

ILLAWARRA DISTRICT NOXIOUS WEEDS AUTHORITY

PESTICIDES NOTIFICATION PLAN

AREA OF OPERATION

Local government Areas of Wollongong City, Shellharbour City and Kiama Municipal councils

PLAN PERIOD

Start Date: 1 July 2012

Completion Date: 30 June 2017

1. INTRODUCTION

This Notification Plan has been prepared in accordance with the requirements of the Pesticides Regulation 1995.

The aim of this Plan is to meet the community's general right to know about pesticide applications made to public places that are controlled or owned by the constituent member councils of the Illawarra District Noxious Weeds Authority (IDNWA) – namely Wollongong City, Shellharbour City and Kiama Municipal Council. The Plan allows members of the community to take action to avoid contact with pesticides, if they wish. It does not mean that the community is at any greater risk or harm from pesticides. The IDNWA ensures that pesticides are applied to public places in a safe, responsible manner, without harm to the community or the environment.

Throughout this plan, references to the "IDNWA" should be taken to mean the IDNWA carrying out functions on behalf of the constituent councils of Wollongong City, Shellharbour City and Kiama Municipal council.

The Plan sets out how the IDNWA will notify members of the community of any pesticide applications made by its staff to public places. It describes:

- what public places are covered by the Plan;
- who regularly uses these public places and an estimate of the level of use;
- how and when the IDNWA will provide the community with information about its pesticide applications (i.e. what notification arrangements will be used);
- how the community will be informed of the notification arrangements contained in the Plan;
- how future reviews of the Plan will be conducted; and
- contact details for anyone wishing to discuss pesticide notification with the IDNWA.

The IDNWA uses pesticides when necessary to control noxious and environmental weeds so as to protect public and adjoining private property from pest damage and to protect the uses of public places from nuisance or danger.

2. PUBLIC PLACES COVERED BY THIS NOTIFICATION PLAN

This notification plan must describe where it operates and the categories of public places it covers. Public places include the following areas that the public is entitled to access:

- Public Reserves, Parks and Gardens
- Playgrounds
- Sporting Fields and Ovals
- Road Verges
- Laneways and Pathways
- Drains and Easements
- Golf courses (owned or controlled by council)
- Caravan/Holiday Parks
- Cemeteries
- Swimming Pool Grounds

A public place also includes any other outdoor property that is leased out but the public is entitled to access.

3. WHO USES THESE PUBLIC PLACES

The main user groups of, and types of pesticide use in each of the categories of public place as detailed above are summarised in the following table.

Table 1. Regular user groups, level of use of public places and type of pesticide used in public places controlled by the IDNWA on behalf of its constituent councils.

Public places		Regular user groups	Level of use of public place	Type of pesticide use
a) Public reserves, parks and gardens		General public (families, children, elderly people); recreational users; visitors to the area	Medium to high	<ul style="list-style-type: none"> • Spot Spraying Herbicides - Non-selective herbicides • Selective herbicides • Broadscale Boom Spraying Non-selective herbicides • Selective herbicides
b) Playgrounds		Children and young families	High	<ul style="list-style-type: none"> • Spot Spraying Herbicides - Non-selective herbicides
c) Sporting fields and ovals		Sporting clubs and associations; school sports groups; general recreational users	High	<ul style="list-style-type: none"> • Spot Spraying Herbicides - Non-selective herbicides • Selective herbicides • Broadscale Boom spraying Non-selective herbicides • Selective herbicides
d) Road verges	Rural	Local residents	Low	<ul style="list-style-type: none"> • Spot Spraying Herbicides - Non selective herbicides • Selective herbicides • Broadscale Boom Spraying

Public places		Regular user groups	Level of use of public place	Type of pesticide use
	Urban	General public	High	Non selective herbicides Selective herbicides
e) Laneways and pathways		Local residents; families; people who work in the area; visitors to the area	Medium to high	•Spot Spraying Herbicides– Non-selective herbicides
f) Drains and easements accessible to the public		Local residents	Low to medium	•Spot Spraying Herbicides – Non-selective herbicides Selective herbicides
g) Golf courses (owned or controlled by Council)		Members; community groups; general public	High	•Spot Spraying Herbicides - Non-selective herbicides Selective herbicides
h) Caravan/Holiday Parks		Visitors to the area; families	Low to High (seasonal)	• Spot Spraying Herbicides - Non-selective herbicides Selective herbicides
i) Cemeteries		General public; visitors to the area	Medium	•Spot Spraying Herbicides– Non-selective herbicides Selective herbicides
j) Swimming Pool Grounds		General public; visitors to the area	Low to high (seasonal)	•Spot Spraying Herbicides Non-selective herbicides Selective herbicides

4 HOW AND WHEN NOTIFICATION WILL OCCUR

Whenever a pesticide is applied by IDNWA staff to a public place as identified above notice will need to be made according to the notification process detailed below.

These notification arrangements are based on the IDNWA's consideration of the following matters:

- some areas have high visitor use (eg playgrounds, sporting fields) whilst other areas are less used by the general public (drains and easements, rural roads)
- some users may be more sensitive to pesticides than others
- some user groups are more likely to encounter pesticide use than others (i.e. golfers vs motorists).
- the toxicity of pesticides vary.

Notice will be provided in one or more of the following ways:

- the erection or placement of signs
- by email, fax or post
- through the media
- letterbox drops

Notification in all instances will occur immediately prior to the pesticide use and will remain in place at least until the operation is completed.

Situations where no notification will be required are described in Section 5.

a) Public Reserves, Parks and Gardens

At public reserves, parks and gardens, signs will be prominently displayed on the spray vehicle. Additional information will also be available from the spray operator and via the contact number shown on the sign. Where information on the spray vehicle may not be readily visible to regular users of the public place additional signage will be placed at the major entrances near to the area to be treated.

Signs will be put up immediately prior to pesticide use and will remain in place at least until the operation is completed (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

b) Playgrounds

Playgrounds will be closed prior to any pesticide use (except for use situations detailed in Section 5). Signs will be prominently displayed at the main entrances to the playground to be treated and on the spray vehicle. Additional information will also be available from the spray operator and via the contact number shown on the signs. Signs will be put up immediately prior to pesticide use and will remain in place at least until the product is dry and the playground re-opened for public use (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

c) Sporting Fields and Ovals

At sporting fields and ovals, signs will be prominently displayed on the spray vehicle. Additional information will also be available from the spray operator and via the contact number shown on the sign. Where information on the spray vehicle may not be readily visible to regular users of the public place additional signage will be located at the major entrances to the area to be treated.

Signs will be put up immediately prior to pesticide use and will remain in place at least until the operation is completed (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

Where sporting fields or ovals are to be treated with a ground boom spray application, the IDNWA will take the additional step of advising by email, fax or post, all associations / user groups who have booked use of the space, five (5) days prior to the application of the pesticide to the designated field or oval.

d) Council Laneways and Pathways

Along public laneways and pathways signs will be prominently displayed on the spray vehicle. Additional information will also be available from the spray operator and via the contact number shown on the sign. Where information on the spray vehicle may not be readily visible to regular users of the public place additional signage will be placed before and after the area to be treated.

Signs will be put up immediately prior to pesticide use and will remain in place at least until the operation is completed (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

e) Council Drains and Easements

When the IDNWA is applying pesticides over council controlled easements and drains signs will be prominently displayed on the spray vehicle. Additional information will also be available from the spray operator and via the contact number shown on the sign. Where information on the spray vehicle may not be readily visible to regular users of the public place additional signage will be placed before and after the area to be treated.

Signs will be put up immediately prior to pesticide use and will remain in place at least until the operation is completed (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

f) Road Shoulders and Verges

Rural Roads -Whenever a pesticide is applied by IDNWA staff to a road shoulder or verge on rural roads that are owned or maintained by Council, notice will be provided by prominently displaying signage on the spray vehicle.

Urban Roads - Whenever a pesticide is applied by IDNWA staff to a road shoulder or verge on urban roads that are owned or maintained by Council, notice will be provided by prominently displaying signage on the spray vehicle.

In both situations additional information will also be available from the spray operator and via the contact number shown on the sign.

Signs will be put up immediately prior to pesticide use and will remain in place at least until the operation is completed (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

g) Golf Courses

Whenever a pesticide is applied by IDNWA staff to a council controlled or owned public golf course, notice will be provided by prominently displaying signage in the pro shop (the Golf Course superintendent will ensure that signs are permanently displayed within the Pro Shop area outlining the annual spray program and pesticides to be used) and on the spray vehicle. Additional information will also be available from the Golf Course superintendent, the spray operator and via the contact number shown on the sign.

Signs will be put up immediately prior to pesticide use and will remain in place at least until the product is dry and the operation is completed (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

h) Caravan/Holiday Parks

Whenever a pesticide is applied by IDNWA staff to a public caravan/holiday park notice will be provided by prominently displaying signage outside the main office to the park and on the spray vehicle. Additional information will also be available from the Park manager, the spray operator and via the contact number shown on the sign.

Signs will be put up immediately prior to pesticide use and will remain in place at least until the product is dry and the operation is completed (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

i) Cemeteries

At cemeteries signs will be prominently displayed on the spray vehicle. Additional information will also be available from the spray operator and via the contact number shown on the sign.

Signs will be put up immediately prior to pesticide use and will remain in place at least until the operation is completed (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

j) Swimming Pool grounds

Whenever a pesticide is applied by IDNWA staff to public swimming pool grounds notice will be provided by prominently displaying signage at the main entrance to the pool grounds and on the spray vehicle. Additional information will also be available from the pool manager, the spray operator and via the contact number shown on the sign.

Signs will be put up immediately prior to pesticide use and will remain in place at least until the product is dry and the operation is completed (where the pesticide label, permit or order specifies a longer period of signage, this will be followed).

h) Other areas

Aerial Boom Spraying

From time to time the IDNWA will implement an aerial boom spraying program to control heavy and inaccessible infestations of noxious weeds on public reserves. Where aerial spraying programs are undertaken the following notification process will be followed:

- letterbox dropping of all residents immediately adjoining the proposed spray area.*
- issuing a media release so as to advise residents and the general community of the IDNWA annual aerial spray program*
- advising State MPs, local Councillors and other interested parties as identified, by mail.*
- prominently displaying signs at the helicopter take off and landing site.^
- displaying pesticide details on the spray vehicle including a contact number;^
- responding to all reasonable requests for information made directly to the IDNWA.

* To be undertaken a minimum of 5 days prior to the proposed spray program.

^ To be undertaken during the application and removed when the spraying is completed.

All public areas to be aeriaily boom sprayed for weeds will be closed at least 1 hour prior to and during any aerial pesticide application.

When aerial application of a pesticide is to occur within 150m of a dwelling, school or factory premises or another public place, the IDNWA must notify and obtain written consent from the occupier or person in charge of these places, prior to applying the the pesticide within the 150m limit. Such notification will include all information specified in Section 8 of this plan. The IDNWA must keep a record of the notification provided and a copy of the written consent from the occupier.

5. PESTICIDES AND USE SITUATIONS NOT COVERED BY THIS NOTIFICATION PLAN

Poisons scheduling is the system used to classify substances based on their potential health risk. The National Drugs and Poisons Schedule Committee assesses substances and lists those that are classified as poisons in the *Uniform Poisons Standard*. States then enforce this classification – the relevant legislation in NSW is the Poisons and Therapeutic Goods Act 1966.

There are four schedules applicable to pesticides:

1. Unscheduled substances are not considered poisons.
2. Schedule 5 (S5) poisons have low toxicity or a low concentration and pose only a low to moderate hazard.
3. Schedule 6 (S6) poisons have moderate to high toxicity and can cause injury if used inappropriately.
4. Schedule 7 (S7) poisons are substances with high to very high toxicity. There are restrictions on the purchase and use of S7 poisons.

For the purposes of this Notification Plan, notification will **not** be required to be provided in the use of the following pesticides or use situations:

- ***Any Unscheduled substance***

The heading on the product label indicates which poison schedule the pesticide belongs to. Material Safety Data Sheets (MSDS) also contain this information.

This decision is based on the knowledge that Unscheduled substances pose very low health risk and when applied as per label directions should not pose any serious health or safety risk.

- ***Non spray methods***

The application of any pesticide by Cut-stump, Stem Injection or Basal Bark techniques.

- ***Small use situations***

Pesticides used in small quantities and readily available at retail outlets and applied by knapsack or hand held applicators, in aerosol cans and as small baits.

- ***Pesticide use by members of the public***

In some circumstances, members of the public may use pesticides to maintain public places such as laneways and pathways or whilst undertaking environmental remediation works in public reserves. Where the IDNWA or the constituent member council allows such pesticide use notice will not be required.

- ***Emergency pesticide use***

In cases where emergency pesticide applications are required to deal with a dangerous pest infestation the IDNWA will not be required to give notice. Such situations include dealing with biting and dangerous pests or rapidly invasive pest infestations. Eg. Couch fly, spiders, wasps and rodents. The IDNWA will endeavour however to provide information on the pesticide application on request at its Kiama office or to the person applying the pesticide.

6 SPECIAL NOTIFICATION MEASURES FOR SENSITIVE PLACES.

This notification plan must separately state what notification arrangements will be in place to provide special protection where pesticides are used in public places that are adjacent to sensitive places. Clause 11J of the Pesticides Regulation defines a sensitive place to be any;

- school, pre school, kindergarten or childcare centre
- hospital
- community health centre
- nursing home, or
- any other place to be declared to be sensitive place by the Environment Protection Authority by notice in the NSW Government Gazette.

Whenever a pesticide is applied by IDNWA staff to any public place (as listed under Section 2 of this Notification Plan) adjacent to sensitive place, notice will be provided by:

- door-knocking or telephoning (depending on what is most practicable) the identified sensitive place immediately prior to the spraying being done and advising of the intended application.
- displaying pesticide details on the spray vehicle including a contact number during the application; and
- responding to all reasonable requests for information made directly to the IDNWA

This notification will occur just prior to and during the application process. Notification of sensitive places will **not** be required to be provided in the use of pesticides or use situations as identified under Section 5 of this Plan.

Under the amended Pesticides Regulation, pesticide use on any property **within 20 metres** of a common boundary with a sensitive place will require the additional requirement of at least five working days advance notice being given. This notice will be provided by:

- phone, email, fax, letter box drop or post depending what is practicable.

This notification will occur at least five working days prior to the application process. Five days advance notification of sensitive places **will** also be required to be provided in the use of pesticides or use situations as identified under Section 5 of this Plan, with the exception of *Emergency Pesticide Use*. Notice in this instance however will still need to be given prior to the application process.

7 ARRANGEMENTS GOVERNING PESTICIDE USE BY CONTRACTORS AND LESSEES OF PUBLIC PLACES

To assist with the compliance of this plan, where the IDNWA uses contractors to apply pesticides on its behalf, it will require a written commitment that the contractor will use signage and other forms of notification according to the notification requirements of this plan. The IDNWA will require contractors as a condition of their contract to comply with this plan.

The IDNWA will not provide notification on public places over which persons or organisations hold an existing lease on council land. For these places the IDNWA, will not provide notification of pesticide use, but will request the lessee to carry out notification of the lessee's pesticide use in a manner consistent with this plan. Where possible the IDNWA in consultation with the relevant member council will require lessees, as a condition of their lease, to comply with this plan.

8 WHAT INFORMATION WILL BE PROVIDED?

In accordance with 11 L (2) (g) of the Pesticides Regulation, the following information will be available from site signs/notices or by contacting the phone number listed on such signs and from the IDNWA office.

- the full product name of the pesticide used as it is listed on the pesticide label;
- the purpose of the application, including the pest that is being treated;
- the date or date range that the pesticide will be applied;
- the place where the pesticide will be used
- product specific warnings regarding re-entry to the place of application as specified on the label or the APVMA permit for use (if appropriate); and
- contact telephone number for the IDNWA

In all cases the spray operator will also be able to provide this information.

9 HOW THE COMMUNITY WILL BE INFORMED OF THIS PLAN

The IDNWA will consult with the community on the draft Notification Plan, including the types of public places covered and the proposed notification methods. The draft Notification Plan will be placed on public display for 28 days at each of the constituent member council administration offices. A notice will be published in the Illawarra Mercury advising that the Plan is available for public comment. A copy of the draft Plan will also be available on the Illawarra District Noxious Weeds Authority (IDNWA) website. www.idnwa.com.au

The IDNWA will consider all comments from the community prior to finalising the Plan.

The IDNWA will advise residents of the contents of the final Notification Plan by:

- Making a copy of the Plan available for public viewing at the IDNWA administration building.
- Placing a copy of the Plan on the IDNWA website; and
- Placing a notice in the NSW Government Gazette and the Illawarra Mercury

10. FUTURE REVIEWS OF THIS PLAN

The Notification Plan will be reviewed every five years. The review will include:

- Report on progress of implementing the Notification Plan;
- Public consultation on the notification methods outlined in the Notification Plan;
and
- Recommendation for alterations (if applicable) to the Notification Plan.

11. CONTACT

Anyone wishing to contact the IDNWA regarding the Notification Plan or to obtain details of specific details of pesticide applications in public places should contact:

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