

# Nature Conservation (Black Mountain Nature Reserve) Activities Declaration 2016

## Notifiable Instrument NI2016– 314

made under the

Nature Conservation Act 2014, s256 (Conservator may make activities declarations)

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### 1 Name of instrument

This instrument is the *Nature Conservation (Black Mountain Nature Reserve) Activities Declaration 2016*.

### 2 Commencement

This instrument commences on the day after notification.

### 3 Application

This instrument applies to the area outlined in bold and shown as “nature reserve” in the map in schedule 1 as the Black Mountain Nature Reserve (***Black Mountain Nature Reserve***).

*Note:* Under section 169(1)(b) of the *Nature Conservation Act 2014* (the Act) the area of the Black Mountain Nature Reserve is a “reserve” because the area is public land reserved in the Territory Plan as a nature reserve under section 315(c) of the *Planning and Development Act 2007*.

### 4 Declaration

I declare that in the Black Mountain Nature Reserve:

- the activities listed in column 1 of schedule 2 are prohibited activities; and
- the activities listed in column 2 of schedule 2 are restricted activities and may only be carried out if the requirements identified in column 2 of schedule 2 for the relevant activity are complied with.

#### **Example - prohibited activity**

The activity of “camping” is a prohibited activity in the Black Mountain Nature Reserve as this activity is listed in column 1 of schedule 2. This means that camping cannot be carried out in the Black Mountain Nature Reserve under any circumstances.

#### **Example – restricted activity**

The activity of cycling is a restricted activity in the Black Mountain Nature Reserve as this activity is listed in column 2 of schedule 2. This means that the activity of cycling cannot be carried out in the Black Mountain Nature Reserve unless it is done in a way that meets the required conditions. In this case, the required condition is that cycling must be on a marked trail only (see map at schedule 1).

*Note 1: The Nature Conservation Act 2014* includes general offences which apply to all nature reserves. For example taking a dog into a reserve or taking a horse to undertake equestrian activities into a reserve are prohibited under section 214 of the Nature Conservation Act. The maximum penalty for this offence is 50 penalty units.

*Note 2: Firewood collecting* relates to the collecting of wood for making fires associated with camping and picnicking and similar activities. The *Nature Conservation Act 2014* includes general offences which apply to all nature reserves. For example, damaging a native tree on unleased land is prohibited under section 144 of the Nature Conservation Act 2014. The maximum penalty for this offence is 400 penalty units. The damaging and taking of native timber is prohibited under section 146 of the Nature Conservation Act 2014. The maximum penalty for this offence is 50 penalty units.

## **5 Revocation**

The *Nature Conservation (Black Mountain Nature Reserve) Activities Declaration 2015 (No 1)* (NI2015–267) is revoked.

Dr Annie Lane  
Conservator of Flora and Fauna  
9 June 2016

# Schedule 1 - Map

(See section 3)









## BLACK MOUNTAIN NATURE RESERVE



- Nature Reserve
- Formed vehicle road
- Centenary Trail
- Road

## Schedule 2 - Activities declaration

(See section 4)

Column 1		Column 2	
PROHIBITED ACTIVITIES		RESTRICTED ACTIVITIES	
NO CAMPING		<b>CYCLING /MOUNTAIN BIKE RIDING</b> On sealed roads, formed vehicle roads and marked Centenary Trail as shown on map	
NO FIREWOOD COLLECTION		<b>ENVIRONMENT VOLUNTEER ACTIVITIES</b> May be conducted only in accordance with approved volunteer works programs	
NO MOTORISED VEHICLES			
NO LIGHTING, USING OR MAINTAINING FIRES			

*No firewood collection* relates to the collecting of wood for making of fires associated with camping, picnicking and other similar activities within the vicinity.

*Volunteer works programs* means work programs that are (a) developed by volunteer groups under the *Parks, Conservation and Lands Volunteer Policy of September 2009 determined by Territory and Municipal Services (TAMS)* and (b) approved by the Parks and Conservation Service in TAMS, see <http://www.tams.act.gov.au>.