



VICTORIA GOVERNMENT GAZETTE

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[1963

Vegetation and Vine Diseases Act 1958 (No. 6407).

DECLARING A PROCLAIMED AREA.

PROCLAMATION

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS by section 25 of the *Vegetation and Vine Diseases Act 1958 (No. 6407)*, it is provided that, where the Governor in Council is of opinion that it is necessary to protect the fruit industry against the introduction or spread of the insects of the family *Trypetidae* (commonly known as fruit flies), he may by Proclamation declare any portion of Victoria specified therein to be a proclaimed area, and prohibit the planting on any land in the proclaimed area of any plant or vegetable specified, and prohibit the removal from any property within the prescribed area to any other property within the area and from any place in the prescribed area to any place outside the area of any fruit or vegetable and require occupiers and owners of land in the proclaimed area to take such action for the eradication or prevention of the spread of fruit fly as is specified in the Proclamation: Now therefore, I, the Governor of the State of Victoria, in the Commonwealth of Australia, being of opinion that it is necessary to protect the fruit industry of Victoria against the introduction or spread of the insects of the family *Trypetidae* (commonly known as fruit flies) and by and with the advice of the Executive Council of the said State, do by this my Proclamation hereby—

1. Declare that portion of Victoria—

Within the Cities of Broadmeadows, Coburg and Essendon, commencing at the intersection of the railway line and Mount Alexander-road; thence north-westerly along Mount Alexander and Bulla roads to the boundary of the Melbourne Airport; thence generally north-easterly around the boundary of the Melbourne Airport to Peck-avenue; thence easterly along Peck-avenue to Pascoe Vale-road; thence northerly along Pascoe Vale-road to Gaffney-street; thence easterly along Gaffney-street to the railway line; thence generally southerly and westerly along the railway line to Mount Alexander-road at the commencing point—

to be a proclaimed area.

2. Prohibit the removal from any place within the proclaimed area to any other place within the area or to any place outside the area of any fruit or vegetable or any case or package which has contained any fruit or vegetable unless such removal is made on the instruction of an Inspector.

3. Require occupiers and owners of land, not being a commercial orchard, in the proclaimed area to—

(a) Apply to all trees and plants of the following kinds:—

Apples, apricots, brambles and other berry fruits, cape gooseberries, cherries, citrus fruits, cucumbers, egg fruit, figs, gooseberries, grapes, guavas, loquats, medlars, nectarines, passion fruit, peaches, pears, peppers, persimmons, plums, prunes, quinces, rock melons, sweet melons, tomatoes and all other trees and plants which have edible fruits,

one of the following treatments:—

- (i) Thoroughly spray with an efficient garden spray pump the whole of the foliage with a solution containing two thousand (2,000) parts of Dichloro - diphenyl - trichloroethane (D.D.T.) to one million (1,000,000) parts of water (0.2 per cent.) at intervals of not more than twenty-one (21) days commencing at the time fruit on such trees and plants has set and continuing until one (1) month after it has been harvested, or
- (ii) Apply by spraying or by splashing the required quantity of solution on the foliage of trees and plants by any suitable method such as with a large paint brush dipped in an open container or from a bottle with a perforated stopper at intervals not longer than seven (7) days commencing at the time the fruit has set and continuing until one (1) month after it has been harvested to the foliage on at least three (3) different parts of each tree and to the foliage of all plants a solution consisting of two (2) ounces of tartar emetic and two and one-half (2½) pounds of white sugar in four (4) gallons of water, or a solution consisting of two (2) ounces of sodium fluosilicate and two and one-half (2½) pounds of white sugar in four (4) gallons of water at the rate of ten (10) fluid ounces per tree and ten (10) fluid ounces per two hundred (200) square feet of planted area of such plants.

(b) Pick up from the said land before noon each day all fallen fruits of the kinds specified in paragraph 3 (a) above, and dispose of all such fruits as prescribed in paragraph 4 (c) below.

4. Require occupiers and owners of land in the proclaimed area to take action as and when directed by a notice served on such occupier or owner by an Inspector and within the time specified in such notice—

(a) To remove all plants of—

Tomato (*Lycopersicum* sp.),
Pepper (*Capsicum* sp.),
Egg Plant (*Solanum melongena*).
Ornamental Solanum (*Solanum* sp.),
Rock Melon (*Cucumis* sp.),
Sweet Melon (*Cucumis* sp.),
Cucumber (*Cucumis* sp.),
Cape Gooseberry (*Physalis edulis*),
Brambles (except cultivated varieties),
Box Thorn, provided that where box thorn is grown as a hedge along a boundary or dividing fence the occupier or owner may continue to so grow it on the following conditions:—

(i) Cut back the hedge forthwith and periodically as necessary to retain it within a height not exceeding six (6) feet from the ground level and a width not exceeding two (2) feet.

(ii) That when such a hedge has been cut back to within the foregoing dimensions, he shall thoroughly spray it forthwith to cover all parts of the plants forming the hedge with a solution containing Two thousand (2,000) parts of two-four Dichlorophenoxy-acetic acid (2-4D), or one of its derivatives to One million (1,000,000) parts of water (0.2 per cent.) and he shall spray it thereafter as often as is necessary to prevent the plants from forming fruit, and refrain from planting such plants while this Proclamation remains in force.

(b) To remove from all trees and plants growing upon the said land and to pick up from the said land all of the following fruits and/or vegetables:—

Apples, apricots, brambles and other berry fruits, cape gooseberries, cherries, citrus fruits, cucumbers, egg fruit, figs, gooseberries, grapes, guavas, loquats, medlars, nectarines, passion fruit, peaches, pears, peppers, persimmons, plums, prunes, quinces, rock melons, sweet melons, tomatoes and all edible fruits of all trees and plants, including all such fruits and vegetables which shall form on such trees and plants after the service of the said notice during such time as this Proclamation remains in force.

(c) To dispose of all such fruits and/or vegetables by boiling for fifteen (15) minutes, or burning them so as to destroy all eggs and larvæ of the fruit fly or burying them under a depth of soil at least three (3) feet after having applied to the upper layer of such buried fruit or vegetables D.D.T. at the rate of not less than one-half ounce per square yard in the form of a spray containing not less than 0.2 per cent. of the pure para para isomer of D.D.T. or in the form of a dust containing not less than 2 per cent. of the pure para para isomer of D.D.T. or by otherwise treating them as an Inspector may direct, in such a manner as to kill all eggs, larvæ and pupæ of fruit flies.

(d) To spray all trees and plants growing on the said land with a solution containing Two thousand (2,000) parts of Dichloro-diphenyl-trichloroethane (D.D.T.) to one million parts of water (0.2 per cent.) or in the case of a commercial orchard equipped with a power spraying plant approved by an inspector, with a solution containing one thousand (1,000) parts of D.D.T. to one million parts of water (0.1 per cent.), at intervals not exceeding twenty-one (21) days during the period specified in such notice, and/or with such other solution as is specified in the said notice and at times specified therein.

(e) To treat the soil beneath and around trees suspected by an inspector to be infested or to have been infested with fruit fly by applying uniformly to the surface of an area or areas marked by an Inspector a dust containing 1 per cent. of the pure gamma isomer of Benzene

hexachloride at the rate of not less than two (2) ounces per square yard, and/or by giving such other treatment as is specified in the said notice.

(f) To reduce, if necessary, all tall growing trees and plants covered by this Proclamation, except when grown as a commercial orchard or plantation, to a height which will permit them to be stripped of fruit and/or sprayed to the satisfaction of an Inspector.

5. Require occupiers and owners of land in the proclaimed area to give access to such land at all times to an Inspector with or without assistants for the purpose of inspection and/or applying on such properties any spray material and/or for the purpose of removing any fruit or vegetables or prohibited plant, and/or performing such other acts which in the opinion of an Inspector are necessary for the eradication or prevention of the spread of fruit flies.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this 6th day of March, in the year of our Lord One thousand nine hundred and sixty-three, and in the twelfth year of the reign of Her Majesty Queen Elizabeth II.

(L.S.)

DALLAS BROOKS.

By His Excellency's Command,

G. L. CHANDLER,
Minister of Agriculture.

GOD SAVE THE QUEEN!

MARKETING OF PRIMARY PRODUCTS ACT 1958
(No. 6304).

PROCLAMATION

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

IN pursuance of the powers in that behalf contained in section 5 of the *Marketing of Primary Products Act 1958* (No. 6304), I, the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, do by this my Proclamation declare the following to be a product for the purposes of the said Act (that is to say):—

TOBACCO.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this sixth day of March, in the year of our Lord One thousand nine hundred and sixty-three, and in the twelfth year of the reign of Her Majesty Queen Elizabeth II.

(L.S.)

DALLAS BROOKS.

By His Excellency's Command,

G. L. CHANDLER,
Minister of Agriculture.

GOD SAVE THE QUEEN!

Town and Country Planning Act 1961.

SHIRE OF ELTHAM.

INTERIM DEVELOPMENT ORDER.

Notice of Approval.

IN pursuance of the powers conferred by the *Town and Country Planning Act 1961*, the Governor in Council, on the 6th day of March, 1963, approved an Interim Development Order made by the Council of the Shire of Eltham for that portion of the municipal district of the Shire of Eltham known as the Eltham Business Centre.

The Interim Development Order provides that the use, subdivision or development of any land within the area described or the erection, construction or carrying out of any buildings, roads or other works thereon is prohibited, except that the Responsible Authority may permit such uses, subdivision, development, erection, constructions or other works as it thinks proper.

A copy of the Interim Development Order and the map showing the area affected may be inspected, free of charge, at the offices of the Council, Shire Offices, Main-road, Eltham, and at the offices of the Town and Country Planning Board, 61 Spring-street, Melbourne.

M. B. WATSON,
Shire Secretary.