

[s 1]

1 Short title

This regulation may be cited as the *Environmental Protection Amendment Regulation (No. 1) 2013*.

2 Regulation amended

This regulation amends the *Environmental Protection Regulation 2008*.

3 Insertion of new ch 3, pt 1, div 2A

Chapter 3, part 1—

insert—

**Division 2A Amount and form of
financial assurance for
environmental authorities**

17B Guideline prescribed—Act, ss 294 and 295

For sections 294(3)(b)(ii) and 295(3)(b) of the Act, the guideline called ‘Financial Assurance under the Environmental Protection Act 1994’ is prescribed.

Editor’s note—

The guideline may be accessed on the department’s website at <www.ehp.qld.gov.au>.

4 Replacement of ch 3, pt 3, hdg

Chapter 3, part 3, heading—

omit, insert—

**Part 3 Eligibility criteria for
environmentally
relevant activities**

5 Insertion of new s 24B

Chapter 3, part 3—

insert—

24B Approval of eligibility criteria—Act, s 318

Each of the eligibility criteria for an environmentally relevant activity, stated in a document mentioned in schedule 3B, is approved.

Editor's note—

The documents mentioned in schedule 3B may be accessed on the department's website at <www.ehp.qld.gov.au>.

Editor's note—

The guideline and code of conduct may be accessed on the department's website at <www.ehp.qld.gov.au>.

6 Amendment of sch 2 (Prescribed ERAs and aggregate environmental scores)

(1) Schedule 2, section 16(4), definition *naturally occurring surface waters*—

omit.

(2) Schedule 2, section 49(1) and (2)—

omit, insert—

- (1) Boat maintenance or repair (the ***relevant activity***) consists of operating, on a commercial basis, a boat maintenance or repair facility for maintaining or repairing hulls, superstructure or mechanical components of boats or seaplanes if the facility is within 50 metres of a bed of naturally occurring surface waters.
- (2) The relevant activity includes cleaning or maintaining hulls in water at a boat maintenance or repair facility or another place.

7 Insertion of new sch 3B

After schedule 3A—

[s 8]

insert—

Schedule 3B **Approved
eligibility criteria
for
environmentally
relevant activities**

section 24B

Eligibility criteria and standard
conditions—Geothermal exploration activities

Eligibility criteria and standard
conditions—Petroleum exploration activities

Eligibility criteria and standard
conditions—Petroleum pipeline activities

Eligibility criteria and standard
conditions—Petroleum survey activities

8 Amendment of sch 10 (Fees)

Schedule 10, item 8, after ‘authority’—

insert—

, other than an environmental authority for a mining
activity that is an eligible ERA and relates to a mining
claim

9 Amendment of sch 12 (Dictionary)

(1) Schedule 12, part 2, definitions *eligibility ERA* and *ineligible ERA*—

omit.

(2) Schedule 12, part 2—

insert—

naturally occurring surface waters includes artificial waterways that are directly connected to naturally occurring surface waters.

Example—

a canal connected to naturally occurring surface waters

- (3) Schedule 12, part 2, definition *watercourse*, ‘section 5’—
omit, insert—
section 8
-

ENDNOTES

- 1 Made by the Governor in Council on 30 May 2013.
- 2 Notified in the gazette on 31 May 2013.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Environment and Heritage Protection.

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Authorised by the Parliamentary Counsel