

Environmental Legislation (Fee Unit Conversion) Amendment Regulation 2022

Explanatory notes for SL 2022 No. 17

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 (Fee Unit Conversion) Amendment Regulation 2022

Authorising law

Section 48B of the *Acts Interpretation Act 1954*

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 (Fee Unit Conversion) Amendment Regulation 2022* (Amendment Regulation) is to convert regulatory fees for the Department of Environment and Science (DES) for 2021-22 from fee dollars to fee units. These regulatory fee conversions are in line with Queensland Treasury's (Treasury) *Principles for Fees and Charges* policy (the policy).

Achievement of policy objectives

The Amendment Regulation will achieve its objective by converting fee dollars to fee units using the conversion rate of 1 fee unit = \$1.00 as prescribed in the *Acts Interpretation Act 1954* (AIA).

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 conversion from fee dollars to fee units under the AIA 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 fee unit conversion in line with the 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).