



Queensland

Environment and Heritage Protection Legislation Amendment Regulation (No. 1) 2016

Subordinate Legislation 2016 No. 79

made under the

Coastal Protection and Management Act 1995

Environmental Protection Act 1994

Nature Conservation Act 1992

Queensland Heritage Act 1992

Waste Reduction and Recycling Act 2011

Contents

		Page
Part 1	Preliminary	
1	Short title	3
2	Commencement	3
Part 2	Amendment of Coastal Protection and Management Regulation 2003	
3	Regulation amended	3
4	Replacement of schs 3 and 4	3
	Schedule 3 Fees for allocations and dredge management plans	3
	Schedule 4 Royalty payable for removal of quarry material	4
Part 3	Amendment of Environmental Protection Regulation 2008	
5	Regulation amended	5
6	Amendment of s 120 (Annual fee for environmental authority) . .	5
7	Amendment of s 138 (Fee for anniversary changeover application)	6
8	Replacement of sch 10 (Fees)	6
	Schedule 10 Fees	6
Part 4	Amendment of Nature Conservation (Administration) Regulation	

Contents

	2006	
9	Regulation amended	9
10	Amendment of sch 3 (Fees)	9
Part 5	Amendment of Nature Conservation (Wildlife Management) Regulation 2006	
11	Regulation amended	16
12	Amendment of s 351 (Conservation value for protected wildlife)	17
Part 6	Amendment of Queensland Heritage Regulation 2015	
13	Regulation amended	17
14	Replacement of sch 3 (Fees)	17
	Schedule 3 Fees	17
Part 7	Amendment of Waste Reduction and Recycling Regulation 2011	
15	Regulation amended	18
16	Replacement of sch 7 (Fees)	18
	Schedule 7 Fees	18
Part 8	Minor amendments	
17	Regulations amended	20
Schedule 1	Minor amendments	21
	Nature Conservation (Wildlife Management) Regulation 2006 . .	21
	Queensland Heritage Regulation 2015	22
	Waste Reduction and Recycling Regulation 2011	22

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Environment and Heritage Protection Legislation Amendment Regulation (No. 1) 2016*.

2 Commencement

This regulation commences on 1 July 2016.

Part 2 Amendment of Coastal Protection and Management Regulation 2003

3 Regulation amended

This part amends the *Coastal Protection and Management Regulation 2003*.

4 Replacement of schs 3 and 4

Schedules 3 and 4—

omit, insert—

Schedule 3 Fees for allocations and dredge management plans

section 6

[s 4]

	\$
1 Application for an allocation (Act, s 73(2)(b)), allowing the removal of—	
(a) not more than 10,000m ³ of quarry material	237.50
(b) more than 10,000m ³ of quarry material	705.00
2 Application to transfer all or part of an allocation (Act, s 82(2)(c)), allowing the removal of—	
(a) not more than 10,000m ³ of quarry material	74.10
(b) more than 10,000m ³ of quarry material	222.50
3 Application to renew an allocation notice (Act, s 83(2)(b)), allowing the removal of—	
(a) not more than 10,000m ³ of quarry material	148.30
(b) more than 10,000m ³ of quarry material	445.60
4 Application to transfer all or part of an approved dredge management plan (Act, s 95(2)(b) as continued under s 201), allowing the removal of—	
(a) not more than 10,000m ³ of quarry material	74.10
(b) more than 10,000m ³ of quarry material	222.50
5 Application to renew an approval of a dredge management plan (Act, s 96(2)(b) as continued under s 201), allowing the removal of—	
(a) not more than 10,000m ³ of quarry material	148.30
(b) more than 10,000m ³ of quarry material	445.60

Schedule 4 Royalty payable for removal of quarry material

section 7

\$

- 1 Royalty for quarry material removed under an allocation notice (Act, s 102(1))—for each cubic metre removed—
- (a) by a government body or a statutory authority for its own use 0.70
- (b) otherwise 2.03

Part 3 Amendment of Environmental Protection Regulation 2008

5 Regulation amended

This part amends the *Environmental Protection Regulation 2008*.

6 Amendment of s 120 (Annual fee for environmental authority)

- (1) Section 120(2)(a)(ii), ‘\$609’—
omit, insert—
\$630
- (2) Section 120(3), definition *M*—
omit, insert—
M is—
- (a) for a relevant prescribed ERA—\$126.50; or
- (b) for a resource activity for which the AES stated for the activity in the section under

[s 7]

schedule 2 or 2A applying to the activity is
120 or more—

- (i) if the annual fee is payable during the
period from 1 July 2016 to 30 June
2017—\$632; or
 - (ii) if the annual fee is payable from 1 July
2017—\$758; or
- (c) for any other environmentally relevant
activity—\$253.20.

**7 Amendment of s 138 (Fee for anniversary changeover
application)**

Section 138(1), '305.90'—

omit, insert—

316.60

8 Replacement of sch 10 (Fees)

Schedule 10—

omit, insert—

Schedule 10 Fees

section 116

Note—

See also chapter 8 for other fees payable under the Act.

**Part 1 Fees for environmental
impact statements**

	\$
1 submitting draft terms of reference for an EIS (Act, s 41(2)(b))	36,911.00
2 submitting an EIS (Act, s 47(2))	181,978.00
3 giving an EIS amendment notice, other than an EIS amendment notice given under section 56(2)(c) of the Act (Act, s 66(4))	12,302.00
4 application for approval to voluntarily prepare an EIS (Act, s 71(d)(ii))	630.00

Part 2 Fees for environmental authorities

	\$
5 application for environmental authority, other than an environmental authority for a mining activity that is an eligible ERA and relates to a mining claim (Act, s 125(1)(e))—	
(a) for a standard application	609.00
(b) for a site specific application or variation application	609.00 plus 30% of the annual fee for the authority that is the subject of the application
6 change of application for environmental authority, other than a minor change or a change approved by the administering authority (Act, s 132(1)(b))	316.60
7 amendment application for environmental authority (Act, s 226(1)(c))	305.90

[s 8]

	\$
7A assessment fee for amendment application for environmental authority (Act, s 228(3))	30% of the annual fee for the authority that is the subject of the application
8 change of amendment application for environmental authority (Act, s 236(b))	316.60
9 amalgamation application (Act, s 246(d))	316.60
10 transfer application for environmental authority for a prescribed ERA (Act, s 253(f))	126.50
11 conversion application (Act, s 696(b))	316.60

Part 3 Other fees

	\$
12 late payment of an annual fee for environmental authority	126.50
13 application for a temporary emissions licence (Act, s 357B(5))	2438.00
14 obtaining an extract from the environmental management register or contaminated land register (Act, s 542(3)), for each lot to which the extract relates—	
(a) if the extract is obtained from the internet	47.65
(b) otherwise	55.95
15 application for approval as an auditor (Act, s 570(c))	1262.00

[s 10]

	\$
(ii) for a term of more than 1 month but not more than 1 year	643.00
(iii) for a term of more than 1 year	1838.00
(c) for live birds and live reptiles but not live scorpions and live spiders—	
(i) for a term of 1 month or less	204.90
(ii) for a term of more than 1 month but not more than 1 year	795.00
(iii) for a term of more than 1 year	2263.00
(d) for live scorpions and live spiders but not live birds or live reptiles—	
(i) for a term of 1 month or less	30.15
(ii) for a term of more than 1 month but not more than 1 year	152.00
(iii) for a term of more than 1 year	426.40
(e) for live scorpions and live spiders and either live birds or live reptiles—	
(i) for a term of 1 month or less	145.90
(ii) for a term of more than 1 month but not more than 1 year	666.00
(iii) for a term of more than 1 year	1904.00
(f) for live scorpions and live spiders and live birds and live reptiles—	
(i) for a term of 1 month or less	222.30
(ii) for a term of more than 1 month but not more than 1 year	814.00
(iii) for a term of more than 1 year	2329.00

		\$
	(g) for adding only live birds, only live reptiles, only live scorpions and live spiders or adding a combination of live birds, live reptiles or live scorpions and live spiders to licence	the CWL addition fee
3	Commercial wildlife licence for dead animals—	
	(a) for dead macropods—	
	(i) for a term of 1 year or less—	
	(A) until the end of 31 December 2016	652.00
	(B) on and from 1 January 2017	674.00
	(ii) for a term of more than 1 year—	
	(A) until the end of 31 December 2016	1851.00
	(B) on and from 1 January 2017	1915.00
	(b) for other dead animals—	
	(i) for a term of 1 month or less	129.00
	(ii) for a term of more than 1 month but not more than 1 year	643.00
	(iii) for a term of more than 1 year	1838.00
4	Commercial wildlife licence (mobile)	5631.00
5	Recreational wildlife licence for animals—	
	(a) standard fee	75.95
	(b) additional fee if the licence is for restricted animals	228.30
	(c) additional fee if the licence is for international animals	16.80
	(d) for adding restricted animals to a licence granted for animals other than restricted animals	228.30
	(e) for adding international animals to a licence granted for animals other than international animals	16.80

[s 10]

	\$
6 Commercial wildlife harvesting licence for animals—	
(a) for macropods—	
(i) until the end of December 2016	148.40
(ii) on and from 1 January 2017	153.50
(b) for spiders or scorpions	311.80
(c) for other animals	322.40
7 Recreational wildlife harvesting licence for animals—	
(a) for macropods	72.60
(b) for other animals	72.60
8 Wildlife demonstrator licence—	
(a) for a term of 1 month or less	164.30
(b) for a term of more than 1 month but not more than 1 year	800.95
(c) for a term of more than 1 year	2288.15
9 Wildlife exhibitor licence—	
(a) for a term of 1 month or less	241.90
(b) for a term of more than 1 month but not more than 1 year	1215.20
(c) for a term of more than 1 year	3479.30
10 Wildlife farming licence—	
(a) for butterflies—	
(i) for a term of 1 year or less	169.80
(ii) for a term of more than 1 year	484.40
(b) for crocodiles—	
(i) for a term of 1 year or less	1327.90
(ii) for a term of more than 1 year	3801.50
(c) for emus—	

	\$
(i) for a term of 1 year or less	500.00
(ii) for a term of more than 1 year	1426.00
(d) for reptiles of the family Elapidae, Hydrophiidae or Laticaudidae—	
(i) for a term of 1 year or less	338.40
(ii) for a term of more than 1 year	963.00
(e) for water buffalos—	
(i) for a term of 1 year or less	484.40
(ii) for a term of more than 1 year	1378.00

Division 2 Permits for animals

	\$
11 Permit to keep wildlife	75.95

Division 3 Collection authorities for animals

	\$
12 Collection authority to keep a collection of dead protected animals	75.95
13 Collection authority to take and keep least concern animals	96.95

Division 4 Licences for protected plants

[s 11]

Part 5 **Fees for record books and record and return books**

	\$
1 Record and return book for holder of commercial wildlife licence or commercial wildlife licence (mobile), for macropods—	
(a) until the end of 31 December 2016	31.80
(b) on and from 1 January 2017	32.90
2 Record and return book for holder of commercial wildlife harvesting licence for macropods—	
(a) until the end of 31 December 2016	7.75
(b) on and from 1 January 2017	8.00
3 Record book for another licence or a permit to keep wildlife—	
(a) for a book with 20 pages	8.00
(b) for a book with 50 pages	19.95

Part 5 **Amendment of Nature Conservation (Wildlife Management) Regulation 2006**

11 Regulation amended

This part amends the *Nature Conservation (Wildlife Management) Regulation 2006*.

Note—

See also the amendments in schedule 1.

12 Amendment of s 351 (Conservation value for protected wildlife)

Section 351(1)—

omit, insert—

- (1) Subject to this part, for section 95(1) of the Act, the conservation value for protected wildlife is—
- (a) for extinct in the wild wildlife—\$17,335; or
 - (b) for endangered wildlife—\$13,867; or
 - (c) for vulnerable wildlife—\$10,398; or
 - (d) for near threatened wildlife—\$6929; or
 - (e) for least concern wildlife—\$1725.

Part 6 Amendment of Queensland Heritage Regulation 2015

13 Regulation amended

This part amends the *Queensland Heritage Regulation 2015*.

Note—

See also the amendments in schedule 1.

14 Replacement of sch 3 (Fees)

Schedule 3—

omit, insert—

Schedule 3 Fees

section 8

section 45

	\$
1 Application for accreditation of a voluntary product stewardship scheme (Act, s 89(2)(c))	369.00
2 Application for a specific approval of a resource (Act, s 157(2)(d))—	
(a) for irrigation of a liquid resource to land as a soil conditioner or fertiliser—	
(i) if the resource is a result of coal seam gas extraction	16,864.00
(ii) otherwise	6749.00
(b) for application of sludge or soil resource to land as a soil conditioner or fertiliser—	
(i) if the resource is biosolids	2535.00
(ii) otherwise	6749.00
(c) for using a resource for an industrial activity—	
(i) if associated with the carrying out of an ERA	3378.00
(ii) otherwise	5063.00
(d) for using a resource for augmenting water supply	59,002.00
(e) otherwise	2535.00
3 Application to transfer the benefit of a specific approval (Act, s 168(2)(d))	122.10
4 Application to amend a specific approval (Act, s 168(2)(d))	50% of the application fee mentioned in item 2

[s 17]

Part 8 **Minor amendments**

17 **Regulations amended**

Schedule 1 amends the regulations it mentions.

Schedule 1 Minor amendments

section 17

Nature Conservation (Wildlife Management) Regulation 2006

- 1 **Section 23(4)(c), ‘fish’—**
 omit, insert—
 spider

- 2 **Section 43(4), definition *traditional use of marine resources agreement*, paragraph (b), ‘section 10’—**
 omit, insert—
 part 2B, division 2B.2

- 3 **Section 203(1), from ‘if the holder’ to ‘permit; and’—**
 omit, insert—
 if—
 (a) the holder of a permit to keep wildlife keeps
 only 1 bird under the permit; and

- 4 **Section 216(1)(a), ‘stated day—the’—**
 omit, insert—
 stated day—on the

- 5 **Section 315(1), ‘stated to’—**
 omit, insert—

stated on

6 Schedule 3, item 3, after ‘dog (*Canis*’—

insert—

lupus

Queensland Heritage Regulation 2015

1 Section 8—

omit, insert—

8 Fees

The fees payable under the Act are stated in schedule 3.

Waste Reduction and Recycling Regulation 2011

1 Schedule 9, definition *laboratory waste*, second mention—

omit.

ENDNOTES

- 1 Made by the Governor in Council on 16 June 2016.
- 2 Notified on the Queensland legislation website on 17 June 2016.
- 3 The administering agency is the Department of Environment and Heritage Protection.

© State of Queensland 2016