



Queensland

Nature Conservation and Other Legislation Amendment Regulation 2024

Subordinate Legislation 2024 No. 196

made under the

Environmental Offsets Act 2014

Fisheries Act 1994

Nature Conservation Act 1992

State Penalties Enforcement Act 1999

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Nature Conservation and Other Legislation Amendment Regulation 2024*.

2 Commencement

This regulation commences on 1 September 2024.

Part 2 Amendment of Environmental Offsets Regulation 2014

3 Regulation amended

This part amends the *Environmental Offsets Regulation 2014*.

4 Amendment of s 6 (Environmental offsets policy—Act, s 12)

Section 6, '(version 1.15)'—
omit, insert—
(version 1.16)

5 Insertion of new pt 4

After part 3—
insert—

Part 4 Declaration of environmental offset protection area

[s 6]

10 Prescribed land—Act, s 30

For section 30(8) of the Act, definition *person with an interest in land*, paragraph (c), a forest consent area under the *Forestry Act 1959* is prescribed.

6 Amendment of sch 3 (Dictionary)

Schedule 3, definition *person with an interest in the land*, paragraph (c), after ‘if the land is a’—

insert—

forest consent area,

Part 3 Amendment of Fisheries Declaration 2019

7 Declaration amended

This part amends the *Fisheries Declaration 2019*.

Note—

See also the amendment in schedule 1.

8 Amendment of sch 2 (Regulated fish declarations)

Schedule 2, part 2, entry beginning with banded rainbowfish, column 1, ‘Cairns rainbowfish,’—

omit.

Part 4 Amendment of Fisheries (General) Regulation 2019

9 Regulation amended

This part amends the *Fisheries (General) Regulation 2019*.

Note—

See also the amendments in schedule 1.

10 Insertion of new s 4A

After section 4—

insert—

4A Animals prescribed not to be fish—Act, s 5

- (1) For section 5(3)(b) of the Act, a relevant protected animal is prescribed not to be a fish.
- (2) In this section—

relevant protected animal means an animal that is protected wildlife under the *Nature Conservation Act 1992*, other than each of the following animals—

- (a) Australian lungfish;
- (b) Mary River cod;
- (c) redfish;
- (d) scalloped hammerhead;
- (e) silver perch.

11 Amendment of ch 6, pt 4, div 1, hdg (Fees for resource allocation authority and fish movement exemption notice)

Chapter 6, part 4, division 1, heading, from ‘authority’—
omit, insert—

authorities

12 Amendment of s 137 (Assessment fees)

- (1) Section 137(1)—

omit, insert—

[s 13]

- (1) Schedule 5 states the fees payable for a resource allocation authority.
- (2) Section 137(2), from ‘parts 1 and 2’ to ‘fish movement exemption notice’—
omit, insert—
an application for a resource allocation authority

13 Amendment of s 143 (Chief executive may waive or refund a fee)

Section 143(1), ‘, part 1’—
omit.

14 Amendment of sch 5 (Fees for resource allocation authorities and fish movement exemption notices)

- (1) Schedule 5, heading, from ‘and fish’—
omit.
- (2) Schedule 5, part 1, heading—
omit.
- (3) Schedule 5, part 2—
omit.

15 Amendment of sch 7 (References relating to particular fish)

- (1) Schedule 7, part 4, entry for Cairns rainbowfish—
omit.
- (2) Schedule 7, part 4, entry for Mary River cod, column 2, ‘*peelii*’—
omit.
- (3) Schedule 7, part 6—
insert—

redfish	<i>Centroberyx affinis</i>
scalloped hammerhead	<i>Sphyrna lewini</i>

Part 5 Amendment of Nature Conservation (Animals) Regulation 2020

16 Regulation amended

This part amends the *Nature Conservation (Animals) Regulation 2020*.

Note—

See also the amendments in schedule 1.

17 Amendment of s 30 (Emergency service officers dealing with dead protected animals)

Section 30(2), definition *emergency service*, paragraph (d)—
omit, insert—

(d) the Queensland Ambulance Service;

18 Replacement of s 66 (Keeping and using particular fish for non-commercial purposes)

Section 66—

omit, insert—

66 Dealing with particular fish for non-commercial purposes

(1) This section applies in relation to a fish of a relevant species that has, at all times, been lawfully obtained and kept, other than under an animal authority.

[s 18]

- (2) A person may carry out any of the following activities in relation to the fish for a purpose other than a commercial purpose—
- (a) keep the fish;
 - (b) buy, accept or receive the fish;
 - (c) sell or give away the fish;
 - (d) if the fish is sold or given away—move the fish from the place where the fish was kept before the fish was sold or given away to the place where the person who bought, accepted or received the fish intends to keep it.
- (3) In this section—
- relevant species*** means each of the following species of fish—
- (a) Daintree rainbowfish (*Cairnsichthys bitaeniatus*);
 - (b) Elizabeth Springs goby (*Chlamydogobius micropterus*);
 - (c) Flinders Ranges mogurnda (*Mogurnda clivicola*);
 - (d) Oxleyan pygmy perch (*Nannoperca oxleyana*).

66A Dealing with particular fish regulated under Fisheries Act 1994

- (1) A person may carry out any of the following activities in relation to a fish of a regulated species to the extent the person is authorised under the *Fisheries Act 1994* to carry out the activity—
- (a) take the fish;
 - (b) keep the fish;
 - (c) use the fish;

(d) release the fish into the wild.

(2) In this section—

regulated species means each of the following species of fish—

- (a) Australian lungfish (*Neoceratodus forsteri*);
- (b) Mary River cod (*Maccullochella mariensis*);
- (c) redfish (*Centroberyx affinis*);
- (d) scalloped hammerhead (*Sphyrna lewini*);
- (e) silver perch (*Bidyanus bidyanus*).

19 Amendment of s 283 (Meaning of *prescribed distance* for prohibited vessel or aircraft)

Section 283(5)(a) and (c), ‘remotely piloted aircraft’—

omit, insert—

drone

20 Amendment of s 333 (Feeding native animals in the wild)

Section 333(3), penalty—

omit, insert—

Maximum penalty—

- (a) if the animal is a dingo and the offence is committed on K’gari—165 penalty units; or
- (b) if the animal is an estuarine crocodile—165 penalty units; or
- (c) otherwise—40 penalty units.

21 Insertion of new s 333A

After section 333—

insert—

[s 22]

333A Keeping food away from dingoes on K’gari

- (1) A person on K’gari must, unless the person has a reasonable excuse, ensure food in the person’s possession or under the person’s control is kept in a way that prevents a dingo from gaining access to the food.

Maximum penalty—40 penalty units.

- (2) Subsection (1) does not apply to a person if the person is—
- (a) consuming or preparing food for human consumption; or
 - (b) disposing of food lawfully; or
 - (c) giving food to an animal lawfully brought on K’gari.

Note—

See, however, section 10 in relation to the application of this regulation to animals in a protected area.

22 Amendment of s 334 (Disturbing particular native animals in the wild)

Section 334(1), penalty—

omit, insert—

Maximum penalty—

- (a) if the animal is a dingo and the offence is committed on K’gari—165 penalty units; or
- (b) if the animal is an estuarine crocodile—165 penalty units; or
- (c) otherwise—40 penalty units.

23 Amendment of sch 1, s 7 (Birds)

Schedule 1, section 7, entry for *Psephotus pulcherrimus*, ‘*Psephotus*’—

omit, insert—

Psephotellus

24 Amendment of sch 1, s 13 (Birds)

(1) Schedule 1, section 13, entry for *Calidris tenuirostris*—

omit.

(2) Schedule 1, section 13—

insert—

Numenius madagascariensis eastern curlew

Pezoporus occidentalis night parrot

25 Amendment of sch 1, s 13A (Fish)

Schedule 1, section 13A—

insert—

Cairnsichthys bitaeniatus Daintree rainbowfish

Centroberyx affinis redfish

Chlamydogobius squamigenus Edgbaston goby

26 Amendment of sch 1, s 14 (Invertebrates)

Schedule 1, section 14—

insert—

Euastacus yigara Cardwell hairy crayfish

27 Amendment of sch 1, s 14A (Mammals)

Schedule 1, section 14A, entry for *Hemibelideus lemuroides*—

[s 28]

omit.

28 Amendment of sch 1, s 15 (Reptiles)

Schedule 1, section 15—

insert—

Elusor macrurus

Mary River turtle

29 Amendment of sch 1, s 20 (Birds)

- (1) Schedule 1, section 20, entries for *Calidris canutus*, *Lophochroa leadbeateri leadbeateri*, *Numenius madagascariensis* and *Pezoporus occidentalis*—

omit.

- (2) Schedule 1, section 20—

insert—

Cacatua leadbeateri leadbeateri

Major Mitchell's cockatoo
(eastern)

Limosa lapponica baueri

Western Alaskan bar-tailed
godwit

Limosa limosa

black-tailed godwit

Tringa nebularia

common greenshank

- (3) Schedule 1, section 20, entry for *Psephotus chrysopterygius*, 'Psephotus'—

omit, insert—

Psephotellus

30 Amendment of sch 1, s 21 (Fish)

- (1) Schedule 1, section 21, entry for *Chlamydogobius squamigenus*—

omit.

(2) Schedule 1, section 21—

insert—

<i>Bidyanus bidyanus</i>	silver perch
<i>Cairnsichthys rhombosomoides</i>	Cairns rainbowfish
<i>Maccullochella mariensis</i>	Mary River cod
<i>Mogurnda clivicola</i>	Flinders Ranges mogurnda
<i>Sphyrna lewini</i>	scalloped hammerhead
<i>Stiphodon surrufus</i>	emerald cling goby

31 Amendment of sch 1, s 22 (Invertebrates)

Schedule 1, section 22—

insert—

<i>Adclarkia cameroni</i>	brigalow woodland snail
<i>Euastacus balanensis</i>	Balan spiny crayfish
<i>Euastacus fleckeri</i>	Flecker's crayfish
<i>Euastacus urospinus</i>	Maleny crayfish

32 Amendment of sch 1, s 23 (Mammals)

(1) Schedule 1, section 23, entries for *Petauroides volans* (southern and central populations), *Petaurus australis* unnamed subsp., *Rhinolophus philippinensis* and *Sminthopsis douglasi*—

omit.

(2) Schedule 1, section 23—

insert—

[s 33]

<i>Hemibelideus lemuroides</i>	lemuroid ringtail possum
<i>Petauroides volans volans</i>	southern greater glider
<i>Petaurus australis brevirostrum</i>	northern yellow-bellied glider
<i>Petrogale coenensis</i>	Cape York rock-wallaby

33 Amendment of sch 1, s 24 (Reptiles)

- (1) Schedule 1, section 24, entry for *Elusor macrurus*—
omit.
- (2) Schedule 1, section 24—
insert—

<i>Ctenotus rawlinsoni</i>	Cape heath ctenotus
<i>Saltuarius wyberba</i>	granite leaf-tailed gecko

34 Amendment of sch 1, s 29 (Birds)

- (1) Schedule 1, section 29, entries for *Eclectus roratus macgillivrayi* and *Limosa lapponica baueri*—
omit.
- (2) Schedule 1, section 29—
insert—

<i>Arenaria interpres</i>	ruddy turnstone
<i>Calidris acuminata</i>	sharp-tailed sandpiper
<i>Calidris canutus</i>	red knot
<i>Calidris tenuirostris</i>	great knot
<i>Eclectus polychloros macgillivrayi</i>	eclectus parrot (Cape York Peninsula)

<i>Gallinago hardwickii</i>	Latham's snipe
<i>Limnodromus semipalmatus</i>	Asian dowitcher
<i>Pluvialis squatarola</i>	grey plover
<i>Xenus cinereus</i>	terek sandpiper

35 Amendment of sch 1, s 30 (Fish)

- (1) Schedule 1, section 30, entry for *Stiphodon surrufus*—
omit.
- (2) Schedule 1, section 30—
insert—

<i>Neoceratodus forsteri</i>	Australian lungfish
------------------------------	---------------------

36 Amendment of sch 1, s 31 (Invertebrates)

- (1) Schedule 1, section 31, entry for *Adclarkia cameroni*—
omit.
- (2) Schedule 1, section 31—
insert—

<i>Euoplos grandis</i>	Darling Downs giant trapdoor spider
------------------------	-------------------------------------

37 Amendment of sch 1, s 32 (Mammals)

- (1) Schedule 1, section 32, entry for *Petrogale coenensis*—
omit.
- (2) Schedule 1, section 32—
insert—

<i>Rhinolophus robertsi</i>	greater large-eared horseshoe bat
-----------------------------	-----------------------------------

[s 38]

Sminthopsis douglasi

Julia Creek dunnart

- (3) Schedule 1, section 32, entry for *Petauroides minor*, after ‘*Petauroides*’—

insert—

volans

38 Amendment of sch 1, s 33 (Reptiles)

- (1) Schedule 1, section 33, entries for *Ctenotus rawlinsoni*, *Eelseya oneiros*, *Emoia atrocostata australis* and *Lygisaurus tanneri*—

omit.

- (2) Schedule 1, section 33—

insert—

Eelseya lavarackorum

Gulf snapping turtle

39 Amendment of sch 1, s 41 (Reptiles)

Schedule 1, section 41—

insert—

Lygisaurus tanneri

Endeavour River litter-skink

40 Amendment of sch 3, s 1A (Fish)

Schedule 3, section 1A—

insert—

Cairnsichthys rhombosomoides

Cairns rainbowfish

41 Amendment of sch 3, s 6 (Amphibians)

Schedule 3, section 6, ‘Animal’—

omit, insert—

animal

42 Amendment of sch 4 (Marine mammals)

Schedule 4, part 2, item 1, column 3, paragraphs (b) and (c),
'remotely piloted aircraft'—

omit, insert—

drone

43 Insertion of new sch 5, pt 7

Schedule 5—

insert—

Part 7

**Processed products
registered by State
museums**

- 1 A product made or derived from a dead protected animal if—
 - (a) the animal was lawfully taken, kept and used by a State museum; and
 - (b) the product was catalogued and registered by a State museum under the museum's registration process.

44 Amendment of sch 7 (Dictionary)

(1) Schedule 7, definition *remotely piloted aircraft*—

omit.

(2) Schedule 7—

insert—

[s 45]

drone means a device capable of flight—

- (a) that is able to be remotely piloted or programmed to autonomously fly a particular route; but
- (b) that is not capable of transporting a person.

Part 6

Amendment of Nature Conservation (Estuarine Crocodile) Conservation Plan 2018

45 Plan amended

This part amends the *Nature Conservation (Estuarine Crocodile) Conservation Plan 2018*.

46 Insertion of new pt 4A

After part 4—

insert—

Part 4A

Offences to prevent interactions with crocodiles

51A Proximity to estuarine crocodiles in the wild

- (1) This section applies in relation to an estuarine crocodile in the wild.
- (2) A person must not, without a reasonable excuse, operate a boat or drive a vehicle within 10m of an estuarine crocodile.

Example of a reasonable excuse—

a person operating a boat is passing an estuarine crocodile in a river and the distance between the crocodile and each bank of the river is less than 10m

Maximum penalty—100 penalty units.

- (3) A person on land must not, without a reasonable excuse, remain within 10m of an estuarine crocodile that is on or partly on land.

Maximum penalty—100 penalty units.

- (4) Subsections (2) and (3) do not apply to—
- (a) a person operating a boat or vehicle within 10m of an estuarine crocodile while conducting a crocodile viewing commercial activity in a way that complies with the commercial crocodile viewing code; or
 - (b) a person operating a boat or driving a vehicle to take estuarine crocodile eggs, or inspect an estuarine crocodile nest for taking estuarine crocodile eggs, under a harvesting licence for estuarine crocodile eggs.

- (5) In this section—

commercial crocodile viewing code means the document called ‘Code of practice—commercial crocodile viewing’, approved by the chief executive under section 174A of the Act.

crocodile viewing commercial activity means an activity—

- (a) that involves carrying people in a boat or vehicle to watch estuarine crocodiles in the wild; and
- (b) that is conducted for a commercial purpose.

[s 46]

51B Power to direct person to move away from estuarine crocodile

- (1) This section prescribes, for section 154(1)(e) of the Act, a power a conservation officer may exercise in relation to an estuarine crocodile.
- (2) The conservation officer may give a person a direction to move away from the estuarine crocodile if the officer considers that the direction is necessary to protect or otherwise deal with the crocodile.
- (3) The conservation officer must tell the person the reason for giving the direction.
- (4) A person given a direction under subsection (2) must comply with the direction unless the person has a reasonable excuse for not complying with it.

Maximum penalty—100 penalty units.

51C Discarding animals that may attract or feed estuarine crocodiles

- (1) A person must not, without a reasonable excuse, discard an animal, or part of an animal, at a relevant public place in a way that may attract or provide food for an estuarine crocodile.

Example of a way of discarding part of an animal that may attract or provide food for an estuarine crocodile—

dropping fish carcasses into a river from a boat ramp that has a sign warning of the presence of estuarine crocodiles

Maximum penalty—40 penalty units.

- (2) In this section—

relevant public place means a public place that—

- (a) is a boat ramp, jetty, pontoon, or camping area or park adjacent to water; and

- (b) has a sign at the place warning of the presence of estuarine crocodiles at or in the vicinity of the place.

47 Omission of s 53 (Proximity to estuarine crocodiles)

Section 53—

omit.

48 Amendment of s 54 (Interfering with crocodile traps)

Section 54(1), penalty, ‘120 penalty units’—

omit, insert—

165 penalty units

49 Amendment of sch 1 (Dictionary)

Schedule 1, definition *Australian Crocodile Code*—

omit, insert—

Australian Crocodile Code means the document called ‘Code of practice on the humane treatment of wild and farmed Australian crocodiles’, published by the Commonwealth Government and approved by the chief executive under section 174A of the Act.

Part 7

**Amendment of Nature
Conservation (Plants)
Regulation 2020**

50 Regulation amended

This part amends the *Nature Conservation (Plants) Regulation 2020*.

[s 51]

Note—

See also the amendments in schedule 1.

51 Amendment of sch 1, s 5 (Plants)

Schedule 1, section 5, entries for *Corchorus thozetii*, *Embelia flueckigeri*, *Goodenia arenicola* and *Ptilotus senarius—*
omit.

52 Amendment of sch 1, s 9 (Plants)

(1) Schedule 1, section 9, entries for *Amblovenatum tildeniae* and *Amomum queenslandicum—*

omit.

(2) Schedule 1, section 9—

insert—

Allocasuarina rigida subsp. *exsul*

Asplenium normale

Austromuellera valida

Backhousia hughesii

Bergera crenulata

Bulbophyllum windsorense

Bulbophyllum wolfei

Cassia sp. (Como P.Grimshaw+ G507)

Ceratopetalum corymbosum

Cinnamomum propinquum

Corchorus thozetii

Crudia papuana

Diospyros areolifolia

Elaeocarpus carbinensis

Embelia flueckigeri

Flindersia oppositifolia

Gastrodia crebriflora

Goodenia arenicola

Gossia lewisensis

Gossia punctata

Kunzea sericothrix

Lenwebbia lasioclada

Lenwebbia sp. (Blackall Range P.R.Sharpe 5387)

Lychnothamnus barbatus

Musa jackeyi

Olearia hygrophila

Parapolystichum grayi

Ptilotus extenuatus

Ptilotus senarius

Rhodamnia glabrescens

Rhodamnia pauciovulata

Rhodamnia spongiosa

Ristantia pachysperma

Ristantia waterhousei

Scleromitron gibsonii

Styphelia malayana subsp. *novoguineensis*

Wetria australiensis

[s 53]

Xylosma craynii

53 Amendment of sch 1, s 13 (Plants)

(1) Schedule 1, section 13—

omit the following entries—

- *Acacia saxicola*
- *Bulbophyllum maxillare*
- *Crepidium lawleri*
- *Kunzea sericothrix*
- *Lenwebbia* sp. (Blackall Range P.R.Sharpe 5387)
- *Micromyrtus patula*
- *Murraya crenulata*
- *Musa jackeyi*
- *Olearia hygrophila*
- *Pluchea alata*
- *Pneumatopteris pennigera*
- *Ptilotus extenuatus*
- *Scleromitron gibsonii*
- *Styphelia* sp. (Coolmunda D.Halford Q1635)

(2) Schedule 1, section 13—

insert—

Acacia pubifolia

Allocasuarina filidens

Amomum queenslandicum

Berrya rotundifolia

Bursaria reevesii

Citrus inodora

Croton magneticus

Dienia lawleri

Dissiliaria tuckeri

Dracophyllum sayeri

Elaeocarpus thelmae

Globba marantina

Helicia grayi

Helicia lewisensis

Hymenophyllum digitatum

Ipomoea saintronanensis

Kayea larnachiana

Lepisanthes senegalensis

Litsea granitica

Livistona drudei

Pakau pennigera

Philothea sporadica

Sarcolobus vittatus

Solanum stenopterum

54 Amendment of sch 1, s 17 (Plants)

(1) Schedule 1, section 17—

omit the following entries—

- *Acacia pubifolia*
- *Allocasuarina filidens*

[s 54]

- *Allocasuarina rigida* subsp. *exsul*
- *Asplenium normale*
- *Austromuellera valida*
- *Berrya rotundifolia*
- *Bulbophyllum windsorense*
- *Bulbophyllum wolfei*
- *Bursaria reevesii*
- *Ceratopetalum corymbosum*
- *Cinnamomum propinquum*
- *Citrus inodora*
- *Corymbia leptoloma*
- *Corymbia petalophylla*
- *Crepidium fimbriatum*
- *Crepidium flavovirens*
- *Croton magneticus*
- *Crudia papuana*
- *Dendrobium malbrownii*
- *Diospyros areolifolia*
- *Dissiliaria tuckeri*
- *Dracophyllum sayeri*
- *Ehretia microphylla*
- *Eidothea zoexylocarya*
- *Elaeocarpus thelmae*
- *Flindersia oppositifolia*
- *Gastrodia crebriflora*
- *Globba marantina*
- *Grastidium tozerense*

- *Helicia grayi*
- *Helicia lewisensis*
- *Hymenophyllum digitatum*
- *Ipomoea saintronanensis*
- *Jedda multicaulis*
- *Kayea larnachiana*
- *Lepisanthes senegalensis*
- *Litsea granitica*
- *Livistona drudei*
- *Lychnothamnus barbatus*
- *Panicum chillagoanum*
- *Parapolystichum grayi*
- *Psydrax reticulata*
- *Ristantia waterhousei*
- *Sarcolobus vittatus*
- *Solanum stenopterum*
- *Styphelia malayana* subsp. *novoguineensis*
- *Tetramolopium* sp. (Mt Bowen D.G.Fell+ DGF1224)
- *Wetria australiensis*
- *Wodyetia bifurcata*
- *Xylosma craynii*

(2) Schedule 1, section 17—
insert—

Acacia anadenia

Acacia saxicola

Blakella leptoloma

[s 55]

Blakella petalophylla

Dienia fimbriata

Dienia flavovirens

Euodia hylandii

Micromyrtus patula

Tetramolopium ornans

55 Amendment of sch 1, s 21 (Plants)

(1) Schedule 1, section 21—

omit the following entries—

- *Corymbia scabrida*
- *Euodia hylandii*
- *Helicia recurva*
- *Philotheca sporadica*
- *Pneumatopteris costata*
- *Rhodamnia glabrescens*

(2) Schedule 1, section 21—

insert—

Acacia grandifolia

Blakella scabrida

Bulbophyllum maxillare

Dendrobium malbrownii

Ehretia microphylla

Eidothea zoexylocarya

Grastidium tozerense

[s 58]

- (b) if the animal is an estuarine crocodile—165 penalty units; or
 - (c) otherwise—40 penalty units.
- (3) Section 128—
insert—
 - (4A) Also, for sections 9 and 9A, subsection (1) applies in relation to a nature refuge or private land in a coordinated conservation area.
- (4) Section 128(4A) and (5)—
renumber as section 128(5) and (6).

58 Amendment of s 130 (Unauthorised disturbance of animals)

- (1) Section 130(1), penalty—
omit, insert—
 - Maximum penalty—
 - (a) if the animal is a dingo and the offence is committed on K’gari—165 penalty units; or
 - (b) if the animal is an estuarine crocodile—165 penalty units; or
 - (c) otherwise—40 penalty units.
- (2) Section 130—
insert—
 - (2A) For sections 9 and 9A, subsection (1)(a) applies in relation to a special wildlife reserve, nature refuge or private land in a coordinated conservation area.
- (3) Section 130(2A) and (3)—
renumber as section 130(3) and (4).

59 Amendment of s 148 (Conduct in parts of protected area where estuarine crocodiles are or may be present)

Section 148(5)—

omit.

60 Amendment of sch 8 (Dictionary)

Schedule 8—

insert—

dingo means an animal of the species *Canis familiaris* (*dingo*).

estuarine crocodile means an animal of the species *Crocodylus porosus*.

Part 9 Amendment of State Penalties Enforcement Regulation 2014

61 Regulation amended

This part amends the *State Penalties Enforcement Regulation 2014*.

62 Amendment of sch 1 (Infringement notice offences and fines for nominated laws)

(1) Schedule 1—

insert—

[s 62]

Environmental Offsets Act 2014

	Column 1 Infringement notice offence	Column 2 Infringement notice fine (penalty units)	
		Individual	Corporation
		s 37	in the circumstances in paragraph (a) of the penalty
s 37	in the circumstances in paragraph (b) of the penalty	5	25
s 51		1	-

Authorised person for service of infringement notices—an enforcement officer appointed under the *Environmental Offsets Act 2014*, section 45

(2) Schedule 1, entry for *Nature Conservation (Animals) Regulation 2020*, second entry for section 333(3)—
omit, insert—

s 333(3)	in the circumstances in paragraph (b) of the penalty	16	-
s 333(3)	in the circumstances in paragraph (c) of the penalty	4	-
s 333A(1)		3	-

(3) Schedule 1, entry for *Nature Conservation (Animals) Regulation 2020*, second entry for section 334(1)—
omit, insert—

s 334(1)	in the circumstances in paragraph (b) of the penalty	16	-
s 334(1)	in the circumstances in paragraph (c) of the penalty	4	-

(4)	Schedule 1, entry for <i>Nature Conservation (Estuarine Crocodile) Conservation Plan 2018</i> , entries for sections 53(1) and 54(1)— <i>omit.</i>	
(5)	Schedule 1, entry for <i>Nature Conservation (Estuarine Crocodile) Conservation Plan 2018</i> — <i>insert—</i>	
s 51A(2)		5
s 51A(3)		5
s 51B(4)		5
s 51C(1)		3
s 54(1)		16
(6)	Schedule 1, entry for <i>Nature Conservation (Protected Areas Management) Regulation 2017</i> , second entry for section 128(1)— <i>omit, insert—</i>	
s 128(1)	in the circumstances in paragraph (b) of the penalty	16
s 128(1)	in the circumstances in paragraph (c) of the penalty	4
(7)	Schedule 1, entry for <i>Nature Conservation (Protected Areas Management) Regulation 2017</i> , second entry for section 128(2)— <i>omit, insert—</i>	
s 128(2)	in the circumstances in paragraph (b) of the penalty	16
s 128(2)	in the circumstances in paragraph (c) of the penalty	4

[s 63]

- (8) Schedule 1, entry for *Nature Conservation (Protected Areas Management) Regulation 2017*, second entry for section 130(1)—

omit, insert—

s 130(1)	in the circumstances in paragraph (b) of the penalty	16
s 130(1)	in the circumstances in paragraph (c) of the penalty	4

Part 10 Other amendments

63 Legislation amended

Schedule 1 amends the legislation it mentions.

Schedule 1 Other amendments

section 63

Fisheries Declaration 2019

1 Section 137(2), 'Aboriginal person or Torres Strait Islander'—

omit, insert—

Aboriginal or Torres Strait Islander person

Fisheries (General) Regulation 2019

1 Amendment of various provisions

Each provision mentioned in column 1 is amended by omitting the words in column 2 and inserting the words in column 3—

Column 1	Column 2	Column 3
Provision	Words omitted	Words inserted
section 6(2)(b)	Aborigine	Aboriginal person
section 6(2)(c)	Torres Strait Islander	Torres Strait Islander person
section 6(2)(c)	Island custom	Ailan Kastom
chapter 1, part 4, heading	Aborigines and Torres Strait Islanders	Aboriginal people or Torres Strait Islander people

Nature Conservation (Animals) Regulation 2020

1 Amendment of various provisions

Each provision mentioned in column 1 is amended by omitting the words in column 2 and inserting the words in column 3—

Column 1	Column 2	Column 3
Provision	Words omitted	Words inserted
chapter 3, part 3, heading	Island custom	Ailan Kastom
section 32, heading	Island custom	Ailan Kastom
section 32(1)(a)	Island custom	Ailan Kastom
section 33(1)(a)	traditional owner	Traditional Owner
section 33(2)	Aboriginal people or Torres Strait Islanders	Aboriginal peoples or Torres Strait Islander peoples
section 33(3), definition <i>traditional owner</i>	traditional owner	Traditional Owner
section 33(3), definition <i>traditional owner</i>	Aboriginal or Torres Strait Islander descent	Aboriginal descent or Torres Strait Islander descent
section 33(3), definition <i>traditional owner</i>	Aboriginal or Torres Strait Islander community	Aboriginal community or Torres Strait Islander community
section 285, definition <i>relevant purpose</i> , paragraph (c)	Aboriginal people and Torres Strait Islanders	Aboriginal peoples and Torres Strait Islander peoples
section 287(1)(a)(vi)	Island custom	Ailan Kastom
section 294(1)(a)(iii)	Island custom	Ailan Kastom

Column 1	Column 2	Column 3
Provision	Words omitted	Words inserted
schedule 7, definition <i>parent</i> , paragraph (c)	Island custom	Ailan Kastom

Nature Conservation (Plants) Regulation 2020

1 Amendment of various provisions

Each provision mentioned in column 1 is amended by omitting the words in column 2 and inserting the words in column 3—

Column 1	Column 2	Column 3
Provision	Words omitted	Words inserted
section 5(a)	Island custom	Ailan Kastom
section 91(1)	Aboriginal people	Aboriginal peoples
chapter 4, part 7, heading	Island custom	Ailan Kastom
section 93	Island custom	Ailan Kastom
section 94(1)	Island custom	Ailan Kastom
section 94(1)	Torres Strait Islanders	Torres Strait Islander peoples
section 94(2)	Island custom	Ailan Kastom
section 94(3)	Island custom	Ailan Kastom
section 95	Island custom	Ailan Kastom
section 95(a)	Island custom	Ailan Kastom
section 104(1)(m)	Island custom	Ailan Kastom

Schedule 1

Column 1	Column 2	Column 3
Provision	Words omitted	Words inserted
section 111(1)(k)	Island custom	Ailan Kastom
section 111(3)	Island custom	Ailan Kastom
section 115(2)(b)(iii)	Island custom	Ailan Kastom
section 180(1)(e)	traditional owner	Traditional Owner
section 180(3), definition <i>traditional owner activity</i>	traditional owner activity	Traditional Owner activity
section 180(3), definition <i>traditional owner activity</i> , paragraph (b)	Torres Strait Islander	Torres Strait Islander person
section 180(3), definition <i>traditional owner activity</i> , paragraph (b)	Island custom	Ailan Kastom

ENDNOTES

- 1 Made by the Governor in Council on 29 August 2024.
- 2 Notified on the Queensland legislation website on 30 August 2024.
- 3 The administering agency is the Department of Environment, Science and Innovation.

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