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*National Parks Act 1975*

*National Parks Regulations 2024<sup>1</sup>*

## **Set Aside(s) for Mount Buangor State Park**

The *National Parks Regulations 2024* have been made under Sections 32AA, 37 and 48 of the *National Parks Act 1975* (Vic.).

Regulation 11 provides that Parks Victoria may make a determination in writing that sets aside a regulation. Regulation 20 supports Parks Victoria enacting a restricted closure. In doing so, Parks Victoria may specify that set aside applies to the whole or a specified area of a park; and specified days or times or for specified periods; and to a person or class of person. In addition, Parks Victoria may set out any conditions subject to which the activity or conduct specified in the set aside determination must or must not be carried out; and specify if a permit is required to undertake the activity or conduct that is permitted, required, restricted or prohibited.

Where the area(s) covered by this Set Aside Determination coincide with the area(s) covered by any other current Set Aside Determination, for the purpose of closure of an area, this Set Aside Determination replaces other Set Aside Determinations and is in force until such time as this Set Aside Determination is amended or revoked.

**Signed at Melbourne**

by



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Name   Kylie Trott

Title   Executive Director Operations

Date   23/01/2025

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Areas set aside in Mount Buangor State Park

Regulation(s)		Details of set aside				Further information
		Purpose of set aside determination	Area set aside	Specified conditions		
				Times or period	Other conditions	
20(1)(b)	Areas where access is prohibited or restricted	To set aside an area of a park as an area to which access for a person or class of persons is restricted without a permit.	All of the park except for the <i>Beeripmo Walk -areas open to the public</i> as shown on Maps 1a and 1b (Attachment 1).	From 24/01/2025 until 31/12/2025.	Mount Buangor State Park except for the <i>Beeripmo Walk -areas open to the public</i> is closed during fire recovery works.	This determination is necessary for the purposes of the preservation, protection or management of the park.

## Division 2 – Application of Regulations

### 7. Application of Regulations to permit holders etc.

A person acting under and in accordance with the terms and conditions of any lease, licence, permit, authorisation, consent or other authority granted under the Act, or an agreement entered into under the Act, is not subject to these Regulations to the extent that the activities authorised by the lease, licence, permit, authorisation, consent, other authority or agreement are inconsistent with these Regulations.

### 8. Persons to whom offences under these Regulations do not apply unless otherwise specified

These Regulations, other than regulations 23, 40 and 86 (1), do not apply to a person who:

- (a) is acting as a servant or agent of the Crown; or
- (b) is acting under and in accordance with a contract with:
  - (i) the Crown; or
  - (ii) a person acting as a servant or agent of the Crown; or
- (c) is acting under the direction of a person acting as a servant or agent of the Crown; or
- (d) is acting with the permission of a person acting as a servant or agent of the Crown; or
- (e) is an authorised officer acting in the course of the authorised officer's duties.

### 9. Application of these Regulations to traditional owner group members where land is subject to agreement under Part 6 of the Traditional Owner Settlement Act 2010

- 1) If a traditional owner group entity has entered into a traditional owner group agreement, any provision of these Regulations (other than a provision specified in the Table in sub regulation.
- 2) that provides for an offence to carry out an agreed activity under that agreement does not apply to a member of the traditional owner group: (a) who is bound by the agreement; and (b) who carries out the agreed activity to which the offence relates in accordance with the agreement and on land to which that agreement applies. 2) For the purpose of sub regulation (1), the following Table sets out the specified provisions and the extent to which that provision applies to a member of the traditional owner group.

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**Table** *Column 1 - Specified regulation*

Regulation 14(2)

Regulation 17

Regulation 21(1), (2) and (3)

Regulation 22

Regulation 24(1) and (2)

Regulation 32

Regulation 76(1)

Regulation 79(1)

Regulation 82(1), (2), (3), (4) and (5)

Regulation 83(1) and (2)

Regulation 84

*Column 2 - Extent to which specified regulation applies*

The whole

The whole

The Whole

The Whole

The Whole

The Whole

The whole, except if the member lights or maintains a fire in a park for the purposes of undertaking cultural activities

The Whole

The Whole

The Whole

The Whole

**10. Application of these Regulations to Aboriginal group members where land is not subject to agreement under Part 6 of the Traditional Owner Settlement Act 2010**

An Aboriginal group member, when undertaking an Aboriginal tradition on land in a park that is not land over which there is an agreement under Part 6 of the **Traditional Owner Settlement Act 2010**, is exempt from these Regulations, other than the provisions set out in Column 1 to the extent set out in Column 2 of the following Table:

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### **Table** *Column 1 - Specified regulation*

Regulation 14(2)

Regulation 17

Regulation 21(1), (2) and (3)

Regulation 22

Regulation 24(1) and (2)

Regulation 32

Regulation 76(1)

Regulation 79(1)

Regulation 82(1), (2), (3), (4) and (5)

Regulation 83(1) and (2)

Regulation 84

### *Column 2 - Extent to which specified regulation applies*

The whole

The whole

The Whole

The Whole

The Whole

The Whole

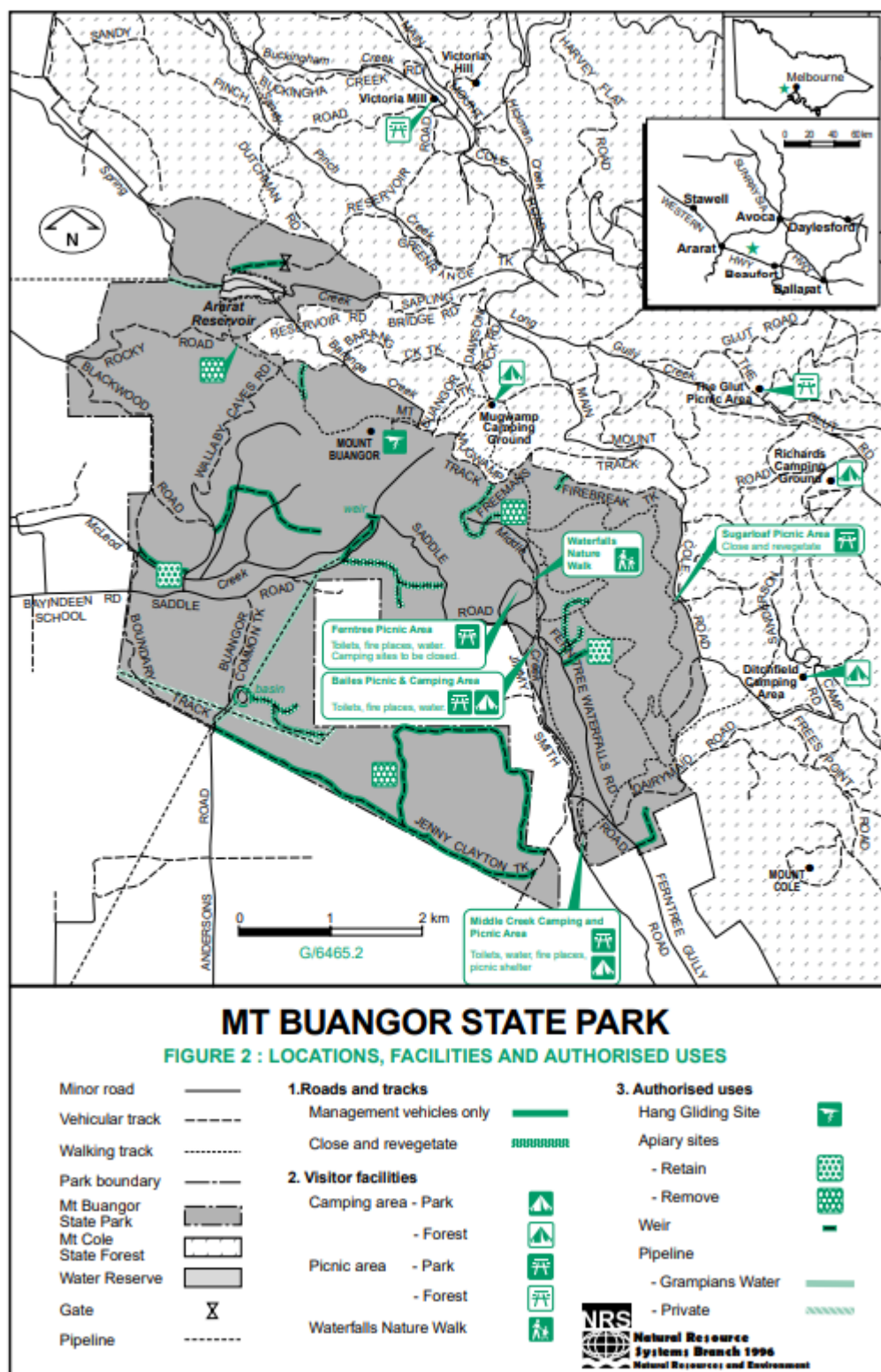
The whole, except if the member lights or maintains a fire in a park for the purposes of undertaking cultural activities

The Whole

The Whole

The Whole

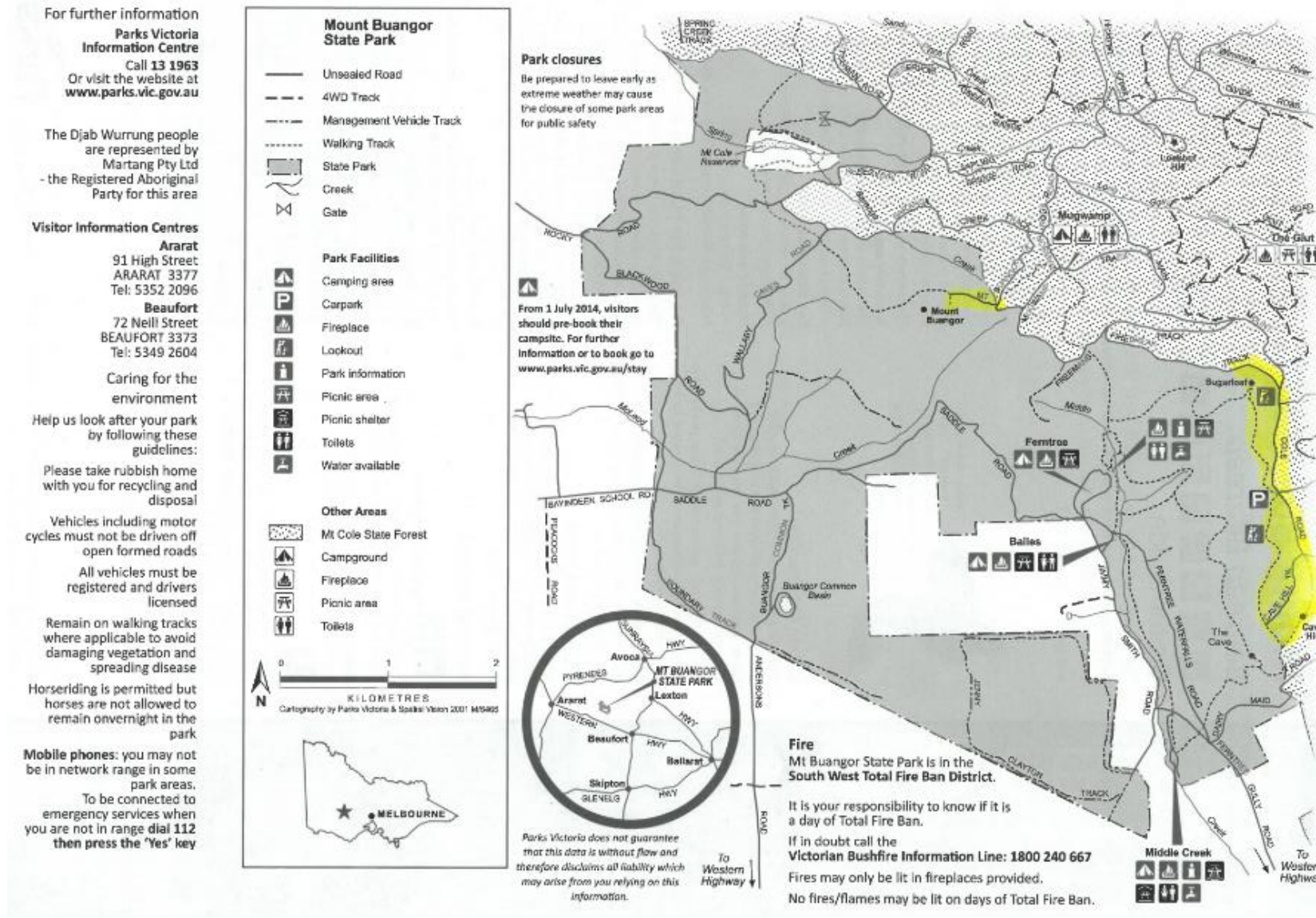
The Whole





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Map 1b Mount Buangor State Park – Beeripmo Walk areas open to the public (taken from Parks Victoria Visitor Guide)



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