

DEPARTMENT OF CONSERVATION AND LAND MANAGEMENT

POLICY DIRECTORATE

Head Office
Crawley

Ref: 008211F2206

ADMINISTRATIVE INSTRUCTIONS

Attached for your retention are:-

1. Administrative Instruction No. 34 – Protection of Endangered Flora on Private Lands and on Crown Lands not vested in CALM.

Note that this instruction relates to Policy Statement No. 9, Conservation of Endangered Flora in the Wild, and Administrative Instruction No. 24, Protection of Endangered Flora in Departmental Operations on CALM Land.

2. An index to Administrative Instructions dated 11 October 1988.

D B Johnston
MANAGER, POLICY DIRECTORATE

11 October 1988

Distribution Lists A,B,D,E & F.

DEPARTMENT OF CONSERVATION AND LAND MANAGEMENT

POLICY DIRECTORATE

ADMINISTRATIVE INSTRUCTION NO. 34

Ref: 008211F2206

PROTECTION OF RARE (THREATENED) FLORA ON PRIVATE LAND AND ON CROWN LAND NOT VESTED IN CALM

Procedures in this instruction are to be used in conjunction with Policy Statement No. 9, Conservation of Endangered Flora in the Wild.

Administrative Instruction No. 24 is Protection of Endangered Flora in Departmental Operations on CALM land.

Note that amendments to legislation propose use of the term "threatened" flora in lieu of "rare" or "endangered" flora.

Background

Strategy 4.13 in the policy, Conservation of Endangered Flora in the Wild, states:

“Assist private property owners and other land management agencies in the protection and conservation of endangered flora.”

Procedures

1. The first assistance to be provided to the private land holder is to confirm the identification of the species, its listing on the Schedule of Declared Rare (Threatened) Flora and the land holder's responsibilities under the Wildlife Conservation Act.
 - 1.1 To confirm identification, a voucher herbarium specimen must be collected from each new population under Ministerial permit and forwarded to Flora Conservation Research Program staff at Woodvale. Research staff will obtain the best available botanical determination, forward the voucher specimen for permanent retention at the Western Australian Herbarium and through the Senior Clerk Flora, advise the field officer of the identification and whether or not the plant is on the current Schedule of Declared Rare Flora (note that the Schedule is revised annually).

- 1.2 Landowners should be met on site by a departmental officer and shown the population of Declared Rare Flora. Official notification detailing responsibilities under the Wildlife Conservation Act should be hand delivered at the same time using standard letters prepared by the Senior Clerk Flora. Management of the population should be discussed with the landowner. In urgent cases where a field officer is not available to meet on-site for some time, immediate telephone contact should be made with the landowner, followed up by a letter of notification in the mail and a subsequent on-site meeting at an early date. Telephone contact as described is to be regarded as a last resort when all attempts to make personal contact have failed.
 - 1.3 The field officer should forward a Rare Flora Field Report form to the Senior Clerk Flora detailing and mapping the population, supported by photographs, and outlining the discussion held with the landowner.
 - 1.4 Periodic monitoring of the population will be undertaken as required to ensure that decline through inappropriate management does not occur, and to establish contact with new owners should the land be sold.
2. Tangible assistance may be made available to private land owners on whose property a species of Declared Rare Flora exists, by supplying materials to fence out the area of occurrence of the plant and, if necessary, labour for erection of the fence. However, because of budgetary constraints, the extent to which this assistance can be granted is limited. Therefore, where applicable Regions and Districts should develop a list of priorities for granting assistance.
 - 2.1 Regions and Districts are to develop a five-year rolling programme for the provision of fencing materials to private land owners. Whenever possible, this should be done in the context of a Wildlife Management Program for declared endangered flora for the Region or District.
 - 2.2 In every case where assistance in the form of materials is to be provided, an agreement must be entered into with the land holder. See form CLM 151 (appendix).
 - 2.3 The standard agreement provides only for the supply of fencing materials to the land holder. It is considered that many may willingly contribute their labour in erecting and maintaining the fence as a contribution to conservation of the species concerned. Negotiations are to follow this theme.

However, if land holder objects to erecting the fence, the agreement may be altered with the approval of the Regional Manager, to assign the responsibility for erection in the first instance to the Department.

3. In some situations other forms of management may be required, e.g. prescribed burning, weed control. Landowners should be offered advice and assistance in these matters when requested and as priorities allow. Note that prescribed burning will need the Hon Minister's approval "to take" Declared Rare Flora and applications to do so must be submitted through the Senior Clerk, Flora.

Confidentiality of Locations

4. Locations of Declared Rare Flora on private land or Crown land not vested in CALM should not be disclosed to persons outside the Department without first obtaining the landowner's approval and then only when disclosing the location will lead to an activity likely to enhance the conservation status of the flora. This includes requests from botanists, photographers, wildflower enthusiasts, horticulturists, media etc.
 - 4.1 A request to inspect or work on a population of Declared Rare Flora can be made directly to the CALM district/region manager or district/region flora officer for approval or through the Senior Clerk Flora who will notify the district/region. Where necessary the Senior Clerk Flora will arrange relevant permits. If the request is approved by the district/region, the district/region officer will then telephone or write to the landowner/occupier and ask whether they approve of the proposed access. If the landowner/occupier is agreeable then the district/region officer will contact the person seeking access and give them the telephone number/address of the owner/occupier so that access can be arranged. Details of all requests should be reported to the Senior Clerk Flora for retention on Head Office file.

Syd Shea
EXECUTIVE DIRECTOR

21 September 1988

Distribution: Lists A,B,D,E & F.

DEPARTMENT OF CONSERVATION AND LAND MANAGEMENT

AGREEMENT FOR THE FENCING OF ENDANGERED FLORA
ON PRIVATE PROPERTY

Agreement is hereby reached for the fencing, as described in the attached document, of a
population of.....

.....

on Land District.....Location No(s).....

The Department of Conservation and Land Management agrees to provide the materials for the
described stockproof fencing, and to replace the materials for this fence in agreement with the
landowner should the state of disrepair through fair wear and tear be such that maintenance repair
is impractical and the need for continued fencing is deemed necessary by the Executive Director.

The Landowner agrees to erect and maintain the said fence in stockproof condition until such a
time as the fence has degenerated by natural means to a state whereby maintenance repair is
impractical, or until the requirement for fencing has ceased to exist.

The Landowner further agrees to advise the Department of Conservation and Land Management
of change of ownership of the land on which the fence is erected, so that the Department may
continue arrangements with a new owner/occupier.

Signed on this day, dated

.....
for the Executive Director
Department of Conservation
and Land Management

.....
for the Landowner