

Environment and Heritage Protection Legislation Amendment Regulation (No. 1) 2012

Subordinate Legislation 2012 No. 114

made under the

Coastal Protection and Management Act 1995 Environmental Protection Act 1994 Queensland Heritage Act 1992 Waste Reduction and Recycling Act 2011 Wild Rivers Act 2005

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Environment and Heritage Protection Legislation Amendment Regulation (No. 1) 2012.*

2 Commencement

This regulation commences on 1 August 2012.

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 2-4

Schedules 2 to 4—
omit, insert—

Schedule 2 Fees for assessment of development applications

section 5

'Part 1 Applications in connection with the construction of an artificial waterway

\$ 1 Application for a material change of use of premises completely or partly within a coastal management 19 443.00 2 Application for carrying out operational work and reconfiguring a lot completely or partly within a coastal management district if there is no application for a material change of use in relation to the development—for the 19 443.00 (b) for the operational work—for each metre, or part of a metre, of land fronting the proposed work....... 13.45 (c) for the reconfiguring— 1 or 2 lots after reconfiguring 644.00 968.00 1 293.00 1 617.00 (v) more than 5 lots after reconfiguring 1 940.00

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'Part 2 Applications other than in connection with the construction of an artificial waterway

\$ 1 Application for a material change of use of premises completely or partly within a coastal management district 1 940.00 Application for carrying out operational work that is 2 tidal works, or works completely or partly within a coastal management district for coastal management purposes involving beach nourishment, dune fencing, revegetation of dunal areas with endemic native plants, or stinger net enclosures..... nil (b) for a purpose directly related to the provision of lifesaving or rescue services by a volunteer community organisation nil (c) for a private purpose— (i) if the application relates to only 1 258.90 (ii) if the application relates to 2 or more residences and the operational work does not include a structure used for berthing a 258.90 (iii) if the application relates to 2 or more residences and the operational work includes 1 or more structures used for berthing a vessel—for each structure used for berthing a vessel...... 258.90 (d) for another purpose and the value of the completed works is— (i) 670.00 (ii) more than \$10000 but not more than 1 188.00

		\$
	(iii) more than \$25000 but not more than \$50000	1 421.00
	(iv) more than \$50000 but not more than \$100000	2 369.00
	(v) more than \$100000 but not more than \$250000	2 848.00
	(vi) more than \$250000 but not more than \$500000	3 757.00
	(vii) more than \$500000 but not more than \$1 million	6 606.00
	(viii)more than \$1 million but not more than \$2.5 million	8 033.00
	(ix) more than \$2.5 million but not more than \$5 million	13 479.00
	(x) more than \$5 million but not more than \$10 million	15 553.00
	(xi) more than \$10 million but not more than \$25 million	22 034.00 25 924.00
3	Application for reconfiguring a lot, completely or partly within a coastal management district—	23 72 1.00
	(a) 1 or 2 lots after reconfiguring(b) 3 lots after reconfiguring	644.00 968.00
	(c) 4 lots after reconfiguring	1 293.00 1 617.00
	(e) more than 5 lots after reconfiguring	1 940.00

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'Schedule 3 Fees for allocations and dredge management plans

section 6

		\$
1	Application for an allocation (Act, s 73(2)(b)), allowing the removal of—	
	(a) not more than 10000m³ of quarry material	207.10
	(b) more than 10000m³ of quarry material	616.00
2	Application to transfer all or part of an allocation (Act, s 82(2)(c)), allowing the removal of—	
	(a) not more than 10000m³ of quarry material	64.70
	(b) more than 10000m³ of quarry material	194.10
3	Application to renew an allocation notice (Act, s 83(2)(b)), allowing the removal of—	
	(a) not more than 10000m³ of quarry material	129.40
	(b) more than 10000m³ of quarry material	388.50
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 10000m³ of quarry material	64.70
	(b) more than 10000m ³ of quarry material	194.10
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 10000m³ of quarry material	129.40
	(b) more than 10000m ³ of quarry material	388.50

'Schedule 4 Royalty payable for removal of quarry material

			section 7
1	allocat	y for removal of quarry material under an ion notice (Act, s 102(1))—for each cubic removed—	\$
	(a) by	y a government body or a statutory authority or its own use	0.62 1.79'.
Pa	rt 3	Amendment of Environ Protection Regulation 2	
5	Re	gulation amended This part amends the Environmental Regulation 2008.	Protection
6	dev	nendment of s 120 (Annual fee for particular relopment applications, registration certific rironmental authorities)	
	(1)	Section 120(2), definition <i>M</i> , paragraph (a), '106 <i>omit</i> , <i>insert</i> — '110.40'.	5.70'—
	(2)	Section 120(2), definition <i>M</i> , paragraph (b), '213 <i>omit</i> , <i>insert</i> —	3.40'—

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'220.80'.

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

Section 138(1), '266.70'—

omit, insert—

'276.00'.

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))	32 167.00
2	submitting an EIS (Act, s 47(2))	96 503.00
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))	10 722.00
4	application for approval to voluntarily prepare an EIS (Act, s 71(d)(ii))	551.00

'Part 2 Fees for development approvals and registration certificates

\$ 4 application for assessment of a development application for 1 or more chapter 4 activities 551.00 application for assessment of a development 5 application for operational work, reconfiguring a lot or a material change of use of premises in a wetland protection area— (a) if the application is for development for non-urban purposes, and the work is carried out, or the lot or premises is more than 200m from a wetland 536.00 (i) (ii) less than 200m from a wetland or in a wetland..... 2 144.00 (b) if the application is for development for urban purposes..... 5 361.00 6 request, under the Planning Act, to— (a) extend a period mentioned in s 341 of that Act for a development approval (Planning Act, s 383(3)(c)(ii))..... 276.00 (b) change a development approval (Planning Act, s 370(2)(a)(ii))..... 276.00 application for registration of 1 or more chapter 4 7 activities, other than continuing chapter 4 551.00 activities (Act, s 73D(3)(b))..... application for registration of 1 or more 8 continuing chapter 4 activities (Act, s 73D(3)(b)). 110.40 9 annual fee for a development application, or registration certificate, for a chapter 4 activity for which there is no aggregate environmental score. 551.00

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'Part 3 Fees for environmental authorities (chapter 5A activities)

\$ 10 application for environmental authority (chapter 5A activities) for a level 1 chapter 5A activity 551.00 application for environmental authority (chapter 11 5A activities) for a level 2 chapter 5A activity 551.00 (Act, s 309Q(d))..... 12 amendment application for environmental (chapter 5A activities) authority 276.00 13 transfer application for environmental authority (chapter 5A activities) (Act, s 311D(d)) 110.40 14 annual fee for environmental authority (chapter 551.00 5A activities) for a level 2 chapter 5A activity . . . 'Part 4 Fees for environmental authorities (mining activities) \$ application for an environmental authority 15 (mining activities) for a level 1 mining project (Act, s 154(1)(d))....551.00

[s 8]

		\$		
16	application for an environmental authority (mining activities) for a level 2 mining project, other than an environmental authority (prospecting) or environmental authority (mining claim) (Act, s 154(1)(d))	551.00		
17	amendment application for environmental	331.00		
1 /	authority (mining activities) (Act, s 240(c))	276.00		
18	transfer application for environmental authority (mining activities) (Act, s 260(1)(d))	110.40		
19	annual fee for an environmental authority (mining activities) for a level 2 mining project, other than an environmental authority (prospecting) or environmental authority (mining claim)	551.00		
'Part 5 Other fees				
		\$		
20	fee for late payment of an annual fee for a registration certificate or environmental authority.	110.40		
21	fee for consideration of a report about a site investigation (Act, s 382) for— (a) land that is used exclusively for residential purposes and is not the subject of a development application—for each lot	515.00 1 156.00		
22	fee for obtaining an extract from the environmental			
	management register or contaminated land register (Act, s 542(3)), for each lot to which the extract relates—			
	management register or contaminated land register (Act, s 542(3)), for each lot to which the extract	41.55 48.85'.		

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[s 9]

Part 4 Amendment of Queensland Heritage Regulation 2003

9 Regulation amended

This part amends the Queensland Heritage Regulation 2003.

10 Replacement of sch 3 (Fees)

Schedule 3—

omit, insert—

'Schedule 3 Fees

section 9

		\$
1	Certified copy of an entry in the Queensland heritage register (Act, s 33(1)(a))	34.85
2	Certificate about whether a place or area (Act, s 33(1)(b))—	
	(a) is a State heritage place, an archaeological place or a protected area; or	
	(b) is the subject of a heritage agreement	34.85
3	Application for certificate of immunity (Act, s 57(3)(b)).	702.00
4	Application for permit to enter a protected area (Act,	
	s 105(2)(d))	139.80'.

[s 11]

Part 5 Amendment of Waste Reduction and Recycling Regulation 2011

11 Regulation amended

This part amends the Waste Reduction and Recycling Regulation 2011.

12 Replacement of sch 7 (Fees)

Schedule 7—

omit, insert—

'Schedule 7 Fees

section 45

\$ 3 321.80 Application for accreditation (Act, s 89(2)(c)) Application for a specific approval of a resource (Act, s 157(2)(d) 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..... 14 697.00 5 883.00 for application of sludge or soil resource to land as a soil conditioner or fertiliser— (i) if the resource is biosolids..... 2 211.00 5 883.00 (c) for using a resource for an industrial activity— (i) if associated with the carrying out of an ERA 2 945.00 4 414.00

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		\$
	(d) for using a resource for augmenting water supply.	51 419.00
	(e) otherwise	2 211.00
5	Application to transfer the benefit of an approval (Act, s 168(2)(d))	106.60
6	Application to amend an approval (Act, s 168(2)(d))—	
	(a) for an amendment of a condition to add a new site	50% of the application fee mentioned in item 4
	(b) for any other amendment	25% of the application fee mentioned in item 4'.

Part 6 Amendment of Wild Rivers Regulation 2007

13 Regulation amended

This part amends the Wild Rivers Regulation 2007.

14 Amendment of s 2 (Fee for application for approval of proposed plan)

Section 2, '\$318.80'—

omit, insert—

'\$329.90'.

ENDNOTES

- 1 Made by the Governor in Council on 26 July 2012.
- 2 Notified in the gazette on 27 July 2012.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Environment and Heritage Protection.

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