



Queensland

# **Environment and Heritage Protection Legislation Amendment Regulation (No. 1) 2012**

## **Explanatory Notes for SL 2012 No. 114**

made under the

*Coastal Protection and Management Act 1995*

*Environmental Protection Act 1994*

*Queensland Heritage Act 1992*

*Waste Reduction and Recycling Act 2011*

*Wild Rivers Act 2005*

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## **General outline**

### **Short title**

*Environment and Heritage Protection Legislation Amendment Regulation  
(No. 1) 2012.*

### **Authorising law**

Section 167 *Coastal Protection and Management Act 1995*

Section 580 *Environmental Protection Act 1994*

Section 178 *Queensland Heritage Act 1992*

Section 271 *Waste Reduction and Recycling Act 2011*

Section 51 *Wild Rivers Act 2005*

## **Policy objectives and the reasons for them**

The objective of the regulation is to index regulatory fees for the Department of Environment and Heritage Protection as noted under Administrative Arrangements Order (No.4) 2012. Regulatory fees are reviewed annually for indexation as per Government policy. Cabinet determined on 25 June 2012 that the general indexation of fees and charges is to be set at 3.5% unless approved otherwise.

A small number of fees have not been adjusted by the approved index as the fee is below a value for the indexation factor to affect an increase.

The indexed fees have been rounded in accordance with the department's current rounding policy.

## **Achievement of policy objectives**

This subordinate legislation will achieve its objective by increasing fees and charges under the Acts administered by the Department of Environment and Heritage Protection. The Cabinet determined indexation to be used is 3.5% unless otherwise approved. All indexation effected through this regulatory amendment reflects an increase of 3.5%.

## **Consistency with policy objectives of authorising law**

The amendment regulation is consistent with the objective of the relevant Acts.

## **Inconsistency with policy objectives of other legislation**

The subordinate legislation is not inconsistent with any policy objectives of any legislation.

## **Benefits and costs of implementation**

The indexation of fees provides a mechanism understood by the community and industry to maintain price relativity, aiding the government in formulating the state and departmental budgets.

There are no additional costs associated with implementing the regulation.

### **Consistency with fundamental legislative principles**

The subordinate legislation is consistent with fundamental legislative principles.

### **Consultation**

Consultation has been undertaken with the Regulatory Review Branch, Queensland Treasury and Trade, in determining that the amendment was excluded from the requirement to undertake a Regulatory Assessment Statement.

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#### ENDNOTES

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

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