



PERMIT APPLICATION FORM

Commercial diving tour in Booderee National Park

Booderee National Park is a Commonwealth reserve established under the *Environment Protection and Biodiversity Conservation Act 1999* (the EPBC Act) to manage the environment of the region for the benefit of all people, present and future. The Director of National Parks uses a permit system to help regulate some activities. Permits may be issued subject to conditions that help to identify, protect, conserve and manage biodiversity, heritage and other values of national parks. This is a system through which industry and the public can share in the responsibilities of managing and protecting the park. Permits enable park managers and the traditional Aboriginal owners of Booderee National Park to:

- maximise the safety of park visitors
- encourage responsible behaviour in the park
- ensure that commercial and other park users are accountable for their actions
- separate potentially conflicting activities
- manage impacts on high-use and sensitive areas
- monitor activities that could degrade biodiversity, heritage and other park values
- collect data for planning and management.

Individuals and other commercial entities (eg. companies and associations) wishing to conduct commercial activities in the park, including commercial tours, need to have a permit issued by the Director. The Director may issue a permit only if:

- the activity is consistent with the management plan in force for the park, including that the activity:
 - promotes an understanding and appreciation of the park's natural and cultural heritage
 - is consistent with the aims of the zoning system of the park's management plan
 - is consistent with the conservation values and management principles of the park
 - benefits the Wreck Bay Aboriginal Community
- the activity is not likely to:
 - endanger public safety
 - unduly damage the park
 - unduly interfere with the preservation or conservation of biodiversity or heritage in the park
 - unduly interfere with the protection of other features or facilities in the park
 - interfere with the privacy of a cultural event held in the reserve by the traditional owners of Aboriginal land in the park
 - interfere with the continuing cultural use of the park by the traditional owners of Aboriginal land in the park
 - interfere with the privacy of other persons in the park
- the activity benefits the public or persons using the park
- the applicant for the permit and any persons proposing to carry out the activity must not have been convicted of, or be subject to proceedings for, an offence against the EPBC Act, EPBC Regulations or similar environmental laws in Australia

Apply well in advance

Please allow a minimum of 14 days for the permit application to be processed. If your activity involves the need for an environmental impact assessment or consultation with traditional owners, a time frame will be provided by the park upon receiving your application. If your tour commences in less than 14 days' time, please contact the Permits Officer on 02 4442 1006 (if calling from within Australia) or 61 2 4442 1006 (if calling from overseas), or email booderee.permits@environment.gov.au.

How to apply

The application package can be posted, faxed or emailed to you, or downloaded from www.environment.gov.au/resource/tourism-operators-3.

To apply for a permit, please:

- ensure you understand and are prepared to comply with the permit conditions
- answer all the questions in the application form—if you need more space than is available on the form, please attach a separate sheet
- attach a certificate of currency for a policy of public liability insurance covering all staff and agents to the value of at least \$20 million for the proposed activity
- attach all promotional and advertising material to be used for the proposed activity
- attach a list of registration numbers of all vehicles to be used for the proposed activity
- attach the permit fee or credit card details to the application form
- ask all proposed permit holders to sign and an adult to witness and sign the agreement near the end of the application package
- sign, and ask an adult to witness and sign, the declaration at the end of the application package
- send the application to the address at the end of the application package.

Ensure you answer all the questions to the best of your knowledge; there are severe penalties for giving false or misleading information. By sending or faxing this application form to the permits administrator, all proposed permit holders agree that if a permit is issued they and their staff and agents will act in accordance with all of its permit conditions.

Need more information?

The Booderee National Park can help with any queries regarding this permit – please call 02 4442 1006 or email booderee.permits@environment.gov.au.

Our website is at www.booderee.gov.au. The EPBC Act and Regulations can be viewed at www.environment.gov.au/epbc/index.html or purchased from CANPRINT, telephone 1300 656 863.

Privacy

The Director of National Parks ('the Director') is authorised to request personal information from permit applicants under Part 17 of the *Environment Protection and Biodiversity Conservation Regulations 2000* (EPBC Regulations). The personal information that you provide will be used by the Director to assess your permit application and manage activities within the park, including compliance with the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) and EPBC Regulations. If you do not provide the requested information, your permit application cannot be assessed.

Disclosure

Information provided in this application form may be disclosed to the Board of Management for the park and any Consultative Committees established by the Board for the purpose of assessing your application.

Your personal information may be disclosed to other Commonwealth (and in some circumstances, state and territory) government departments and agencies where it is required or authorised by or under law or where it is reasonably necessary for law enforcement.

Privacy Policy

The collection, storage, use and disclosure of personal information by the Director is governed by the *Privacy Act 1988* (Cth) and, in particular, by the Australian Privacy Principles. The Director's Privacy Policy is available at www.environment.gov.au/node/35979. The Privacy Policy details how you can access and correct your personal information held by the Director and who to contact if you have a concern about your personal information.

CONDITIONS FOR A PERMIT TO CONDUCT A COMMERCIAL DIVING TOUR IN BOODEREE NATIONAL PARK

Interpretation

In these conditions, unless the contrary intention appears:

Act means the *Environment Protection and Biodiversity Conservation Act 1999* and any Regulations, management plans and instruments made under it, and includes any Act that amends or replaces it.

agreement means the agreement at the end of these conditions.

Director means the Director of National Parks, and includes any statutory successor to the Director and the Director's delegates.

management plan means the management plan in operation from time to time for the park under the Act.

park means the named Commonwealth reserve(s) for which this permit is issued.

park staff means persons employed by the Director and performing duties in relation to the park.

permitted activity means the specified activity for which this permit is issued.

permittee means each person (individual, company or other commercial entity) to whom this permit is issued and includes, where the context permits, the permittee's staff and the permittee's clients.

permittee's clients means all persons, other than the permittee or the permittee's staff, who take part in the permitted activity.

permittee's staff means the permittee's employees, contractors and other agents who take part in the permitted activity.

permittee's tour guides means the permittee's employees, contractors and other agents who have primary responsibility for leading the permitted activity.

ranger means a person appointed as a ranger under s392 of the Act.

Regulations means the *Environment Protection and Biodiversity Conservation Regulations 2000* and includes any Regulations that amend or replace them.

warden means a person appointed as a warden under s392 of the Act.

In these conditions:

The singular includes the plural and vice versa.

Where a word or phrase is defined, other grammatical forms of that word or phrase have a corresponding meaning.

Where one of the words 'include', 'including' or 'includes' is used, the words 'without limitation' are taken to immediately follow.

Where the word 'must' imposes an obligation on a person to do or not do something, the obligation is taken to mean that the person must take all reasonable steps to do or not do the thing (ie steps that ought to be reasonable to a person who possesses the faculty of reason and engages in conduct in accordance with community standards).

A reference to the permittee includes, where the context permits, the permittee's staff and the permittee's clients involved in the permitted activity.

Note: The Director may vary or revoke these permit conditions, or impose new conditions, in accordance with r17.09 of the Regulations, and must do so where it is necessary to ensure that the matters or circumstances about which the Director is required to be satisfied when issuing the permit continue to apply.

General Permit Conditions (all activities)

1. The permittee must not conduct the permitted activity before the commencement date or after the expiry date shown on the permit.
2. The permittee must not conduct the permitted activity unless the permittee has signed and submitted the agreement with the park.
3. This permit cannot be transferred to another person, except in accordance with regulation 17.11 of the Regulations.

Note: If the permittee sells the business to which the permit relates, the permittee may apply to transfer the permit to the purchaser, in accordance with r17.11 of the Regulations, or the purchaser may apply for a new permit.

4. The permittee must comply with the EPBC Act, the EPBC Regulations, the management plan, these permit conditions, and any other signs, notices, information, guidelines, codes of conduct, protocols or directions issued by, or under the authority of, the Director relating to the park.
5. The permittee must comply with all Commonwealth, State or Territory laws relating to the permitted activity.
6. The permittee must hold all permits, licences and other authorities required by law for the conduct of the permitted activity.
7. The permittee must maintain relevant training, qualifications and experience to competently conduct the permitted activity.
8. The permittee must carry a copy of this permit and these conditions or keep a copy in the permittee's transport (vehicle, vessel or aircraft) while conducting the permitted activity, and must produce it for inspection when requested by a ranger or warden.
9. The permittee must not walk, and must take all reasonable steps to ensure that the permittee's clients do not, off track or use any road, track or area that is permanently, temporarily or seasonally closed or restricted by fences, gates or signs, unless specifically authorised by this or another permit.
10. The permittee must not, and must take reasonable steps to ensure that the permittee's clients do not:
 - a) behave contrary to the Regulations or any warning or regulatory signs; or
 - b) pick fruits, flowers or branches, or otherwise damage any native plants; or
 - c) interfere with, feed, handle or disturb any native animal, or damage or disturb a nest or dwelling place of a native animal; or
 - d) touch or interfere with any rock art, sacred site or cultural artefact; or
 - e) impede public access to any part of the park.

Note: This permit does not give the permittee any rights to the exclusive use, enjoyment or occupancy of any area of the park unless specifically authorised by this permit.

11. The permittee must notify the Director, in writing, within 7 days if:
 - a) the permittee sells any business to which the permit relates to another person or group, or for any other reason ceases to conduct the permitted activity; or
 - b) the permittee is a company and there is a change in the owner(s) of the majority of issued shares in the company.
12. If the permittee is a company or other incorporated body the permittee must not, without the approval of the Director, have as a director or office holder a person who has been convicted¹ of an offence² against the Act or the Regulations within the previous 10 years.

¹ A person is taken to have been convicted of an offence if, within five years, the person has been charged with, and found guilty of, the offence but discharged without conviction or has not been found guilty of the offence, but a court has taken the offence into account in passing sentence on the person for another offence. Part VIIC of the *Crimes Act 1914* includes provisions that, in certain circumstances, relieve persons from the requirement to disclose spent convictions and require persons aware of such convictions to disregard them

² Such an offence includes, for an offence under such a law, section 6 of the *Crimes Act 1914* or sections 11.1, 11.4 or 11.5 of the Criminal Code (which deal with being an accessory after the fact, attempting to commit offences, inciting to or urging the commission of offences by other people and conspiring to commit offences) or an equivalent provision of a law of a State or Territory

13. The permittee must not, without the approval of the Director, use directly in the conduct of the activity to which this permit relates (e.g. driver or tour guide) the services of any person who has within the previous 10 years been convicted of an offence against the Act or the Regulations prior to the grant of the permit.

Note: The Director may keep a register of persons who have been convicted of such an offence or who have been the subject of a request by the Director for a permittee to cease using their services within the park.

14. If any of the permittee's staff contravene these permit conditions the Director may
- notify the permittee of the contravention, and
 - direct the permittee to cease using the services of that person within the park for a specified time, and the permittee must forthwith comply with that request.

Note: In this situation the Director will give written notice to that member of the permittee's staff of the decision, stating that he or she may apply to the Director to reconsider the decision and that, subject to the Administrative Appeals Tribunal Act 1975, he or she may subsequently apply to the Administrative Appeals Tribunal for review of the reconsideration

15. The permittee must ensure that the permittee's staff are fully informed of and understand these permit conditions before they commence taking part in the permitted activity.
16. The permittee must ensure that the permittee's staff are appropriately trained and/or accredited for any activity they conduct in the park.
17. The permittee must ensure that appropriate risk management systems, strategies and procedures are in place to minimise foreseeable risks to the permittee's staff, the permittee's clients, other members of the public and the environment and heritage values of the park, and must produce evidence of such systems, strategies and procedures as requested by the Director.

Note: Suitable templates for risk management systems are available from Parks Australia. They represent the minimum acceptable standard for a risk management system. Permittees are encouraged to develop more detailed risk management systems.

18. The permittee is responsible for the safety, well being and behaviour of the permittee's staff and clients, and must take all reasonably practicable steps to ensure that no person is exposed to risks to their health or safety whilst in the park.
19. If the permittee or any of the permittee's staff or clients is killed, injured, becomes ill, goes missing or is involved in a dangerous incident while in the park, a member of park staff must be notified as soon as possible and the permittee and the permittee's clients must comply with any requests or directions from a member of park staff in relation to the safety of that person or any other person.

Note: In this condition "dangerous incident" means an incident that exposes a person to a serious risk to their health or safety.

20. The permittee must ensure that its supervision of the permittee's clients is reasonable in the circumstances of the permittee's clients' differing levels of fitness, experience and abilities.
21. The permittee will make good any damage to the park, to the extent that the damage was caused or contributed to by the conduct of the permitted activity or a breach of the permit conditions by the permittee.

Commercial Activity Conditions

22. The permittee must not conduct the permitted activity unless the permittee holds a policy of public liability insurance sufficient to cover any liability the permittee may have to third parties or to the Director under the

agreement, and in any case for an amount of not less than \$20 million in respect of any single event, with an insurer that is licensed by the Australian Prudential Regulation Authority or otherwise approved by the Director.

23. The permittee must provide to the Director a certificate of currency for the policy of public liability insurance, evidencing that the policy covers all activities in the park of the permittee and the permittee's staff, contractors and other agents:
- before the permittee commences to conduct the permitted activity; and
 - on each occasion when the policy is renewed or when a new policy is taken out; and
 - at any other time as requested by the Director.
24. The permittee's staff must not include a contractor or agent unless:
- the activities of that person are covered by the insurance required under condition 23; or
 - the person holds a permit to conduct commercial activities in the park that authorises them to provide services to the permittee in connection with the permitted activity, and holds a policy of public liability insurance that satisfies the requirements of condition 23.

Diving Tour Conditions

25. The permittee must ensure that the permittee's tour guides have knowledge of the safety information that appears in the park visitor guide, so they can be accurate in their answers to questions asked by the permittee's clients.
26. The permittee must, before a tour commences in the park, explain to the permittee's clients, in both oral and/or written form in a language understood by the clients, the standard safety information that appears in the park visitor guide and all foreseeable hazards and conditions they may encounter during the permitted activity.

Note: Such hazards and conditions may include, but are not limited to: dangerous animals, plants and insects; heights; unstable and slippery rocks; extreme weather conditions; high winds; strong currents; turbulent seas and dehydration.

27. The permittee must conduct the permitted activity in accordance with Australian Standard 2299.3:2003, *Occupational diving operations - Recreational industry diving and snorkelling operations*.
28. The permittee must ensure at least one of the permittee's staff, acting as dive supervisor, holds an appropriate and current SCUBA diving qualification. The qualification standard must be in accordance with Australian Standard 4005.2-2000, *Training and certification of recreational divers - Recreational dive supervisor*.
29. The permittee must ensure that each of the permittee's clients who SCUBA dives in the park holds, or is enrolled in a course of training leading to, a current SCUBA diving qualification. The qualification standard must be in accordance with AS 4005.1-2000, *Training and certification of recreational divers - Minimum entry level SCUBA diving*.
30. The permittee must ensure that each of the permittee's tour guides holds a current first aid qualification, the minimum standard for which is Advanced Resuscitation Certificate or equivalent.
31. The permittee must ensure that the permittee's transport (vehicle, vessel or aircraft) used in the conduct of the permitted activity contains a comprehensive diving first aid kit, including oxygen equipment capable of delivering near 100% oxygen to the diver's lungs for the likely period between identification of a medical emergency

and until medical back-up support could reasonably be expected to become available.

32. The permittee must use the latest available meteorological information and closely monitor sea turbulence at all times.
33. The permittee must ensure that each of the permittee's staff and permittee's clients is a competent swimmer.
34. The permittee must ensure that any vessel used in the conduct of the permitted activity is registered, is suitable for the conduct of the permitted activity, and is operated and maintained in accordance with all relevant and applicable Commonwealth, State and Territory laws. The permittee must, if requested by the Director, provide copies of all relevant certificate and other documents evidencing compliance with this condition.
35. The permittee must not use a vessel with anti-fouling that contains tributyltin compounds.
36. The permittee must, if required to do so by the Director, provide details of any vessel used in the permitted activity, including documentary evidence to show that any anti-fouling currently applied to the hull of the vessel contains no tributyltin compounds.
37. The permittee must not discharge into the environment any fuels, fuel-tainted bilge water, chemical wastes from treatment or cleaning of the vessel(s) or any other substance that is likely to adversely affect the environment.
38. The permittee must ensure that all refuse, waste materials, rubbish or litter is placed in approved containers designed to fully confine material, remove it from the park and dispose of it in an environmentally responsible manner.
39. The permittee must not, and must ensure that the permittee's staff and the permittee's clients do not, kill, injure, take, feed, touch or interfere with a fish or other organism.
40. The permittee must not, and must take all reasonable steps to ensure that the permittee's clients do not damage, interfere with dispose or remove any part of a shipwreck.
41. The permittee shall become familiar with and adhere to regulations 8.03 and 8.04 of the Regulations with respect to interacting with cetaceans when in the vicinity of cetaceans.
42. The permittee will ensure compliance with instructions issued from time to time by the Director regulating boat speed on waters within the permitted areas of operations and any measures to be taken for the avoidance of environmental damage.
43. The permittee must identify as being used by the permittee all vehicles and vessels used for the permitted activity by signwriting, magnetic stickers, or a signboard visible through the windscreen, and display a Parks Australia Permitted Tour Operator vehicle sticker on the driver's side of the windscreen and the starboard side of the bow of vessels.
44. For the purpose of evaluating compliance with these permit conditions, the permittee must, subject to availability of space and the provision of reasonable notice, allow a member of park staff, a traditional owner or an on-line tour guide training assessor to accompany a tour from time to time at no cost to the Director.

Booderee National Park Conditions

45. The permittee must provide the permittee's clients with accurate information in relation to the park and its values,

Aboriginal culture and sites.

Note: The park's Tour Operator Handbook is a source of accurate information.

46. The permittee must comply with the Booderee National Park zoning plan and mooring policy while conducting the permitted activity.
47. The permittee must not allow the permittee's staff or the permittee's clients to land on Bowen Island except to deal with an emergency involving a serious threat to human life or property.
48. Passengers being transported ashore must be ferried in vessels less than 5.0 metres —beaching of large vessels for the purpose of landing passengers is prohibited.
49. The permittee must submit to the Director copies of all the permittee's existing promotional material relating to the permitted activity (including pamphlets, brochures, and internet material such as web pages), and must amend that material if requested by the Director to ensure that it contains accurate and appropriate information in relation to the park.

Note: Permits are required to capture and use images for commercial gain. A photography permit authorises the use of images in promotional material submitted with the permit application and approved for use. You can obtain an application form at: www.environment.gov.au/resource/media-and-artists-3

50. The permittee must keep the park's permits officer updated within a reasonable time of any changes to the permittee's staff, vehicles or vessels used for the permitted activity.
51. The permittee must not allow the permittee's clients to include a person aged 6 years or over unless the person is in possession of a valid park use ticket.

Note: Persons aboard vessels passing through the waters of Booderee National Park while conducting commercial tour activities without using the facilities of the reserve are exempt from paying the park use fee.

The permittee and the permittee's staff are exempt from paying the park use fee while conducting the permitted activity.

52. The permittee must ensure that the permittee's vehicles entering the park along Jervis Bay Road stop at the park entrance station and that each of the permittee's clients aged 6 years or over either presents for inspection or purchases a valid park use ticket.
53. The permittee must provide the Director with quarterly returns showing the number of permittee's clients that the permittee has caused to be brought into the park under the permit. The returns must be in the form provided by the Director, and must be provided quarterly, referring to the previous 3 month period.
54. The permittee must not camp at Green Patch, Bristol Point or Cave Beach camping areas unless the applicable camping fees have been paid prior to use.
55. The permittee must not arrive at a camping area after 8:30pm, or make unreasonable noise or otherwise disturb other campers.
56. In conducting the permitted activity the permittee must only use the sites authorised by this or another permit.
57. The permittee must not enter Summercloud Bay or Wreck Bay, for commercial activities, unless authorised by this or another permit.

Details of Proposed Tours

9. Describe the proposed tour activities.

10. When will the proposed tours take place and how long will the tours be?

11. Details of all transport involved in the proposed tour:

Type of transport	Own/Operated by	Details

12. What methods are proposed for compliance with the EPBC Regulations and to minimise impacts on any native or non-native species?

The EPBC Act and Regulations can be viewed at www.comlaw.gov.au/Details/C2013C00539.

- | | |
|--|---|
| <input type="checkbox"/> Ensure you know the relevant regulations. | <input type="checkbox"/> Ensure you know the conditions of your permit. |
| <input type="checkbox"/> Avoid interfering with marine animals. | <input type="checkbox"/> Not discharge any chemicals into the water. |
| <input type="checkbox"/> Explain conditions/regulations to staff and agents. | <input type="checkbox"/> Wash down vehicles/vessels to limit weed spread. |
| <input type="checkbox"/> Dispose of food scraps and rubbish properly. | <input type="checkbox"/> Not conduct any fishing activities in the park. |
| <input type="checkbox"/> Timing the activity to minimise impacts. | <input type="checkbox"/> Risk management of activity to minimise impacts. |
- Contingency plans if emergencies/impacts begin to occur.
- Other – please specify:

13. How will the proposed tour benefit the public or people using the park?

- | | | |
|---|--|--|
| <input type="checkbox"/> training of local people | <input type="checkbox"/> work for local guides | <input type="checkbox"/> education on indigenous issues |
| <input type="checkbox"/> economic benefits | <input type="checkbox"/> raise reputation of park | <input type="checkbox"/> accurate information about park |
| <input type="checkbox"/> education on park values | <input type="checkbox"/> great visitor experiences | <input type="checkbox"/> Other (provide details below) |

If other, please specify:

14. How will the proposed tour enhance visitor experience and promote an understanding and appreciation of the park's natural and cultural heritage?

15. Please describe your approach and commitment to industry best practice.

Application Checklist

Use this checklist to ensure your application meets all the necessary requirements for conducting commercial tours. (Please tick box as appropriate.)

Is the proposed activity consistent with the zoning provisions (described in the park's management plan) of the area in which you propose to conduct it? Yes No

Does the proposed permit holder have current public liability insurance:

(a) to the amount of \$20 million in respect of each and every claim/occurrence? Yes No

(b) covering all of the proposed activities in the park? Yes No

(c) covering all staff, including agents, contractors and volunteers? Yes No

Is a copy of the certificate of currency for the public liability insurance attached? Yes No

Is a copy of all promotional and advertising material to be used for the proposed activity attached? If unable to provide, please provide your website address: Yes No

Have you provided details and registration numbers of all transport to be used? Yes No

Are all the questions on this application form been completed? Yes No

Has the Agreement been read, signed and witnessed? Yes No

Has the Declaration been read, signed and witnessed? Yes No

Has payment details for permit fee been provided (see above) Yes No

Answered no? Please provide a brief explanation to assist us with processing your application:

Payment Details

Permit to conduct commercial land based tour at Booderee National Park 1 year permit (\$50)

Payment by Mastercard Visa Bank Cheque / Money Order
Cheque/Money order to "ANP Fund"

Card holder's name Credit Card number

Expiry Date / / Payment amount AUD \$

Today's Date / / Card holder's signature

Office Use Only

Payment was by

Bank Cheque Date the cheque was handed to Business Support

Credit Card Date charged: / / Payment amount charged

Agreement

THIS DEED made the day of , 20

WITNESS as follows:

In consideration of the permit issued to the permittee, the permittee agrees to:

- a) release the Director of National Parks, the Commonwealth of Australia, and their servants and agents ('the released parties') from all and any claims which the permittee might at any time hereafter have or have had against the released parties in respect of any injury, loss or damage which may be suffered by the permittee in the course of the permitted activity, except to the extent that any act or omission involving fault on the part of the released parties contributed to the relevant injury, loss or damage; and
- b) indemnify and keep indemnified the Director of National Parks, the Commonwealth of Australia, and their servants and agents ('the indemnified parties') against all actions, proceedings, claims or demands brought against the indemnified parties in respect of any injury, loss or damage arising out of:
 - (i) a breach of the permit conditions by the permittee or the permittee's staff; or
 - (ii) an act or omission involving fault on the part of the permittee or the permittee's staff in carrying on the permitted activity,except to the extent that any act or omission involving fault on the part of the indemnified parties contributed to the relevant liability, loss or damage; and
- c) acknowledge that this permit does not give the permittee any rights to the exclusive use, enjoyment or occupancy of any area.
- d) take all reasonable steps to ensure that the permittee, the permittee's staff and the permittee's clients comply with the conditions subject to which the permit is issued; and
- e) provide information about the permitted activity as reasonably requested by the Director.

Note: The Director will only request such information for park management and planning purposes, and agrees not disclose to any other person any information so provided without the express permission of the permittee unless legally required to do so.

Proposed permit holder's name

A copy of this agreement is to be signed by each proposed permit holder, or if the proposed permit holder is a company or other commercial entity, by its duly authorised officer.

Signed

Date

Name (please print)

Position

This agreement is signed in the presence of a witness aged 18 years or older:

In the presence of (witness' name)

Signed

Date

Declaration

I, , the applicant for this permit, DECLARE that the information in this application is correct to the best of my knowledge AND I am authorised to complete this application on behalf of all proposed permit holders AND that none of the proposed permit holders have been convicted¹ of, or is presently subject to proceedings for, an offence under:

- a) the EPBC Act or Regulations; or
- b) another law of the Commonwealth or a State or Territory about the protection, conservation or management of native species or ecological communities; or
- c) section 6² of the *Crimes Act 1914* or sections 11.1, 11.4 or 11.5³ of the Criminal Code' in relation to an offence under a law mentioned in a) or b) above; or
- d) a provision of a law of a State or Territory that is equivalent to a provision mentioned in c) above.

If you can not make this declaration because a proposed permit holder has been convicted of, or is subject to proceedings for a relevant type of offence please contact Booderee National Park for further advice. These matters do not exclude a permit being issued but can be taken into account.

Signed

Date

Name (please print)

Position

This declaration is made before a witness aged 18 years or older:

In the presence of (witness' name)

Signed

Date

¹ Part VIIC of the *Crimes Act 1914* includes provisions that, in certain circumstances, relieve persons from the requirement to disclose spent convictions and require persons aware of such convictions to disregard them.

The applicant is taken to have been convicted of an offence if, within five years before the application is made, the applicant:

- a) has been charged with, and found guilty of, the offence but discharged without conviction; or
- b) has not been found guilty of the offence, but a court has taken the offence into account in passing sentence on the applicant for another offence.

² Section 6 of the *Crimes Act 1914* deals with being an accessory after the fact.

³ Sections 11.1, 11.4 and 11.5 of the *Criminal Code* deal with attempts to commit offences, inciting to or urging the commission of offences by other people and conspiracy to commit offences.

If this application is approved, you prefer to receive the permit documentation via:

Mail Email Fax

Submit applications to:

Booderee National Park
Permits Officer
Village Road, Jervis Bay Territory 2540
Fax: +61 2 4442 1063
E-mail: booderee.permits@environment.gov.au

Please allow a minimum of 14 days for permits to be processed.

To assist us in developing more efficient permit administration, please provide an estimate of the time taken to complete this form, including the time spent by the applicant and any other persons in reading the application form, collecting the information and answering the questions: hours and minutes