

# Environmental Legislation (Fees) Amendment Regulation 2018

Explanatory notes for SL 2018 No. 40

made under the

*Coastal Protection and Management Act 1995*

*Environmental Protection Act 1994*

*Forestry Act 1959*

*Marine Parks Act 2004*

*Nature Conservation Act 1992*

*Queensland Heritage Act 1992*

*Recreation Areas Management Act 2006*

*Waste Reduction and Recycling Act 2011*

## General Outline

### Short title

*Environmental Legislation (Fees) Amendment Regulation 2018*

### Authorising law

Section 167 of the *Coastal Protection and Management Act 1995*

Section 580 of the *Environmental Protection Act 1994*

Section 97 of the *Forestry Act 1959*

Section 150 of the *Marine Parks Act 2004*

Section 175 of the *Nature Conservation Act 1992*

Section 178 of the *Queensland Heritage Act 1992*

Section 232 of the *Recreation Areas Management Act 2006*

Section 271 of the *Waste Reduction and Recycling Act 2011*

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

The objective of the amendment regulation is to index regulatory fees for the Department of Environment and Science (DES) for 2018-19. These regulatory fees have been subject to the annual review required under Government policy and then indexed by the approved Government indexation factor, which Queensland Treasury has advised to be 3.5% for 2018-19.

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

## **Achievement of policy objectives**

This amendment regulation will achieve its objective by increasing fees and charges prescribed under subordinate legislation administered by DES. The government indexation factor of 3.5% has been applied.

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

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

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

The amendment regulation 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 formulate State and departmental budgets.

There are no additional costs associated with implementing the amendment regulation.

## **Consistency with fundamental legislative principles**

The amendment regulation is consistent with fundamental legislative principles.

## **Consultation**

In accordance with the *Queensland Government Guide to Better Regulation*, the Office of the Best Practice Regulation was not consulted in relation to the regulatory proposal. The Department of Environment and Science applied a self-assessable exclusion from undertaking further regulatory impact analysis (Category (i) – Regulatory proposals for variations to fees/ premiums in line with actuarially determined assessments).