

Environmental Legislation (Fees) Amendment Regulation 2021

Explanatory notes for SL 2021 No. 90

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 2021

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 *Environmental Legislation (Fees) Amendment Regulation 2021* (Amendment Regulation) is to index regulatory fees for the Department of Environment and Science (DES) for 2021-22. These regulatory fees have been subject to the annual review required under Government policy and then indexed by the approved Government Indexation rate, which Queensland Treasury has advised to be 1.7% for 2021-22.

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 rate of 1.7% 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 to formulate the 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

No external consultation was undertaken as the Amendment Regulation proposes annual increases in line with government endorsed indexation rate and policy.

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. DES applied a self-assessable exclusion from undertaking further regulatory impact analysis (Category (h) – Regulatory proposals that put forward standard annual fee variations in line with or below a government endorsed indexation rate).