



Queensland

Vegetation Management and Other Legislation Amendment Regulation (No. 1) 2011

Subordinate Legislation 2011 No. 218

made under the

Sustainable Planning Act 2009

Vegetation Management Act 1999

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[s 1]

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Vegetation Management and Other Legislation Amendment Regulation (No. 1) 2011*.

Part 2 Amendment of Sustainable Planning Regulation 2009

2 Regulation amended

This part amends the *Sustainable Planning Regulation 2009*.

3 Amendment of sch 24 (Clearing of native vegetation—not assessable development under schedule 3, part 1, table 4, item 1)

- (1) Schedule 24, part 1, section 1(3), from ‘carried out’—
omit, insert—
‘carried out—
 - (a) under the management plan for the area; and
 - (b) for 1 or both of the following purposes—
 - (i) a purpose mentioned in the Vegetation Management Act, section 22A(2)(b), (c), (f), (g), (h) or (j);
 - (ii) the purpose of establishing a necessary fence, firebreak, road or vehicular track and the clearing can not reasonably be avoided or minimised.’.
- (2) Schedule 24, part 1, section 1(4)—
omit, insert—
- ‘(4) Clearing vegetation—

- (a) under a land management agreement for a lease under the *Land Act 1994*; and
- (b) for 1 or more of the purposes mentioned in the Vegetation Management Act, section 22A(2)(b), (c), (d), (f), (g), (h) or (j).’.
- (3) Schedule 24, part 1, section 1—
insert—
- ‘(14) Clearing vegetation on land in an area for which an area management plan under the Vegetation Management Act, section 20J is in force at the time of the clearing if—
- (a) the clearing is done by the owner of the land, within the meaning of the Vegetation Management Act, or a person authorised by the owner; and
- (b) the clearing is done in accordance with the area management plan; and
- (c) the owner has given the chief executive notice of the clearing under the Vegetation Management Act, section 20W.’.

Part 3 Amendment of Vegetation Management Regulation 2000

4 Regulation amended

This part amends the *Vegetation Management Regulation 2000*.

5 Amendment of s 1A (Definitions)

Section 1A—

insert—

[s 6]

‘property, for schedule 7, means a parcel of land or a group of contiguous parcels of land managed as part of a single enterprise.’.

6 Amendment of sch 7 (Fees)

- (1) Schedule 7, items 2 to 4—
renumber as schedule 7, items 7 to 9.
- (2) Schedule 7—
insert—

- ‘2 For an application to approve a draft area management plan for an area (Act, s 20M)—
- (a) if the draft area management plan is for 1 to 10 properties or public places in the area 500.00
plus
200.00 for
each
property
or public
place to
which the
plan
relates
- (b) if the draft area management plan is for 11 to 20 properties or public places in the area 2 500.00
plus
175.00 for
each
property
or public
place after
the 10th to
which the
plan
relates

(c)	if the draft area management plan is for 21 to 30 properties or public places in the area	4 250.00 plus 150.00 for each property or public place after the 20th to which the plan relates
(d)	if the draft area management plan is for more than 30 properties or public places in the area	5 750.00 plus 125.00 for each property or public place after the 30th to which the plan relates up to a maximum of 7 000.00
3	For an application to approve a draft area management plan (Act, s 20M) that provides only for vegetation clearing—	
	(a) to control non-native plants or declared pests	nil
	(b) to ensure public safety	nil
4	For an application to accredit an existing planning document (Act, s 20M)	nil
5	For an application to amend an area management plan for an area (Act, s 20ZC)—	
	(a) for a plan that relates only to a public place	300.00

[s 6]

(b) otherwise	200.00 plus 100.00 for each parcel of land, or public place, in the area to which the plan relates up to a maximum of 5 000.00
6 For an application to amend an area management plan (Act, s 20ZC) that provides only for amending a plan—	
(a) to control non-native plants or declared pests	nil
(b) to ensure public safety	nil’.

ENDNOTES

- 1 Made by the Governor in Council on 3 November 2011.
- 2 Notified in the gazette on 4 November 2011.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Environment and Resource Management.

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