

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

Explanatory Notes for SL 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

General Outline

Short title

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

Authorising law

Section 167 of the *Coastal Protection and Management Act 1995*

Section 580 of the *Environmental Protection Act 1994*

Section 175 of the *Nature Conservation Act 1992*

Section 178 of the *Queensland Heritage Act 1992*

Section 271 of the *Waste Reduction and Recycling Act 2011*

Policy objectives and the reasons for them

The objective of the regulation is to index regulatory fees for the Department of Environment and Heritage Protection for 2016-17. These regulatory fees have been subject to the annual review required under Government policy and then indexed by the approved Government indexation factor, which the Queensland Treasury has advised to be 3.5% for 2016-17.

The indexed fees have been rounded in accordance with the department's current rounding policy.

Achievement of policy objectives

This subordinate legislation will achieve its objective by increasing fees and charges under the Acts administered by the Department of Environment and Heritage Protection. The government indexation factor of 3.5% has been applied.

Consistency with policy objectives of authorising law

The regulation is consistent with the objective of the relevant Acts.

Inconsistency with policy objectives of other legislation

The subordinate legislation is not inconsistent with any policy objectives of any legislation.

Benefits and costs of implementation

The indexation of fees provides a mechanism understood by the community and industry to maintain price relativity, aiding the government in formulating the state and departmental budgets.

There are no additional costs associated with implementing the regulation.

Consistency with fundamental legislative principles

The subordinate legislation is consistent with fundamental legislative principles.

Consultation

Consultation has been undertaken with Queensland Treasury and with the Queensland Productivity Commission who determined that the amendment was excluded from the requirement to undertake a Regulatory Assessment Statement.