



Queensland

Environment and Heritage Protection Legislation Amendment Regulation (No. 1) 2013

Subordinate Legislation 2013 No. 204

made under the

Coastal Protection and Management Act 1995

Environmental Protection Act 1994

Nature Conservation Act 1992

Queensland Heritage Act 1992

Sustainable Planning Act 2009

Waste Reduction and Recycling Act 2011

Wild Rivers Act 2005

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[s 1]

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Environment and Heritage Protection Legislation Amendment Regulation (No. 1) 2013*.

Part 2 Amendment of Coastal Protection and Management Regulation 2003

2 Regulation amended

This part amends the *Coastal Protection and Management Regulation 2003*.

3 Omission of s 5 (Fees for assessment of development application)

Section 5—
omit.

4 Replacement of schs 2-4

Schedules 2 to 4—
omit, insert—

Schedule 3 Fees for allocations and dredge management plans

section 6

\$

1	Application for an allocation (Act, s 73(2)(b)), allowing the removal of—	
	(a) not more than 10000m ³ of quarry material	214.30
	(b) more than 10000m ³ of quarry material	637.00
2	Application to transfer all or part of an allocation (Act, s 82(2)(c)), allowing the removal of—	
	(a) not more than 10000m ³ of quarry material	66.90
	(b) more than 10000m ³ of quarry material	200.80
3	Application to renew an allocation notice (Act, s 83(2)(b)), allowing the removal of—	
	(a) not more than 10000m ³ of quarry material	133.90
	(b) more than 10000m ³ of quarry material	402.10
4	Application to transfer all or part of an approved dredge management plan (Act, s 95(2)(b) as continued under s 201), allowing the removal of—	
	(a) not more than 10000m ³ of quarry material	66.95
	(b) more than 10000m ³ of quarry material	200.80
5	Application to renew an approval of a dredge management plan (Act, s 96(2)(b) as continued under s 201), allowing the removal of—	
	(a) not more than 10000m ³ of quarry material	133.90
	(b) more than 10000m ³ of quarry material	402.10

[s 5]

Schedule 4 Royalty payable for removal of quarry material

section 7

\$

- | | | |
|---|---|------|
| 1 | Royalty for removal of quarry material under an allocation notice (Act, s 102(1))—for each cubic metre removed— | |
| | (a) by a government body or a statutory authority for its own use | 0.64 |
| | (b) otherwise | 1.85 |

5 Amendment of sch 4A (IDAS code for development applications for prescribed tidal work)

Schedule 4A, section 3—

insert—

private purpose means a purpose related only to either or both of the following—

- (a) use of a boat used only for recreation;
- (b) use of land, if the use is only for residential purposes.

6 Amendment of sch 5 (Dictionary)

Schedule 5, definitions *preliminary approval*, *private purpose* and *residence*—

omit.

Part 3 **Amendment of Environmental Protection Regulation 2008**

7 **Regulation amended**

This part amends the *Environmental Protection Regulation 2008*.

8 **Amendment of s 19B (Application of div 3A)**

Section 19B, ‘the chief executive or’—
omit.

9 **Amendment of s 19C (Assessing application)**

Section 19C, ‘the chief executive or’—
omit.

10 **Amendment of s 120 (Annual fee for environmental authority)**

(1) Section 120(2)(a)(ii), ‘\$551’—

omit, insert—

\$570

(2) Section 120(3), definition *M*, paragraph (a), ‘\$110.40’—

omit, insert—

\$114.20

(3) Section 120(3), definition *M*, paragraph (b), ‘\$220.80’—

omit, insert—

\$228.50

[s 11]

11 Amendment of s 138 (Fee for anniversary changeover application)

Section 138(1), '276.00'—

omit, insert—

285.60

12 Replacement of sch 10 (Fees)

Schedule 10—

omit, insert—

Schedule 10 Fees

section 116

Note—

See also chapter 8 for other fees payable under the Act.

Part 1 Fees for environmental impact statements

	\$
1 submitting draft terms of reference for an EIS (Act, s 41(2)(b))	33 292.00
2 submitting an EIS (Act, s 47(2))	99 880.00
3 giving an EIS amendment notice, other than an EIS amendment notice given under section 56(2)(c) of the Act (Act, s 66(4)).	11 097.00
4 application for approval to voluntarily prepare an EIS (Act, s 71(d)(ii))	570.00

Part 2 Fees for development approvals

	\$
5 application for assessment of a development application for 1 or more concurrence ERAs	570.30
6 request, under the Planning Act, to—	
(a) extend a period mentioned in s 341 of that Act for a development approval (Planning Act, s 383(3)(c)(ii))	285.65
(b) change a development approval (Planning Act, s 370(2)(a)(ii))	285.65

Part 3 Fees for environmental authorities

	\$
7 application for environmental authority, other than an environmental authority for a mining activity that is an eligible ERA and relates to a mining claim (Act, s 125(1)(e))	570.00
8 application to change environmental authority, other than an application for a minor change or a change approved by the administering authority (Act, s 132(1)(b))	285.60
9 fee for amendment application for environmental authority (Act, s 226(1)(c))	285.60
10 application to change amendment application for environmental authority (Act, s 236(b))	285.60
11 fee for amalgamation application (Act, s 246(d))	285.60
12 fee for transfer application for environmental authority for a prescribed ERA (Act, s 253(f))	114.20
13 fee for conversion application (Act, s 696(b))	285.60

[s 13]

Part 4 Other fees

	\$
14 fee for late payment of an annual fee for environmental authority	114.20
15 fee for consideration of a report about a site investigation (Act, s 382) for—	
(a) land that is used exclusively for residential purposes and is not the subject of a development application—for each lot	533.00
(b) any other land—for each lot	1 196.00
16 fee for obtaining an extract from the environmental management register or contaminated land register (Act, s 542(3)), for each lot to which the extract relates—	
(a) if the extract is obtained from the internet	43.00
(b) otherwise	50.55
17 application for approval as an auditor (Act, s 570(c))	1140.00

13 **Amendment of sch 12 (Dictionary)**

- (1) Schedule 12, part 2, definitions *non-urban purposes* and *urban purposes*—
omit.
- (2) Schedule 12, part 2—
insert—

concurrence ERA see section 16.

Part 4 Amendment of Nature Conservation (Administration) Regulation 2006

14 Regulation amended

This part amends the *Nature Conservation (Administration) Regulation 2006*.

15 Amendment of sch 3 (Fees)

Schedule 3, parts 2 to 5—

omit, insert—

Part 2 Fees for wildlife authorities

Division 1 Licences for animals

	\$
1 Commercial wildlife licence (wildlife interaction)	138.60
2 Commercial wildlife licence for live animals—	
(a) for live birds but not live reptiles or live scorpions and live spiders—	
(i) for a term of 1 month or less	116.50
(ii) for a term of more than 1 month but not more than 1 year	581.00
(iii) for a term of more than 1 year	1 658.00
(b) for live reptiles but not live birds or live scorpions and live spiders—	
(i) for a term of 1 month or less	116.50
(ii) for a term of more than 1 month but not more than 1 year	581.00
(iii) for a term of more than 1 year	1 658.00

[s 15]

	\$
(c) for live birds and live reptiles but not live scorpions and live spiders—	
(i) for a term of 1 month or less	185.30
(ii) for a term of more than 1 month but not more than 1 year	718.00
(iii) for a term of more than 1 year	2 043.00
(d) for live scorpions and live spiders but not live birds or live reptiles—	
(i) for a term of 1 month or less	27.25
(ii) for a term of more than 1 month but not more than 1 year	137.20
(iii) for a term of more than 1 year	384.70
(e) for live scorpions and live spiders and either, but not both, live birds or live reptiles—	
(i) for a term of 1 month or less	131.70
(ii) for a term of more than 1 month but not more than 1 year	602.00
(iii) for a term of more than 1 year	1 718.00
(f) for live scorpions and live spiders and live birds and live reptiles—	
(i) for a term of 1 month or less	200.60
(ii) for a term of more than 1 month but not more than 1 year	736.00
(iii) for a term of more than 1 year	2 102.00
(g) for adding only live birds, only live reptiles, only live scorpions and live spiders or adding a combination of live birds, live reptiles or live scorpions and live spiders to licence	the CWL addition fee
3 Commercial wildlife licence for dead animals—	
(a) for dead macropods—	
(i) for a term of 1 year or less—	
(A) until the end of 31 December 2013	589.00
(B) on and from 1 January 2014	609.00
(ii) for a term of more than 1 year—	

	\$
(A) until the end of 31 December 2013.....	1 671.00
(B) on and from 1 January 2014.....	1 729.00
(b) for other dead animals—	
(i) for a term of 1 month or less.....	116.50
(ii) for a term of more than 1 month but not more than 1 year.....	581.00
(iii) for a term of more than 1 year.....	1 658.00
4 Commercial wildlife licence (mobile).....	5 080.00
5 Recreational wildlife licence for animals—	
(a) standard fee.....	68.55
(b) additional fee if the licence is for restricted animals.	206.00
(c) additional fee if the licence is for international animals.....	15.20
(d) for adding restricted animals to a licence granted for animals other than restricted animals.....	206.00
(e) for adding international animals to a licence granted for animals other than international animals.....	15.20
6 Commercial wildlife harvesting licence for animals—	
(a) for macropods—	
(i) until the end of 31 December 2013.....	134.00
(ii) on and from 1 January 2014.....	138.60
(b) for spiders or scorpions.....	281.40
(c) for other animals.....	290.90
7 Recreational wildlife harvesting licence for animals—	
(a) for macropods.....	65.55
(b) for other animals.....	65.55
8 Wildlife demonstrator licence—	
(a) for a term of 1 month or less.....	153.40
(b) for a term of more than 1 month but not more than 1 year.....	747.70
(c) for a term of more than 1 year.....	2 136.00
9 Wildlife exhibitor licence—	
(a) for a term of 1 month or less.....	225.80

[s 15]

	\$
(b) for a term of more than 1 month but not more than 1 year	1 134.40
(c) for a term of more than 1 year	3 247.95
10 Wildlife farming licence—	
(a) for butterflies—	
(i) for a term of 1 year or less	153.30
(ii) for a term of more than 1 year	437.00
(b) for crocodiles—	
(i) for a term of 1 year or less	1 199.00
(ii) for a term of more than 1 year	3 429.00
(c) for emus—	
(i) for a term of 1 year or less	451.70
(ii) for a term of more than 1 year	1 287.00
(d) for reptiles of the family Elapidae, Hydrophiidae or Laticaudidae—	
(i) for a term of 1 year or less	305.50
(ii) for a term of more than 1 year	870.00
(e) for water buffalos—	
(i) for a term of 1 year or less	437.00
(ii) for a term of more than 1 year	1 244.00

Division 2 Permits for animals

	\$
11 Permit to keep wildlife.	68.55

**Division 3 Collection authorities for
 animals**

		\$
12	Collection authority to keep a collection of dead protected animals.....	68.55
13	Collection authority to take and keep least concern animals.....	87.50

**Division 4 Licences for protected
 plants**

		\$
14	Commercial wildlife licence for protected plants—	
	(a) for a term of 1 month or less	116.50
	(b) for a term of more than 1 month but not more than 1 year	581.00
	(c) for a term of more than 1 year.....	1 658.00
15	Recreational wildlife licence for protected plants.....	68.55
16	Commercial wildlife harvesting licence for protected plants	291.70
17	Recreational wildlife harvesting licence for protected plants	65.55

**Division 5 Permit or movement
 advice for moving wildlife**

		\$
18	Wildlife movement permit.....	14.30
19	Movement advice.....	3.25

[s 15]

Part 3 Fees for tags

	\$
1 Tag for a farm crocodile skin	1.80
2 Tag for a farm emu skin	1.30
3 Tag for a macropod skin or carcass—	
(a) for a commercial wildlife harvesting licence for macropods—each lot of 500 tags—	
(i) until the end of 31 December 2013	401.40
(ii) on and from 1 January 2014	415.40
(b) for a recreational wildlife harvesting licence for macropods—each tag89
4 Tag for a protected plant43
5 Tag that is an approved mark of the department	7.25

Part 4 Fees for sampling or implanting animals

	\$
1 An approved electromagnetic implant	15.40
2 Consumable used to obtain a biological tissue sample of an animal and storage of the sample by an approved scientific institution	29.75

Part 5 Fees for record books and record and return books

	\$
1 Record and return book for holder of commercial wildlife licence, or commercial wildlife licence (mobile), for macropods—	

(a)	until the end of 31 December 2013	28.75
(b)	on and from 1 January 2014	29.75
2	Record and return book for holder of commercial wildlife harvesting licence for macropods—	
(a)	until the end of 31 December 2013	7.05
(b)	on and from 1 January 2014	7.25
3	Record and return book for holder of commercial wildlife harvesting licence for protected plants	14.70
4	Record book for another licence or a permit to keep wildlife—	
(a)	for a book with 20 pages	7.25
(b)	for a book with 50 pages	18.05

Part 5 Amendment of Nature Conservation (Estuarine Crocodile) Conservation Plan 2007

16 Plan amended

This part amends the *Nature Conservation (Estuarine Crocodile) Conservation Plan 2007*.

17 Amendment of s 41 (Amendment of plan)

Section 41(1), ‘124(2)(c)’—

omit, insert—

124(3)(c)

18 Amendment of schedule (Dictionary)

- (1) Schedule, definition *crocodile charge*, paragraph (a), ‘\$1.41’—

Part 7 **Amendment of Queensland Heritage Regulation 2003**

21 Regulation amended

This part amends the *Queensland Heritage Regulation 2003*.

22 Replacement of sch 3 (Fees)

Schedule 3—

omit, insert—

Schedule 3 Fees

section 9

\$

1	Certified copy of an entry in the Queensland heritage register (Act, s 33(1)(a))	36.05
2	Certificate about whether a place or area (Act, s 33(1)(b))—	
	(a) is a State heritage place, an archaeological place or a protected area; or	
	(b) is the subject of a heritage agreement.	36.05
3	Application for certificate of immunity (Act, s 57(3)(b)) .	726.00
4	Application for permit to enter a protected area (Act, s 105(2)(d))	144.60

[s 23]

Part 8 Amendment of Sustainable Planning Regulation 2009

23 Regulation amended

This part amends the *Sustainable Planning Regulation 2009*.

24 Amendment of sch 26 (Dictionary)

(1) Schedule 26, definition *residence*—
omit.

(2) Schedule 26—
insert—

residence, for schedule 7A, part 2, item 11,
means a building or structure, or a part of a
building or structure, that is used, or designed to
be used, as a dwelling.

Examples—

- 1 dwelling house
- 2 flat or unit

(3) Schedule 26, definition *private purpose*, ‘5’—
omit, insert—

4A, section 3

Part 9 **Amendment of Waste Reduction and Recycling Regulation 2011**

25 **Regulation amended**

This part amends the *Waste Reduction and Recycling Regulation 2011*.

26 **Replacement of sch 7 (Fees)**

Schedule 7—

omit, insert—

Schedule 7 Fees

section 45

	\$
1 Application for accreditation (Act, s 89(2)(c))	333.00
2 Application for a specific approval of a resource (Act, s 157(2)(d))—	
(a) for irrigation of a liquid resource to land as a soil conditioner or fertiliser—	
(i) if the resource is a result of coal seam gas extraction.	15 211.00
(ii) otherwise	6 088.00
(b) for application of sludge or soil resource to land as a soil conditioner or fertiliser—	
(i) if the resource is biosolids.	2 288.00
(ii) otherwise	6 088.00
(c) for using a resource for an industrial activity—	
(i) if associated with the carrying out of an ERA	3 048.00
(ii) otherwise	4 568.00

[s 27]

	\$
(d) for using a resource for augmenting water supply.	53 218.00
(e) otherwise	2 288.00
3 Application to transfer the benefit of an approval (Act, s 168(2)(d))	110.30
4 Application to amend an approval (Act, s 168(2)(d))—	
(a) for an amendment of a condition to add a new site	50% of the
	application
	fee
	mentioned
	in item 2
(b) for any other amendment	25% of the
	application
	fee
	mentioned
	in item 2

Part 10 Amendment of Wild Rivers Regulation 2007

27 Regulation amended

This part amends the *Wild Rivers Regulation 2007*.

28 Amendment of s 2 (Fee for application for approval of proposed plan)

Section 2, ‘\$329.90’—

omit, insert—

\$341.40

ENDNOTES

- 1 Made by the Governor in Council on 17 October 2013.
- 2 Notified on the Queensland legislation website on 18 October 2013.
- 3 The administering agency is the Department of Environment and Heritage Protection.

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