



National Parks and Wildlife Act 1974, Section 132

Application for a Licence to
GROW PROTECTED NATIVE PLANTS FOR SALE

Making an application

Persons wishing to grow (propagate) protected native plants from Part 1 of Schedule 13 of the *National Parks and Wildlife Act 1974* (NPWA), from property they own, occupy or lease, need to obtain a Grower licence. Applications for a Grower licence can be made using this application form. Additional copies are available at www.environment.nsw.gov.au/wildlifelicences/PlantLicenceDetails.htm

Prospective growers are encouraged to contact their local DECC area office as early as practical regarding their licensing requirements. This will ensure that growers are aware of the current licensing systems as early as possible. DECC area offices can assist with information relating to the licensing and tagging requirements for the species in propagation.

The following checklist is provided to assist applicants in completing the Grower licence application form. Please ensure you read and understand all the conditions associated with the issue of a licence, and make sure you have provided the following information in your application:

- your full name, address, contact phone numbers and photograph
- the full name, address, and contact telephone number of all those working for you
- a list of the species to be grown and the proposed quantities
- full name, address, contact phone number and signature (acknowledging permission) of the landowner, occupier or lessee of each parcel of land, where appropriate, used for cultivation
- a full description of each property where the plants will be grown, including a map or sketch showing access from the nearest town to the property
- a statement (and proof where necessary) indicating the source of the parent material
- where Xanthorrhoeaceae or Zamiaceae are grown, a copy of the Picker or Wild harvest authorisation to collect the material for propagation purposes
- an estimate of the total annual harvest
- the area of land under cultivation
- details of where the plants will be processed and stored
- any approval for land clearing or other major disturbance
- details if the property is managed under a Conservation Agreement or other relevant covenant
- a statement relating to the predicted impacts of the proposed cultivation
- details of any recent changes to the area such as fire or land clearing
- your signature, and date of signing
- the application fee.

Please be advised that the properties on which you are growing may be inspected either before or after a licence is granted. You should also be aware of the associated licence application fees, the address for submission of applications and reports, any relevant offence provisions under the NPWA with respect to protected and threatened species, and any conditions relating to the issue of a protected native plant licence.

A copy of the land title or council rates will suffice as proof of ownership.



PLEASE USE BLOCK LETTERS TO COMPLETE THIS FORM

I, (name in full) : _____ Date of Birth _____

of (postal address) _____

_____ Postcode _____

Residential address _____

(if different to above)

_____ Postcode _____

Business name _____

Contact telephone number(s) Home _____ Mobile _____

Fax number _____

Email address: _____

Please attach
photograph of
licence
applicant here

hereby apply for a licence under Section 132 of the *National Parks and Wildlife Act 1974*, to grow the protected native plants listed below for sale from the lands I own/occupy/lease as described.

I wish to apply for a one three five year licence (mark preference).

1. Description of the property for which the licence is sought:

(a) Land District, County, Parish, Shire or Municipality and Address _____

(b) Area in hectares _____ (c) Freehold or Leasehold _____

(d) Full particulars of the title to each portion of land to be licensed State portion, deposited plan and lot numbers, or Crown Lands holding numbers (eg Conditional Lease, Settlement Purchase etc.)

(e) If the applicant is not the owner of the private lands referred to above, the written consent of the owner must be provided in the following declaration:

I, (name in full) _____

of (address) _____

Telephone Number _____

being the owner of the lands described above, certify that the protected native plants listed above are growing on my land and I hereby consent to the applicant picking those protected native plants.

Signature of land owner _____ Date _____



2. **Details of persons working on behalf of the named grower** – list the name, address and contact telephone number(s) of each person working on behalf of the licensed grower.

Name (In Full)	Address	Contact Telephone Number(s)	Photo Provided Yes/No

3. **Please provide a sketch map or a copy of the relevant section of the most detailed map available eg. 1:25 000 topographic map, and brief road directions from the nearest town to access the lands described in this application.**

4. **Whole plants/ plant parts to be sold (please tick)** whole plants cut flowers foliage
(more than one may be ticked if applicable)

5. **Species to be grown:** list the species of protected native plants proposed to be propagated and sold, the form of plant product, and the proposed harvest quantity for each species (please provide both the common and botanical name for each species):

Specified List of Protected Native Plants						
Scientific Name	Common Name	Number of whole plants/ plant parts to be sold			Schedule 13 Group	DECC tags required
		Whole plants	Cut flowers	Foliage		

6. **Please provide full details, and proof where necessary, of the source of the parent material. For Xanthorrhoeaceae or Zamiaceae family plants in artificial propagation, please attach a copy of your picker or wild harvest licence, authorising their collection from the wild.**



GENERAL INFORMATION

- Please allow up to 45 days for a licence application to be assessed.
- Before any licence is issued, a Service officer may inspect the land involved in the application.
- Each species of protected native plant must be growing in what the authorised Officer considers to be saleable quantities before a licence will be issued to permit sale.
- Licences to cut flowers or foliage may only be issued for species of protected native plants that are in season and only for the period during which the particular species mentioned in the licence are in season.
- NPWS tags are required for all species listed in Schedule 13, Group 4. Grower tags are required for all species listed in Schedule 13, Group 5.
- It is an offence for a licence holder to sell any protected native plants grown on the property other than that described in his or her licence.
- Note: It is an offence carrying a maximum penalty of \$3300 to make any statement or provide any information or other material in an application for a licence or certificate that the applicant knows, or ought reasonably to know, is false or misleading.

Grower licence requirements and conditions

Grower licences concern the harvest of flowers or foliage from cultivated plants. The following requirements and conditions are current at the time of publication and are subject to change at any time:

1. Grower licences are issued by DECC under section 132 of the NPWA.
2. Grower licences are issued for a maximum period of five years.
3. Harvest returns must be submitted no later than 1 month from the anniversary of the licence start date.
4. Licences may be cancelled or not renewed if harvest returns are not submitted.
5. Grower licences are required by those who harvest from cultivated protected native plants by either the owner or occupier of the land for the commercial cut-flower or related industry. A grower licence to harvest protected native plants on private land for non-commercial purposes is not required. No harvest levels will be set for grower licences.
6. If a grower is harvesting both from the wild and from artificially cultivated stock then two licences will be required.
7. Grower licences may be issued for harvesting cultivated threatened species, endangered populations or ecological communities, or as otherwise specified in this management plan.
8. A grower licence may only be issued to the property owner, whether a person, company or body corporate. A licence cannot be issued to a trading name or partnership. In the case of a partnership the licence may be issued in the name of a partner and the partnership acknowledged on the licence, for example 'James Buck (for and on behalf of James Buck, Nicole Doe and Tim Fawn)'.
9. Where a person, company or partnership has employees cultivating stock, the licensee must maintain a signed register of all persons authorised to act on their behalf. This register must include the employee's full name, date of birth and current address.
10. Licensees and all those acting on their behalf are to grow plants in accordance with relevant guidelines or as set down by the proposed Code of Practice for the Taking and Use of Protected Plants.
11. Growers must keep a copy of their licence at the property where the plants are grown.



Tagging requirements

Grower tags, stickers or sleeves are used for identifying protected or threatened plants harvested from artificially cultivated plants.

Grower licensees may use grower tags instead of DECC tags, except for Group 4 species. The tags may take the form selected by the grower, for example a paper tag, a sticker or sleeve. These tags are printed or written by the grower or a professional industry association to which the grower belongs.

Grower tags must contain sufficient details to permit the product to be traced to its origin. A suggested set of details includes species botanical name, the term 'plantation grown' and the name of the supplier.

Each grower licence may include several species and will contain varying conditions.

If grower licensees choose to use DECC tags, they must specify and pay for the tags required for the initial three months of the licence. Additional tags, up to the number specified on the application, can be obtained throughout the licence period from the DECC office where the application was lodged. Processing of tags, which must be paid for when they are requested, will take up to two weeks. DECC tags will be printed by the Wildlife Licensing Management Unit of DECC once a grower licence has been issued.

Unused tags should be returned to DECC and may be exchanged for valid tags. The cost of unused tags will not be refunded; however DECC may charge a fee to cover costs and no additional processing fee will apply.

All plants requiring tags are to be tagged on site after picking, either in bunches or stems, depending on the species.

Plants that require tagging must be tagged on the site specified on the licence before being transported to another location.

General conditions

1. The licensee may only grow the plants specified on the licence.
2. All plants requiring tags are to be tagged individually or in bunches or according to the conditions in this management plan for sale within Australia. Export sales may be tagged in the units in which they are usually sold.
3. It is the responsibility of the applicant to confirm the identification of the species that they intend to grow. Where this is in doubt the species should be formally identified through a recognised authority such as the NSW herbarium.
4. No harvest levels will be set for material harvested under a grower licence.
5. The licensee is to keep a copy of their licence at the property where the plants are grown.
6. The licensee must produce the licence to any authorised officer or any owner, occupier or lessee of the land specified on the licence.
7. The licensee must produce the licence to all persons who buy or receive protected or threatened plants from the licensee.
8. Any place where plants are to be picked, stored or processed are to be available for inspection upon request by an authorised officer.
9. The licensee must comply with any requirements in this plan as amended or replaced from time to time.
10. Receipts for all sales must be kept for a minimum period of two years. The licensee must make these receipts available for inspection upon request from an authorised officer.
11. The licensee must forward to the DECC area office a copy of harvest records for the licence period no later than 28 days after the licence has expired. No new licence will be granted until the harvest report has been submitted.
12. The licensee agrees to indemnify and keep indemnified, the Crown in right of NSW (DECC), the NSW Minister responsible for the environment and administering the NPWA, the Director General, and their employees, agents and contractors, in the absence of any wilful misconduct or negligence on their part, from and against all actions, demands, claims, proceedings, losses, damages, costs (including legal costs), charges or expenses suffered or incurred by them resulting from:
 - any damage or destruction to any real or personal property
 - injury suffered or sustained (including death) by any persons arising out of or in connection with the activities undertaken pursuant to this licence.



7. I declare that all information provided by me in this application is true and correct. I declare that I have read and understand all conditions related to the issue of a licence under S132 of the NPW Act, and agree to comply with all conditions placed on the licence.

Signature of applicant: _____ Date: _____

This completed application should be forwarded with the relevant fee to the local NPWS area office. Fees for grower licences are currently as follows: 1 year: \$30
3 years: \$75
5 years: \$100

FOR OFFICE USE ONLY:

Date application was received in office: _____

Please tick:

- Application fee received: \$30 (1 year) / \$75 (3 years) / \$100 (5 years)
- Application details confirmed
- All landowner consents provided
- Site inspection undertaken
- Recommendation based on site inspection: Grant/Refuse licence application
- DECC Licence issued DECC Licence Number: _____
- Licence application rejected (provide reason) _____
- Number of DECC tags approved: _____
 - Serial numbers: _____ Date issued: _____
 - Serial numbers: _____ Date issued: _____
 - Serial numbers: _____ Date issued: _____
- Fees for tags collected (forward to WLMU)
- Information entered into database
- All action complete

NAME _____ POSITION HELD _____

SIGNATURE _____ DATE _____

