

UNCLASSIFIED

I've consolidated my formal feedback into the email below but also welcome any feedback from Fred, noting the deadline is this Friday 24th

Defence Service Delivery ACT Region Comments on the 2017 draft Controlled Native Species Management Plan (CNSMP) - http://www.environment.act.gov.au/_data/assets/pdf_file/0009/1029717/DraftControlledNativeSpeciesManagementPlan.pdf

The draft CNSMP defines HMAS Harman as holding kangaroos captive. Unlike the 2010 KMP (http://www.environment.act.gov.au/_data/assets/pdf_file/0020/902423/Kangaroo_Management_Plan_complete_for_web.pdf), Section 4.3.4 of the draft imposes a few more requirements on Defence namely:

1. The requirement to be issued a licence to maintain a captive population of EGKs at Harman
2. The requirement to have a management plan for EGKs at Harman
3. Management of abundance at Harman through breeding control primarily

The licence particulars mentioned at #1 are not yet clear but upon review of the current Standard Licence Application (http://www.environment.act.gov.au/parks-conservation/plants-and-animals/animal_licensing), we propose an MoU between ACT & Defence for the ongoing maintenance of the EGKs at Defence sites deemed to be holding kangaroos captive. On the current Standard Licence Application - it is unclear what benefit this provides either ACT or Defence beyond providing ACT with information on where kangaroos are 'captive' - something easily achieved by an MoU and without cost. It is also not clear if this licence approach will transfer from EGKs to other terrestrial native species in the future (e.g. wallaby, possums etc).

For #2 - we will voluntarily comply with this requirement and will explore a basic Kangaroo Management Plan to cover off on the animal welfare components with this requirement. We are happy to work collaboratively with you on this but request ACT Gov assistance with defining a threshold/carrying capacity (e.g. kangaroo's weigh less than x, grass is grazed down to y, car accidents are z) for this site noting the irrigated sports fields. I raised a concern in regard to the implementation timeframe for this requirements, noting that the lag time for us to develop a KMP will not be insignificant. We request a phased implementation of the CNSMP requirements noting this constraint.

As for the Conservation Culls calculations - http://www.environment.act.gov.au/_data/assets/pdf_file/0004/1029739/DRAFT-Conservation-Culling-Calculator-Notification-2016.pdf > Happy for you to include this specific guidance on the calculations needed to be used for Conservation Culls (e.g. stratified habitat densities, population growth) noting the "ecological judgement" point in there provides some flexibility with this.

Note that the only other site with potential for this to be an issue is ADC next door to the RSPCA. Our management plan for this site would be to shoo kangaroos out of the site as/if they enter and before they 'establish' and become a 'captive population'. There is not much habitat at this site beyond a manicured parade ground.



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ACT
Government

Territory and Municipal Services

Application for a license under Chapter 11 of the *Nature Conservation Act 2014*

Chapter 6 of the *Nature Conservation Act 2014* creates offences for activities in relation to native species (Flora and Fauna). However, some activities may be carried out under a licence issued by the Conservator of Flora and Fauna. It is the applicant's responsibility to apply for licences for proposed activities that may be an offence under the Act.

A person may apply to the conservator for a licence, and the application must:

- a) Be in writing; and
- b) State the activity of the licence; and
- c) Include complete details of suitability information about
 - i) The applicant; and
 - ii) If the applicant is a corporation – each influential person for the applicant; and
 - iii) If someone other than the applicant is to have management or control of the activity for the licence – each person who is to have management or control; and
 - iv) The activity of the licence

The conservator must be satisfied that a person is suitable to hold a licence.
s265 of the *Nature Conservation Act 2014* provides suitability information.

- Application will be considered on the information provided in this application.
- Failure to provide full details may result in delays or return of application.
- A decision about the licence application will be made within the required time as defined in s273 (4) of the *Nature Conservation Act 2014*, provided all relevant requirements of the application are complied with. Required time means the latest of the following:
 - a) If the conservator gives the applicant a personal information notice under s267 – 28 days after the day the conservator receives the stated information;
 - b) If the conservator gives the applicant an activity information notice under s270 – 28 days after the day the conservator receives the information.
- The Conservator must, not later than the required time –
 - a) Decide the application; and
 - b) Tell the applicant about the decision on the application.
- The outcome of an application cannot be guaranteed and should not be anticipated.
- If space on the form is not sufficient, please attach additional documents.

Please forward all complete applications to tams.lc@act.gov.au

1. Applicant details.

Given name:
Surname:
Business name (where applicable):
Address: (including post code)
Postal Address (where different to the address listed above):

Current ACT licence number:	Date of birth:
Home phone:	Business phone number:
Mobile:	Fax:
Email:	

2. Please describe in sufficient detail the proposed activity/activities for which the licence is sought.

Fauna

2.1 I hereby apply for a licence to: *(tick appropriate box)*

- | | |
|---|--|
| <input type="checkbox"/> Keep an animal | <input type="checkbox"/> Sell up to 10 animals |
| <input type="checkbox"/> Import an animal into the Australian Capital Territory | <input type="checkbox"/> Sell between 11-100 animals |
| <input type="checkbox"/> Export an animal from the Australian Capital Territory | <input type="checkbox"/> Sell more than 100 animals |

2.2 Please indicate below, the purpose for which the animals are being kept:

- | | | |
|---|--|--|
| <input type="checkbox"/> Private collection | <input type="checkbox"/> Scientific and zoological | <input type="checkbox"/> Public exhibition |
| <input type="checkbox"/> Breeding | <input type="checkbox"/> Educational | <input type="checkbox"/> Other |

Flora

2.3 I hereby apply for a licence to: *(tick appropriate box)*

- | | |
|--|--|
| <input type="checkbox"/> Import protected native plants (commercial) | <input type="checkbox"/> Sell protected native plants (commercial) |
| <input type="checkbox"/> Export protected native plants (commercial) | <input type="checkbox"/> Remove/Interfere with a nest |
| <input type="checkbox"/> Fell and/or remove native timber | |

3. List species of animal/native plants including numbers

Common name	Scientific name	Male	Female	Unknown

4. For importing/exporting, please provide supplier/receiver details:

Name:
Address:
Licence number:

Expected date of activity:
Duration of activity:

5. If relevant, please provide details of membership in avicultural/herpetological or botanical/herbaria society or other animal group/society:

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6. In relation to keeping animals, please provide details of Veterinary Surgery if health problems arise with species:

Business Name:
Address:
Telephone:

7. Keeping arrangements

A clear and detailed husbandry plan outlining enclosures, requirements for keeping and healthcare is required.

The following details must be provided:

- Enclosure type and dimensions
- Feeding requirements of species
- Interior details of enclosure (substrate, heat mats, lighting, ventilation, thermostat (include ideal temperature of enclosure, escape proof etc)
- Enclosure furnishings (water bowls, rocks, branches, hide boxes etc)
- Steps taken to ensure hygiene and cleaning procedures
- Supplements if applicable.

7.1 Enclosure type and dimensions (attach image or images of enclosure)

Enclosure type (please circle)	Aviary	Terrarium	Aquarium
Height:	Width:	Depth:	

7.2 Feeding requirements of species:

7.3 Husbandry plan (The applicant is encouraged to provide additional documentation including photographs of enclosures where applicable):

8.1 Have you or a person with management or control of the proposed activity for this licence had any convictions against, findings of guilt for an offence against, been found noncompliant with, been

refused a licence, permit or other authority under the following: *Nature Conservation Act 2014, Animal Welfare Act 1992, Domestic Animals Act 2000, Environment [Protect Action] 1997, Fisheries Act 2000 or Water Resources Act 2007.*

8.2 Please provide contact details of individuals/businesses able to verify claims made in this application. A statement may be sought from the Licensing Officer from the persons identified in this section. Giving false or misleading information is an offence against the Criminal Code, s338.

Name:

Contact details:

Relationship:

8.3 Supporting Statement from the individual/business identified in s8.2 of the application

Important conditions:

- Giving false or misleading information is an offence against the Criminal Code, s338.
- General licence applicants should be **at least 15 years of age**. Applicants under that age should obtain the written consent of a parent or guardian who would be listed as the co-licence holder or they can nominate an adult family member (parent/guardian/older sibling) to hold the licence on their behalf.
- Native animals and plants may only be obtained from legal sources (registered breeders and pet-shops). It is an offence to take native animals and plants from the wild or release native animals and plants to the wild without the written consent of the Conservator for Flora and Fauna.
- It is a condition of application that if deemed appropriate the Conservator of Flora and Fauna reserves the **right to inspect keeping arrangements** prior to licence being granted.
- **The outcome of an application cannot be predicted and should not be anticipated. A licence must be held prior to undertaking the activity.**

I certify that the above information is true and correct and provided in confidence:

Signature of applicant:	Date:
Signature of supporting individual: (if required)	Date:
Signature of parent/guardian (if applicant is under 15 years of age)	Date:

Fee Structure

Correct from 1 July 2014

Please tick appropriate box.

- \$15.30** Licence to keep less than 20 non-exempt animals excluding members of a special protection status species.
- \$22.90** Licence to sell non-exempt animals where the number of animals which may be sold under the licence does not exceed 10.
- \$39.00** Licence to keep 20 or more non-exempt animals.
- \$39.90** Licence to import into or export from the Territory, a non-exempt animal for commercial purposes.
- \$40.00** Licence to sell non-exempt animals where the number of animals which may be sold under the licence exceeds 10 but does not exceed 100.
- \$254.10** Licence to keep animals for public display.

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- \$39.90** Licence to sell a protected native plant for commercial purposes.
 - \$39.90** Licence to take a special protection status plant, a protected native plant or a native plant from unleased land. **(for commercial purposes where the number of plants which may be taken under the licence does not exceed 10)**
 - \$74.00** Licence to fell or remove native timber.
 - \$244.90** Licence to take a special protection status plant, a protected native animal plant, or a native plant from unleased land. **(for commercial purposes where the number of plants which may be taken under the licence exceeds 10)**

Options for payment of application fees

- By cheque or money order made out to the 'Receiver of Public Monies', or
- By Credit Card (Visa, MasterCard) by providing your details in the area below:

Card Type (circle): Visa / MasterCard	Amount: \$
Card Number:	Expiry Date:

Please check the fees list to ensure that correct amount is paid.

Contact Licensing and Compliance if assistance is required via tams.lc@act.gov.au

Office Use Only	
Receipt number:	Date: