

# **South-East Queensland Water (Distribution and Retail Restructuring) and Other Legislation Amendment Bill 2010**

## **Explanatory Notes for Amendments to be Moved During Consideration in Detail by the Honourable Stephen Robertson MP**

### **Title of the Bill**

South-East Queensland Water (Distribution and Retail Restructuring) and  
Other Legislation Amendment Bill 2010

### **Objectives of the Amendments**

The objective of the amendment is to allow the granting of a survey licence or pipeline licences in national parks (Cape York Peninsula Aboriginal land), as is already allowed in other national parks. The amendment will correct an accidental omission from section 27 of this Act.

### **Achievement of the Objectives**

The objective is achieved by amending section 27 of the *Nature Conservation Act 1992* to allow the granting of a survey licence or a pipeline licence in a national park (Cape York Peninsula Aboriginal land) if an authority under section 42AD or section 42AE has been granted for that licence.

### **Estimated Cost for Government Implementation**

There will be no additional administrative cost to Government of implementing the proposed amendments.

## **Consistency with Fundamental Legislative Principles**

The amendments do not conflict with Fundamental Legislative Principles.

## **Consultation**

The Cape York Land Council Aboriginal Corporation and the Balkanu Cape York Development Corporation were consulted on the proposed amendment to section 27.

## **Results of Consultation**

### Community

The Cape York Land Council Aboriginal Corporation and the Balkanu Cape York Development Corporation regard the amendment as essential.

## **Notes on Provisions**

*Amendment 1* inserts a new Part 4A into the Bill which amends the *Nature Conservation Act 1992*. The new part inserts a new clause section 41B into the Bill which omits section 27(2)(b) of the *Nature Conservation Act 1992* (Prohibition on mining and GHG storage activities) and replaces it with a new section 27(2)(b).

The new section 27(2)(b) allows the mining interests described in section 27(2)(a), (namely authorised activities for survey and pipeline licences), to be granted for a national park (Cape York Peninsula Aboriginal land) if an authority has been granted under section:

- 42AD (Leases etc over national park (Cape York Peninsula aboriginal land));or
- 42AE (Particular powers about permitted uses in national park (Cape York Peninsula aboriginal land)) has been given for the licence.

as is already allowed in other national parks.

*Amendment 2* amends the long title of the Bill to include the *Nature Conservation Act 1992* in the list of Acts amended by the Bill.

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