



Queensland

# **Vegetation Management Amendment Bill 2008**







**2008**

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**A Bill**

for

***An Act to amend the *Vegetation Management Act 1999* and the  
*Vegetation Management Regulation 2000****

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[s 1]

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**The Parliament of Queensland enacts—** 1

**Part 1 Preliminary** 2

**Clause 1 Short title** 3

This Act may be cited as the *Vegetation Management  
Amendment Act 2008*. 4  
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**Part 2 Amendment of Vegetation  
Management Act 1999** 6  
7

**Clause 2 Act amended in pt 2** 8

This part amends the *Vegetation Management Act 1999*. 9

**Clause 3 Insertion of new pt 2, div 7A** 10

Part 2— 11

*insert—* 12

**‘Division 7A Classes of regional ecosystems** 13

**‘22LA Endangered regional ecosystems** 14

‘(1) A regulation may declare a stated regional ecosystem to be an  
endangered regional ecosystem. 15  
16

‘(2) The Minister must not recommend to the Governor in Council  
the making of a regulation under subsection (1) unless the  
Minister is satisfied— 17  
18  
19

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- (a) the area of remnant vegetation for the regional ecosystem is less than 10% of the pre-clearing extent of the regional ecosystem; or
- (b) the area of remnant vegetation for the regional ecosystem is—
- (i) 10% to 30% of the pre-clearing extent of the regional ecosystem; and
- (ii) less than 10000ha.
- ‘(3) However, failure to comply with subsection (2) in relation to a regulation does not affect the regulation’s validity.

**‘22LB Of concern regional ecosystems**

- ‘(1) A regulation may declare a stated regional ecosystem to be an of concern regional ecosystem.
- ‘(2) The Minister must not recommend to the Governor in Council the making of a regulation under subsection (1) unless the Minister is satisfied—
- (a) the area of remnant vegetation for the regional ecosystem is 10% to 30% of the pre-clearing extent of the regional ecosystem; or
- (b) the area of remnant vegetation for the regional ecosystem is—
- (i) more than 30% of the pre-clearing extent of the regional ecosystem; and
- (ii) less than 10000ha.
- ‘(3) However, failure to comply with subsection (2) in relation to a regulation does not affect the regulation’s validity.

**‘22LC Not of concern regional ecosystems**

- ‘(1) A regulation may declare a stated regional ecosystem to be a not of concern regional ecosystem.





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concern regional ecosystem for the definition *not of* 1  
*concern regional ecosystem* in this Act, the regional 2  
ecosystem was a not of concern regional ecosystem for 3  
the period; and 4

(c) if, for any period before the commencement day, the 5  
regulation stated that a regional ecosystem was an of 6  
concern regional ecosystem for the definition *of concern* 7  
*regional ecosystem* in this Act, the regional ecosystem 8  
was an of concern regional ecosystem for the period. 9

‘(2) Subsection (1) applies despite any provision of the Act in 10  
force before the commencement day including the definitions 11  
*endangered regional ecosystem, not of concern regional* 12  
*ecosystem* and *of concern regional ecosystem*. 13

‘(3) Subsection (1) applies for all purposes, including a civil or 14  
criminal proceeding decided before, or started before or after, 15  
the commencement day. 16

‘(4) In this section— 17  
*commencement day* means the day this section commences. 18  
*regulation* means the *Vegetation Management Regulation* 19  
*2000*. 20

**‘86 Amendment of regulation 21**

‘The amendment of the *Vegetation Management Regulation* 22  
*2000* by the *Vegetation Management Amendment Act 2008* 23  
does not affect the power of the Governor in Council to 24  
further amend the regulation or to repeal it.’. 25

**Clause 6 Amendment of schedule (Dictionary) 26**

(1) Schedule, definitions *endangered regional ecosystem, not of* 27  
*concern regional ecosystem* and *of concern regional* 28  
*ecosystem*— 29

*omit.* 30

(2) Schedule— 31

[s 7]

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- insert—* 1
- ‘endangered regional ecosystem** means a regional ecosystem 2  
declared to be an endangered regional ecosystem under 3  
section 22LA. 4
- not of concern regional ecosystem** means a regional 5  
ecosystem declared to be a not of concern regional ecosystem 6  
under section 22LC. 7
- of concern regional ecosystem** means a regional ecosystem 8  
declared to be an of concern regional ecosystem under section 9  
22LB.’. 10
- (3) Schedule, definition *pre-clearing extent*, ‘for’— 11
- omit, insert—* 12
- ‘of’. 13

## **Part 3** **Amendment of Vegetation** 14 **Management Regulation 2000** 15

- Clause 7** **Regulation amended in pt 3** 16
- This part amends the *Vegetation Management Regulation* 17  
*2000*. 18
- Clause 8** **Amendment of s 2 (Regional ecosystems)** 19
- Section 2(1) to (3)— 20
- omit, insert—* 21
- ‘(1) Each regional ecosystem in schedule 1 is declared to be an 22  
endangered regional ecosystem. 23
- ‘(2) Each regional ecosystem in schedule 2 is declared to be an of 24  
concern regional ecosystem. 25
- ‘(3) Each regional ecosystem in schedule 3 is declared to be a not 26  
of concern regional ecosystem.’. 27

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