

**TREE PROTECTION (INTERIM SCHEME)
APPOINTMENT 2004 (NO 2)**

EXPLANATORY STATEMENT

DI 2004—158

Outline

Section 21(1) of the *Tree Protection (Interim Scheme) Act 2001* states that the Minister may, in writing, appoint a person (the adviser) to advise the conservator (Conservator of Flora and Fauna) about the exercise of functions under part 3 of the Act.

The Adviser (and Acting Adviser) must be a person who, in the Minister's opinion, has extensive experience in 2 or more of the areas of arboriculture, natural and cultural heritage or landscape architecture. Mr Carmody is a horticulturist and landscape designer of many years experience.

The Acting Adviser is appointed in accordance with section 209 (1) (b) and (2) of the *Legislation Act 2001*.

The Acting Adviser is appointed for a term of 1 year commencing on the day after notification of the Instrument.

This Instrument is a disallowable instrument and will be published on the ACT legislation Register.

In accordance with subsection 228(1) of the *Legislation Act 2001* the appointment was referred to the Standing Committee on Planning and Environment for consideration. The Committee raised no objections to the appointment.