*Flora and Fauna Guarantee Act 1988*

Application form for the Take of Protected Flora

The requirements for a permit to Take[[1]](#footnote-1) Protected Flora are outlined in Sections 47 and 47B of the *Flora and Fauna Guarantee Act* *1988* (FFG Act). Under the FFG Act, Protected Flora includes:

1. All plant taxa (species, subspecies or varieties) [listed as threatened](https://www.environment.vic.gov.au/conserving-threatened-species/threatened-list) under the FFG Act.
2. All plant taxa belonging to communities [listed as threatened](https://www.environment.vic.gov.au/conserving-threatened-species/threatened-list) under the FFG Act, where they occur in that community.
3. Plant taxa that are [declared](https://www.environment.vic.gov.au/__data/assets/pdf_file/0037/719686/Declared-Protected-Flora-List.pdf) protected by the Governor in Council.

The FFG Act establishes different regulatory controls for two categories of Protected Flora:

* Restricted Use Protected Flora - A specified [subset](https://www.environment.vic.gov.au/__data/assets/pdf_file/0037/719686/Declared-Protected-Flora-List.pdf) of the taxa declared protected by the Governor in Council (Point 3 above).
* All other Protected Flora, referred to in this form as Generally Protected Flora - This includes the [remaining](https://www.environment.vic.gov.au/__data/assets/pdf_file/0037/719686/Declared-Protected-Flora-List.pdf) declared taxa (Point 3) and all taxa covered under Points 1 and 2 above.

**Note**: This application form does not apply to permits sought for the take of flora for research or commercial purposes. For information on these permits, please visit <https://www.vic.gov.au/research-permits> or contact the Conservation Regulator via environmental.research@deeca.vic.gov.au.

Assessment Principles

DEECA’s assessment of this application will be guided by the following decision-making criteria set out in Regulation 9 of the [*Flora and Fauna Guarantee Regulations 202*0](https://www.legislation.vic.gov.au/in-force/statutory-rules/flora-and-fauna-guarantee-regulations-2020/001):

1. The objectives of the FFG Act.
2. The category of threat, if any, that applies to the taxon of flora.
3. Any relevant action statement, critical habitat determination, habitat conservation order, management plans or public authority management agreement made under the FFG Act.
4. The acceptability of impacts on the taxon of the relevant flora, including the following -
	1. Any long and short-term impact
	2. Any beneficial and detrimental impact
	3. Any direct or indirect impact
	4. Any cumulative impact
	5. The impact of any potentially threatening process.
5. Any possible social and economic effect that the issuing of the permit may have.

In accordance with Section 48(4) of the FFG Act, a permit will not be issued to take Protected Flora if the Secretary or their delegate considers that this would threaten the conservation of the species, or of any ecological community that it forms part of.

1. **Project details**

|  |
| --- |
| **Project name:** |
| **Location:** |
| **DEECA region:** |
| **Key Contact:** | **Name:** |
| **Phone:** | **Email:** |
| **Address:** |

1. **Information requirements**
2. Is the [Protected Flora](https://www.environment.vic.gov.au/conserving-threatened-species/protected-flora-and-listed-fish) proposed to be removed:

[ ]  Generally Protected Flora

[ ]  Restricted Use Protected Flora

1. Provide details on the species of Protected Flora proposed to be taken. Separate species into the appropriate tables for Generally Protected and Restricted Use Protected Flora.

Generally Protected Flora

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Common name | Scientific name | FFG status1 | Quantity2 | Plant parts to be collected3 | Collection timing4 |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
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Restricted Use Protected Flora

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Common name | Scientific name | Quantity2 | Plant parts to be collected3 | Collection timing4 |
|  |  |  |  |  |
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|  |  |  |  |  |

*Notes:
1 Critically Endangered, Endangered, Vulnerable, Threatened.*

*2 Number of plants, weight or volume of seed, or amount of other plant material.*

*3 Whole, seed, stems, leaves, flowers.*

*4 Winter, spring, summer, autumn, all year, or a specific date/ month.*

Ecological communities

|  |  |
| --- | --- |
| FFG Act listed ecological community | Extent to be impacted/removed (ha) |
|  |  |
|  |  |

*Note: Species that are Protected Flora solely because they occur within a listed community do not need to be individually listed. However, if those species are otherwise classified as Generally Protected Flora or Restricted Use Flora, they must be included in the above relevant tables.*

1. Explain the reason for the “take” of the Protected Flora.

Click or tap here to enter text.

1. Explain why the take of Protected Flora cannot be avoided.

Click or tap here to enter text.

1. If the Protected Flora forms part of a listed ecological community, describe the likely impacts of the proposed activity on the community’s extent, structural composition and habitat values.

Click or tap here to enter text.

1. Explain what processes will be put in place to reduce the impact of the proposed activity, including any actions that may lead to a Potentially Threatening Process as listed under the FFG Act.

Click or tap here to enter text.

1. Provide additional details including how the Protected Flora will be removed/ taken and the time of year of the proposed activity, or any other information to support your application.

Click or tap here to enter text.

1. Provide details of any engagement with the land manager.

Click or tap here to enter text.

1. Specify the preferred duration for the permit and why this length of time is required.

Click or tap here to enter text.

1. Attach maps and supporting documents that relate to the proposal and the site’s biodiversity values (e.g. biodiversity reports, compensation plans, and obtained approvals, such as landowner consents, planning permits, *Marine and Coastal Act 2018* consents etc).

|  |  |
| --- | --- |
| Attachment number | Description |
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Complete permit applications are generally processed by DEECA within 20 working days of submission.

Return this form and any attachments to the relevant Natural Environment Programs (NEP) team:

* Barwon South West - Bsw.environment@deeca.vic.gov.au
* Grampians - Grampians.Environment@deeca.vic.gov.au
* Loddon Mallee - Loddonmallee.Environment@deeca.vic.gov.au
* Gippsland - Gippsland.Environment@deeca.vic.gov.au
* Port Phillip - Ppr.nep@deeca.vic.gov.au
* Hume - Hume\_NEP@deeca.vic.gov.au
1. *The term “Take” in relation to Protected Flora means: to kill, injure, disturb or collect flora.* [↑](#footnote-ref-1)