

<b>Policy title</b>	Pesticides/Herbicides Use Notification Plan
<b>Responsible manager(s)</b>	Director, Infrastructure Services
<b>Contact officer(s)</b>	Divisional Manager, Works
<b>Directorate</b>	Infrastructure Services
<b>Approval date</b>	9 August 2022
<b>Outcome area</b>	2 Our community that welcomes, celebrates, and supports everyone.
<b>Strategy</b>	2.2 Encourage community spirit and enable healthy lifestyles
<b>Delivery Program</b>	2.2.3 Plan for, and deliver safe and accessible recreation opportunities, guided by the Recreation and Open Space Strategy and asset management plan
<b>Operational Plan</b>	2.2.3.6 Develop a hierarchy of inclusive standards for parks

### Purpose

In accordance with requirements under the *Pesticides Regulation 2009*, Council is required to have a Pesticides/Herbicides Plan prepared and available to the public.

The aim of the Plan is to meet the community's right to know about pesticide applications made to public places that are owned or controlled by Council. Public places are areas that the public is entitled to have access to (whether or not on payment of fee) and are described in detail in the *Pesticides/Herbicides Use Notification Plan Code of Practice*.

The Code allows members of the community to take action to avoid contact with pesticides, if they wish. Council ensures that pesticides are applied to public places in a safe, responsible manner without harm to the community or the environment.

### Policy Aims

- Promote an integrated framework for dealing with pesticide use on Council owned or controlled land
- Ensure consistency and fairness in the manner in which the Council deals with pesticide use on Council owned or controlled land
- Ensure compliance with legislative requirements under the *Local Government Act 1993*
- Promote awareness of the requirements of the *Act* with respect to the use of pesticides on Council owned or controlled land
- Take such steps as are appropriate to ensure pesticides are applied to public places in a safe, responsible manner
- Make Council's policies and requirements for pesticide use readily accessible and understandable to the public.

### Policy details

<b>1</b>	<b>Application</b> This Policy refers the community to the Pesticides/Herbicides Use Notification Plan Code of Practice, which sets out how Council will notify members of the community of pesticide applications made or allowed by Council in public places that it owns or controls.
<b>2</b>	<b>Legislation</b> Eurobodalla Shire Council will comply with the <a href="#">Pesticides Regulation 2009</a>

## Implementation

Requirements	Responsibility
<p><b>1 Code of Practice</b> This Policy will be implemented by following Council's <i>Pesticides/Herbicides Use Notification Plan Code of Practice</i>, which specifies in detail the plan, procedures and matters to be considered and is to be made available in Council's Policy Register – Codes of Practice.</p>	Council officers
<p><b>2 Public Places</b> For the purposes of this Policy, the following categories of outdoor public spaces within the Council's local government area include:</p> <ul style="list-style-type: none"> <li>• Low use public reserves (including Crown Reserves under Council's care and control, operational land and natural areas)</li> <li>• Parks and gardens (including Crown Reserves under Council's care and control)</li> <li>• Playgrounds;</li> <li>• Sporting fields and ovals</li> <li>• Road verges</li> <li>• Laneways and pathways</li> <li>• Drains and easements</li> <li>• Caravan/holiday parks</li> <li>• Cemeteries</li> <li>• Swimming pool grounds</li> <li>• Public buildings.</li> </ul>	Council officers
<p><b>3 Staff</b> Under supervision, relevant Council staff will be responsible for ensuring that this Policy is implemented within their work area once appropriate training has been received.</p>	Council officers
<p><b>4 Concerns</b> Public concerns communicated to Council in relation to this Policy will be recorded on Council's records system and handled in accordance with Council's Customer Service or Complaints Policy. These records will be used to determine any follow-up actions and analyse the history of reported public concerns.</p>	Council officers
<p><b>5 Consultation</b> Any consultation deemed necessary will occur as required with key stakeholders, which may include (but not be limited to) the community, other agencies, statutory and industry bodies. Public submissions regarding this Policy are invited for consideration during the exhibition period.</p>	As applicable

## Review

This policy will be reviewed every 4 years. It may also be reviewed and updated as necessary if legislation requires it; or when Council's related policies, functions, structure or activities change; or when technological advances or new systems change the way that Council manages Pesticides/Herbicides Use Notification.

The policy may be revoked at the expiration of twelve months after the declaration of the poll for the next general NSW local government election, unless Council updates or revokes it sooner.

Reviews of the effectiveness of this Policy could include the following:

Performance indicator	Data source(s)
Public concerns or complaints, feedback survey responses	Council records
Internal or external audit	Audit

### Governance

This Policy should be read in conjunction with any related legislation, codes of practice, relevant internal policies, and guidelines.

#### Related legislation and policies

Name	Link
<i>Pesticide/Herbicide Use Notification Plan Code of Practice</i>	<a href="http://www.eurobodalla.nsw.gov.au/council-policies">Council policies   Eurobodalla Council website (nsw.gov.au)</a>
<i>Local Government Act 1993</i>	<a href="http://www.legislation.nsw.gov.au/#/view/act/1993/30">www.legislation.nsw.gov.au/#/view/act/1993/30</a>
<i>Pesticides Regulation 2009</i>	<a href="http://www.legislation.nsw.gov.au/#/view/regulation/2009/417?dq=Regulations%20under%20Pesticides%20Act%201999%20No%2080">www.legislation.nsw.gov.au/#/view/regulation/2009/417?dq=Regulations%20under%20Pesticides%20Act%201999%20No%2080</a>

#### Related external references

Name	Link
Office of Local Government	<a href="http://www.olg.nsw.gov.au">www.olg.nsw.gov.au</a>
Environmental Protection Authority	<a href="https://www.epa.nsw.gov.au/">https://www.epa.nsw.gov.au/</a>

#### Change history

Version	Approval date	Approved by	Min No	File No	Change
1	20 Dec 2006	Council	06/464	91.2669	Pesticide Use Notification Plan reviewed (Report W06/147)
2	10 Sep 2013	Council	13/272	E13.7095	Reviewed and updated. Renamed to include 'Herbicide'
3	11 Apr 2017	Council	17/99	E16.0297 E06.0375	Reviewed and updated (start of new Council term). Renamed to include 'Use Notification Plan' in line with Code of Practice.
4	9 Aug 2022	Council	22/191	E16.0297 E06.0375	Reviewed and updated at start of new Council term. GMR22/081

#### Internal use

Responsible officer	Director, Infrastructure Services		Approved by	Council	
Minute	22/191	Report	GMR22/081	Effective date	TBA
File	E16.0297 E06.0375	Review date	Jun 2022	Pages	3