

Changing your land category

Landholder initiated map review: NVR Map



Landholders who think the Native Vegetation Regulatory (NVR) Map incorrectly categorises their land can apply to OEH for a review of the NVR Map. This is called a Map Review.

The NVR Map was prepared by the Office of Environment and Heritage (OEH) under Part 5A of the *Local Land Services Act 2013* (LLS Act) as amended in 2016. It shows several categories of land in different colours, including:

- land on which restrictions on clearing of native vegetation apply (category – 2 vulnerable regulated land and category – 2 sensitive regulated land)

- excluded land where the LLS Act does not apply (including urban zones, environmental conservation zones and R5 large lot residential land).

Additional layers showing Category 1 - unregulated land and Category 2 - regulated land will be released as draft layers soon.

For further information about map layers and colours, see our *How the NVR Map was made* factsheet.



Review of map categories

A Map Review allows landholders to provide additional information and evidence to enable further assessment of the categorisation of their land.

Landholders can apply for a Map Review by:

- calling or emailing the OEH Map Review Team on 02 6363 8700 or at map.review@environment.nsw.gov.au
- calling or emailing the OEH Environment Line on 131 555 (NSW only) or at info@environment.nsw.gov.au
- posting a completed application form to:

Map Review Team

NSW Office of Environment and Heritage
Locked Bag 6010
Orange NSW 2800.

Information for a Map Review

Only people who own, lawfully occupy (including lease) or manage land can apply for a Map Review of that land. To qualify as a Map Review applicant, OEH will need to verify your identification and direct association (ownership/lawful occupation/management) with the land. Information that can be used to prove direct association includes a local government rates notice, title certificate/search or lease agreement.

Applicants also need to provide information to support the application to review the NVR Map categorisation. Information may include land agreements e.g. a property vegetation plan, farm records, images or approximate dates of clearing or cultivation events etc.

Fees

There is currently on fee to apply for a map review.

Review period

The Local Land Services Regulation 2014 requires OEH to determine a Map Review application within 40 days of the application being duly made (that is, within 40 days of receipt of a completed application).

The determination period pauses if, within 25 days after receipt of the completed application, OEH asks the applicant to provide further information.

The 40-day period restarts when the applicant either provides the requested information or informs OEH in writing that it will not be provided.

Applicants will receive progress updates throughout the review period, particularly if current workloads cause the review to take longer than originally advised.

Note: Applications not determined within the 40-day period are automatically deemed to have been refused; however, OEH can still determine the application after the 40-day period expires.

Appealing an OEH final decision

If a landholder applies for a Map Review and believes that the determination made is incorrect, they may appeal the decision to the Land and Environment Court. The appeal must be made within 90 days of being notified of the determination or from the date the Map Review application was deemed to have been refused.

Photos above left to right; M Lauder/OEH, J Yurasek/OEH, N Cubbin/OEH.

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