURILYAN QLD 4858
Business name:		ABN/ACN /
Activity location/licensed premises	s.73 irrelevant in	

Schedule

Family or Species	Details	Category	Quantity	Unit
Species	agile wallaby, Macropus agilis	Live	20	Individuals

Dayna Couprie
Department of Environment and Science
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@des.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 17 September 2017



Legislative Requirements and Conditions of Wildlife Authority

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006

Condition

Nature Conservation

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM14 Lethal take of wildlife is by shooting only. Shooters are to ensure the combination of firearm, projectile distance to target and point of aim must result in the instantaneous death of the target animal. If death is not instantaneous, shooters must make every effort to locate wounded or orphaned animals to quickly and humanely cause immediate death.
- DMM15 A deterrent method that is not harmful to a protected animal, such as one using noise and/or light, must be used in conjunction with this permit.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Assessment form

Lethal damage mitigation permit (Macropods)

This form is to be used to assess an application for a damage mitigation permit (Macropods) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation).

Date:	12/9/17
Assessing Officer:	mary starky
Project Ref:	APP0004274
Permit Ref:	

Applicant name and address:

Applicants:	s.73 irrelevant informatio		
Person in charge (if corporation):			
Company name:		ABN/ACN number	
Property name:			
Lot on Plan details	sch4p4(6) Per	Area: 31.81ha	Approx. area used for crops: approx 20%
Property Location (GPS etc)	sch4p4(6) Personal information		
Address:	s.73 sch4p4(6) Personal Watsonville 4887		
LGA:	Mareeba Shire Council		
Inspection:	☒ No (desktop assessment) ☐ Yes (if yes please attach inspection report)		
Phone/Fax/Email:	s.73 irrelevant info	s.73 irrelevant informatio	

What species is to be taken

Species: Agile Wallaby *Macropus agilis*

Has the animal been identified? ☒ Yes ☐ No

How? by the client

What *Nature Conservation Act 1992* classification is this species?

☒ Least concern

☐ EVNT - If EVNT, is it consistent with the conservation plan?

Describe: common least concern species

What type of crop/pasture requires protection?

Describe: newly planted avocardo trees

What damage or loss, current or potential, is being experienced and how is it determined?

Describe: the client states '50% avocardo crop damaged, 20-30% of stock pastures damaged, boundary fences damaged resulting in wild dog entrance to the property causing extensive damage to \$2000 bull and other livestock

What reasonable attempt has the landholder taken to prevent or minimise damage using non-lethal methods:

Describe: the client states 'guard dog and fences, the fences are dog proof netting but the wallabies tunnel under the fences allowing other animals access as well.'

Have the attempts been successful/ unsuccessful? Will they be used in the future?

Describe: unsuccessful

Detail the significant economic loss of the landholder. Include information regarding why the loss is deemed significant and history of loss in recent periods:

Describe: the client states that 'valuable livestock has been attacked by dogs because of the access through the fences created and that up to 50% of newly planted avocardoes and other crops have been damaged

How many animals are being requested?

Describe: Agile Wallaby *Macropus agilis* -- 200
THIS IS A LARGE NUMBER BUT THE CLIENT IS NEW. HE DID NOT KNOW HOW MANY

TO ASK FOR. WE DISCUSSED IT BY TELEPHONE AND DECIDED THAT THIS PERMIT WAS A TEST FOR THE NUMBERS REQUIRED. I HAVE SPOKEN TO A NUMBER OF FOLK ABOUT AGILE WALLABY NUMBERS AS I AM UNFAMILIAR WITH THIS SPECIES. IT WOULD APPEAR THAT THEY CAN OCCUR IN GREAT NUMBERS ON THE BOOM AND BUST CYCLE UP NORTH. THE CLIENT LIVES IN WHAT APPEARS TO BE OPTIMUM HABITAT FOR THE SPECIES. SO WITH THIS IN MIND I AGREE TO ISSUE THIS PERMIT ON THE UNDERSTANDING THAT THERE WILL BE ATTENTION TO NUMBERS SHOT AND THAT THE NUMBER REQUIRED IN FUTURE YEARS WILL BE MUCH LOWER THUS AVOIDING THE NEED TO WITH DRAW AND REAPPLY

Is this amount likely to adversely affect the survival of the species in the wild?

☐ Yes ☒ No

Why?

Describe:

common species

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population? (Numbers, date and region to be changed with each new application) ☐ Yes ☐ No

Quota used as at <<date>> (insert assessment date)	Usage to date (insert number macropods) <div>Calculate</div>	State %	State quota allocated for Combined Zones
Eastern grey kangaroo		0.00 %	308134
Common wallaroo		0.00 %	73882
Red kangaroo		0.00 %	141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? Analyse previous returns if previous applicant ☒ Yes ☐ No

Describe:

I have been in contact with the client and sent him both the link to the RoT and a copy of the form and the CoP

What is the proposed mitigation method? If firearm, have they supplied licence details? Note:

Describe:

shooting

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who

will be carrying out the take).

Describe: condition DMM22 on the permti

Considerations to be taken into account by the delegate

Has the applicant held this type of permit before? ☐ Yes ☒ No

If yes, has the applicant submitted the 'return of operations'? ☐ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

Has the applicant specified start and completion dates? ☒ Yes ☐ No

Comments: 1/9/17 to 1/12/17

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP? ☐ Yes ☒ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan? ☐ Yes ☒ No

Assessing Officer - recommendation:

Supported ☒ Not supported ☐

Name: mary starky

Position: Wildlife Officer

Date: 12/09/17

Senior Wildlife Officer - endorsement:

Endorsed ☐ Not endorsed ☐

Name:

Position: Senior Wildlife Officer

Date:

Manager/Delegate - approval:

Approved ☐ Not approved ☐

Name:

Position: Manager

Date:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

Nature Conservation (Administration) Regulation 2006

Published on DES Disclosure Log
RTI Act 2009

APP0004274

- Summary
- Assessment
- Tasks
- Financial Summary
- Condition Summary
- News
- Related Actions

Application Summary

Application Reference: APP0004274

Authority Type: Wildlife Authority

Permit Type: Damage Mitigation Permit

Industry Sector: Unknown

Lodgement Date: 24/08/2017

Stage: Decision

Status: Permit Issued

Related Permit [WA0001618](#)

Damage Mitigation

Damage mitigation Details

What is your reason for applying for this permit? (Examples include damage to pastures, grains, crops, threat to human health and well-being.)	damage to pastures and crops and stock fences
Outline the monetary loss experienced:	50% of avocado crop damaged, 20-30% of stock pastures damaged, boundary fences damaged resulting in wild dog entrance to property causing extensive damage to \$2000 bull and other livestock
What previous damage mitigation method(s) have you tried (if any) and was this successful?	guard dogs, fences,

Project Dates

Start and completion dates

Start date	1 Sep 2017
Completion date	1 Dec 2018

Persons Operating

Provide the name(s) of the person(s) operating under this permit

Family Name	Given Name
<div>s.73 irrelev</div>	<div>s.73 irrelev</div>

Wildlife Suitability

During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court?

No

Have you ever had an equivalent permit from another State or country that was suspended and/or cancelled?

No

Information Requests

Information Requests

ID	Type	Direction	EIS Flag	Reason	Updated timestamp	Last updated by
No items available						

Approval Workflow History

Outcome	Timestamp	Reason	Recommendation	Status	User	Comments
Permit Application Decision	18/09/2017 00:19	refer to the attached assessment	Grant	Approved	Dayna Couprie	
Pending Approval	15/09/2017 08:07	refer to the attached assessment		Approved	Dayna Couprie	Delegate- I endorse this permit. LC Macropods, Applicant has economic crop damage (avocado crops) and has attempted other than lethal means. I note the number of Agile Wallabies is 200 as per the assessment report from Starky. She notes that this amount of wallabies is high but will not affect the viability of the species in the long term. The applicant is familiar with return of operations and the assessor has sent available links for applicant to complete these returns.
Permit Application Decision	15/09/2017 08:07	refer to the attached assessment	Grant	Pending Approval	Samuel Dawes	Delegate- I endorse this permit. LC Macropods, Applicant has economic crop damage (avocado crops) and has attempted other than lethal means. I note the number of Agile Wallabies is 200 as per the assessment report from Starky. She notes that this amount of wallabies is high but will not affect the viability of the species in the long term. The applicant is familiar with return of operations and the assessor has sent available links for applicant to complete these returns.
Permit Application Decision	13/09/2017 10:52	refer to the attached assessment	Grant	Pending Review	Mary Starky	

Internal Review

Requests

Reviewed Decision	Compliant	Comment	Created	Created by
No items available				

Original Decisions Under Review

Decision	Recommendation	Reason	Comment	Updated	User
18-135			File A		74

Decision	Recommendation	Reason	Comment	Updated	User
No items available					



Published on DES Disclosure Log
RTI Act 2009

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To: s.73 irrelevant information

Our reference: APP0004274

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 24 August 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001618	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0001618.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 18 September 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2017

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0001618

Valid from: 18 September 2017 to 17 September 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	<div>s.73 irrelevant information</div>	
Person In Charge:		
Business name:		ABN/ACN /
Activity location/licensed premises	<div>s.73 (sch4n4(6) Person</div> WATSONVILLE QLD 4887	

Schedule

Species details	Category	Quantity	Unit
agile wallaby, Macropus agilis	Live	200	

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 18 September 2017

Legislative Requirements and Conditions of Wildlife Authority

Legislative Requirements

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMLR03 Activities carried out under this authority, unless otherwise authorised, apply to non-protected areas only.
This requirement may be found in section 12 of the Nature Conservation (Administration) Regulation 2006

Condition

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 26(1) of the Nature Conservation (Administration) Regulation 2017¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 26(2) of the Nature Conservation (Administration) Regulation 2017¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 33 of the Nature Conservation (Administration) Regulation 2017¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2017 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2017 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

20/9/2017

Assessing Officer:

Jacqui Brock, Project Officer, WAT

Project Ref:

APP0002320

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Applicants:

s.73 irrelevant information

Person in charge
(if corporation):

Company name:

ABN/ACN number

Property name:

Lot on Plan details

sch4p4(6) Perso

Property Location
(GPS etc)

Address:

s.73 irr sch4p4(6) Pe South Mission Beach QLD 4852

Assessment form

Damage mitigation permit (culling and dispersal)

Phone/Fax:

s.73 irrelevant information

Email:

s.73 irrelevant information

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☒ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☐

Background:

The applicant has held several permits in the past (WIMP14160814, WIMP15998315, WIMP17394116). In 2014, he applied to cull 300 animals, in 2015 and 2016 - 200 animals per year and this year has applied for only 100. Applicant states that in his belief he needs one more year to ensure that the grass returns and erosion is mitigated.

A site inspection was conducted by EHP Wildlife Officer Janelle Evans last year and a permit was issued. Last year's assessment includes photographs of the damage caused by the wallabies.

The property is 2ha and is surrounded by 10.5 ha of nature reserve.

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

(1) The chief executive may grant a damage mitigation permit only for—

(a) a least concern animal; or

(b) an endangered, vulnerable or near threatened animal.

(1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Species:

Agile Wallaby (*Macropus agilis*)

Has the animal been identified?

☒ Yes ☐ No

How?

Applicant has had permits over the past 3 years. This species is known to be abundant in this area. EHP Wildlife Officer Janelle Evans confirmed species in her 2016 inspection and assessment.

What *Nature Conservation Act 1992* classification is this species?

☒ Least concern

Assessment form

Damage mitigation permit (culling and dispersal)

☐ EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

N/A

**Section
182**

**Delegate
Comments:**

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) the animal is causing, or may cause, damage.

What damage or loss, current or potential, is being experienced?

Describe:

Continued costs of licenced shooter, trencher and disposal of wallabies approximately \$300 per annum. Damage to property (as per 2016 inspection) includes damage to property, in particular land and pasture degradation, soil erosion, weed growth, holes in the ground, faecal matter, reduced land valuation, veterinary and fencing costs.

List of
Evidence:

I contacted Janelle Evans who had provided the inspection/assessment in 2016. Janelle advised that the area around Mission Beach is notorious for large numbers of agile wallabies.

Application signed 12/7/17 states: Wallabies continue to be a problem. We have been unable to complete a cull for the last three months due to inclement weather. We believe we need one more year to ensure that grass returns and erosion is mitigated.

Provide image if appropriate (insert file or cut and paste) :

Section
185(1)(a)
Delegate
Comments

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe:

Blood and bone fertiliser and chilli around the perimeter of property; ongoing slashing and mowing, electric fence, cracking of stock whip to scare, chase away on foot, vehicle, tractor and mower, fenced perimeter of the house, spray wallabies with garden hose, unable to employ perimeter wallaby fencing due to cassowary population regularly feeding on native vegetation within property boundary.

List of
Evidence:

DMP applications 2014,2015,2016 and 2017

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments:

Applicant advised Janelle Evans in 2016, that the wallabies return to the original location after being chased away and have become desensitised to noise.

Section
185(1) (b)
Delegate
Comments:

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management

Regulation

Section 185(1)(c):

(c) if the damage is not prevented or controlled-

- i. individuals may suffer significant economic loss; or
- ii. the ecological sustainability of nature is likely to be harmed

Has the applicant identified:

(a) Economic loss ☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments: As per 4(a) above

OR;

(b) Likelihood of harm ☐ Yes ☐ No

Detail the likelihood of harm to the ecological sustainability of nature:

Comments:

List of
Evidence:

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(c)
Delegate
Comments:**

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

(d) action under the permit will not adversely affect the survival of the animal in the wild

How many animals are being requested?

Assessment form
Damage mitigation permit (culling and dispersal)

Comments: 100 (gradual reduction of numbers applied for over previous years)

Is this amount likely to adversely affect the survival of the species in the wild? ☐ Yes ☒ No

Why?

Comments: Agile wallabies are listed as Least Concern and are known to be an agricultural pest (Wildnet)

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population?
(Numbers, date and region to be changed with each new application) ☒ Yes ☐ No

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		308134
Common wallaroo	%		73882
Red kangaroo	%		141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments: The applicant has held permits in the past and is aware of their obligations. Returns have been submitted previously. This will be detailed on permit.

**Section
185(1)(d)**

**Delegate
Comments:**

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

- (e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments: Lethal take by firearm

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: The applicant has held previous permits. The details regarding the "Code" will be stated on the permit.

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments: N/A

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**

**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

- (a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

What threat or potential threat is there to human health and wellbeing?

Comments:

N/A

List of
Evidence:

N/A

Provide Image if appropriate (insert file or cut and paste) :

**Section
186(a)**

N/A

**Delegate
Comments:**

10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

(b) action under the permit will not detrimentally affect the survival of the animal in the wild

How many animals are being requested?

Comments: N/A

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☐

No

Why?

Comments: N/A

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)?

☐

Yes

☐

No

Comments: N/A

**Section
186(b)**

Delegate

Comments:

N/A

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

- (c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments: N/A

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: N/A

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments: N/A

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)
Delegate
Comments:**

N/A

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*

i. the reptile will be released into the wild; or

ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise

Assessment form
Damage mitigation permit (culling and dispersal)

Is the DMP for a reptile?

☐ Yes ☒ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**
**Delegate
Comments:**

N/A

- 13. Legislative requirement: Section 26 of the Nature Conservation (Administration) Regulation 2017 – Considerations to be taken into account by the delegate**

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> <p>No</p>	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <p>No</p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce the general public's access to nature?</i> <p>No</p>	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> <p>No</p>	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> <p>National Code of Practice for Humane Shooting of Kangaroos and Wallabies</p>	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> <p>No</p>	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> <p>No</p>	☐

Assessment form
Damage mitigation permit (culling and dispersal)

<p><i>(g) The public interest;</i></p> <ul style="list-style-type: none"> Is the issue of the permit in the public interest? <p>Yes</p>	☐
<p><i>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</i></p> <ul style="list-style-type: none"> Does the applicant have a conviction relating to the permit activity? <p>No</p>	☐
<p><i>(k) Any recovery plan for wildlife to which the authority applies.</i></p> <ul style="list-style-type: none"> Has a search been carried out for a recovery plan for the species? <p>This is not an EVNT species</p>	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before?

☒ Yes ☐ No

If yes, has the applicant submitted the 'return of operations'?

☒ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy)

☐ Yes ☒ No

Comments:

The last site inspection was conducted in 2016

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

1/8/2017 - 1/8/2018

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments:

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☒ WI

Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐

This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☒

Not supported ☐

Name: Jacqui Brock

Position: Project Officer (WAT)

Date:
20/9/2017

Comments:

17. Senior conservation officer endorsement: (where applicable)

Supported ☐

Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

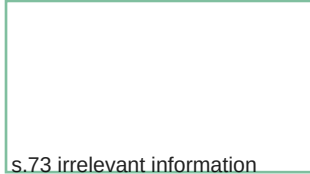
Nature Conservation (Administration) Regulation 2017

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



Our reference: APP0002320

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 12 July 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001692	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0001692.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 22 September 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2017

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 26(1) of the Nature Conservation (Administration) Regulation 2017¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 26(2) of the Nature Conservation (Administration) Regulation 2017¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 33 of the Nature Conservation (Administration) Regulation 2017¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2017 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2017 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

Application form

Section 12(a) – Nature Conservation (Administration) Regulation 2006

Damage mitigation permit (culling or disturbance of or interference with wildlife)

1 Important information for applicants

Applications can be made using the Department's digital platform for online services and transactions. In most instances, online licences are granted straight away. Visit www.ehp.qld.gov.au/connect for more information

This form is to be used to apply for a damage mitigation permit for the purpose of the culling of wildlife, or the disturbance of or interference with wildlife for the purpose of dispersing wildlife (**note: a separate application form is required for lethal take of flying-foxes damaging crops**). A damage mitigation permit may be granted for a maximum period of twelve months, unless operating under an approved property management plan (PMP), in which case it may be granted for a maximum period of three years. If you wish to apply for a PMP in order to seek a damage mitigation permit for up to three years, please contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on the phone number below for the appropriate PMP template form to accompany this application. Before lodging this application you should be familiar with the relevant sections of the *Nature Conservation Act 1992* and regulations, available from the Office of the Queensland Parliamentary Counsel website <http://www.legislation.qld.gov.au>.

Your application must be assessed and a permit granted by the chief executive before you can proceed with the proposed activity. Your application may take up to 40 business days to process. A comprehensive and detailed application will assist EHP in making a prompt decision. If your application does not include all required information, EHP will notify you.

The permit holder must ensure they are in compliance with all relevant legislation, including the *Weapons Act 1990*. If you have queries about how to complete this form correctly or need guidance contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on **1300 130 372**.

2 Terms and Conditions

Permits, licences and authorities Queensland's native wildlife is protected by legislation that aims to conserve biodiversity by protecting native plants and animals and their habitat. All native birds, reptiles, mammals and amphibians are protected, along with some invertebrates (certain butterflies, spiders and scorpions), freshwater fish and the grey nurse shark. Other aquatic species are protected by the Department of Agriculture and Fisheries, the Great Barrier Reef Marine Park Authority and the Australian Government. A licensing system helps us protect native wildlife species. By regulating the sustainable taking, keeping, using or moving of wildlife for commercial, recreational or other purposes we contribute to the maintenance of viable wild populations of plants and animals. The type of approval(s) you will need depends upon a number of things, including:

- The nature and purpose of your proposed activity
- The tenure of the area in which you intend to undertake your activity and
- The species of wildlife concerned

Damage mitigation permit (culling or disturbance of or interference with wildlife)

To apply for permits:

- within the protected area estate (except nature refuges and special wildlife reserve) as defined in the *Nature Conservation Act 1992* (e.g. national park, national park [Aboriginal land], national park [Torres Strait Island land] etc); or
- within a marine park under the *Marine Parks Act 2004*; or
- within State forest estate under the *Forestry Act 1959* (e.g. state forests and timber reserves)

please contact the Department of National Parks, Sport and Racing

Note: Corporations must have an office in Queensland to be eligible to apply for a wildlife authority.

The *Nature Conservation Act 1992* and the subordinate Nature Conservation Regulations may be found on-line on the Office of Queensland Parliamentary Counsel website.

Privacy statement for wildlife permits

Information you provide assists the Department of Environment and Heritage Protection (EHP) to administer wildlife licences, permits and authorities granted under the Nature Conservation (Wildlife Management) Regulation 2006.

Some information may be provided to the Departments of National Parks, Sport and Racing; Agriculture and Fisheries; Science, Information Technology and Innovation; Health; Queensland Police Service or the Australian Defence Force in order investigate biosecurity or health issues or allegations of unlawful activity, if required.

Some information, where relevant, may also be sent to non-government organisations such as the RSPCA Qld and the Queensland Wildlife Rehabilitation Council for the purpose of improving standards of native animal care.

Information regarding your status as a holder of a permit may be provided to any party upon request. Your personal information will not be disclosed to any other parties without your consent unless authorised or required by law.

More information on our commitment to privacy is available on our website. Should you have a general question on the Department and its obligations under the *Information Privacy Act 2009* please email privacy@ehp.qld.gov.au or for specific questions concerning privacy information and wildlife activities please email: wildlife.management@ehp.qld.gov.au

1. You may only lodge this application if you have accepted the above terms and conditions

3 ☒ I accept the above terms and conditions.

2. All questions must be answered for the application to be processed. If you do not complete all questions, sign and date the application form, your application will be returned to you as an invalid application.

Damage mitigation permit (culling or disturbance of or interference with wildlife)

3. Applicant information

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland). Please tick the appropriate box:

- ☒ **AN INDIVIDUAL** → Complete Section 4 applicant details — then complete sections 7 to 20.
- ☐ **AN ORGANISATION** → Complete Section 5 applicant details — then complete sections 7 to 20.

4. Applicant details for an individual

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	* DATE OF BIRTH
☒ Mr ☐ Mrs ☐ Ms ☐ Miss ☐ Doctor ☐ Prof	s.73 irrelevant information			sch4n4(6).Perso

5. Applicant details for an organisation

Organisation type –

- ☐ Company ☐ Australian registered (foreign) body ☐ Incorporated association
☐ Co-operative ☐ Government ☐ Non for profit organisation

*AUSTRALIAN BUSINESS NUMBER	*BUSINESS NAME
CEO	ABN

6. Applicant registered / residential address

* RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	* SUBURB	* STATE	* POST CODE
s.73 irre sch4n4(6).Perso	s.73 irrelevant information	s.73 irrelevant information	
(WRITE 'AS ABOVE' IF SAME AS REGISTERED/RESIDENTIAL ADDRESS)			
POSTAL ADDRESS	SUBURB	STATE	POST CODE
s.73 irrelevant informa	s.73 irrelev	s.73 irrelevant informati	

Damage mitigation permit (culling or disturbance of or interference with wildlife)

7. Applicant contact details – email or phone contact is mandatory.

EMAIL ADDRESS	s.73 irrelevant information		
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☐
PHONE TYPE	AREA CODE	PHONE NUMBER (NOTE: 10 DIGITS INCLUDING AREA CODE)	
☐ Home phone ☐ Office phone ☒ Mobile phone ☐ Facsimile		s.73 irrelevant information	

8. Permit activity

☒ Culling to prevent damage or loss

☒ Lethal take of protected animals (non flying-fox). Use this application type if you identify that culling may be necessary to minimise damage or loss of property. Permit holders may be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Culling to protect human health or well-being

☐ Lethal take of protected animals (non flying-fox) - Use this application type if you identify that culling may be necessary to protect human health or wellbeing. You may also be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Disturb or interfere with protected animals - Use this application type if you wish to stop or prevent damage or remove a human health risk caused by wildlife.

9. Have you an approved property management plan (PMP)

☐ Yes If answering yes - permit holders are required to produce a Property Management Plan for non-lethal methods.

☒ No

10. Location of the activity

Where will the activities be conducted? When completing this application, please attach sufficient supporting information to identify exactly where activities will take place.

(If you require more than one location, attach a separate sheet listing locations.)

* PHYSICAL STREET ADDRESS (WRITE "AS ABOVE" IF SAME AS RESIDENTIAL /REGISTERED ADDRESS)	* SUBURB	* STATE	* POST CODE
s.73 irrelevant sch4p4(6) Perso	SOUTH MISSION BEACH	QLD*	4852

OR

* LOT# AS	* PLAN#

Damage mitigation permit (culling or disturbance of or interference with wildlife)

11. Wildlife details

(If you require more space, attach a separate sheet of wildlife details)

COMMON NAME	SCIENTIFIC NAME	NUMBER
AGILE WALLABY		100

12. Damage mitigation details

You must be able to demonstrate that you have tried a combination of at least two non-lethal methods before a lethal damage mitigation permit application will be considered.

What is your reason for applying for this permit? (Examples include damage to pastures, grains, crops, threat to human health and well-being.)

WALLABYS CONTINUE TO BE A PROBLEM. WE HAVE BEEN UNABLE TO COMPLETE A CULL FOR THE LAST THREE MONTHS DUE TO INCLEMENT WEATHER. WE BELIEVE WE NEED ONE MORE YEAR TO ENSURE THAT GRASS RETURNS AND ERROSION IS MITIGATED.

Outline the monetary loss experienced:

AS PER OROGINAL PERMIT APPLICATION # WIMP14160814, WIMP15998315 & WIMP17394116, CONTINUED COST OF LICENCED SHOOTER, TRENCHER AND DISPOSAL OF WALLABIES APPROXIMATELY \$300 PER ANNUM.

What previous damage mitigation method(s) have you tried (if any) and was this successful?

AS PER OROGINAL PERMIT APPLICATION # WIMP14160814, WIMP15998315 & WIMP17394116

Damage mitigation permit (culling or disturbance of or interference with wildlife)

13. Start and completion dates

Please enter the proposed start and completion dates for the project

START DATE 01/08/2017	FINISH DATE 01/08/2018
--------------------------	---------------------------

14. Provide the name(s) of the person(s) operating under this permit

Question 14 is only to be completed if permit activity is for culling to prevent damage or loss or culling to protect human health or well-being.

Complete this section if person(s) other than the applicant will be operating under this permit. Use an attachment if insufficient space.

FAMILY NAME s.73 irreleva	GIVEN NAME s.73 irrele
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME

15. Application questions

QUESTIONS	DETAILS
1. During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court? (Note: does not include simple traffic offences such as parking, speeding) If yes, provide details of the offence/s.	☐ Yes ☒ No
2. Have you ever had an equivalent permit from another State or country that was suspended and/or cancelled? If yes, provide details about the permit, the date it was suspended and/or cancelled and reasons for suspension/cancellation.	☐ Yes ☒ No

16. Person in Charge

Details of the person nominated to be in charge of the place(s) where the authorised activity is to be undertaken.

Nominate Person in Charge*

☒ Same as applicant

☐ Alternate person in charge

Damage mitigation permit (culling or disturbance of or interference with wildlife)

4 Person in Charge Identity Details

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	*DATE OF BIRTH
	s.73 irrelevant information			sch4p4(6) Per

5 Person in Charge Registered / residential address

*RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	*SUBURB	*STATE	*POST CODE
s.73 irrelevant information sch4p4(6) Perso	SOUTH MISSION BEACH	Q	4852
(WRITE 'AS ABOVE' IF SAME AS REGISTERED RESIDENTIAL ADDRESS)			
POSTAL ADDRESS	SUBURB	STATE	POST CODE
s.73 irrelevant information	s.73 irrelevant information	s.73 irrelevant information	

6 Person in Charge contact details – email and phone contact is mandatory.

EMAIL ADDRESS	s.73 irrelevant information		
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☐
PHONE TYPE	AREA CODE	PHONE NUMBER. NOTE: 10 DIGITS (INCLUDING AREA CODE)	
☐ Home phone ☐ Office phone ☒ Mobile phone ☐ Facsimile		s.73 irrelevant information	

17. Application Contact Details

An alternative contact nominated by the legal entity which has submitted, or will in future submit, applications to be assessed by the department. All departmental correspondence relating to the assessment of applications will be directed to the application contact, however, if the application results in the issuing of a relevant authority, the relevant authority will be sent to the customer contact or if nominated, the primary contact.

*NAME OR POSITION	*PRIMARY PHONE. NOTE: 10 DIGITS (INCLUDING AREA CODE)	EMAIL ADDRESS	SECONDARY PHONE
s.73 irrelevant information	s.73 irrelevant information	s.73 irrelevant information	

18. Applicant's signature

APPLICANT'S NAME	s.73 irrelevant information	
APPLICANT'S SIGNATURE	DATE	
sch4p4(6) Personal information	12/07/2017	

Damage mitigation permit (culling or disturbance of or interference with wildlife)

19. Applicant checklist

- ☒ All questions on application form completed, signed and dated.
- ☐ Supporting information and accreditation attached (if applicable)

Please return your completed application kit to:

Customer Service Team
Department of Environment and Heritage Protection
GPO Box 2454
Brisbane
Queensland 4001

Enquiries: **1300 130 372 option 4**
Facsimile: (07) 3330 5875
Email: palm@ehp.qld.gov.au

Code of Practice or guidelines and Information sheet – Wildlife authorities and privacy may be obtained from the EHP website <http://www.ehp.qld.gov.au/licences-permits/plants-animals> or by contacting the EHP Customer Service Unit on 1300 130 372.

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0001692

Valid from: 22 September 2017 to 21 September 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant information	s.73 irsch4p4(6) P SOUTH MISSION BEACH QLD 4852 Australia
Person In Charge:	s.73 irrelevant information	s.73 irsch4p4(6) P SOUTH MISSION BEACH QLD 4852
Business name:		ABN/ACN /
Activity location//licensed premises	s.73 irsch4p4(6) P	SOUTH MISSION BEACH QLD 4852

Schedule

Species details	Category	Quantity	Unit
agile wallaby, Macropus agilis	Live	100	

Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Date issued: 29 September 2017

Enquiries:

Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Legislative Requirements and Conditions of Wildlife Authority

LR1 Macropods must be taken by centrefire rifle in a way specified by the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-commercial purposes, approved by the Natural Resource Management Ministerial Council.

Legislative Requirements

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMLR03 Activities carried out under this authority, unless otherwise authorised, apply to non-protected areas only.
This requirement may be found in section 12 of the Nature Conservation (Administration) Regulation 2006

Condition

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.

From: COOPER Bradley [Bradley.Cooper@des.qld.gov.au]
Sent: Monday, 14 August 2017 1:47 PM
To: PALM
Subject: AR103796 DMP Application - [s.73 irrelev]
Attachments: DMPApplication[s.73 irrelev].pdf

Good Afternoon,

Please find attached a scanned copy of an application for a DMP for [s.73 irrelevant in]

The application was sent to our office in Townsville.

I have forwarded the hard copy to you.



Bradley Cooper

Wildlife Officer

Conservation and Biodiversity Operations Branch (CBOB)

Northern Operations

Conservation and Sustainability Division (CSS)

Department of Environment and Heritage Protection

P 07 4796 7713 M [sch404(6) Per]
PO Box 375, Garbutt East LPO, QLD 4814

Application form

Section 12(a) – Nature Conservation (Administration) Regulation 2006

OFFICIAL USE ONLY

DATE RECEIVED

--	--	--

FILE REF

PROJECT REF

COMPLETE FORM

CORRECT AA

☐
☐

COMPLETE FEE

☐

ADMINISTERING DISTRICT

ENTERED BY [SIGNATURE]

DATE

Damage mitigation permit (culling and dispersal of wildlife)

Important information for applicants

This form is to be used to apply for a damage mitigation permit for the purpose of culling and dispersal of wildlife (**note: a separate application form is required for lethal take of flying-foxes damaging crops**). Information requested will enable your application to be processed as prescribed by the *Nature Conservation Act 1992*. A damage mitigation permit may be granted for a maximum period of six months, unless you operate under an approved property management plan (PMP), when it may be granted for a maximum period of three years. If you wish to submit a PMP for approval and receive a damage mitigation permit for up to three years please contact Permit and Licence Management on 1300 130 372 for the appropriate PMP template form to accompany this application. Your application must be assessed and a permit granted by the chief executive before you can proceed with the proposed activity. Your application may take up to 40 business days to process.

Before completing your application please read the information materials included with your application kit. Before lodging this application you should be familiar with the requirements of the *Nature Conservation Act* available from the Office of the Queensland Parliamentary Counsel website <http://www.legislation.qld.gov.au>. If you have queries about how to complete this form correctly or need guidance contact the Permit and Licence Management on **1300 130 372**.

Applicant information

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland). Please tick the appropriate box:

- ☐ **AN INDIVIDUAL** → Complete Section 1 applicant details — then complete sections 3 to 11
- ☐ **A CORPORATION** → Complete Section 2 applicant details — then complete sections 3 to 11.

1. Applicant details for an individual

APPLICANT'S FAMILY NAME s.73 irrelevant informa	TITLE MR
APPLICANT'S GIVEN NAME/S s.73 irrelevant information	DATE OF BIRTH sch4p4(6) Personal inf
RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX) s.73 irrelevant information	POST CODE s.73 irrelevant i

Page 1 of 6 • 130729

s.73 irrelevant information

ABN 46 640 294 485

TELEPHONE (BUSINESS HOURS) s.73 irrelevant information	MOBILE	FACSIMILE
---	--------	-----------

Application form
Damage mitigation permit (culling and dispersal of wildlife)

TELEPHONE (AFTER HOURS)	EMAIL	
POSTAL ADDRESS (WRITE 'AS ABOVE' IF SAME AS RESIDENTIAL ADDRESS)		POST CODE

2. Application details for corporations

REGISTERED LEGAL ENTITY NAME (NOT A BUSINESS TRADING NAME)	
s.73 irrelevant information	
TRADING NAME/S (IF APPLICABLE)	
REGISTERED BUSINESS ADDRESS (NOT A POST OFFICE BOX)	POST CODE
s.73 irrelevant information	s.73 irrelevant
TELEPHONE (BUSINESS HOURS)	FACSIMILE
s.73 irrelevant information	
EMAIL	WEBSITE
POSTAL ADDRESS (WRITE 'AS ABOVE' IF SAME AS RESIDENTIAL ADDRESS)	POST CODE
AS ABOVE	
ABN / ACN / AN, OR TITLE AND SECTION OF LEGISLATION UNDER WHICH CORPORATION HAS LEGAL STATUS	
sch4p4(6) Personal information	
NAME OF PRINCIPAL OF CORPORATION	
SIGNATURE OF PRINCIPAL OF CORPORATION (or person authorised to sign on their behalf)	DATE

Details of nominated person in charge where the licensed activity is to be undertaken

NOMINATED CONTACT PERSON'S FAMILY NAME		TITLE
s.73 irrelevant informa		N/A
NOMINATED CONTACT PERSON'S GIVEN NAME/S		DATE OF BIRTH
s.73 irrelevant information		sch4p4(6) Personal i
RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)		POSTCODE
s.73 irrelevant information		s.73 irrelevant
TELEPHONE (BUSINESS HOURS)	MOBILE	FACSIMILE
s.73 irrelevant information		
TELEPHONE (AFTER HOURS)	EMAIL	
AS ABOVE		
POSTAL ADDRESS (WRITE 'AS ABOVE' IF SAME AS RESIDENTIAL ADDRESS)		POSTCODE
AS ABOVE		

Application form

Damage mitigation permit (culling and dispersal of wildlife)

3. Have you previously held this type of permit?

This may include permits in other States.

Yes ☒

No ☐

If yes, state the permit number (if known)

NIMA 14862114

If yes, has the 'return of operations' been submitted?

☒ Yes

☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, a permit may not be issued until returns are submitted.

4. Provide the name(s) of the persons(s) operating under this permit

FAMILY NAME <i>s.73 irrelevant informatio</i>	GIVEN NAME <i>s.73 irrelevant infor</i>
FAMILY NAME <i>s.73 irrelevant informatio</i>	GIVEN NAME <i>s.73 irrelevant i</i>
FAMILY NAME <i>s.73 irrelevant informatio</i>	GIVEN NAME <i>s.73 irrelevant</i>
FAMILY NAME <i>s.73 irrelevant informat</i>	GIVEN NAME <i>s.73 irrelevant informatio</i>
FAMILY NAME	GIVEN NAME

5. What is your reason for applying for this permit? (e.g. damage to pastures, grains, crops, threat to human health and well-being etc.)

STATEMENT OF REASONS <i>DAMAGE TO SUGAR CANE CROPS</i>

6. Outline monetary loss experienced

<i>Approx \$10,000 loss / YEAR</i>

7. What previous damage mitigation method(s) have you tried (if any) and was this successful? (You must be able to demonstrate that you have tried a combination of at least two non-lethal methods before a lethal damage mitigation permit application will be considered)

PREVIOUS METHOD/S	SPRAY WITH GROMOX ONE, 24.9. CHERRY POWDER, CHERRY POWDER
-------------------	--

8. Activity location

Where will the activities be conducted? Provide the street address, real property description(s) of the land(s) in which the project is located and local government area. If you require more space, attach a separate sheet.

STREET ADDRESS	EAST RUSSIAN <small>sch4p4(6) Personal information</small>
<small>sch4p4(6) Personal information</small>	PLAN FHEAD URCANT 34.52 HA.
LOCAL GOVERNMENT AREA	CAIRNS REGIONAL COUNCIL

If possible provide a specific location, a property name or an attached map with the location clearly delineated. Also include the map name/details.

SPECIFIC LOCATION/PROPERTY NAME
GEOGRAPHICAL COORDINATES

9. Wildlife details

What wildlife does the application refer to?

(If you require more space, attach a separate sheet of wildlife details)

COMMON NAME	SCIENTIFIC NAME	QUANTITY
SURINAM COECATEO	CHACARA GARRITA	10
COECATEO		
AGILE WALLABY	MACRODUS AGNIS	20

10. What are the approximate start and completion dates of the project?

START DATE <i>JULY</i>	FINISH DATE <i>JANUARY</i> <i>IN EACH YEAR</i>
------------------------	--

11. Weapons Act licence number

If you intend to use a firearm to take wildlife please give your Weapons Act licence number and attach a photocopy of your licence or have your licence sighted and your application witnessed by a Queensland Parks and Wildlife Service officer, a Queensland Police Officer or a Commissioner for Declarations/Justice of the Peace.

Licence details

NAME ON LICENCE	<div style="border: 1px solid black; height: 20px; width: 100%;"></div> <i>s.73 irrelevant information</i>
LICENCE NUMBER	<div style="border: 1px solid black; height: 20px; width: 100%;"></div> <i>sch4p4(6) Personal information</i> <i>CAT A B C D</i>

Witnessing officer (Not required if a copy of your Weapons Act licence is attached)

SIGNATURE	TITLE
FAMILY NAME	
GIVEN NAME/S	

If you require additional space, attach a separate sheet of Weapons Act licence details.

12. Applicant suitability

The permit may be granted if the applicant is an appropriate person to hold the permit, that is, if the applicant has the ability to carry out activities under the authority in a competent and ethical way.

QUESTIONS	DETAILS	DETAILS
1. During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court? (Note: does not include simple traffic offences such as parking, speeding). If yes, provide details of the offence/s.	☐ YES ☒ NO	
2. Have you ever had an equivalent permit from another State, Territory or country that was suspended and/or cancelled? If yes, provide details about the permit, the date it was suspended and/or cancelled and reasons for suspension/cancellation.	☐ YES ☒ NO	

13. Declaration

Note: If you have not told the truth in this application you may be liable for prosecution under the relevant Acts or Regulations.

- I do solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true.
- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.

APPLICANT'S NAME <div>s.73 irrelevant information</div>	
APPLICANT'S SIGNATURE <div>sch4p4(6) Personal information</div>	DATE 7.8.2017
IF THE APPLICANT IS A CORPORATION, PLEASE INDICATE YOUR POSITION IN THE CORPORATION	

14. Applicant checklist

- ☐ Application form completed, signed and dated
- ☐ Supporting information and accreditation attached (if applicable)

Please return your completed application kit to:

Permit and Licence Management
Department of Environment and Heritage Protection
GPO Box 2454
Brisbane
Queensland 4001

Enquiries: **1300 130 372**
Facsimile: (07) 3896 3342
Email: palm@ehp.qld.gov.au

Code of Practice or guidelines may be obtained from the EHP website <http://www.ehp.qld.gov.au> or by contacting the EHP Referral Centre on 1300 130 372.

NOTE: DOES THE DEPARTMENT HAVE ANY KNOWLEDGE OF SUCCESSFUL CHEMICAL DETERRANTS?

sch4p4(6) Personal informatio

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

22/09/2017

Assessing Officer:

Laura Affleck

Project Ref:

APP0003796

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Assessment form
Damage mitigation permit (culling and dispersal)

Applicants:	<div style="border: 1px solid black; padding: 2px;">s.73 irrelevant information</div>	
Person in charge (if corporation):		
Company name:		<div style="border: 1px solid black; padding: 2px;">ABN/ACN number</div> <div style="border: 1px solid black; padding: 2px;">sch4p4(6) Person</div>
Property name:		
Lot on Plan details	<div style="border: 1px solid black; padding: 2px; min-height: 100px;"> <div style="border: 1px solid black; padding: 2px; margin-bottom: 10px;">sch4p4(6) Personal info</div> <div>Area: Total area 34.11 ha</div> </div>	
Property Location (GPS etc)		
Address:	<div style="border: 1px solid black; padding: 2px;">s.73 irrelevant information</div>	
Phone/Fax:	<div style="border: 1px solid black; padding: 2px;">s.73 irrelevant in</div>	

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☒ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☐

Background:	Application state: Damage to sugar cane crops.
-------------	--

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

(1) The chief executive may grant a damage mitigation permit only for—

(a) a least concern animal; or

(b) an endangered, vulnerable or near threatened animal.

(1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the

Assessment form

Damage mitigation permit (culling and dispersal)

permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Species:

- Cacatua galerita (Sulphur-crested cockatoo)
- Macropus agilis (Agile wallaby)

Has the animal been identified?

☒ Yes ☐ No

How?

- The animal has been identified by the applicant.

What *Nature Conservation Act 1992* classification is this species?

☒ Least concern

☐ EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

**Section
182
Delegate
Comments:**

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) *the animal is causing, or may cause, damage.*

What damage or loss, current or potential, is being experienced?

Assessment form

Damage mitigation permit (culling and dispersal)

Describe:

Application states: Damage to sugar cane crops.

List of
Evidence:

None provided.

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(a)

Delegate
Comments**

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe:

Application states: Sprayed with Gromoxone (herbicide), 2,4-D Amine 500 (herbicide), curry powder and chilli powder.

List of
Evidence:

None provided

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments:

Nothing stated in the application, therefore I am left to assume that the attempts were unsuccessful.

**Section
185(1) (b)

Delegate
Comments:**

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management Regulation

Section 185(1)(c):

- (c) *if the damage is not prevented or controlled-*
- i. *individuals may suffer significant economic loss; or*
 - ii. *the ecological sustainability of nature is likely to be harmed*

Has the applicant identified:

- (a) Economic loss ☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments: Application states: Approximately \$10,000 in loss per year.

OR;

- (b) Likelihood of harm ☐ Yes ☒ No

Detail the likelihood of harm to the ecological sustainability of nature:

Comments:

List of
Evidence:

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(c)**

**Delegate
Comments:**

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

Assessment form
Damage mitigation permit (culling and dispersal)

(d) *action under the permit will not adversely affect the survival of the animal in the wild*

How many animals are being requested?

Comments:

- Cacatua galerita (Sulphur-crested cockatoo) - 10 individuals
- Macropus agilis (Agile wallaby) - 20 individuals

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☒

No

Why?

Comments:

All species are listed as of least concern.

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population?

(Numbers, date and region to be changed with each new application)

☐

Yes

☐

No

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		308134
Common wallaroo	%		73882
Red kangaroo	%		141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)?

☒

Yes

☐

No

Comments:

Awareness can be assumed based on the fact that the applicant has held a permit previously and returned their Return of Operations documentation.

**Section
185(1)(d)**

Delegate

Comments:

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

- (e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

Nothing explicitly stated on the application, but since a copy of the applicant's Firearms Licence was attached I can assume the proposed mitigation method is by shooting.

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments:

The applicant has held a permit previously and returned their Return of Operations documentation, The permit will be issued with links to the 'National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes'. Conditions will be placed on the permit.

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

N/A

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**

**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

- (a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

What threat or potential threat is there to human health and wellbeing?

Comments:

List of
Evidence:

Provide Image if appropriate (insert file or cut and paste) :

**Section
186(a)**

**Delegate
Comments:**

10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

(b) action under the permit will not detrimentally affect the survival of the animal in the wild

How many animals are being requested?

Comments:

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☐

No

Why?

Comments:

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)?

☐

Yes

☐

No

Comments:

**Section
186(b)**

Delegate

Comments:

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

- (c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments:

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)**

**Delegate
Comments:**

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*

i. the reptile will be released into the wild; or

ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise

Assessment form
Damage mitigation permit (culling and dispersal)

Is the DMP for a reptile?

☐ Yes ☒ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**

**Delegate
Comments:**

- 13. Legislative requirement: Section 26 of the Nature Conservation (Administration) Regulation 2017 – Considerations to be taken into account by the delegate**

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> <p>No</p>	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <p>No</p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce the general public's access to nature?</i> <p>No</p>	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> <p>No</p>	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> <p>Yes</p>	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> <p>No</p>	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> <p>No</p>	☐
<p>(g) <i>The public interest;</i></p>	☐

Assessment form

Damage mitigation permit (culling and dispersal)

<ul style="list-style-type: none"> Is the issue of the permit in the public interest? <p>Yes</p>	
<p>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</p> <ul style="list-style-type: none"> Does the applicant have a conviction relating to the permit activity? <p>No</p>	☐
<p>(k) Any recovery plan for wildlife to which the authority applies.</p> <ul style="list-style-type: none"> Has a search been carried out for a recovery plan for the species? <p>N/A</p>	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before?

☒ Yes ☐ No

If yes, has the applicant submitted the 'return of operations'?

☒ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy)

☐ Yes ☒ No

Comments:

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

15/08/2017 - 31/01/2018

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments:

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☐ WI Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐ This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☒ Not supported ☐

Name: Laura Affleck

Position: Conservation Officer

Date: 22/09/17

Comments: Recommend for approval.

17. Senior conservation officer endorsement: (where applicable)

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

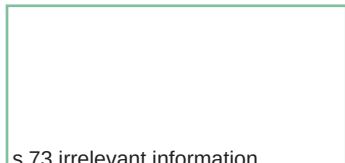
Nature Conservation (Administration) Regulation 2017

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



s.73 irrelevant information

Our reference: APP0003796

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 14 August 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001745	GRANTED
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001745	GRANTED
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001745	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0001745.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 25 September 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2017

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 26(1) of the Nature Conservation (Administration) Regulation 2017¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 26(2) of the Nature Conservation (Administration) Regulation 2017¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 33 of the Nature Conservation (Administration) Regulation 2017¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2017 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2017 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0001745

Valid from: 25 September 2017 to 24 September 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant information	s.73 irrelevant information
Person In Charge:	s.73 irrelevant information	s.73 irrelevant information
Business name:		ABN/ACN /
Activity location//licensed premises	sch4p4(6) Personal in	

Schedule

Species details	Category	Quantity	Unit
sulphur-crested cockatoo, <i>Cacatua galerita</i>	Live	10	
agile wallaby, <i>Macropus agilis</i>	Live	20	

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 25 September 2017

Legislative Requirements and Conditions of Wildlife Authority

Legislative Requirements

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMLR03 Activities carried out under this authority, unless otherwise authorised, apply to non-protected areas only.
This requirement may be found in section 12 of the Nature Conservation (Administration) Regulation 2006

Condition

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM14 Lethal take of wildlife is by shooting only. Shooters are to ensure the combination of firearm, projectile distance to target and point of aim must result in the instantaneous death of the target animal. If death is not instantaneous, shooters must make every effort to locate wounded or orphaned animals to quickly and humanely cause immediate death.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Application form

Section 12(a) – Nature Conservation (Administration) Regulation 2006

Damage mitigation permit (culling or disturbance of or interference with wildlife)

Important information for applicants

Applications can be made using the Department's digital platform for online services and transactions. In most instances, online licences are granted straight away. Visit www.ehp.qld.gov.au/connect for more information

This form is to be used to apply for a damage mitigation permit for the purpose of the culling of wildlife, or the disturbance of or interference with wildlife for the purpose of dispersing wildlife (**note: a separate application form is required for lethal take of flying-foxes damaging crops**). A damage mitigation permit may be granted for a maximum period of twelve months, unless operating under an approved property management plan (PMP), in which case it may be granted for a maximum period of three years. If you wish to apply for a PMP in order to seek a damage mitigation permit for up to three years, please contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on the phone number below for the appropriate PMP template form to accompany this application. Before lodging this application you should be familiar with the relevant sections of the *Nature Conservation Act 1992* and regulations, available from the Office of the Queensland Parliamentary Counsel website <http://www.legislation.qld.gov.au>.

Your application must be assessed and a permit granted by the chief executive before you can proceed with the proposed activity. Your application may take up to 40 business days to process. A comprehensive and detailed application will assist EHP in making a prompt decision. If your application does not include all required information, EHP will notify you.

The permit holder must ensure they are in compliance with all relevant legislation, including the *Weapons Act 1990*. If you have queries about how to complete this form correctly or need guidance contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on **1300 130 372**.

Terms and Conditions

Permits, licences and authorities Queensland's native wildlife is protected by legislation that aims to conserve biodiversity by protecting native plants and animals and their habitat. All native birds, reptiles, mammals and amphibians are protected, along with some invertebrates (certain butterflies, spiders and scorpions), freshwater fish and the grey nurse shark. Other aquatic species are protected by the Department of Agriculture and Fisheries, the Great Barrier Reef Marine Park Authority and the Australian Government. A licensing system helps us protect native wildlife species. By regulating the sustainable taking, keeping, using or moving of wildlife for commercial, recreational or other purposes we contribute to the maintenance of viable wild populations of plants and animals. The type of approval(s) you will need depends upon a number of things, including:

- The nature and purpose of your proposed activity
- The tenure of the area in which you intend to undertake your activity and
- The species of wildlife concerned

Damage mitigation permit (culling or disturbance of or interference with wildlife)

To apply for permits:

- within the protected area estate (except nature refuges and special wildlife reserve) as defined in the *Nature Conservation Act 1992* (e.g. national park, national park [Aboriginal land], national park [Torres Strait Island land] etc); or
- within a marine park under the *Marine Parks Act 2004*; or
- within State forest estate under the *Forestry Act 1959* (e.g. state forests and timber reserves)

please contact the Department of National Parks, Sport and Racing

Note: Corporations must have an office in Queensland to be eligible to apply for a wildlife authority.

The *Nature Conservation Act 1992* and the subordinate Nature Conservation Regulations may be found on-line on the Office of Queensland Parliamentary Counsel website.

Privacy statement for wildlife permits

Information you provide assists the Department of Environment and Heritage Protection (EHP) to administer wildlife licences, permits and authorities granted under the Nature Conservation (Wildlife Management) Regulation 2006.

Some information may be provided to the Departments of National Parks, Sport and Racing; Agriculture and Fisheries; Science, Information Technology and Innovation; Health; Queensland Police Service or the Australian Defence Force in order investigate biosecurity or health issues or allegations of unlawful activity, if required.

Some information, where relevant, may also be sent to non-government organisations such as the RSPCA Qld and the Queensland Wildlife Rehabilitation Council for the purpose of improving standards of native animal care.

Information regarding your status as a holder of a permit may be provided to any party upon request. Your personal information will not be disclosed to any other parties without your consent unless authorised or required by law.

More information on our commitment to privacy is available on our website. Should you have a general question on the Department and its obligations under the *Information Privacy Act 2009* please email privacy@ehp.qld.gov.au or for specific questions concerning privacy information and wildlife activities please email: wildlife.management@ehp.qld.gov.au

1. You may only lodge this application if you have accepted the above terms and conditions

I accept the above terms and conditions.

2. All questions must be answered for the application to be processed. If you do not complete all questions, sign and date the application form, your application will be returned to you as an invalid application.

Damage mitigation permit (culling or disturbance of or interference with wildlife)

3. Applicant information

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland). Please tick the appropriate box:

- ☒ **AN INDIVIDUAL** → Complete Section 4 applicant details — then complete sections 6 to 20.
- ☐ **AN ORGANISATION** → Complete Section 5 applicant details — then complete sections 6 to 20.

4. Applicant details for an individual

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	*DATE OF BIRTH
☒ Mr ☐ Mrs ☐ Ms ☐ Miss ☐ Doctor ☐ Prof	s.73 irrelevant information			sch4p4(6) Person

5. Applicant details for an organisation

Organisation type –

- ☐ Company ☐ Australian registered (foreign) body ☐ Incorporated association
☐ Co-operative ☐ Government ☐ Non for profit organisation

*AUSTRALIAN BUSINESS NUMBER	*BUSINESS NAME
CEO	ABN

6. Applicant registered / residential address

* RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	* SUBURB	* STATE	* POST CODE
s.73 irrelevant inform	s.73 irreleva	s.73 irrelevant informati	
(WRITE 'AS ABOVE' IF SAME AS REGISTERED/RESIDENTIAL ADDRESS)			
POSTAL ADDRESS	SUBURB	STATE	POST CODE
s.73 irrelevant int	s.73 irre	s.73 irrelevant informa	

Damage mitigation permit (culling or disturbance of or interference with wildlife)

7. Applicant contact details – email or phone contact is mandatory.

EMAIL ADDRESS	s.73 irrelevant informati		
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☒
PHONE TYPE	AREA CODE	PHONE NUMBER (NOTE: 10 DIGITS INCLUDING AREA CODE)	
☐ Home phone ☐ Office phone ☒ Mobile phone ☐ Facsimile		s.73 irrelevant info	

8. Permit activity☒ Culling to prevent damage or loss

☒ Lethal take of protected animals (non flying-fox). Use this application type if you identify that culling may be necessary to minimise damage or loss of property. Permit holders may be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Culling to protect human health or well-being

☐ Lethal take of protected animals (non flying-fox) - Use this application type if you identify that culling may be necessary to protect human health or wellbeing. You may also be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Disturb or interfere with protected animals - Use this application type if you wish to stop or prevent damage or remove a human health risk caused by wildlife.

9. Have you an approved property management plan (PMP)

☐ Yes If answering yes - permit holders are required to produce a Property Management Plan for non-lethal methods.

☒ No**10. Location of the activity**

Where will the activities be conducted? When completing this application, please attach sufficient supporting information to identify exactly where activities will take place.

(If you require more than one location, attach a separate sheet listing locations.)

* PHYSICAL STREET ADDRESS (WRITE "AS ABOVE" IF SAME AS RESIDENTIAL /REGISTERED ADDRESS)	* SUBURB	* STATE	* POST CODE
s.73 sch4p4(6) P	Tinaroo	QLD*	4872

OR

* LOT# AS	* PLAN#
sch4p4	sch4p4(6) P

Damage mitigation permit (culling or disturbance of or interference with wildlife)

11. Wildlife details

(If you require more space, attach a separate sheet of wildlife details)

COMMON NAME	SCIENTIFIC NAME	NUMBER
Wallaby		

12. Damage mitigation details

You must be able to demonstrate that you have tried a combination of at least two non-lethal methods before a lethal damage mitigation permit application will be considered.

What is your reason for applying for this permit? (Examples include damage to pastures, grains, crops, threat to human health and well-being.)

We grow coffee and the Wallabies do major damage to the coffee trees

Outline the monetary loss experienced:

The coffee trees are reduced to a single stem or just 1-2 branches remaining. The coffee tree takes at least 12 months to recover to a point where it can set a crop for the following year. From the time of the damage to when we get a crop is 2 years. We have 12300 coffee trees, about 800 have being damaged with new trees be damage every night.

What previous damage mitigation method(s) have you tried (if any) and was this successful?

We use to have Dingoes around and they were successful at keeping the Wallabies away however I believe our neighbours take what ever sets they can to rid the Dingoes hence we now have a wallaby problem. We have tried with domestic dogs and this was unsuccessful.

Damage mitigation permit (culling or disturbance of or interference with wildlife)

13. Start and completion dates

Please enter the proposed start and completion dates for the project

START DATE 22/09/2017	FINISH DATE 22/9/2018
--------------------------	--------------------------

14. Provide the name(s) of the person(s) operating under this permit

Question 14 is only to be completed if permit activity is for culling to prevent damage or loss or culling to protect human health or well-being.

Complete this section if person(s) other than the applicant will be operating under this permit. Use an attachment if insufficient space.

FAMILY NAME s.73 irreleva	GIVEN NAME s.73 irreleva
FAMILY NAME s.73 irreleva	GIVEN NAME s.73 irreleva
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME

15. Application questions

QUESTIONS	DETAILS
1. During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court? (Note: does not include simple traffic offences such as parking, speeding) If yes, provide details of the offence/s.	☐ Yes ☒ No
2. Have you ever had an equivalent permit from another State or country that was suspended and/or cancelled? If yes, provide details about the permit, the date it was suspended and/or cancelled and reasons for suspension/cancellation.	☐ Yes ☒ No

16. Person in Charge

Details of the person nominated to be in charge of the place(s) where the authorised activity is to be undertaken.

Nominate Person in Charge*

☒ Same as applicant

☐ Alternate person in charge

Damage mitigation permit (culling or disturbance of or interference with wildlife)

Person in Charge Identity Details

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	*DATE OF BIRTH
s.73 irrelevant information				sch4p4(6) Pers

Person in Charge Registered / residential address

*RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	*SUBURB	*STATE	*POST CODE
s.73 irrelevant informatio	s.73 irrelevant	s.73 irrelevant information	

(WRITE 'AS ABOVE' IF SAME AS REGISTERED RESIDENTIAL ADDRESS)

POSTAL ADDRESS	SUBURB	STATE	POST CODE
s.73 irrelevant inf	s.73 irrelevant	s.73 irrelevant informatio	

Person in Charge contact details – email and phone contact is mandatory.

EMAIL ADDRESS	s.73 irrelevant information		
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☒
PHONE TYPE	AREA CODE	PHONE NUMBER: NOTE: 10 DIGITS (INCLUDING AREA CODE)	
☐ Home phone ☐ Office phone ☒ Mobile phone ☐ Facsimile		s.73 irrelevant in	

17. Application Contact Details

An alternative contact nominated by the legal entity which has submitted, or will in future submit, applications to be assessed by the department. All departmental correspondence relating to the assessment of applications will be directed to the application contact, however, if the application results in the issuing of a relevant authority, the relevant authority will be sent to the customer contact or if nominated, the primary contact.

*NAME OR POSITION	*PRIMARY PHONE. NOTE: 10 DIGITS (INCLUDING AREA CODE)	EMAIL ADDRESS	SECONDARY PHONE
s.73 irrelevant information	s.73 irrelevant info	s.73 irrelevant information	s.73 irrelevant info

18. Applicant's signature

APPLICANT'S NAME	s.73 irrelevant informati	
APPLICANT'S SIGNATURE	DATE 19/09/2017	
sch4p4(6) Personal information		

Damage mitigation permit (culling or disturbance of or interference with wildlife)**19. Applicant checklist**

- ☒ All questions on application form completed, signed and dated.
- ☒ Supporting information and accreditation attached (if applicable)

Please return your completed application kit to:

Customer Service Team
Department of Environment and Heritage Protection
GPO Box 2454
Brisbane
Queensland 4001

Enquiries: **1300 130 372 option 4**
Facsimile: (07) 3330 5875
Email: palm@ehp.qld.gov.au

Code of Practice or guidelines and Information sheet – Wildlife authorities and privacy may be obtained from the EHP website <http://www.ehp.qld.gov.au/licences-permits/plants-animals> or by contacting the EHP Customer Service Unit on 1300 130 372.

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

25/09/2017

Assessing Officer:

Laura Affleck

Project Ref:

APP0005426

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Assessment form
Damage mitigation permit (culling and dispersal)

Applicants:	<div>s.73 irrelevant information</div>	
Person in charge (if corporation):		
Company name:		ABN/ACN number
Property name:		
Lot on Plan details	<div>sch4p4(6) Personal info</div> <div>Area: 60.81 ha</div> <div>LGA: Tablelands Regional</div>	
Property Location (GPS etc)		
Address:	<div>Residential: <div>s.73</div> <div>sch4p4(6) Pers</div> Tinaroo QLD 4872</div> <div>Postal: <div>s.73 irrelevant information</div></div>	
Phone/Fax:	<div>s.73 irrelevant information</div>	

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☒ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☐

Background:	Application states: Damage to coffee trees
-------------	--

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

(1) The chief executive may grant a damage mitigation permit only for—

(a) a least concern animal; or

(b) an endangered, vulnerable or near threatened animal.

(1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Assessment form
Damage mitigation permit (culling and dispersal)

Species:

• Macropus agilis (Agile wallaby)

Has the animal been identified?



Yes



No

How?

• The animal has been identified by the applicant

What *Nature Conservation Act 1992* classification is this species?



Least concern



EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

**Section
182
Delegate
Comments:**

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) *the animal is causing, or may cause, damage.*

What damage or loss, current or potential, is being experienced?

Describe:

Application states: The wallabies do major damage to the coffee trees

List of
Evidence:

None provided.

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(a)**

**Delegate
Comments**

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe:

Application states: They used to hae dingoes around and they were successful at keping the wallabies away. However the applicant believes that their neighbours take whatever steps they can to get rid of the dingoes and now they have a wallaby problem. They have tried with domestic dogs

List of
Evidence:

None provided

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments:

Application states: The wild dingoes were successful at keeping the wallabies away but the domestic dogs were not successful.

**Section
185(1) (b)**

**Delegate
Comments:**

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management Regulation

Section 185(1)(c):

- (c) *if the damage is not prevented or controlled-*
- i. individuals may suffer significant economic loss; or*
 - ii. the ecological sustainability of nature is likely to be harmed*

Has the applicant identified:

(a) Economic loss ☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments: Application states: The coffee trees are reduced to a single stem or just 1-2 branches remaining. The coffee tree takes at least 12 months to recover to a point where it can set a crop for the following year. From the time of the damage to when they get a crop is 2 years. They have 12,300 coffee trees, about 800 have being damaged with new trees being damaged every night.

OR;

(b) Likelihood of harm ☐ Yes ☒ No

Detail the likelihood of harm to the ecological sustainability of nature:

Comments:

List of
Evidence:

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(c)**

**Delegate
Comments:**

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

Assessment form
Damage mitigation permit (culling and dispersal)

(d) *action under the permit will not adversely affect the survival of the animal in the wild*

How many animals are being requested?

Comments: 500

Is this amount likely to adversely affect the survival of the species in the wild? ☐ Yes ☒ No

Why?

Comments: The species is considered as least concern

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population?
(Numbers, date and region to be changed with each new application) ☐ Yes ☒ No

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		308134
Common wallaroo	%		73882
Red kangaroo	%		141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments: Email sent to applicant on the 25/09/2017 explaining the return obligations and link to relevant forms. Conditions will be placed on the permit

**Section
185(1)(d)
Delegate**

Comments:

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

- (e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments: Shooting. Although nothing was stated on the application, a follow-up email to the applicant confirmed this method.

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: Email sent to the applicant on the 25/09/2017 explaining the return obligations and with the macropod humane shooting Code of Practice attached. Conditions will be placed on the permit

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments: N/A

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**

**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

- (a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

What threat or potential threat is there to human health and wellbeing?

Comments:

List of
Evidence:

Provide Image if appropriate (insert file or cut and paste) :

**Section
186(a)**

**Delegate
Comments:**

10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

(b) action under the permit will not detrimentally affect the survival of the animal in the wild

How many animals are being requested?

Comments:

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☐

No

Why?

Comments:

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)?

☐

Yes

☐

No

Comments:

**Section
186(b)**

Delegate

Comments:

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

- (c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments:

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)**

**Delegate
Comments:**

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*

i. the reptile will be released into the wild; or

ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise

Assessment form
Damage mitigation permit (culling and dispersal)

Is the DMP for a reptile?

☐ Yes ☒ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**

**Delegate
Comments:**

- 13. Legislative requirement: Section 26 of the Nature Conservation (Administration) Regulation 2017 – Considerations to be taken into account by the delegate**

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> <p>No</p>	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <p>No</p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce the general public's access to nature?</i> <p>No</p>	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> <p>No</p>	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> <p>Yes</p>	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> <p>No</p>	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> <p>No</p>	☐
<p>(g) <i>The public interest;</i></p>	☐

Assessment form
Damage mitigation permit (culling and dispersal)

<ul style="list-style-type: none"> Is the issue of the permit in the public interest? <p>Yes</p>	
<p>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</p> <ul style="list-style-type: none"> Does the applicant have a conviction relating to the permit activity? <p>No</p>	☐
<p>(k) Any recovery plan for wildlife to which the authority applies.</p> <ul style="list-style-type: none"> Has a search been carried out for a recovery plan for the species? <p>Yes</p>	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before?

☐ Yes ☒ No

If yes, has the applicant submitted the 'return of operations'?

☐ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy)

☐ Yes ☒ No

Comments:

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

22/09/2017 - 22/09/2018

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments:

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☒ WI Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐ This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☒ Not supported ☐

Name: Laura Affleck

Position: Wildlife Officer

Date: 25/09/17

Comments: Supported as it is for the culling of a relatively low number of individuals of a species considered of least concern.

17. Senior conservation officer endorsement: (where applicable)

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

Nature Conservation (Administration) Regulation 2017

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



Our reference: APP0005426

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 21 September 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001825	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0001825.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 29 September 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2017

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0001825

Valid from: 29 September 2017 to 28 September 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant inform	s.7 sch4p4(6) Person KAIRI QLD 4872
Person In Charge:	s.73 irrelevant inform	s.7 sch4p4(6) Person KAIRI QLD 4872
Business name:		ABN/ACN /
Activity location//licensed premises	sch4p4(6) Personal info	

Schedule

Species details	Category	Quantity	Unit
agile wallaby, <i>Macropus agilis</i>	Live	500	Individuals

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 29 September 2017

Legislative Requirements and Conditions of Wildlife Authority

Legislative Requirements

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMLR03 Activities carried out under this authority, unless otherwise authorised, apply to non-protected areas only.
This requirement may be found in section 12 of the Nature Conservation (Administration) Regulation 2006

Condition

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 26(1) of the Nature Conservation (Administration) Regulation 2017¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 26(2) of the Nature Conservation (Administration) Regulation 2017¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 33 of the Nature Conservation (Administration) Regulation 2017¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2017 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2017 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

From: s.73 irrelevant information
Sent: Monday, 25 September 2017 1:34 PM
To: AFFLECK Laura
Subject: Re: Request for more information on your damage mitigation permit application

Hello Laura

I have answered your questions below. I do take shooting wallabies seriously I am very proud of our Australian animals, I have put up with the damage for a long time hoping as the coffee trees got bigger the damage to them would decrease unfortunately the opposite is happening as the wallaby population is rapidly increasing . I do believe the large increase in the Wallaby population is a result of the decrease in Dingoes. We use to see a couple of dingoes every year (when we saw the dingoes there were very few wallabies) and we herd them howl every year. Now we don't hear them and never see them which is terrible as they have an important role, I hope they don't end up like the Tasmanian tiger.

Yours sincerely

s.73 irrelevant information

On 25/09/2017 11:55 AM, AFFLECK Laura wrote:

Hello,

I am the Conservation Officer who is currently processing your request for a Damage Mitigation Permit (Application reference: APP0005426). I just have a few things I need to clarify before I can process it further.

1. What is the proposed mitigation method (i.e. shooting)? **Yes shooting**
2. Have you ever held this type of permit before? **No**

In case you have never held this type of permit before I will just explain some of the return obligations and conditions that we normally place on these type of permits:

1. Accurate records of animals shot under this permit must be recorded in the 'Return of Operations' form. These must be made at the end of each day/night that the animals are taken.
2. A 'Return of Operations' is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given. The required details must be provided:
 - Within 10 business days after each 3 month period after the permit has been granted, and
 - Upon expiry.

You must keep a copy for your records, see www.ehp.qld.gov.au

This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006.

3. Macropods must be taken by centrefire rifle in a way specified in the 'National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes', endorsed by the Natural Resource Management Ministerial Council. I have attached this Code of Practice for you to access easily.

Once I clarify these few things with you I'll be able to quickly finalise my recommendation on the permit application.

Should you have any questions please do not hesitate to ask.

Kind regards,



Laura Affleck
Conservation Officer
Wildlife Assessment, Strategic Compliance and Southern Operations
Conservation & Biodiversity Operations
Department of Environment and Heritage Protection
P (07) 3330 5121 ext. 25121
400 George Street, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

The information in this email together with any attachments is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. There is no waiver of any confidentiality/privilege by your inadvertent receipt of this material.

Any form of review, disclosure, modification, distribution and/or publication of this email message is prohibited, unless as a necessary part of Departmental business.

If you have received this message in error, you are asked to inform the sender as quickly as possible and delete this message and any copies of this message from your computer and/or your computer system network.



Virus-free. www.avg.com

Damage mitigation permit (culling or disturbance of or interference with wildlife)

3. Applicant information

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland). Please tick the appropriate box:

- ☒ **AN INDIVIDUAL** → Complete Section 4 applicant details — then complete sections 6 to 20.
- ☐ **AN ORGANISATION** → Complete Section 5 applicant details — then complete sections 6 to 20.

4. Applicant details for an individual

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	* DATE OF BIRTH
☒ Mr ☐ Mrs ☐ Ms ☐ Miss ☐ Doctor ☐ Prof	s.73 irrelevant	s.73 irrelevant	s.73 irrelevant	sch4p4(6) Personal

5. Applicant details for an organisation

Organisation type –

- ☐ Company ☐ Australian registered (foreign) body ☐ Incorporated association
☐ Co-operative ☐ Government ☐ Non for profit organisation

*AUSTRALIAN BUSINESS NUMBER	* BUSINESS NAME
CEO	ABN

6. Applicant registered / residential address

* RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	* SUBURB	* STATE	* POST CODE
s.73 irrelevant sch4p4(6) Personal information	Bloomersbury	Qld	4799
(WRITE 'AS ABOVE' IF SAME AS REGISTERED/RESIDENTIAL ADDRESS)			
POSTAL ADDRESS	SUBURB	STATE	POST CODE
s.73 irrelevant information	s.73 irrelevant information	s.73 irrelevant	s.73 irrelevant

Damage mitigation permit (culling or disturbance of or interference with wildlife)

11. Wildlife details

(If you require more space, attach a separate sheet of wildlife details)

COMMON NAME	SCIENTIFIC NAME	NUMBER
WHIP TAIL WALLABY	MACROPUS PARRYI	20.
AGILE WALLABY	MACROPUS AGILIS	20.

12. Damage mitigation details

You must be able to demonstrate that you have tried a combination of at least two non-lethal methods before a lethal damage mitigation permit application will be considered.

What is your reason for applying for this permit? (Examples include damage to pastures, grains, crops, threat to human health and well-being.)

DAMAGE TO SUGAR CANE CROP

Outline the monetary loss experienced:

EATING NEWLY PLANTED CANE. \$1,000/hectare.
NEW RATOON SHOOTS 3600/hectare.

What previous damage mitigation method(s) have you tried (if any) and was this successful?

CHASING WITH UTE + BIKE. UNSUCCESSFUL.
CHASING USING GUN TO SCARE. UNSUCCESSFUL.
USING OLD RATOONS TO GUARD CANE. UNSUCCESSFUL

Damage mitigation permit (culling or disturbance of or interference with wildlife)

7. Applicant contact details – email or phone contact is mandatory.

EMAIL ADDRESS	s.73 irrelevant information		
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☐
PHONE TYPE	AREA CODE	PHONE NUMBER (NOTE: 10 DIGITS INCLUDING AREA CODE)	
☒ Home phone ☐ Office phone ☒ Mobile phone ☒ Facsimile	07	s.73 irrelevant information	

8. Permit activity

☒ Culling to prevent damage or loss

☒ Lethal take of protected animals (non flying-fox). Use this application type if you identify that culling may be necessary to minimise damage or loss of property. Permit holders may be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Culling to protect human health or well-being

☐ Lethal take of protected animals (non flying-fox) - Use this application type if you identify that culling may be necessary to protect human health or wellbeing. You may also be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Disturb or interfere with protected animals - Use this application type if you wish to stop or prevent damage or remove a human health risk caused by wildlife.

9. Have you an approved property management plan (PMP)

☐ Yes If answering yes - permit holders are required to produce a Property Management Plan for non-lethal methods.

☒ No

10. Location of the activity

Where will the activities be conducted? When completing this application, please attach sufficient supporting information to identify exactly where activities will take place.

(If you require more than one location, attach a separate sheet listing locations.)

* PHYSICAL STREET ADDRESS (WRITE "AS ABOVE" IF SAME AS RESIDENTIAL /REGISTERED ADDRESS)	* SUBURB	* STATE	* POST CODE
AS ABOVE		*	

OR

* LOT# AS	* PLAN#
sch4p4(6) P	sch4p4(6) Personal information

Damage mitigation permit (culling or disturbance of or interference with wildlife)

13. Start and completion dates

Please enter the proposed start and completion dates for the project

START DATE 01-9-2017	FINISH DATE 01-9-2018
-------------------------	--------------------------

14. Provide the name(s) of the person(s) operating under this permit

Question 14 is only to be completed if permit activity is for culling to prevent damage or loss or culling to protect human health or well-being.

Complete this section if person(s) other than the applicant will be operating under this permit. Use an attachment if insufficient space.

FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME

15. Application questions

QUESTIONS	DETAILS
1. During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court? (Note: does not include simple traffic offences such as parking, speeding) If yes, provide details of the offence/s.	☐ Yes ☒ No
2. Have you ever had an equivalent permit from another State or country that was suspended and/or cancelled? If yes, provide details about the permit, the date it was suspended and/or cancelled and reasons for suspension/cancellation.	☐ Yes ☒ No

16. Person in Charge

Details of the person nominated to be in charge of the place(s) where the authorised activity is to be undertaken.

Nominate Person in Charge*

☒ Same as applicant

☐ Alternate person in charge

Damage mitigation permit (culling or disturbance of or interference with wildlife)

Person in Charge Identity Details

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	*DATE OF BIRTH
s.73 irrelevant information				sch4p4(6) Personal in

Person in Charge Registered / residential address

* RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	* SUBURB	* STATE	* POST CODE
s.73 irrelevant information sch4p4(6) Personal information	BloomSBURY	Q-D	4799

(WRITE 'AS ABOVE' IF SAME AS REGISTERED RESIDENTIAL ADDRESS)

POSTAL ADDRESS	SUBURB	STATE	POST CODE
s.73 irrelevant information			

Person in Charge contact details – email and phone contact is mandatory.

EMAIL ADDRESS	s.73 irrelevant information		
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☐
PHONE TYPE	AREA CODE	PHONE NUMBER: NOTE: 10 DIGITS (INCLUDING AREA CODE)	
☒ Home phone ☐ Office phone ☒ Mobile phone ☒ Facsimile	07	s.73 irrelevant information	

17. Application Contact Details

An alternative contact nominated by the legal entity which has submitted, or will in future submit, applications to be assessed by the department. All departmental correspondence relating to the assessment of applications will be directed to the application contact, however, if the application results in the issuing of a relevant authority, the relevant authority will be sent to the customer contact or if nominated, the primary contact.

*NAME OR POSITION	*PRIMARY PHONE. NOTE: 10 DIGITS (INCLUDING AREA CODE)	EMAIL ADDRESS	SECONDARY PHONE

18. Applicant's signature

APPLICANT'S NAME	s.73 irrelevant information	
APPLICANT'S SIGNATURE	sch4p4(6) Per	DATE 31-8-2017

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

25/9/2017

Assessing Officer:

Jacqui Brock, Project Officer, WAT

Project Ref:

APP0004595

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Applicants:

s.73 irrelevant information

Person in charge
(if corporation):

Company name:

ABN/ACN number

Property name:

Lot on Plan details

sch4p4(6) Personal

Property Location
(GPS etc)

Address:

s.7 sch4p4(6) Personal BLOOMSBURY QLD 4799

Assessment form
Damage mitigation permit (culling and dispersal)

Phone/Fax:

s.73 irrelevant information

s.73 irrelevant information

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☒ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☐

Background:

Application signed by s.73 irrelevant information dated 31/8/2017 provides reason for application as damage to sugar cane crop. Macropods are eating newly planted cane (\$1000/hectare and new ratoon shoots \$600/hectare).

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

(1) The chief executive may grant a damage mitigation permit only for—

(a) a least concern animal; or

(b) an endangered, vulnerable or near threatened animal.

(1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Species:

Whiptail wallaby (*Macropus parryi*) and Agile wallaby (*macropus agilis*)

Has the animal been identified?

☒ Yes ☐ No

How?

These species are abundant in the area and known to be agricultural pests.

What *Nature Conservation Act 1992* classification is this species?

☒ Least concern

☐ EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

Wildnet lists both species as Least Concern and Agricultural Pests.

Section
182
Delegate
Comments:

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) *the animal is causing, or may cause, damage.*

What damage or loss, current or potential, is being experienced?

Describe:

Application states: Wallabies are eating newly planted cane and new ratoon shoots.

List of
Evidence:

Desktop assessment only. Details as per application.

Provide image if appropriate (insert file or cut and paste) :

Section
185(1)(a)
Delegate
Comments

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

Assessment form

Damage mitigation permit (culling and dispersal)

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe:

Application states: Chasing with ute and bike chasing with gun to scare, using old ratoons to guard cane.

List of Evidence:

Desktop assessment only. Details as per application.

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments:

All attempts have been unsuccessful (per application)

Section 185(1) (b)

Delegate Comments:

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management Regulation

Section 185(1)(c):

- (c) *if the damage is not prevented or controlled-*
- i. *individuals may suffer significant economic loss; or*
 - ii. *the ecological sustainability of nature is likely to be harmed*

Has the applicant identified:

(a) Economic loss

☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments:

Application states: newly planted cane \$1000/ha. New ratoon shoots \$600/ha

OR;

(b) Likelihood of harm

☐ Yes ☐ No

Assessment form
Damage mitigation permit (culling and dispersal)

Detail the likelihood of harm to the ecological sustainability of nature:

Comments: N/A

List of
Evidence:

Desktop assessment only. Details as per application.

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(c)**

**Delegate
Comments:**

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

(d) action under the permit will not adversely affect the survival of the animal in the wild

How many animals are being requested?

Comments: 20 Agile wallabies. 20 Whiptail wallabies

Is this amount likely to adversely affect the survival of the species in the wild?

☐ Yes

☒ No

Why?

Comments: Both species are least concern (NCA)

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population?
(Numbers, date and region to be changed with each new application)

☐ Yes

☐ No

Assessment form
Damage mitigation permit (culling and dispersal)

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		308134
Common wallaroo	%		73882
Red kangaroo	%		141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments:

This will be detailed on the permit.

**Section
185(1)(d)**

**Delegate
Comments:**

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

- (e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

Shooting

Assessment form

Damage mitigation permit (culling and dispersal)

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: Details of the "Code of Practice" which details humane culling methods will be listed on permit.

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments: N/A

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**
**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

- (a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

What threat or potential threat is there to human health and wellbeing?

Comments: N/A

List of
Evidence:

N/A

Provide Image if appropriate (insert file or cut and paste) :

Section

N/A

186(a)

**Delegate
Comments:**

--

10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

(b) action under the permit will not detrimentally affect the survival of the animal in the wild

How many animals are being requested?

Comments: N/A

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☐

No

Why?

Comments: N/A

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)?

☐

Yes

☐

No

Comments: N/A

**Section
186(b)**

Delegate

Comments:

N/A

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

- (c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments: N/A

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: N/A

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments: N/A

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)**

**Delegate
Comments:**

N/A

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*

i. the reptile will be released into the wild; or

ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise

Assessment form
Damage mitigation permit (culling and dispersal)

Is the DMP for a reptile?

☐ Yes ☒ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**
**Delegate
Comments:**

N/A

- 13. Legislative requirement: Section 26 of the Nature Conservation (Administration) Regulation 2017 – Considerations to be taken into account by the delegate**

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> <p>No</p>	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <p>No</p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce the general public's access to nature?</i> <p>No</p>	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> <p>No</p>	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> <p>No</p>	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> <p>No</p>	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> <p>No</p>	☐
<p>(g) <i>The public interest;</i></p>	☐

Assessment form
Damage mitigation permit (culling and dispersal)

<ul style="list-style-type: none"> Is the issue of the permit in the public interest? <p>Yes</p>	
<p>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</p> <ul style="list-style-type: none"> Does the applicant have a conviction relating to the permit activity? <p>No</p>	☐
<p>(k) Any recovery plan for wildlife to which the authority applies.</p> <ul style="list-style-type: none"> Has a search been carried out for a recovery plan for the species? <p>No</p>	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before?

☐ Yes ☒ No

If yes, has the applicant submitted the 'return of operations'?

☐ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy)

☐ Yes ☒ No

Comments:

Desktop assessment only

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

1/9/2017 - 1/9/2018 (12 months from date of issue)

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments:

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☒ WI Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐ This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☒ Not supported ☐

Name: Jacqui Brock

Position: Project Officer, WAT

Date:
25/9/2017

Comments: The applicant has provided information regarding damage and loss to their crops. The two species listed are both least concern and known agricultural pests and are abundant in this area. Approval is recommended.

17. Senior conservation officer endorsement: (where applicable)

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

Nature Conservation (Administration) Regulation 2017

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



s.73 irrelevant information

Our reference: APP0004595

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 31 August 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0001828	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0001828.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 29 September 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2017

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0001828

Valid from: 29 September 2017 to 28 September 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant information	s.73 sch4p4(6) Personal BLOOMSBURY QLD 4799
Person In Charge:	s.73 irrelevant information	s.73 sch4p4(6) Personal BLOOMSBURY QLD 4799
Business name:		ABN/ACN /
Activity location//licensed premises	sch4p4(6) Personal info	

Schedule

Species details	Category	Quantity	Unit
whiptail or pretty-faced wallaby, <i>Macropus parryi</i>	Live	20	
agile wallaby, <i>Macropus agilis</i>	Live	20	

Dayna Couprie
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 29 September 2017

Legislative Requirements and Conditions of Wildlife Authority

Legislative Requirements

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMLR03 Activities carried out under this authority, unless otherwise authorised, apply to non-protected areas only.
This requirement may be found in section 12 of the Nature Conservation (Administration) Regulation 2006

Condition

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 26(1) of the Nature Conservation (Administration) Regulation 2017¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 26(2) of the Nature Conservation (Administration) Regulation 2017¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 33 of the Nature Conservation (Administration) Regulation 2017¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2017 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2017 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

28/09/2017

Assessing Officer:

Sarah Sargent

Project Ref:

APP0005649

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Applicants:

s.73 irrelevant information

Person in charge
(if corporation):

Company name:

ABN/ACN number

Property name:

Lot on Plan details

s.73 sch4p4(6) Personal info

Property Location
(GPS etc)

Address:

s.73 sch4p4(6) Personal information BOOGAN, QLD 4871

Assessment form
Damage mitigation permit (culling and dispersal)

Phone/Fax:

s.73 irrelevant infor

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☒ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☐

Background:

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

(1) The chief executive may grant a damage mitigation permit only for—

(a) a least concern animal; or

(b) an endangered, vulnerable or near threatened animal.

(1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Species:

- Agile Wallaby

Has the animal been identified?

☒ Yes ☐ No

How?

- Identified by the applicant

What *Nature Conservation Act 1992* classification is this species?

☒ Least concern

☐ EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

Section
182
Delegate
Comments:

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) *the animal is causing, or may cause, damage.*

What damage or loss, current or potential, is being experienced?

Describe:

Damage to sugarcane crop

List of
Evidence:

No evidence provided

Provide image if appropriate (insert file or cut and paste) :

Section
185(1)(a)
Delegate
Comments

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

Assessment form

Damage mitigation permit (culling and dispersal)

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe:

Applicant states: Attempts to remove wallabies by patrolling in a tractor

List of
Evidence:

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments:

Applicant states these attempts have been unsuccessful

**Section
185(1) (b)**

**Delegate
Comments:**

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management Regulation

Section 185(1)(c):

- (c) *if the damage is not prevented or controlled-*
- i. *individuals may suffer significant economic loss; or*
 - ii. *the ecological sustainability of nature is likely to be harmed*

Has the applicant identified:

(a) Economic loss

☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments:

Applicant states that the economic loss is difficult to calculate but it would be a significant amount.

OR;

(b) Likelihood of harm

☐ Yes ☒ No

Assessment form
Damage mitigation permit (culling and dispersal)

Detail the likelihood of harm to the ecological sustainability of nature:

Comments:

List of
Evidence:

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(c)
Delegate
Comments:**

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

(d) action under the permit will not adversely affect the survival of the animal in the wild

How many animals are being requested?

Comments:

10 Agile wallaby

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☒

No

Why?

Comments:

This species is listed as least concern

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population?
(Numbers, date and region to be changed with each new application)

☐

Yes

☐

No

Assessment form
Damage mitigation permit (culling and dispersal)

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		308134
Common wallaroo	%		73882
Red kangaroo	%		141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments:

Yes, applicant has held this type of permit before. I also confirmed this again on our phone call.

**Section
185(1)(d)**

**Delegate
Comments:**

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

- (e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

Shooting

Assessment form

Damage mitigation permit (culling and dispersal)

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: Discussed this on our phone call.

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**
**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

- (a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

What threat or potential threat is there to human health and wellbeing?

Comments:

List of
Evidence:

Provide Image if appropriate (insert file or cut and paste) :

Section

186(a)

**Delegate
Comments:**

--

Published on DES Disclosure Log
RTI Act 2009

10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

(b) action under the permit will not detrimentally affect the survival of the animal in the wild

How many animals are being requested?

Comments:

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☐

No

Why?

Comments:

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)?

☐

Yes

☐

No

Comments:

**Section
186(b)**

**Delegate
Comments:**

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

- (c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments:

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)**

**Delegate
Comments:**

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*

i. the reptile will be released into the wild; or

ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise

Assessment form
Damage mitigation permit (culling and dispersal)

Is the DMP for a reptile?

☐ Yes ☐ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**

**Delegate
Comments:**

- 13. Legislative requirement: Section 26 of the Nature Conservation (Administration) Regulation 2017 – Considerations to be taken into account by the delegate**

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> 	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <i>Will the issue of this permit reduce the general public's access to nature?</i> 	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> 	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> 	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> 	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> 	☐
<p>(g) <i>The public interest;</i></p>	☐

Assessment form
Damage mitigation permit (culling and dispersal)

<ul style="list-style-type: none"> Is the issue of the permit in the public interest? 	
<p>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</p> <ul style="list-style-type: none"> Does the applicant have a conviction relating to the permit activity? 	☐
<p>(k) Any recovery plan for wildlife to which the authority applies.</p> <ul style="list-style-type: none"> Has a search been carried out for a recovery plan for the species? 	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before?

☒ Yes ☐ No

If yes, has the applicant submitted the 'return of operations'?

☒ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy)

☐ Yes ☒ No

Comments:

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments:

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☒ WI Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐ This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

17. Senior conservation officer endorsement: (where applicable)

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

Nature Conservation (Administration) Regulation 2017

File Note

File Reference:

Print and file when complete.

Date: 28/09/2017

File Name: s.73 irrelevant information

Subject (Detail): Phone Conversation

I phoned the applicant s.73 irrelevant info to find out more details. He informed me of the following:

Species: Agile wallaby

Method: Shooting

Damage: Damage to sugarcane crop

Economic cost: Difficult to determine but would be significant.

Previous control attempts: patrolling with tractor/ mustering which has not been successful

He also informed be he has held this type of permit before and was aware of the return obligations.

Date: 28/09/2017

Author: Sarah Sargent

Position: Wildlife Officer

Unit/Office: Southern Wildlife Ops - Moggill

Phone: 07 3330 4641

Application form

RECEIVED

26 SEP 2017

PaLM

Section 12(a) – Nature Conservation (Administration) Regulation 2006

Damage mitigation permit (culling or disturbance of or interference with wildlife)

1 Important information for applicants

Applications can be made using the Department's digital platform for online services and transactions. In most instances, online licences are granted straight away. Visit www.ehp.qld.gov.au/connect for more information

This form is to be used to apply for a damage mitigation permit for the purpose of the culling of wildlife, or the disturbance of or interference with wildlife for the purpose of dispersing wildlife (**note: a separate application form is required for lethal take of flying-foxes damaging crops**). A damage mitigation permit may be granted for a maximum period of twelve months, unless operating under an approved property management plan (PMP), in which case it may be granted for a maximum period of three years. If you wish to apply for a PMP in order to seek a damage mitigation permit for up to three years, please contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on the phone number below for the appropriate PMP template form to accompany this application. Before lodging this application you should be familiar with the relevant sections of the *Nature Conservation Act 1992* and regulations, available from the Office of the Queensland Parliamentary Counsel website <http://www.legislation.qld.gov.au>.

Your application must be assessed and a permit granted by the chief executive before you can proceed with the proposed activity. Your application may take up to 40 business days to process. A comprehensive and detailed application will assist EHP in making a prompt decision. If your application does not include all required information, EHP will notify you.

The permit holder must ensure they are in compliance with all relevant legislation, including the *Weapons Act 1990*. If you have queries about how to complete this form correctly or need guidance contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on **1300 130 372**.

2 Terms and Conditions

Permits, licences and authorities Queensland's native wildlife is protected by legislation that aims to conserve biodiversity by protecting native plants and animals and their habitat. All native birds, reptiles, mammals and amphibians are protected, along with some invertebrates (certain butterflies, spiders and scorpions), freshwater fish and the grey nurse shark. Other aquatic species are protected by the Department of Agriculture and Fisheries, the Great Barrier Reef Marine Park Authority and the Australian Government. A licensing system helps us protect native wildlife species. By regulating the sustainable taking, keeping, using or moving of wildlife for commercial, recreational or other purposes we contribute to the maintenance of viable wild populations of plants and animals. The type of approval(s) you will need depends upon a number of things, including:

- The nature and purpose of your proposed activity
- The tenure of the area in which you intend to undertake your activity and
- The species of wildlife concerned

Damage mitigation permit (culling or disturbance of or interference with wildlife)

To apply for permits:

- within the protected area estate (except nature refuges and special wildlife reserve) as defined in the *Nature Conservation Act 1992* (e.g. national park, national park [Aboriginal land], national park [Torres Strait Island land] etc); or
- within a marine park under the *Marine Parks Act 2004*; or
- within State forest estate under the *Forestry Act 1959* (e.g. state forests and timber reserves)

please contact the Department of National Parks, Sport and Racing

Note: Corporations must have an office in Queensland to be eligible to apply for a wildlife authority.

The *Nature Conservation Act 1992* and the subordinate Nature Conservation Regulations may be found on-line on the Office of Queensland Parliamentary Counsel website.

Privacy statement for wildlife permits

Information you provide assists the Department of Environment and Heritage Protection (EHP) to administer wildlife licences, permits and authorities granted under the Nature Conservation (Wildlife Management) Regulation 2006.

Some information may be provided to the Departments of National Parks, Sport and Racing; Agriculture and Fisheries; Science, Information Technology and Innovation; Health; Queensland Police Service or the Australian Defence Force in order investigate biosecurity or health issues or allegations of unlawful activity, if required.

Some information, where relevant, may also be sent to non-government organisations such as the RSPCA Qld and the Queensland Wildlife Rehabilitation Council for the purpose of improving standards of native animal care.

Information regarding your status as a holder of a permit may be provided to any party upon request. Your personal information will not be disclosed to any other parties without your consent unless authorised or required by law.

More information on our commitment to privacy is available on our website. Should you have a general question on the Department and its obligations under the *Information Privacy Act 2009* please email privacy@ehp.qld.gov.au or for specific questions concerning privacy information and wildlife activities please email: wildlife.management@ehp.qld.gov.au

1. You may only lodge this application if you have accepted the above terms and conditions

3 ☒ I accept the above terms and conditions.

2. All questions must be answered for the application to be processed. If you do not complete all questions, sign and date the application form, your application will be returned to you as an invalid application.

Damage mitigation permit (culling or disturbance of or interference with wildlife)

3. Applicant information

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland). Please tick the appropriate box:

- ☒ **AN INDIVIDUAL** → Complete Section 4 applicant details — then complete sections 6 to 20.
- ☐ **AN ORGANISATION** → Complete Section 5 applicant details — then complete sections 6 to 20.

4. Applicant details for an individual

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	*DATE OF BIRTH
☒ Mr	s.73 irrelevant info	s.73 irrelevant informa	s.73 irrelevant infor	sch4p4(6) Personal infor
☐ Mrs				
☐ Ms				
☐ Miss				
☐ Doctor				
☐ Prof				

5. Applicant details for an organisation

Organisation type –

- ☐ Company ☐ Australian registered (foreign) body ☐ Incorporated association
- ☐ Co-operative ☐ Government ☐ Non for profit organisation

*AUSTRALIAN BUSINESS NUMBER	*BUSINESS NAME
CEO	ABN

6. Applicant registered / residential address

*RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	*SUBURB	*STATE	*POST CODE
s.73 irre sch4p4(6) Personal information	BOOGAN	QLD	4871
(WRITE 'AS ABOVE' IF SAME AS REGISTERED/RESIDENTIAL ADDRESS)			
POSTAL ADDRESS	SUBUR	STATE	
s.73 irrelevant information	s.73 irrelevant information	s.73 irrelevant information	

Damage mitigation permit (culling or disturbance of or interference with wildlife)

7. Applicant contact details – email or phone contact is mandatory.

EMAIL ADDRESS			
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☒
PHONE TYPE	AREA CODE	PHONE NUMBER (NOTE: 10 DIGITS INCLUDING AREA CODE)	
☒ Home phone ☐ Office phone ☐ Mobile phone ☐ Facsimile		s.73 irrelevant information	

8. Permit activity

☒ Culling to prevent damage or loss

☒ Lethal take of protected animals (non flying-fox). Use this application type if you identify that culling may be necessary to minimise damage or loss of property. Permit holders may be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Culling to protect human health or well-being

☐ Lethal take of protected animals (non flying-fox) - Use this application type if you identify that culling may be necessary to protect human health or wellbeing. You may also be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Disturb or interfere with protected animals - Use this application type if you wish to stop or prevent damage or remove a human health risk caused by wildlife.

9. Have you an approved property management plan (PMP)

☒ Yes If answering yes - permit holders are required to produce a Property Management Plan for non-lethal methods.

☐ No

sch4p4(6) P

10. Location of the activity

Where will the activities be conducted? When completing this application, please attach sufficient supporting information to identify exactly where activities will take place.

(If you require more than one location, attach a separate sheet listing locations.)

* PHYSICAL STREET ADDRESS (WRITE "AS ABOVE" IF SAME AS RESIDENTIAL /REGISTERED ADDRESS)	* SUBURB	* STATE	* POST CODE
AS ABOVE		QLD*	4871

OR

* LOT# AS	* PLAN#

Damage mitigation permit (culling or disturbance of or interference with wildlife)

11. Wildlife details

(If you require more space, attach a separate sheet of wildlife details)

COMMON NAME	SCIENTIFIC NAME	NUMBER
WALLABYS	MACROPODS	TEN

12. Damage mitigation details

You must be able to demonstrate that you have tried a combination of at least two non-lethal methods before a lethal damage mitigation permit application will be considered.

What is your reason for applying for this permit? (Examples include damage to pastures, grains, crops, threat to human health and well-being.)

Outline the monetary loss experienced:

What previous damage mitigation method(s) have you tried (if any) and was this successful?

Damage mitigation permit (culling or disturbance of or interference with wildlife)

13. Start and completion dates

Please enter the proposed start and completion dates for the project

START DATE If I RECEIVE A PERMIT	FINISH DATE 20-09-2018
-------------------------------------	---------------------------

14. Provide the name(s) of the person(s) operating under this permit

Question 14 is only to be completed if permit activity is for culling to prevent damage or loss or culling to protect human health or well-being.

Complete this section if person(s) other than the applicant will be operating under this permit. Use an attachment if insufficient space.

FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME

s.73 irrelevant information

15. Application questions

QUESTIONS	DETAILS
1. During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court? (Note: does not include simple traffic offences such as parking, speeding) If yes, provide details of the offence/s.	☐ Yes ☒ No
2. Have you ever had an equivalent permit from another State or country that was suspended and/or cancelled? If yes, provide details about the permit, the date it was suspended and/or cancelled and reasons for suspension/cancellation.	☐ Yes ☒ No

16. Person in Charge

Details of the person nominated to be in charge of the place(s) where the authorised activity is to be undertaken.

Nominate Person in Charge*

☒ Same as applicant

☐ Alternate person in charge

s.73 irrelevant information

Damage mitigation permit (culling or disturbance of or interference with wildlife)

4 Person in Charge Identity Details

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	* DATE OF BIRTH
s.73 irrelevant information			sch4p4(6) Personal inform	

5 Person in Charge Registered / residential address

* RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	* SUBURB	* STATE	* POST CODE
AS ABOVE			

(WRITE 'AS ABOVE' IF SAME AS REGISTERED RESIDENTIAL ADDRESS)

POSTAL ADDRESS	SUBURB	STATE	POST CODE
AS ABOVE			

6 Person in Charge contact details – email and phone contact is mandatory.

EMAIL ADDRESS			
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☐
PHONE TYPE	AREA CODE	PHONE NUMBER: NOTE: 10 DIGITS (INCLUDING AREA CODE)	
☒ Home phone ☐ Office phone ☐ Mobile phone ☐ Facsimile		s.73 irrelevant information	

17. Application Contact Details

An alternative contact nominated by the legal entity which has submitted, or will in future submit, applications to be assessed by the department. All departmental correspondence relating to the assessment of applications will be directed to the application contact, however, if the application results in the issuing of a relevant authority, the relevant authority will be sent to the customer contact or if nominated, the primary contact.

*NAME OR POSITION	*PRIMARY PHONE. NOTE: 10 DIGITS (INCLUDING AREA CODE)	EMAIL ADDRESS	SECONDARY PHONE

18. Applicant's signature

APPLICANT'S NAME		
s.73 irrelevant information		
APPLICANT'S SIGNATURE	DATE	
	21-9-2017	

Damage mitigation permit (culling or disturbance of or interference with wildlife)**19. Applicant checklist**

- ☒ All questions on application form completed, signed and dated.
- ☒ Supporting information and accreditation attached (if applicable)

Please return your completed application kit to:

Customer Service Team
Department of Environment and Heritage Protection
GPO Box 2454
Brisbane
Queensland 4001

Enquiries: **1300 130 372 option 4**
Facsimile: (07) 3330 5875
Email: palm@ehp.qld.gov.au

Code of Practice or guidelines and Information sheet – Wildlife authorities and privacy may be obtained from the EHP website <http://www.ehp.qld.gov.au/licences-permits/plants-animals> or by contacting the EHP Customer Service Unit on 1300 130 372.

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



Our reference: APP0005649

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 26 September 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0002047	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0002047.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 10 October 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2017

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0002047

Valid from: 10 October 2017 to 09 October 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant information	s.73 sch4p4(6) Personal inform BOOGAN QLD 4871 Australia
Person In Charge:	s.73 irrelevant information	s.73 sch4p4(6) Personal inform BOOGAN QLD 4871
Business name:		ABN/ACN /
Activity location//licensed premises	s.73 sch4p4(6) Personal inform	BOOGAN QLD 4871

Schedule

Species details	Category	Quantity	Unit
agile wallaby, Macropus agilis	Live	10	Individuals

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 10 October 2017

Legislative Requirements and Conditions of Wildlife Authority

Legislative Requirements

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMLR03 Activities carried out under this authority, unless otherwise authorised, apply to non-protected areas only.
This requirement may be found in section 12 of the Nature Conservation (Administration) Regulation 2006

Condition

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM14 Lethal take of wildlife is by shooting only. Shooters are to ensure the combination of firearm, projectile distance to target and point of aim must result in the instantaneous death of the target animal. If death is not instantaneous, shooters must make every effort to locate wounded or orphaned animals to quickly and humanely cause immediate death.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 26(1) of the Nature Conservation (Administration) Regulation 2017¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 26(2) of the Nature Conservation (Administration) Regulation 2017¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 33 of the Nature Conservation (Administration) Regulation 2017¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2017 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2017 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

Application form

Section 12(a) – Nature Conservation (Administration) Regulation 2006

OFFICIAL USE ONLY

DATE RECEIVED

--	--	--

FILE REF

--

PROJECT REF

--

COMPLETE FORM

☐

CORRECT AA

☐

COMPLETE FEE

☐

ADMINISTERING DISTRICT

ENTERED BY [SIGNATURE]

DATE

--	--	--

Damage mitigation permit (culling and dispersal of wildlife)

Important information for applicants

This form is to be used to apply for a damage mitigation permit for the purpose of culling and dispersal of wildlife (**note: a separate application form is required for lethal take of flying-foxes damaging crops**). A damage mitigation permit may be granted for a maximum period of twelve months, unless operating under an approved property management plan (PMP), where it may be granted for a maximum period of three years. If you wish to apply for a PMP in order to seek a damage mitigation permit for up to three years, please contact Permit and Licence Management on the phone number below for the appropriate PMP template form to accompany this application. Before lodging this application you should be familiar with the relevant sections of the *Nature Conservation Act 1992* available from the Office of the Queensland Parliamentary Counsel website <http://www.legislation.qld.gov.au>.

Your application must be assessed and a permit granted by the chief executive before you can proceed with the proposed activity. Your application may take up to 40 business days to process. A comprehensive and detailed application will assist EHP in making a prompt decision. If your application does not include all the required information, EHP will notify you.

The permit holder must ensure they are in compliance with all relevant legislation, including the *Weapons Act 1990*. If you have queries about how to complete this form correctly or need guidance contact the Permit and Licence Management on **1300 130 372**.

Applicant information

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland). Please tick the appropriate box:

☒

AN INDIVIDUAL →

Complete Section 1 applicant details — then complete sections 3 to 11

☐

A CORPORATION →

Complete Section 2 applicant details — then complete sections 3 to 11.

Application form

Damage mitigation permit (culling and dispersal of wildlife)

1. Applicant details for an individual

APPLICANT'S FAMILY NAME s.73 irrelevant info		TITLE MR
APPLICANT'S GIVEN NAME/S s.73 irrelevant inform		DATE OF BIRTH sch4p4(6) Pers
RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX) s.73 irrelevant information		POST CODE s.73 ir
TELEPHONE (BUSINESS HOURS)	MOBILE s.73 irrelevant infor	FACSIMILE N/A
TELEPHONE (AFTER HOURS) s.73 irrelevant info	EMAIL s.73 irrelevant information	
POSTAL ADDRESS (WRITE 'AS ABOVE' IF SAME AS RESIDENTIAL ADDRESS) 'AS ABOVE'		POST CODE

2. Application details for corporations

REGISTERED LEGAL ENTITY NAME (NOT A BUSINESS TRADING NAME)	
TRADING NAME/S (IF APPLICABLE)	
REGISTERED BUSINESS ADDRESS (NOT A POST OFFICE BOX)	POST CODE
TELEPHONE (BUSINESS HOURS)	FACSIMILE
EMAIL	WEBSITE
POSTAL ADDRESS (WRITE 'AS ABOVE' IF SAME AS RESIDENTIAL ADDRESS)	POST CODE
ABN / ACN / AN, OR TITLE AND SECTION OF LEGISLATION UNDER WHICH CORPORATION HAS LEGAL STATUS	
NAME OF PRINCIPAL OF CORPORATION	
SIGNATURE OF PRINCIPAL OF CORPORATION (or person authorised to sign on their behalf)	DATE

Details of nominated person in charge where the licensed activity is to be undertaken

NOMINATED CONTACT PERSON'S FAMILY NAME s.73 irrelevant in	TITLE MR
NOMINATED CONTACT PERSON'S GIVEN NAME/S s.73 irrelevant inform	DATE OF BIRTH sch4p4(6) Pers

Application form

Damage mitigation permit (culling and dispersal of wildlife)

RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX) s.73 irrelevant information		POSTCODE s.73 irre
TELEPHONE (BUSINESS HOURS)	MOBILE s.73 irrelevant info	FACSIMILE N/A
TELEPHONE (AFTER HOURS) s.73 irrelevant inform	EMAIL s.73 irrelevant information	
POSTAL ADDRESS (WRITE 'AS ABOVE' IF SAME AS RESIDENTIAL ADDRESS) 'AS ABOVE'		POSTCODE

3. Have you previously held this type of permit?

This may include permits in other States.

Yes ☒ No ☐ If yes, state the permit number (if known) WIMP 17571016

If yes, has the 'return of operations' been submitted?

☒ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, a permit may not be issued until returns are submitted.

4. Provide the names of all persons who may be required to operate under this permit

Note: Please provide the names of all persons who may potentially be needed in the future to operate under this permit. Each request for the addition of additional operators after this permit is issued will incur permit amendment fees. Use an attachment if insufficient space.

FAMILY NAME s.73 irrelevant	GIVEN NAME s.73 irrelevant inform
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME
FAMILY NAME	GIVEN NAME

5. Identify your reason for applying for this permit? (you must determine if the protected animal is causing damage OR threat to human health)

a) damage or loss (e.g. caused to pasture, crops or orchards) ☐

OR

b) threat to human health and well-being ☒

Application form

Damage mitigation permit (culling and dispersal of wildlife)

STATEMENT OF REASONS

As a sub-contractor to [s.73 irrelevant information], I have been requested to hold a DMP for the culling of Kangaroos that cause a risk to aircraft on a number of [s.73 irrelevant information] across North Queensland.

Kangaroos that gain access to the internal areas of airfields create a high risk to aircraft that operate from the airfields/runways, and the most expedite and human way to remove these problematic animals is to cull them. I have attached a statement from [s.73 irrelevant information] to outline their requirements and justification for this DMP to be issued. This statement will also highlight the locations that this DMP is to apply.

Due to the nature of this DMP request, it is requested that this permit be open for a period of 12 months.

*I have held a DMP for this purpose previously, WIMP 17571016.

6. ONLY complete if DMP is for damage or loss:

If the protected animal is causing damage or loss:

- a. Identify the monetary loss experienced** (include some information regarding why the loss (or potential for loss) is significant. Examples include reduction in crop yields, damage to fences)

Or

- a. Identify the impact to the ecological sustainability of nature caused by the protected animal if not prevented** (for example reduction in carrying capacity)

7. What previous damage mitigation method(s) have you tried (if any) and was this successful? *(You must be able to demonstrate that you have tried a combination of at least two non-lethal methods before a lethal damage mitigation permit application will be considered)*

PREVIOUS METHOD/S

NIL. This is a requirement by [s.73 irrelevant information] on behalf of [s.73 irrelevant information] I have no knowledge of what has been tried in the past.
However, given the nature of the risk to aircraft, Kangaroo's need to be removed as fast and efficiently as possible. To try and herd the Kangaroo(s), only places greater risk to the aircraft and also to the animal. This not only places a large amount of stress to the animal, but the high fences that surround the airfields presents a high risk of injury to the Kangaroo. The only method that I can percieve that ensures fast/efficient removal that presents the lowest risk to aircraft is to shoot the Kangaroo.

8. Identify the proposed mitigation method *(You must be able to demonstrate that the proposed method is humane)*

THE MITIGATION METHOD PROPOSED IS TO CULL THE KANGAROO'S BY SHOOTING.

9. Activity location

Where will the activities be conducted? Provide the street address, real property description(s) of the land(s) in which the project is located and local government area. If you require more space, attach a separate sheet.

STREET ADDRESS

SEE ATTACHED STATEMENT FROM [s.73 irrelevant information] FOR LOCATIONS OF SITES FOR DMP.

LOT

PLAN

LOCAL GOVERNMENT AREA

If possible provide a specific location, a property name or an attached map with the location clearly delineated. Also include the map name/details.

SPECIFIC LOCATION/PROPERTY NAME

GEOGRAPHICAL COORDINATES

10. Wildlife details

List species and quantity you wish to cull

Application form

Damage mitigation permit (culling and dispersal of wildlife)

(If you require more space, attach a separate sheet of wildlife details)

COMMON NAME	SCIENTIFIC NAME	QUANTITY
EASTERN GREY KANGAROO	Macropus giganteus	25
COMMON WALLAROO	Macropus robustus	25
AGILE WALLABY	Macropus agilis	25
Whiptail Wallaby	Macropus parryi	25

11. What are the approximate start and completion dates of the project?

Note: A DMP can only be issued for up to 12 months.

START DATE 3 Oct 2017	FINISH DATE 2 Oct 2018
--------------------------	---------------------------

12. Applicant suitability

The permit may be granted if the applicant is an appropriate person to hold the permit, that is, if the applicant has the ability to carry out activities under the authority in a competent and ethical way.

QUESTIONS	DETAILS
<p>1. During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court?</p> <p>(Note: does not include simple traffic offences such as parking, speeding). If yes, provide details of the offence/s.</p>	<p>☐ YES</p> <p>☒ NO</p>
<p>2. Have you ever had an equivalent permit from another State, Territory or country that was suspended and/or cancelled?</p> <p>If yes, provide details about the permit, the date it was suspended and/or cancelled and reasons for suspension/cancellation.</p>	<p>☐ YES</p> <p>☒ NO</p>

13. Privacy statement

Information you provide on this form is being collected by the Department of Environment and Heritage Protection to process and administer your application for a Damage mitigation permit (culling and dispersal of wildlife, as authorised under section 12(a) of the Nature Conservation (Administration) Regulation 2006. Information may be disclosed to the Departments of National Parks, Recreation, Sport and Racing; Agriculture, Fisheries and Forestry; or Health in order to investigate allegations of unlawful activity, biosecurity or health issues, if required. Information regarding your status as a holder of this type of permit may be provided to any

Application form

Damage mitigation permit (culling and dispersal of wildlife)

party upon request. Your personal information will not be disclosed to any other parties unless authorised or required by law. More information on our commitment to privacy is available on our website:
<http://www.ehp.qld.gov.au/legal/privacy.html> .

14. Declaration

Note: If you have not told the truth in this application you may be liable for prosecution under the relevant Acts or Regulations.

- I do solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true.
- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.

APPLICANT'S NAME	
s.73 irrelevant in	
APPLICANT'S SIGNATURE	DATE
sch4p4(6) Personal information	3 Oct 2017
sch4p4(6) Personal information	
IF THE APPLICANT IS A CORPORATION, PLEASE INDICATE YOUR POSITION IN THE CORPORATION	

15. Applicant checklist

- ☐ Application form completed, signed and dated
- ☐ Supporting information and accreditation attached (if applicable)
- ☐ Privacy statement acknowledged

Please return to:

Permit and Licence Management
Regulatory Capability and Customer Service Branch
Department of Environment and Heritage Protection
GPO Box 2454
Brisbane
Queensland 4001

Enquiries: **1300 130 372**
Facsimile: (07) 3330 5875
Email: palm@ehp.qld.gov.au

Code of Practice or guidelines and Information sheet – Wildlife authorities and privacy may be obtained from the EHP website <http://www.ehp.qld.gov.au/licences-permits/plants-animals> or by contacting the EHP Referral Centre on 1300 130 372.

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

10/10/2017

Assessing Officer:

Lisa Owen

Project Ref:

APP0006185

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Assessment form **Damage mitigation permit (culling and dispersal)**

Applicants:	<div>s.73 irrelevant information</div>	
Person in charge (if corporation):		
Company name:		ABN/ACN number
Property name:	<div>s.73 irrelevant information</div> <div></div> <div>s.73 irrelevant informati</div>	
Lot on Plan details	<div>s.73 irrelevant informat sch4p3(2) Preiudice aff Area: 1552.56km sq</div> <div>s.73 irrelevant infor sch4p3(2) Preiudice aff Area: 3908.03 hectares</div> <div>s.73 irrelevant informa sch4p3(2) Preiudice aff - Area: 401.59 hectares</div>	
Property Location (GPS etc)		
Address:	Residential: <div>s.73 irrelevant information</div> Postal: As above Activity Location: <div>s.73 irrelevant informati</div> <div>s.73 irrelevant informati</div> LGA: Townsville Cook Shire <div>s.73 irrelevant informati</div>	
Phone/Fax:	<div>s.73 irrelevant information</div>	

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☐ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☒

Background:	<p>Application states: As a sub-contractor to <div>s.73 irrelevant information</div> (North Queensland), I have been requested to hold a DMP for the culling of Kangaroos that cause a risk to aircraft on a number of <div>s.73 irrelevant informa</div> across North Queensland.</p> <p>Kangaroos that gain access to the internal areas of airfields create a high risk to aircraft that operate from the airfields/runways, and the most expedite and humane way to remove these problematic animals is to cull them. I have attached a statement from <div>s.73 irrelevant inform</div> to outline</p>
-------------	---

their requirements and justification for this DMP to be issued. This statement will also highlight the locations that this DMP is to apply.

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

- (1) The chief executive may grant a damage mitigation permit only for—
- (a) a least concern animal; or
- (b) an endangered, vulnerable or near threatened animal.
- (1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Species:

eastern grey kangaroo, *Macropus giganteus*
common wallaroo, *Macropus robustus*
agile wallaby, *Macropus agilis*
whiptail or pretty-faced wallaby, *Macropus parryi*

Has the animal been identified?

☒ Yes ☐ No

How?

Animal has been identified by the applicant

What *Nature Conservation Act 1992* classification is this species?

☒ Least concern

☐ EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

Section
182
Delegate
Comments:

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) *the animal is causing, or may cause, damage.*

What damage or loss, current or potential, is being experienced?

Describe:

List of
Evidence:

Provide image if appropriate (insert file or cut and paste) :

Section
185(1)(a)
Delegate
Comments

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

Assessment form

Damage mitigation permit (culling and dispersal)

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe:

List of
Evidence:

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments:

**Section
185(1) (b)**

**Delegate
Comments:**

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management Regulation

Section 185(1)(c):

- (c) *if the damage is not prevented or controlled-*
- i. *individuals may suffer significant economic loss; or*
 - ii. *the ecological sustainability of nature is likely to be harmed*

Has the applicant identified:

(a) Economic loss

☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments:

OR;

(b) Likelihood of harm

☐ Yes ☐ No

Assessment form

Damage mitigation permit (culling and dispersal)

Detail the likelihood of harm to the ecological sustainability of nature:

Comments:

List of
Evidence:

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(c)
Delegate
Comments:**

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

(d) action under the permit will not adversely affect the survival of the animal in the wild

How many animals are being requested?

Comments:

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☐

No

Why?

Comments:

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population?

(Numbers, date and region to be changed with each new application)

☐

Yes

☐

No

Assessment form
Damage mitigation permit (culling and dispersal)

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		308134
Common wallaroo	%		73882
Red kangaroo	%		141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments:

**Section
185(1)(d)**

**Delegate
Comments:**

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

- (e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

Assessment form

Damage mitigation permit (culling and dispersal)

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments:

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**

**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

- (a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

What threat or potential threat is there to human health and wellbeing?

Comments:

Applicant states: Kangaroos that gain access to the internal areas of airfields create a high risk to aircraft that operate from the airfields/runways.

Applicants supporting letter from [s.73 irrelevant] states: [s.73 irrelevant information] operates several [s.73 irrelevant] in North Queensland, where management of both native species on airfields is legislated and policy for both safety and environmental outcomes.

Assessment form

Damage mitigation permit (culling and dispersal)

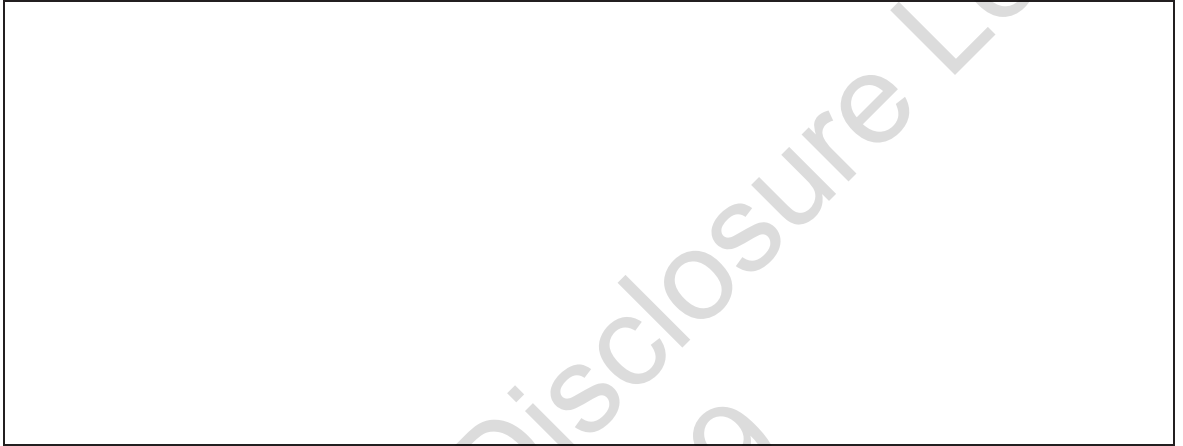
List of
Evidence:

Supporting Letter from s.73 irrelev attached.

Provide Image if appropriate (insert file or cut and paste) :

**Section
186(a)**

**Delegate
Comments:**



10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

(b) action under the permit will not detrimentally affect the survival of the animal in the wild

How many animals are being requested?

Comments: eastern grey kangaroo, *Macropus giganteus* - 25
common wallaroo, *Macropus robustus* - 25
agile wallaby, *Macropus agilis* - 25
whiptail or pretty-faced wallaby, *Macropus parryi* - 25

Is this amount likely to adversely affect the survival of the species in the wild? ☐ Yes ☒ No

Why?

Comments: All species are considered Least Concern and under allocated quota

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments: Applicant has held this permit previously and fulfilled their return obligations

**Section
186(b)**

**Delegate
Comments:**

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

- (c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments: Application states: Shooting

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: Email sent to the applicant on 10/10/2017 reminding them of return obligations and with humane macropod shooting code of practice attached. Conditions will be placed on the permit.

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments: N/A

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)**

**Delegate
Comments:**

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*

i. the reptile will be released into the wild; or

ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise

Assessment form
Damage mitigation permit (culling and dispersal)

Is the DMP for a reptile?

☐ Yes ☒ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**

**Delegate
Comments:**

- 13. Legislative requirement: Section 26 of the Nature Conservation (Administration) Regulation 2017 – Considerations to be taken into account by the delegate**

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> <p>No</p>	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <p>No</p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce the general public's access to nature?</i> <p>No</p>	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> <p>No</p>	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> <p>Yes</p>	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> <p>No</p>	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> <p>No</p>	☐
<p>(g) <i>The public interest;</i></p>	☐

Assessment form

Damage mitigation permit (culling and dispersal)

<ul style="list-style-type: none"> Is the issue of the permit in the public interest? <p>Yes</p>	
<p>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</p> <ul style="list-style-type: none"> Does the applicant have a conviction relating to the permit activity? <p>No</p>	☐
<p>(k) Any recovery plan for wildlife to which the authority applies.</p> <ul style="list-style-type: none"> Has a search been carried out for a recovery plan for the species? <p>Yes</p>	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before?

☒ Yes ☐ No

If yes, has the applicant submitted the 'return of operations'?

☒ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy)

☐ Yes ☒ No

Comments:

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

03/10/2017 to 02/10/2018

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments:

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☒ WI Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐ This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☒ Not supported ☐

Name: Lisa Owen

Position: Wildlife Officer

Date:
11/10/2017

Comments: History of permit and fulfilling return obligations.
Location of culling is an airport and therefore in the interest of public safety.
All species are considered Least Concern and well below allowable quota.
Applicant has requested: under my previous DMP I had approval for the use of .17 HMR for the culling of Macropods for s.73 irrelevant Townsville due to its proximity to built-up areas. I would like to have this condition included in this DMP approval for the same reason.

17. Senior conservation officer endorsement: (where applicable)

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

Nature Conservation (Administration) Regulation 2017

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



s.73 irrelevant information

Our reference: APP0006185

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 04 October 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0002146	GRANTED
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0002146	GRANTED
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0002146	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0002146.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 16 October 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2017

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0002146

Valid from: 16 October 2017 to 15 October 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant information	s.73 irrelevant information
Person In Charge:	s.73 irrelevant information	s.73 irrelevant information
Business name:		ABN/ACN /
Activity location//licensed premises	sch4n3(2) Prejudice affairs	

Schedule

Species details	Category	Quantity	Unit
eastern grey kangaroo, <i>Macropus giganteus</i>	Live	25	
common wallaroo, <i>Macropus robustus</i>	Live	25	
agile wallaby, <i>Macropus agilis</i>	Live	25	
whiptail or pretty-faced wallaby, <i>Macropus parryi</i>	Live	25	

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 16 October 2017

Legislative Requirements and Conditions of Wildlife Authority

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMLR03 Activities carried out under this authority, unless otherwise authorised, apply to non-protected areas only.
This requirement may be found in section 12 of the Nature Conservation (Administration) Regulation 2006

Condition

Nature Conservation

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM14 Lethal take of wildlife is by shooting only. Shooters are to ensure the combination of firearm, projectile distance to target and point of aim must result in the instantaneous death of the target animal. If death is not instantaneous, shooters must make every effort to locate wounded or orphaned animals to quickly and humanely cause immediate death.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 26(1) of the Nature Conservation (Administration) Regulation 2017¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 26(2) of the Nature Conservation (Administration) Regulation 2017¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 33 of the Nature Conservation (Administration) Regulation 2017¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2017 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2017 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPCHome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

OWEN Lisa

From: [s.73 irrelevant information]
Sent: Tuesday, 10 October 2017 7:06 PM
To: OWEN Lisa
Subject: Re: Request for more information for your DMP application
Attachments: [s.73 irrelevant information] endorsement_20171003.pdf

Hi Lisa,

please find attached the endorsement (statement for reason) from [s.73 irrelevant information] for the culling of Macropods. [s.73 irrelevant information] has sent the Lot numbers for each site to EHP; however, following are the numbers that he sent.

[s.73 irrelevant information]

[sch4p3(2) Prejudice affairs of entities]

[s.73 irrelevant information]

[sch4p3(2) Prejudice affairs of entities]

[s.73 irrelevant information]

[sch4p3(2) Prejudice affairs of entities]

I hope this helps, and if you need further information please do not hesitate to contact me either via email, or preferably by mobile. [s.73 irrelevant information]

Best Regards

[s.73 irrelevant information]

On 10 October 2017 at 10:19, OWEN Lisa <Lisa.Owen@ehp.qld.gov.au> wrote:

Hi [s.73 irrele

I am the Wildlife Officer who is currently processing your request for a Damage Mitigation Permit (Application reference: APP0006185). I just have a few things I need to clarify before I can process it further.

1. Can I confirm your mobile number as it is entered twice and different both times?
2. Can you please send me the attachment again as stated in your application (statement from s.73 irrelev as it doesn't seem to have come through to me. This should help me to understand the location and the potential safety risks.

I see you've held this type of permit before, so I have just attached the return obligations and conditions to remind you.

1. Accurate records of animals shot under this permit must be recorded in the 'Return of Operations' form. These must be made at the end of each day/night that the animals are taken.
2. A 'Return of Operations' is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given. The required details must be provided:
 - Within 10 business days after each 3 month period after the permit has been granted, and
 - Upon expiry.

You must keep a copy for your records, see www.ehp.qld.gov.au

This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006.

3. Macropods must be taken by centrefire rifle in a way specified in the 'National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes', endorsed by the Natural Resource Management Ministerial Council. I have attached this Code of Practice for you to access easily.

Once I clarify these few things with you I'll be able to quickly finalise my recommendation on the permit application.

Should you have any questions please do not hesitate to ask.



Lisa Owen

Wildlife Officer (Wildlife Assessments)

Wildlife Assessment, Strategic Compliance and Southern Operations

Conservation and Biodiversity Operations Branch

Department of Environment and Heritage Protection

P 07 3330 5537

400 George St, Brisbane QLD 4000

GPO Box 2454, Brisbane Q 4001

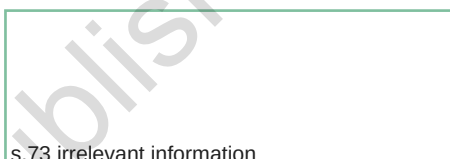


The information in this email together with any attachments is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. There is no waiver of any confidentiality/privilege by your inadvertent receipt of this material.

Any form of review, disclosure, modification, distribution and/or publication of this email message is prohibited, unless as a necessary part of Departmental business.

If you have received this message in error, you are asked to inform the sender as quickly as possible and delete this message and any copies of this message from your computer and/or your computer system network.

--



s.73 irrelevant information

From: s.73 irrelevant information
Sent: Tuesday, 10 October 2017 12:23 PM
To: OWEN Lisa
Subject: Re: Request for more information for your DMP application

Hi Lisa,

I'm currently out of my office, so cannot send the attachment until I return this evening. However, I can confirm my mobile which is s.73 irrelevant information. Also, under my previous DMP I had approval for the use of .17 HMR for the culling of Macropods for s.73 irrelevant information Townsville due to its proximity to built-up areas. I would like to have this condition included in this DMP approval for the same reason. Appreciate your help with this application.

Best regards

s.73 ir

On 10 Oct 2017 10:19 AM, "OWEN Lisa" <Lisa.Owen@ehp.qld.gov.au> wrote:

Hi s.73 irrelev

I am the Wildlife Officer who is currently processing your request for a Damage Mitigation Permit (Application reference: APP0006185). I just have a few things I need to clarify before I can process it further.

1. Can I confirm your mobile number as it is entered twice and different both times?
2. Can you please send me the attachment again as stated in your application (statement from s.73 irrelevant information) as it doesn't seem to have come through to me. This should help me to understand the location and the potential safety risks.

I see you've held this type of permit before, so I have just attached the return obligations and conditions to remind you.

1. Accurate records of animals shot under this permit must be recorded in the 'Return of Operations' form. These must be made at the end of each day/night that the animals are taken.
2. A 'Return of Operations' is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given. The required details must be provided:
 - Within 10 business days after each 3 month period after the permit has been granted, and

- Upon expiry.

You must keep a copy for your records, see www.ehp.qld.gov.au

This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006.

3. Macropods must be taken by centrefire rifle in a way specified in the 'National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes', endorsed by the Natural Resource Management Ministerial Council. I have attached this Code of Practice for you to access easily.

Once I clarify these few things with you I'll be able to quickly finalise my recommendation on the permit application.

Should you have any questions please do not hesitate to ask.



Lisa Owen

Wildlife Officer (Wildlife Assessments)

Wildlife Assessment, Strategic Compliance and Southern Operations

Conservation and Biodiversity Operations Branch

Department of Environment and Heritage Protection

P 07 3330 5537

400 George St, Brisbane QLD 4000

GPO Box 2454, Brisbane Q 4001



The information in this email together with any attachments is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. There is no waiver of any confidentiality/privilege by your inadvertent receipt of this material.

Any form of review, disclosure, modification, distribution and/or publication of this email message is prohibited, unless as a necessary part of Departmental business.

If you have received this message in error, you are asked to inform the sender as quickly as possible and delete this message and any copies of this message from your computer and/or your computer system network.

Published on DES Disclosure Log
RTI Act 2009

s.73 irrelevant information - endorsement for Damage Mitigation Permit

TO WHOM IT MAY CONCERN,

s.73 irrelevant information has worked for me in a subcontractor capacity in the Land Management service line from 2014 until present.

My role as Environmental Coordinator encompasses Land Management responsibilities on s.73 irrelevant information properties in North Queensland. In relation to Damage Mitigation Permits, this specifically includes the management of Overabundant Native Species on Airfields. s.73 irrelevant information operates several s.73 irrelevant information in North Queensland, where management of both native species on airfields is legislated and policy for both safety and environmental outcomes. s.73 irrelevant information and its subcontractors are required to manage these risks appropriately according to s.73 irrelevant information Wildlife Hazard Management Plans (WHMP's). Locations where WHMP's are applicable include s.73 irrelevant information Townsville, s.73 irrelevant information s.73 irrelevant information (Weipa).

s.73 irrelevant information has demonstrated competencies for s.73 irrelevant information in the human destruction of feral animals on airfields. He has both training and practical experience in Airside Access and Occupation Firearms use. s.73 irrelevant information has held a Damage Mitigation Permit previously for the purposes of Macropod culling on s.73 irrelevant information Airfields.

I would be pleased to provide further comment or interview to support any application by s.73 irrelevant information for a Damage Mitigation Permit.

Regards,

s.73 irrelevant information

s.73 irrelevant information

3rd Oct 2017

s.73 irrelevant information

Note	Created By	Created On
Email sent	lisa.owen@ehp.qld.gov.au	16/10/2017 14:05

Published on DES Disclosure Log
RTI Act 2009

APP0006461

- Summary
- Assessment
- Tasks
- Financial Summary
- Condition Summary
- News
- Related Actions

Application Summary

Application Reference: APP0006461

Authority Type: Wildlife Authority

Permit Type: Damage Mitigation Permit

Industry Sector: Unknown

Lodgement Date: 14/10/2017

Stage: Decision

Status: Permit Issued

Related Permit [WA0002247](#)

Damage Mitigation

Damage mitigation Details

What is your reason for applying for this permit? (Examples include damage to pastures, grains, crops, threat to human health and well-being.)	Prevent loss and damage to sugarcane crop from repatriated agile wallabies on my property by unlicensed wildlife carer sch4p4(6) Per located at sch4p4(6) Persona
Outline the monetary loss experienced:	\$20,000.00
What previous damage mitigation method(s) have you tried (if any) and was this successful?	Flags, reflectors, warning shots, disruption with vehicles and spraying limiting habitat around crop boarders.

Wildlife Suitability

During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court?

No

Have you ever had an equivalent permit from another State or country that was suspended and/or cancelled?

No

Project Dates

Start and completion dates

Start date	14 Oct 2017
Completion date	14 Oct 2018

Persons Operating

Provide the name(s) of the person(s) operating under this permit

Family Name	Given Name
Tilt	David
Apap	Joe
Callan	Ford

Information Requests

Information Requests

ID	Type	Direction	EIS Flag	Reason	Updated timestamp	Last updated by
No items available						

Approval Workflow History

Outcome	Timestamp	Reason	Recommendation	Status	User	Comments
Permit Application Decision	20/10/2017 14:52	Species is listed as Least Concern and only a small number requested. Applicant has held permit before. Explained permit conditions and reporting obligations must be formally submitted in writing/online not verbally. Evidence of damage provided in photo attachments.	Grant	Approved	Brent Smith	
Pending Approval	18/10/2017 08:13	Species is listed as Least Concern and only a small number requested. Applicant has held permit before. Explained permit conditions and reporting obligations must be formally submitted in writing/online not verbally. Evidence of damage provided in photo attachments.		Approved	Brent Smith	Delegate- I endorse this permit a small number and evidence of economic destruction as a result of macropods.
Permit Application Decision	18/10/2017 08:12	Species is listed as Least Concern and only a small number requested. Applicant has held permit before. Explained permit conditions and reporting obligations must be formally submitted in writing/online not verbally. Evidence of damage provided in photo attachments.	Grant	Pending Approval	Samuel Dawes	Delegate- I endorse this permit a small number and evidence of economic destruction as a result of macropods.
Permit Application Decision	17/10/2017 16:10	Species is listed as Least Concern and only a small number requested. Applicant has held permit before. Explained permit conditions and reporting obligations must be formally submitted in writing/online not verbally. Evidence of damage provided in photo attachments.	Grant	Pending Review	Lisa Owen	

Internal Review

Requests

Reviewed Decision	Compliant	Comment	Created	Created by
No items available				

Original Decisions Under Review

18-135

File A

257

Decision	Recommendation	Reason	Comment	Updated	User
No items available					



Published on DES Disclosure Log
RTI Act 2009



Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



Our reference: APP0006461

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 14 October 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0002247	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0002247.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 20 October 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2017

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0002247

Valid from: 20 October 2017 to 19 October 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant information	s.73 irrelevant information
Person In Charge:	s.73 irrelevant information	s.73 irrelevant information
Business name:		ABN/ACN /
Activity location//licensed premises	sch4p4(6) Personal information El Arish MARIA CREEKS QLD 4855	

Schedule

Species details	Category	Quantity	Unit
agile wallaby, Macropus agilis	Live	25	

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 20 October 2017

Legislative Requirements and Conditions of Wildlife Authority

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMLR03 Activities carried out under this authority, unless otherwise authorised, apply to non-protected areas only.
This requirement may be found in section 12 of the Nature Conservation (Administration) Regulation 2006

Condition

Nature Conservation

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM14 Lethal take of wildlife is by shooting only. Shooters are to ensure the combination of firearm, projectile distance to target and point of aim must result in the instantaneous death of the target animal. If death is not instantaneous, shooters must make every effort to locate wounded or orphaned animals to quickly and humanely cause immediate death.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 26(1) of the Nature Conservation (Administration) Regulation 2017¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 26(2) of the Nature Conservation (Administration) Regulation 2017¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 33 of the Nature Conservation (Administration) Regulation 2017¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2017 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2017 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

From: OWEN Lisa
Sent: Tuesday, 17 October 2017 4:07 PM
To: s.73 irrele
Subject: RE: Request for more information for your DMP application
Attachments: fm-wl-return-dmp-dispersal.doc



Hi s.73 irrele

Thank you for providing that information.

In regards to submitting your return of operations, this must be done via the return of operations form which you can submit via email or you may do this directly online on the 'Connect' program which can be found at <https://www.ehp.qld.gov.au/connect/>.

You will need to click on register and follow the prompts to set up an account for yourself. In the future you can then also apply for new permits using this program.

Otherwise if you would prefer, I have attached a copy of the return of operations that you can save and fill out, then email back to us every 3 months.

This must be adhered to as one of the conditions of this permit as outlined below in my first email.

If you have any further questions please don't hesitate to ask.

Kind Regards,

Lisa Owen

Wildlife Officer (Wildlife Assessments)

Wildlife Assessment, Strategic Compliance and Southern Operations

Conservation and Biodiversity Operations Branch

Department of Environment and Heritage Protection

P 07 3330 5537

400 George St, Brisbane QLD 4000

GPO Box 2454, Brisbane Q 4001



From: s.73 irrelevant information
Sent: Tuesday, 17 October 2017 3:24 PM
To: OWEN Lisa
Subject: RE: Request for more information for your DMP application

Hi Lisa,

Answers to your questions:

1. sch4p4(6) Personal information
2. Shooting
3. Yes, 2014 to 2016, previous mitigation methods concentrated on aggressive non lethal contact with firearms and vehicles.
4. Return of operations was verbal to Wildlife Officers Townsville.

Let me know if you need any further information.

Cheers,



s.73 irrelevant i

From: OWEN Lisa [<mailto:Lisa.Owen@ehp.qld.gov.au>]
Sent: Tuesday, October 17, 2017 1:18 PM
To: s.73 irrelevant information
Subject: Request for more information for your DMP application

Hi s.73 irrelevant inform

I am the Wildlife Officer who is currently processing your request for a Damage Mitigation Permit (Application reference: APP0006461). I just have a few things I need to clarify before I can process it further.

1. Could you please provide me with the lot/plan numbers for the properties you want the permit issued to.
2. What is your proposed method of mitigation (shooting)?
3. Have you held this type of permit before?
4. If so, have you submitted your 'return of operations'?

In case you have never held this type of permit before I will just explain some of the return obligations and conditions that we normally place on these type of permits:

1. Accurate records of animals shot under this permit must be recorded in the 'Return of Operations' form. These must be made at the end of each day/night that the animals are taken.
2. A 'Return of Operations' is required to be sent to EHP either on the approved form or entered directly into Connect (<https://www.ehp.qld.gov.au/connect/>), if this is not submitted a penalty may be given. The required details must be provided:
 - Within 10 business days after each 3 month period after the permit has been granted, and
 - Upon expiry.You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006.
3. Lethal take of wildlife is by shooting only. Shooters are to ensure the combination of firearm, projectile distance to target and point of aim must result in the instantaneous death of the target animal. If death is not instantaneous, shooters must make every effort to locate wounded or orphaned animals to quickly and humanely cause immediate death.

Once I clarify these few things with you I'll be able to quickly finalise my recommendation on the permit application.

Should you have any questions please do not hesitate to ask.

Kind Regards,
Lisa

Lisa Owen
Wildlife Officer (Wildlife Assessments)
Wildlife Assessment, Strategic Compliance and Southern Operations
Conservation and Biodiversity Operations Branch
Department of Environment and Heritage Protection

P 07 3330 5537
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane Q 4001



The information in this email together with any attachments is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. There is no waiver of any confidentiality/privilege by your inadvertent receipt of this material.

Any form of review, disclosure, modification, distribution and/or publication of this email message is prohibited, unless as a necessary part of Departmental business.

If you have received this message in error, you are asked to inform the sender as quickly as possible and delete this message and any copies of this message from your computer and/or your computer system network.

Published on DES Disclosure Log
RTI Act 2009

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

17/10/17

Assessing Officer:

Lisa Owen

Project Ref:

APP0006461

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Assessment form
Damage mitigation permit (culling and dispersal)

Applicants:	s.73 irrelevant information	
Person in charge (if corporation):		
Company name:		ABN/ACN number
Property name:		
Lot on Plan details	<div style="display: flex; align-items: center;"> <div style="width: 40px; height: 40px; border: 1px solid black; margin-right: 10px;"></div> <div> <p>- 2.45ha</p> <p>- 2.21ha</p> <p>- 33.29ha</p> <p>- 9.39ha</p> </div> </div>	
Property Location (GPS etc)		
Address:	<div style="border: 1px solid black; padding: 2px; margin-bottom: 5px;">sch4p4(6) Personal information</div> <div>MARIA CREEKS QLD 4855</div> <div>LGA: Cassowary Coast Regional</div>	
Phone/Fax:	s.73 irrelevant info	s.73 irrelevant information

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☒ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☐

Background:	Applicant states: loss and damage to sugarcane crop from repatriated agile wallabies on my property.
-------------	--

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

(1) The chief executive may grant a damage mitigation permit only for—

(a) a least concern animal; or

(b) an endangered, vulnerable or near threatened animal.

(1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the

Assessment form

Damage mitigation permit (culling and dispersal)

permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Species: agile wallaby, *Macropus agilis*

Has the animal been identified? ☒ Yes ☐ No

How? Animal has been identified by the applicant.

What *Nature Conservation Act 1992* classification is this species?

☒ Least concern

☐ EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

**Section
182
Delegate
Comments:**

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) *the animal is causing, or may cause, damage.*

What damage or loss, current or potential, is being experienced?

Assessment form

Damage mitigation permit (culling and dispersal)

Describe:

Applicant states: Damage to sugarcane crop from repatriated agile wallabies on my property.

List of
Evidence:

Photos of damage to emerging cane billets in newly planted cane fields attached to application

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(a)

Delegate
Comments**

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe:

Applicant states: Flags, reflectors, warning shots, disruption with vehicles and spraying limiting habitat around crop borders.

List of
Evidence:

None provided

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments:

Unsuccessful

**Section
185(1) (b)

Delegate
Comments:**

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management Regulation

Section 185(1)(c):

- (c) *if the damage is not prevented or controlled-*
- i. *individuals may suffer significant economic loss; or*
 - ii. *the ecological sustainability of nature is likely to be harmed*

Has the applicant identified:

(a) Economic loss ☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments: \$20,000.00

OR;

(b) Likelihood of harm ☐ Yes ☒ No

Detail the likelihood of harm to the ecological sustainability of nature:

Comments:

List of Evidence: None provided

Provide image if appropriate (insert file or cut and paste) :

Section 185(1)(c)
Delegate Comments:

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

- (d) *action under the permit will not adversely affect the survival of the animal in the wild*

How many animals are being requested?

Assessment form
Damage mitigation permit (culling and dispersal)

Comments: agile wallaby, Macropus agilis - 25

Is this amount likely to adversely affect the survival of the species in the wild? ☐ Yes ☒ No

Why?

Comments: Species is of Least Concern and number requested is very low.

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population?
(Numbers, date and region to be changed with each new application) ☐ Yes ☒ No

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		308134
Common wallaroo	%		73882
Red kangaroo	%		141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments: Applicant has held permit before 2014 - 2016 and states return of operations were provided verbally to Wildlife Officers Townsville. Email sent to applicant on 17/10/17 explaining their recording and reporting obligations for this permit must be adhered to and explained how and when to submit their returns.

**Section
185(1)(d)**

Delegate

Comments:

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

- (e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments: Shooting

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: Email sent to applicant on 17/10/17 with shooting code of practice attached and an explanation of the conditions of the permit.

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**

**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife

Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

- (a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

What threat or potential threat is there to human health and wellbeing?

Comments:

List of
Evidence:

Provide Image if appropriate (insert file or cut and paste) :

**Section
186(a)**

**Delegate
Comments:**

10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

(b) action under the permit will not detrimentally affect the survival of the animal in the wild

How many animals are being requested?

Comments:

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☐

No

Why?

Comments:

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)?

☐

Yes

☐

No

Comments:

**Section
186(b)**

Delegate

Comments:

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

- (c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments:

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)**

**Delegate
Comments:**

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*

i. the reptile will be released into the wild; or

ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise

Assessment form
Damage mitigation permit (culling and dispersal)

Is the DMP for a reptile?

☐ Yes ☒ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**

**Delegate
Comments:**

- 13. Legislative requirement: Section 26 of the Nature Conservation (Administration) Regulation 2017 – Considerations to be taken into account by the delegate**

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> <p>No</p>	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <p>No</p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce the general public's access to nature?</i> <p>No</p>	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> <p>No</p>	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> <p>Yes</p>	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> <p>No</p>	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> <p>No</p>	☐
<p>(g) <i>The public interest;</i></p>	☐

Assessment form
Damage mitigation permit (culling and dispersal)

<ul style="list-style-type: none"> Is the issue of the permit in the public interest? <p>Yes</p>	
<p>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</p> <ul style="list-style-type: none"> Does the applicant have a conviction relating to the permit activity? <p>No</p>	☐
<p>(k) Any recovery plan for wildlife to which the authority applies.</p> <ul style="list-style-type: none"> Has a search been carried out for a recovery plan for the species? <p>Yes</p>	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before? ☒ Yes ☐ No

If yes, has the applicant submitted the 'return of operations'? ☒ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy) ☐ Yes ☒ No

Comments:

Applicant has held permit before 2014 - 2016 and states return of operations were provided verbally to Wildlife Officers Townsville. Email sent to applicant on 17/10/17 explaining their recording and reporting obligations for this permit must be adhered to and explained how and when to submit their returns.

Has the applicant specified start and completion dates? ☒ Yes ☐ No

Comments:

14/10/17 to 14/10/18

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP? ☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan? ☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments:

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☒ WI

Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐

This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☒

Not supported ☐

Name: Lisa Owen

Position: Wildlife Officer

Date: 17/10/17

Comments:

Species is listed as Least Concern and only a small number requested.

Applicant has held permit before. Explained permit conditions and reporting obligations must be formally submitted in writing/online not verbally.

17. Senior conservation officer endorsement: (where applicable)

Supported ☐

Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

Nature Conservation (Administration) Regulation 2017

Wallaby damage to emerging cane billets in newly planted cane fields. 10/10/2017









AR105552

Application form

RECEIVED
13 OCT 2017

Section 12(a) – Nature Conservation (Administration) Regulation 2006

Damage mitigation permit (culling or disturbance of or interference with wildlife)

1 Important information for applicants

Applications can be made using the Department's digital platform for online services and transactions. In most instances, online licences are granted straight away. Visit www.ehp.qld.gov.au/connect for more information

This form is to be used to apply for a damage mitigation permit for the purpose of the culling of wildlife, or the disturbance of or interference with wildlife for the purpose of dispersing wildlife (**note: a separate application form is required for lethal take of flying-foxes damaging crops**). A damage mitigation permit may be granted for a maximum period of twelve months, unless operating under an approved property management plan (PMP), in which case it may be granted for a maximum period of three years. If you wish to apply for a PMP in order to seek a damage mitigation permit for up to three years, please contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on the phone number below for the appropriate PMP template form to accompany this application. Before lodging this application you should be familiar with the relevant sections of the *Nature Conservation Act 1992* and regulations, available from the Office of the Queensland Parliamentary Counsel website <http://www.legislation.qld.gov.au>.

Your application must be assessed and a permit granted by the chief executive before you can proceed with the proposed activity. Your application may take up to 40 business days to process. A comprehensive and detailed application will assist EHP in making a prompt decision. If your application does not include all required information, EHP will notify you.

The permit holder must ensure they are in compliance with all relevant legislation, including the *Weapons Act 1990*. If you have queries about how to complete this form correctly or need guidance contact the Department of Environment and Heritage Protection (EHP) Customer Service Team on **1300 130 372**.

2 Terms and Conditions

Permits, licences and authorities Queensland's native wildlife is protected by legislation that aims to conserve biodiversity by protecting native plants and animals and their habitat. All native birds, reptiles, mammals and amphibians are protected, along with some invertebrates (certain butterflies, spiders and scorpions), freshwater fish and the grey nurse shark. Other aquatic species are protected by the Department of Agriculture and Fisheries, the Great Barrier Reef Marine Park Authority and the Australian Government. A licensing system helps us protect native wildlife species. By regulating the sustainable taking, keeping, using or moving of wildlife for commercial, recreational or other purposes we contribute to the maintenance of viable wild populations of plants and animals. The type of approval(s) you will need depends upon a number of things, including:

- The nature and purpose of your proposed activity
- The tenure of the area in which you intend to undertake your activity and
- The species of wildlife concerned



Damage mitigation permit (culling or disturbance of or interference with wildlife)

To apply for permits:

- within the protected area estate (except nature refuges and special wildlife reserve) as defined in the *Nature Conservation Act 1992* (e.g. national park, national park [Aboriginal land], national park [Torres Strait Island land] etc); or
- within a marine park under the *Marine Parks Act 2004*; or
- within State forest estate under the *Forestry Act 1959* (e.g. state forests and timber reserves)

please contact the Department of National Parks, Sport and Racing

Note: Corporations must have an office in Queensland to be eligible to apply for a wildlife authority.

The *Nature Conservation Act 1992* and the subordinate Nature Conservation Regulations may be found on-line on the Office of Queensland Parliamentary Counsel website.

Privacy statement for wildlife permits

Information you provide assists the Department of Environment and Heritage Protection (EHP) to administer wildlife licences, permits and authorities granted under the Nature Conservation (Wildlife Management) Regulation 2006.

Some information may be provided to the Departments of National Parks, Sport and Racing; Agriculture and Fisheries; Science, Information Technology and Innovation; Health; Queensland Police Service or the Australian Defence Force in order investigate biosecurity or health issues or allegations of unlawful activity, if required.

Some information, where relevant, may also be sent to non-government organisations such as the RSPCA Qld and the Queensland Wildlife Rehabilitation Council for the purpose of improving standards of native animal care.

Information regarding your status as a holder of a permit may be provided to any party upon request. Your personal information will not be disclosed to any other parties without your consent unless authorised or required by law.

More information on our commitment to privacy is available on our website. Should you have a general question on the Department and its obligations under the *Information Privacy Act 2009* please email privacy@ehp.qld.gov.au or for specific questions concerning privacy information and wildlife activities please email: wildlife.management@ehp.qld.gov.au

1. You may only lodge this application if you have accepted the above terms and conditions

3 ☒ I accept the above terms and conditions.

2. All questions must be answered for the application to be processed. If you do not complete all questions, sign and date the application form, your application will be returned to you as an invalid application.

Damage mitigation permit (culling or disturbance of or interference with wildlife)

3. Applicant information

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland). Please tick the appropriate box:

- ☒ **AN INDIVIDUAL** → Complete Section 4 applicant details — then complete sections 6 to 20.
- ☐ **AN ORGANISATION** → Complete Section 5 applicant details — then complete sections 6 to 20.

4. Applicant details for an individual

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	*DATE OF BIRTH
☒ Mr ☐ Mrs ☐ Ms ☐ Miss ☐ Doctor ☐ Prof	s.73 irrelevant information			sch4p4(6) Personal info

5. Applicant details for an organisation

Organisation type –

- ☐ Company ☐ Australian registered (foreign) body ☐ Incorporated association
☐ Co-operative ☐ Government ☐ Non for profit organisation

*AUSTRALIAN BUSINESS NUMBER	*BUSINESS NAME
CEO	ABN

6. Applicant registered / residential address

*RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	*SUBURB	*STATE	*POST CODE
s.73 irrelevant sch4p4(6) Personal information	GIRU	QLD	4809

(WRITE 'AS ABOVE' IF SAME AS REGISTERED/RESIDENTIAL ADDRESS)

POSTAL ADDRESS	SUBURB	STATE	POST CODE
s.73 irrelevant information	s.73 irrelevant	s.73 irrelevant information	

Damage mitigation permit (culling or disturbance of or interference with wildlife)

7. Applicant contact details – email or phone contact is mandatory.

EMAIL ADDRESS s.73 irrelevant information	
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL ☒	
PHONE TYPE ☒ Home phone ☐ Office phone ☒ Mobile phone ☐ Facsimile	AREA CODE 07 PHONE NUMBER (NOTE: 10 DIGITS INCLUDING AREA CODE) s.73 irrelevant information

8. Permit activity

☒ Culling to prevent damage or loss

☐ Lethal take of protected animals (non flying-fox). Use this application type if you identify that culling may be necessary to minimise damage or loss of property. Permit holders may be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Culling to protect human health or well-being

☐ Lethal take of protected animals (non flying-fox) - Use this application type if you identify that culling may be necessary to protect human health or wellbeing. You may also be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

☐ Disturb or interfere with protected animals - Use this application type if you wish to stop or prevent damage or remove a human health risk caused by wildlife.

9. Have you an approved property management plan (PMP)

☒ Yes If answering yes - permit holders are required to produce a Property Management Plan for non-lethal methods.

☐ No

10. Location of the activity

Where will the activities be conducted? When completing this application, please attach sufficient supporting information to identify exactly where activities will take place.

(If you require more than one location, attach a separate sheet listing locations.)

* PHYSICAL STREET ADDRESS (WRITE "AS ABOVE" IF SAME AS RESIDENTIAL /REGISTERED ADDRESS)	* SUBURB	* STATE	* POST CODE
AS ABOVE		*	

OR

* LOT# AS	* PLAN#
sch4p4(6) Pe	sch4p4(6) Personal inform

Title on sch4p4(6) F
Previously sch4p4(6) Pe has changed due to a
Boundary change

Damage mitigation permit (culling or disturbance of or interference with wildlife)

11. Wildlife details

(If you require more space, attach a separate sheet of wildlife details)

COMMON NAME	SCIENTIFIC NAME	NUMBER
WALLABY AGILE	MACROPUS	50

12. Damage mitigation details

You must be able to demonstrate that you have tried a combination of at least two non-lethal methods before a lethal damage mitigation permit application will be considered.

What is your reason for applying for this permit? (Examples include damage to pastures, grains, crops, threat to human health and well-being.)

* Have tried chasing with a vehicle, shooting overhead & Revolvering light - all unsuccessful

Outline the monetary loss experienced:

normal crop at least \$1500 dollars
but in the event they attack "seed cane" specifically
produced by agencies - This improves parent seed &
can introduce new varieties - \$3000

What previous damage mitigation method(s) have you tried (if any) and was this successful?

Refer above *

Damage mitigation permit (culling or disturbance of or interference with wildlife)

13. Start and completion dates

Please enter the proposed start and completion dates for the project

START DATE 1-10-17	FINISH DATE 30-9-18
-----------------------	------------------------

14. Provide the name(s) of the person(s) operating under this permit

Question 14 is only to be completed if permit activity is for culling to prevent damage or loss or culling to protect human health or well-being.

Complete this section if person(s) other than the applicant will be operating under this permit. Use an attachment if insufficient space.

FAMILY NAME		GIVEN NAME	
FAMILY NAME		GIVEN NAME	
FAMILY NAME		GIVEN NAME	
FAMILY NAME		GIVEN NAME	
FAMILY NAME		GIVEN NAME	

s.73 irrelevant information

15. Application questions

QUESTIONS	DETAILS
1. During the past 10 years have you ever (in Queensland or elsewhere) been found guilty of any criminal offence or entered a plea of guilty in a Court? (Note: does not include simple traffic offences such as parking, speeding) If yes, provide details of the offence/s.	☐ Yes ☒ No
2. Have you ever had an equivalent permit from another State or country that was suspended and/or cancelled? If yes, provide details about the permit, the date it was suspended and/or cancelled and reasons for suspension/cancellation.	☐ Yes ☒ No

16. Person in Charge

Details of the person nominated to be in charge of the place(s) where the authorised activity is to be undertaken.

Nominate Person in Charge*

☒ Same as applicant

☐ Alternate person in charge

Damage mitigation permit (culling or disturbance of or interference with wildlife)

4 Person in Charge Identity Details

TITLE	*FIRST NAME	MIDDLE NAME	*SURNAME	* DATE OF BIRTH
	s.73 irrelevant information			sch4p4(6) Personal inf

5 Person in Charge Registered / residential address

* RESIDENTIAL ADDRESS (NOT A POST OFFICE BOX)	* SUBURB	* STATE	* POST CODE
s.73 irrelevant sch4p4(6) Personal information	GIRU	WA	4809

(WRITE 'AS ABOVE' IF SAME AS REGISTERED RESIDENTIAL ADDRESS)

POSTAL ADDRESS	SUBURB	STATE	POST CODE
s.73 irrelevant information	s.73 irrelevant	s.73 irrelevant information	

6 Person in Charge contact details – email and phone contact is mandatory.

EMAIL ADDRESS	s.73 irrelevant information		
TICK THIS BOX IF YOU DO NOT CONSENT TO RECEIVING DEPARTMENTAL CORRESPONDENCE BY EMAIL			☒
PHONE TYPE	AREA CODE	PHONE NUMBER: NOTE: 10 DIGITS (INCLUDING AREA CODE)	
☒ Home phone ☐ Office phone ☒ Mobile phone ☐ Facsimile	07	s.73 irrelevant information	

17. Application Contact Details

An alternative contact nominated by the legal entity which has submitted, or will in future submit, applications to be assessed by the department. All departmental correspondence relating to the assessment of applications will be directed to the application contact, however, if the application results in the issuing of a relevant authority, the relevant authority will be sent to the customer contact or if nominated, the primary contact.

*NAME OR POSITION	*PRIMARY PHONE. NOTE: 10 DIGITS (INCLUDING AREA CODE)	EMAIL ADDRESS	SECONDARY PHONE

18. Applicant's signature

APPLICANT'S NAME	s.73 irrelevant information	
APPLICANT'S SIGNATURE	sch4p4(6) Personal infor	DATE 6-10-17.

Damage mitigation permit (culling or disturbance of or interference with wildlife)**19. Applicant checklist**

- ☐ All questions on application form completed, signed and dated.
- ☐ Supporting information and accreditation attached (if applicable)

Please return your completed application kit to:

Customer Service Team
Department of Environment and Heritage Protection
GPO Box 2454
Brisbane
Queensland 4001

Enquiries: **1300 130 372 option 4**
Facsimile: (07) 3330 5875
Email: palm@ehp.qld.gov.au

Code of Practice or guidelines and Information sheet – Wildlife authorities and privacy may be obtained from the EHP website <http://www.ehp.qld.gov.au/licences-permits/plants-animals> or by contacting the EHP Customer Service Unit on 1300 130 372.

Assessment form

Damage mitigation permit (culling and dispersal)

This form is to be used to assess an application for a damage mitigation permit (DMP) under the Nature Conservation (Wildlife Management) Regulation 2006 (the Wildlife Management Regulation) for culling of protected wildlife other than commercially harvested macropods only, or flying-foxes. This form can however be used for commercially harvested macropods in circumstances where they are requested on a DMP application in addition to other species (e.g. birds or non-commercial macropods).

Date:

17/10/17

Assessing Officer:

Lisa Owen

Project Ref:

APP0006499

Permit Ref:

1. Applicant name and address:

A wildlife authority may only be granted to an individual or corporation (only if the corporation has an office within Queensland).

Individual ☒Corporation ☐

Assessment form
Damage mitigation permit (culling and dispersal)

Applicants:	<div>s.73 irrelevant information</div>	
Person in charge (if corporation):		
Company name:		ABN/ACN number
Property name:	<div>sch4p4(6) Personal information</div>	
Lot on Plan details	<div></div> - 11.31ha <div>sch4p4(6) Personal i</div> - 97.38ha	
Property Location (GPS etc)		
Address:	Residential: <div>s.73 irrelevant information</div> <div>sch4p4(6) Personal i</div> Giru 4809 Postal: <div>s.73 irrelevant information</div>	
Phone/Fax:	<div>s.73 irrelevant information</div>	<div>s.73 irrelevant information</div>

2. Identify DMP purpose:

A permit will only be issued for section 185 OR section 186 of the Wildlife Management Regulation.

Section 185 - damage or loss caused, or likely to be caused, by a protected animal ☒ or

Section 186 - threat, or potential threat, to human health and wellbeing caused by a protected animal ☐

Background:	Damage to crops
-------------	-----------------

3. Legislative requirement: Section 182 - General restriction about animals for which permit may be granted

Section 182 of the Wildlife Management Regulation:

- (1) The chief executive may grant a damage mitigation permit only for—
- (a) a least concern animal; or
 - (b) an endangered, vulnerable or near threatened animal.
- (1) However, for a damage mitigation permit for an animal mentioned in subsection (1)(b), other than a damage mitigation permit (removal and relocation of wildlife), the chief executive must not grant the permit unless a conservation plan authorises the holder of a damage mitigation permit to take the animal under the permit.

Assessment form
Damage mitigation permit (culling and dispersal)

Species:

agile wallaby, *Macropus agilis*

Has the animal been identified?



Yes



No

How?

Animal has been identified by the applicant

What *Nature Conservation Act 1992* classification is this species?



Least concern



EVNT (endangered, vulnerable or near threatened). If EVNT, is it consistent with the conservation plan?

Describe:

Section

182

Delegate

Comments:

Complete sections 4-8 only if DMP application relates to section 185 of the Wildlife Management Regulation: damage or loss caused, or likely to be caused, by a protected animal

4. Legislative requirement: Section 185(1)(a) of the Wildlife Management Regulation

Section 185(1)(a):

(a) *the animal is causing, or may cause, damage.*

What damage or loss, current or potential, is being experienced?

Describe:

Damage to crop and seed cane

List of
Evidence:

None provided

Provide image if appropriate (insert file or cut and paste) :

**Section
185(1)(a)**

**Delegate
Comments**

5. Legislative requirement: Section 185(1)(b) of the Wildlife Management Regulation

Section 185(1)(b):

- (b) *the landholder of the land on which the animal is causing, or may cause, damage has made a reasonable attempt to prevent or minimise the damage and the action taken has not prevented or minimised the damage;*

What reasonable attempt has the landholder taken to prevent or minimise damage:

Describe:

Applicant states: Have tried chasing with a vehicle, shooting overhead, and revolving light.

List of
Evidence:

None provided

Provide image if available/appropriate (insert file or cut and paste) :

Have the attempts been successful/ unsuccessful? What were the outcomes?

Comments:

Applicant states all have been unsuccessful.

**Section
185(1) (b)**

**Delegate
Comments:**

6. Legislative requirement: Section 185(1)(c) of the Wildlife Management Regulation

Section 185(1)(c):

(c) *if the damage is not prevented or controlled-*

- i. individuals may suffer significant economic loss; or*
- ii. the ecological sustainability of nature is likely to be harmed*

Has the applicant identified:

(a) Economic loss ☒ Yes ☐ No

Detail the significant economic loss of the landholder (include some information regarding why the loss is deemed significant):

Comments: Applicant states damage to normal crop at least \$1500, but in the event they attack "seed cane" specifically produced by agencies - this improves parent seed and can introduce new varieties - \$3000

OR;

(b) Likelihood of harm ☐ Yes ☒ No

Detail the likelihood of harm to the ecological sustainability of nature:

Comments:

List of Evidence: None provided

Provide image if appropriate (insert file or cut and paste) :

Section 185(1)(c)
Delegate Comments:

7. Legislative requirement: Section 185(1)(d) of the Wildlife Management Regulation

Section 185(1)(d):

Assessment form
Damage mitigation permit (culling and dispersal)

(d) *action under the permit will not adversely affect the survival of the animal in the wild*

How many animals are being requested?

Comments: agile wallaby, *Macropus agilis* - 50

Is this amount likely to adversely affect the survival of the species in the wild? ☐ Yes ☒ No

Why?

Comments: Species is of least concern and number requested is very low.

For harvest macropods only:

Will the requested amount cause the permissible quota to exceed the 2% of the estimated species population?
(Numbers, date and region to be changed with each new application) ☐ Yes ☒ No

Quota used as at <i>insert assessment date</i>	State	Usage to date	State quota allocated for Combined Zones
Eastern grey kangaroo	%		308134
Common wallaroo	%		73882
Red kangaroo	%		141224

Comments:

Is the applicant aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)? ☒ Yes ☐ No

Comments: Applicant has held this permit several times and submitted all return of operations. Email sent to applicant 17/10/17 reminding them of recording and reporting obligations.

**Section
185(1)(d)
Delegate**

Comments:

8. Legislative requirement: Section 185(1)(e) of the Wildlife Management Regulation

Section 185(1)(e):

- (e) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments: Applicant states: Shooting with rifle, calibre 22-250. A 22 Hornet and a 22 Magnan.

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments: Applicant has held permit several times and has adhered to the shooting code of practice. Applicant states: Shooters are members of rifle and shooters clubs and are accurate shots. Email sent to applicant 17/10/17 with shooting code of practice attached and reminding applicant of conditions of permit.

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
185 (1)(e)**
**Delegate
Comments:**

Complete sections 9-12 only if DMP application relates to section 186 of the Wildlife Management Regulation: risk/potential risk to a person's health and wellbeing by a protected animal

9. Legislative requirement: Section 186(a) of the Wildlife Management Regulation

Section 186(a):

- (a) *there is, or may be, a threat to a person's health and wellbeing resulting from harm caused by the animal to the person*

What threat or potential threat is there to human health and wellbeing?

Comments:

List of
Evidence:

Provide Image if appropriate (insert file or cut and paste) :

**Section
186(a)**

**Delegate
Comments:**

10. Legislative requirement: Section 186(b) of the Wildlife Management Regulation

Section 186(b):

(b) action under the permit will not detrimentally affect the survival of the animal in the wild

How many animals are being requested?

Comments:

Is this amount likely to adversely affect the survival of the species in the wild?

☐

Yes

☐

No

Why?

Comments:

Is the landholder aware of their obligations to accurately record and report any animals taken under the permit, and to submit these details to EHP every three months (within 10 business days)?

☐

Yes

☐

No

Comments:

**Section
186(b)**

Delegate

Comments:

11. Legislative requirement: Section 186(c) of the Wildlife Management Regulation

Section 186(c):

- (c) *the proposed way of taking the animal is humane and not likely to cause unnecessary suffering to the animal*

What is the proposed mitigation method?

Comments:

How will the applicant ensure that the proposed mitigation method is humane? (Consideration should be given to the capability and methods of the operator who will be carrying out the take).

Comments:

If the proposed method is not humane, what changes to the mitigation method are required to ensure the take would be humane?

Comments:

If the mitigation method cannot be amended to ensure humaneness, a DMP cannot be issued.

**Section
186(c)**

**Delegate
Comments:**

12. Legislative requirement: Section 186(d) of the Wildlife Management Regulation

Section 186(d):

- (d) *if the animal is a protected reptile—*

i. the reptile will be released into the wild; or

ii. a conservation plan for the reptile authorises the holder of a damage mitigation permit to keep the reptile under the permit or otherwise

Assessment form
Damage mitigation permit (culling and dispersal)

Is the DMP for a reptile?

☐ Yes ☒ No

If Yes, this type of DMP cannot be issued.

**Section
186(d)**

**Delegate
Comments:**

- 13. Legislative requirement: Section 26 of the Nature Conservation (Administration) Regulation 2017 – Considerations to be taken into account by the delegate**

Assessment form
Damage mitigation permit (culling and dispersal)

Section 25 considerations (to be completed by assessing officer)	Consideration given (delegate's use only)
<p>(a) <i>The impact the activities that may be carried out under the DMP may have on the conservation of this or other native wildlife;</i></p> <ul style="list-style-type: none"> <i>Is this proposed activity likely to affect other species?</i> <p>No</p>	☐
<p>(b) <i>The effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of wildlife;</i></p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce an existing ecologically sustainable use of wildlife?</i> <p>No</p> <ul style="list-style-type: none"> <i>Will the issue of this permit reduce the general public's access to nature?</i> <p>No</p>	☐
<p>(c) <i>Any contribution the applicant proposes to make to the conservation of nature;</i></p> <ul style="list-style-type: none"> <i>Is the applicant proposing to undertake conservation works that will alleviate impacts on the species?</i> <p>No</p>	☐
<p>(d) <i>Any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;</i></p> <ul style="list-style-type: none"> <i>Has there been a search for documents and instruments relating to the species?</i> <p>Yes</p>	☐
<p>(e) <i>The precautionary principle;</i></p> <ul style="list-style-type: none"> <i>Is there any gap in our understanding of impact on the species that should preclude issuing the permit?</i> <p>No</p>	☐
<p>(f) <i>Public health and safety;</i></p> <ul style="list-style-type: none"> <i>Is there a public health and safety risk from the activities in the permit that has not been addressed?</i> <p>No</p>	☐
<p>(g) <i>The public interest;</i></p>	☐

Assessment form
Damage mitigation permit (culling and dispersal)

<ul style="list-style-type: none"> Is the issue of the permit in the public interest? <p>Yes</p>	
<p>(h) Whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2 of the Administration Regulation;</p> <ul style="list-style-type: none"> Does the applicant have a conviction relating to the permit activity? <p>No</p>	☐
<p>(k) Any recovery plan for wildlife to which the authority applies.</p> <ul style="list-style-type: none"> Has a search been carried out for a recovery plan for the species? <p>Yes</p>	☐

14. Other considerations prior to issuing the permit:

Has the applicant held this type of permit before?

☒ Yes ☐ No

If yes, has the applicant submitted the 'return of operations'?

☒ Yes ☐ No

(A return of operation is due for each 3 month period during the life of the permit)

If no, permit not to be issued until returns are submitted.

Has a field assessment been completed? (attach copy)

☐ Yes ☒ No

Comments:

Has the applicant specified start and completion dates?

☒ Yes ☐ No

Comments:

1/10/17 to 30/9/18

What is the length of the permit term?

Is this application for a 12 month 'culling and dispersal' DMP?

☒ Yes ☐ No

Is this application for a 3 year 'culling and dispersal' DMP and is accompanied by a Property Management Plan?

☐ Yes ☒ No

Provide comment if not issued for either full term as listed above:

Comments:

15. Ecotrack conditions

a) Standard conditions – lethal take activity

Check the following conditions are added to the permit:

Ecotrack standard condition (ESC)

☒ WI Important notes:

A Return of operations form must be sent to EHP within 10 business days after the end of the permit, and you must keep a copy for your records. If the return of operations on the approved form is not submitted a penalty may be given. The approved form should be downloaded via the following EHP website link: http://www.ehp.qld.gov.au/licences-permits/plants-animals/return_of_operations.html

Ecotrack standard conditions –permits issued under a Property Management Plan

☐ This permit must be in conjunction with and in adherence with the approved Property Management Plan (PMP).

16. Recommendation and comment regarding grant of permit:

Supported ☒ Not supported ☐

Name: Lisa Owen

Position: Wildlife Officer

Date: 20/10/17

Comments: Species requested is of Least Concern and number requested is very low.
Applicant has held this type of permit several times and submitted all return of operations.

17. Senior conservation officer endorsement: (where applicable)

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

18. Manager/delegate approval:

Supported ☐ Not supported ☐

Name:

Position:

Date:

Comments:

EHP policy standards and legislative requirements are detailed within:

Nature Conservation Act 1992

Nature Conservation (Wildlife) Regulation 2006

Nature Conservation (Wildlife Management) Regulation 2006

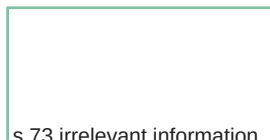
Nature Conservation (Administration) Regulation 2017

Notice of Decision

Section 12(a) of Nature Conservation (Administration) Regulation 2017

This notice is issued by the administering authority to advise of a statutory decision on a permit application

To:



s.73 irrelevant information

Our reference: APP0006499

Dear Sir/Madam

Re: Decision made in relation to your application

Your application received on 13 October 2017 has been assessed and the decision in regards to your application is specified below:

Permit applied for	Permit number	Decision
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0002255	GRANTED
Damage Mitigation Permit, Culling to prevent damage or loss, Lethal take of protected animals (non flying-fox), No property management plan	WA0002255	GRANTED

Your application for a permit has been granted, the conditions of approval are attached.

Your permit reference is WA0002255.

Please note that for the approval, this Notice of Decision and the relevant attachments constitute the permit documentation. Please retain this approval documentation for your records.

Included with this notice is advice on review and appeal processes that may be available to you. Should you seek a review or appeal, you are advised to seek independent advice before taking such action.

Should you have any queries in relation to this notice, please refer to the contact details below.

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date granted: 20 October 2017

Attachments:

Permit:

Information notice: Statutory decision on a permit application under the Nature Conservation (Administration) Regulation 2017

Permit

Section 12(a) of Nature Conservation (Administration) Regulation 2017

Damage Mitigation Permit

This wildlife authority is issued under the following legislation: Nature Conservation (Administration) Regulation 2017 Part 2 Division 1.

Permit number: WA0002255

Valid from: 20 October 2017 to 19 October 2018

Activity: Culling to prevent damage or loss - Lethal take of protected animals (non flying-fox)

Role	Name	Registered address
Principal Holder:	s.73 irrelevant information	s.73 irrelevant information MOUNT SURROUND QLD 4809 Australia
Person In Charge:	s.73 irrelevant information	s.73 irrelevant information MOUNT SURROUND QLD 4809
Business name:		ABN/ACN /
Activity location//licensed premises	sch4p4(6) Personal in	

Schedule

Species details	Category	Quantity	Unit
agile wallaby, Macropus agilis	Live	50	

Brent Smith
Department of Environment and Heritage Protection
Delegate of the administering authority
Nature Conservation Act 1992

Enquiries:
Wildlife Assessment Team
Email: wildlife@ehp.qld.gov.au
Postal Address: PO Box 102, Toowoomba, QLD, 4350

Date issued: 20 October 2017

Legislative Requirements and Conditions of Wildlife Authority

Nature Conservation

- DMLR01 A return of operations is required to be sent to EHP either on the approved form or entered directly into Connect, if this is not submitted a penalty may be given.
The required details must be provided:
- within 10 business days after each 3 month period after the permit has been granted, and
- upon expiry.
You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006
- DMLR03 Activities carried out under this authority, unless otherwise authorised, apply to non-protected areas only.
This requirement may be found in section 12 of the Nature Conservation (Administration) Regulation 2006

Condition

Nature Conservation

- DMM13 Accurate records of animals shot under this permit must be recorded in the return of operations form. These must be made at the end of each day/night that the animals are taken.
- DMM14 Lethal take of wildlife is by shooting only. Shooters are to ensure the combination of firearm, projectile distance to target and point of aim must result in the instantaneous death of the target animal. If death is not instantaneous, shooters must make every effort to locate wounded or orphaned animals to quickly and humanely cause immediate death.
- DMM22 Macropods must be taken by centrefire rifle in a way specified in the National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes, endorsed by the Natural Resource Management Ministerial Council.

Information Sheet

This information sheet is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

When assessing an application for a license, permit or other authority, the chief executive must have regard to the following matters under the following laws:

Section 26(1) of the Nature Conservation (Administration) Regulation 2017¹

- a) the impact the activities that may be carried out under the authority may have on the conservation of the cultural or natural resources of a protected area or native wildlife;
- b) the effect the grant of the authority will have on the fair and equitable access to nature, having regard to, in particular, the ecologically sustainable use of protected areas or wildlife;
- c) any contribution the applicant proposes to make to the conservation of nature;
- d) any relevant Australian or international code, instrument, protocol or standard or any relevant intergovernmental agreement;
- e) the precautionary principle;
- f) public health and safety;
- g) the public interest;
- h) for an application for a relevant authority other than a camping permit—whether the applicant is a suitable person to hold the authority, having regard to the matters mentioned in schedule 2;
- i) for an application for a relevant authority for a national park (Cape York Peninsula Aboriginal land)—the indigenous management agreement for the protected area;
- j) any recovery plan for wildlife to which the authority applies;
- k) any other matter stated in a management instrument as a matter the chief executive must have regard to when considering an application for the authority.

Section 26(2) of the Nature Conservation (Administration) Regulation 2017¹

Without limiting subsection (1), the chief executive may have regard to anything else the chief executive considers appropriate to achieve the object of the Act.

Section 33 of the Nature Conservation (Administration) Regulation 2017¹

The chief executive cannot –

- a) grant a protected area authority to a person if the Protected Areas Management Regulation states the chief executive can not grant the authority to the person or to any person; or
- b) grant a wildlife authority to a person if the Wildlife Management Regulation or a conservation plan states the chief executive can not grant the authority to the person or to any person

¹ Matters relating to Protected Areas (excluding Nature Refuges) under the Nature Conservation Act 1992 are the responsibility of the Department of National Parks, Sport and Racing.

This notice is issued by the Department of Environment and Heritage Protection to advise of a statutory decision on a permit application under the *Nature Conservation Act 1992 (the Act)*.

Note – See also section 137 of the Act.

Section 137 of the *Nature Conservation Act 1992*

(2) A licence, permit or other authority issued or given under a regulation to—

- (a) take, use or keep protected wildlife; or
- (b) abandon, release, keep, use or introduce international or prohibited wildlife;

must be consistent with—

- (c) the management principles for the wildlife; and
- (d) the declared management intent, or conservation plan, applicable to the wildlife.

In assessing your application, consideration has been given to each of the relevant matters listed above, and consequently some conditions have been imposed on your permit. Please take the time to familiarise yourself with these requirements. Should you have any questions regarding any of these conditions please contact the Department of Environment and Heritage Protection using the contact details provided under the Enquiries heading on your licence, permit or other authority.

Part 4 of the Nature Conservation (Administration) Regulation 2017 provides for internal and external reviews, should you be dissatisfied with any reviewable decision. In summary these include:

- If you wish to apply for an internal review of the decision an application must be made in writing within 20 business days after being given this notice.
- The application must be supported by sufficient information to decide the application.
- The application for internal review does not stay the decision made. However you may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a stay of the decision.
- The Department of Environment and Heritage Protection must review the decision within 28 days of receiving the application and provide you with a decision within 14 days of making the review decision.
- If you are dissatisfied with the internal review decision then you are able to file an application for an external review in the registry of the QCAT within 28 days of receiving the internal review notice.
- For further information you are directed to Part 4: Internal and External Reviews, of the Nature Conservation (Administration) Regulation 2017 and the *Queensland Civil and Administrative Tribunal Act 2009* which can both be found at www.legislation.qld.gov.au/OQPChome.htm

Also please note:

Should it be determined at some future date by any Court or Tribunal that Native Title exists over the subject land or waters, this permit may be terminated and the holder (or any subsequent holder) may be required to remove any works established under this permit at the permit holder's (or any subsequent permit holder's) own cost, expense and risk. In that event, no compensation for works, development costs or loss of income shall be payable to the permit holder (or any subsequent permit holder) by the State of Queensland.

OWEN Lisa

From: s.73 irrelevant information
Sent: Thursday, 19 October 2017 5:18 PM
To: OWEN Lisa
Subject: Re: Request for more information for your DMP application

Thanks Lisa for your enquiries. I've had a permit for several years now and sent my returns in at the end of September. Our methods of shooting are with rifle, calibre 22-250. A 22 Hornet, and a 22 Magellan. Three of my shooters (who are all family and a neighbour and one friend) are members of Rifle and shooters clubs and are accurate shots. Hope this answers your questions. Regards, s.73 irrelevant information

From: OWEN Lisa
Sent: Tuesday, October 17, 2017 11:43 AM
To: s.73 irrelevant information
Subject: Request for more information for your DMP application

Hi s.73 irrelevant information

I am the Wildlife Officer who is currently processing your request for a Damage Mitigation Permit (Application reference: APP0006499). I just have a few things I need to clarify before I can process it further.

1. What is your proposed method of mitigation (shooting)?
2. Have you held this type of permit before?
3. If so, have you submitted your 'return of operations'?

In case you have never held this type of permit before I will just explain some of the return obligations and conditions that we normally place on these type of permits:

1. Accurate records of animals shot under this permit must be recorded in the 'Return of Operations' form. These must be made at the end of each day/night that the animals are taken.
2. A 'Return of Operations' is required to be sent to EHP either on the approved form or entered directly into Connect (<https://www.ehp.qld.gov.au/connect/>), if this is not submitted a penalty may be given. The required details must be provided:
 - Within 10 business days after each 3 month period after the permit has been granted, and
 - Upon expiry.You must keep a copy for your records, see www.ehp.qld.gov.au
This requirement may be found in section 188 of the Nature Conservation (Wildlife Management) Regulation 2006.
3. Lethal take of wildlife is by shooting only. Shooters are to ensure the combination of firearm, projectile distance to target and point of aim must result in the instantaneous death of the target animal. If death is not instantaneous, shooters must make every effort to locate wounded or orphaned animals to quickly and humanely cause immediate death.

Once I clarify these few things with you I'll be able to quickly finalise my recommendation on the permit application.

Should you have any questions please do not hesitate to ask.

Kind Regards,
Lisa



Lisa Owen

Wildlife Officer (Wildlife Assessments)

Wildlife Assessment, Strategic Compliance and Southern Operations

Conservation and Biodiversity Operations Branch

Department of Environment and Heritage Protection

P 07 3330 5537

400 George St, Brisbane QLD 4000

GPO Box 2454, Brisbane Q 4001



The information in this email together with any attachments is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. There is no waiver of any confidentiality/privilege by your inadvertent receipt of this material.

Any form of review, disclosure, modification, distribution and/or publication of this email message is prohibited, unless as a necessary part of Departmental business.

If you have received this message in error, you are asked to inform the sender as quickly as possible and delete this message and any copies of this message from your computer and/or your computer system network.
