



Queensland

Nature Conservation (Protected Areas Management) Amendment Regulation (No. 1) 2012

Explanatory Notes for SL 2012 No. 40

made under the

Nature Conservation Act 1992

General outline

Short title

Nature Conservation (Protected Areas Management) Amendment Regulation (No. 1) 2012.

Authorising law

Section 175 of the *Nature Conservation Act 1992*.

Policy objectives and the reasons for them

The objective of the Regulation is to prescribe the following use of a certain national park as permitted use for the purposes of section 35 of the *Nature Conservation Act 1992*:

Mooloolah River National Park - a sewerage pipeline use

Once provided for in the regulation, the use at the national park can be authorised under section 35 of the *Nature Conservation Act 1992* by the Chief Executive administering that Act.

Achievement of policy objectives

To achieve the objective, this Regulation amends Schedule 3 ('Permitted uses in prescribed national parks') of the *Nature Conservation (Protected Areas Management) Regulation 2006* to include a sewerage pipeline use as a permitted use in Mooloolah River National Park.

Consistency with policy objectives of authorising law

The Regulation is consistent with the objectives of the *Nature Conservation Act 1992*, that is, the conservation of nature, and in particular with the provisions of section 35 of the Act, which restricts the granting of authorities in relation to land in a national park or national park (recovery), to be only for service facilities that meet certain criteria and where the use under the authority is prescribed under a regulation to be a permitted use for the area.

Inconsistency with policy objectives of other legislation

The regulation makes no new policy and is not inconsistent with other legislation.

Benefits and costs of implementation

There are no significant costs to the community associated with the introduction of this Regulation. The regulation will benefit the community by ensuring the identified uses in the prescribed national parks will be managed in a manner consistent with the *Nature Conservation Act 1992*.

Consistency with fundamental legislative principles

The regulation is consistent with fundamental legislative principles.

Consultation

Any potential impacts on stakeholders are identified and addressed during standard planning and assessment processes. There is no statutory requirement to undertake formal consultation in relation to the making of this regulation and the Queensland Office for Regulatory Efficiency has advised that a Regulatory Assessment Statement is not required under Part

5 of the *Statutory Instruments Act 1992* as the regulation does not impose a significant adverse effect on community, business or government.

ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of Environment and Resource Management.

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