

Practical Access to Private Property through State Forest – Conditions

Forestry Corporation of NSW agrees to grant practical access via [XXXXX] Road, marked on the attached map, [XXXX] State Forest for access to Lots [XX] and [XX], DP [XXXX] under the following conditions:

- (a) The person or persons in whose favour this Access is granted shall indemnify the Crown and the Forestry Corporation of NSW against all actions, suits, claims and demands of whatsoever nature and all costs, charges and expenses in respect of any accident or injury to any person or property which may arise out of, or be in any way connected with the use of the Access by such person, his employees or agent.
- (b) The Forestry Corporation of NSW will not be under any obligation whatsoever to construct, repair, upgrade the access or carry out any work whatsoever or it in any way connected with it.
- (c) The granting of the Access in no way creates a right to exclusive use of the land associated with the Access and in particular the exercise of rights thereunder must not impede or restrict the use of that part of [XXXXX] State Forest by any officers, employees or agents of the Forestry Corporation of NSW, the Crown or the Public generally.
- (d) No work of any kind shall be carried out on the Access track without the authority of the Forestry Corporation of NSW.
- (e) No tree shall be cut, removed, destroyed or damaged on or in the vicinity of the Access track without the authority of the Forestry Corporation of NSW.
- (f) Nothing in this grant of Access or these conditions is to be taken as restricting or affecting the Forestry Corporation's powers to close or restrict the use of the Access track under the *Forestry Act 2012* and any Regulations in force pursuant to that Act from time to time.
- (g) The granting of practical access in no way implies legal access.

This Authorisation for Practical Access is unlikely to be revoked in the foreseeable future but Forestry Corporation of NSW reserves the right to close roads for forest management reasons.