

- (a) abolishes the Dandenong Cemetery Trust; and  
(b) transfers all the:
- i) assets and liabilities;
  - ii) duties and obligations in relation to staff;
  - iii) duties and obligations under contracts or other arrangements; and
  - iv) records and registers;
- of the Dandenong Cemetery Trust to the Necropolis Trust.

This Order will be effective from the date it is published in the Government Gazette.

Dated 18 December 2007

HON DANIEL ANDREWS MP  
Minister For Health

MELISSA van ROSSUM  
Acting Clerk of the Executive Council

**Agricultural and Veterinary Chemicals (Control of Use) Act 1992**  
ORDER REGULATING THE USE OF PERISHABLE PEST ANIMAL BAITS  
CONTAINING SODIUM FLUOROACETATE (1080)

Order in Council

The Governor in Council makes the following Order:

1. **Objective**  
The objective of this Order is to regulate the use of perishable pest animal baits containing sodium fluoroacetate (1080).
2. **Authorising provision**  
This Order is made under section 25A of the **Agricultural and Veterinary Chemicals (Control of Use) Act 1992**.
3. **Commencement**  
This Order comes into operation on 1 January 2008.
4. **Definitions**  
In this Order –  
**Act** means the **Agricultural and Veterinary Chemicals (Control of Use) Act 1992**;  
**bait** means a bait intended to be used to control a pest animal;  
**laid** in relation to bait means placement of the bait in the landscape, including burial and surface placement of bait by aerial, broadcast or trail application;  
**pest animal** means a pest animal declared in accordance with Part 8 of the **Catchment and Land Protection Act 1994**;  
**perishable** in relation to a bait means a bait that has a short shelf-life.
5. **Authorised use of perishable pest animal baits**  
A person must not use a perishable pest animal bait containing sodium fluoroacetate (1080) unless –
  - (i) the use is specified in a permit under section 25A(2)(b) of the Act; or
  - (ii) the person is licensed under Division 2A of Part 5 of the **Health Act 1958** as an authorised user of the product and is operating in accordance with the provisions of that Act and Regulations made under that Act; or

- (iii) the person holds and operates in accordance with a current Agricultural Chemical User Permit with 1080 endorsement issued under Schedule 1 to the Act, or is operating under the direct and immediate supervision of a person who holds such a permit; or
- (iv) the person holds and operates in accordance with a current Pilot (Chemical Rating) Licence issued under Schedule 1 to the Act and has successfully completed the Course for Minimising the Risks in the Use of 1080 Pest Animal Bait Products for Vertebrate Pest Control; or
- (v) the person holds and operates in accordance with a current Commercial Operator Licence issued under Schedule 1 to the Act or is an employee of a person holding a current Commercial Operator Licence, and has successfully completed the Course for Minimising the Risks in the Use of 1080 Pest Animal Bait Products for Vertebrate Pest Control.

**6. Use of perishable pest animal baits**

A person must not use a perishable pest animal bait containing sodium fluoroacetate (1080) unless –

- (i) the bait is prepared from a base that is specified in Column 1 of the Table; and
- (ii) the bait is only used in order to control the pest animal corresponding to the bait base specified in Column 2 of the Table; and
- (iii) each bait has a visible coating of blue dye; and
- (iv) the bait is laid within 3 days of the date of manufacture, if it is a bait that has been prepared under permit 8781, 'Permit for Supplying a Perishable Bait Treated with a Registered Chemical Product', issued by the Australian Pesticides and Veterinary Medicines Authority under section 114 of the **Agricultural and Veterinary Chemicals Code Act 1994** of the Commonwealth.

**TABLE**

Column 1	Column 2
<b>Bait Base</b>	<b>Pest Animal</b>
Carrot	Rabbit
Liver	Fox Wild dog
Boneless red meat	Wild dog

Note: Section 25A(1) of the Act provides for the application of a penalty of, in the case of a corporation, 400 penalty units, and in any other case, 200 penalty units, for contravening an Order under that section.

Dated 18 December 2007

Responsible Minister  
JOE HELPER MP  
Minister for Agriculture

MELISSA van ROSSUM  
Acting Clerk of the Executive Council