

Nature Conservation (Fees) Determination 2021 (No 3)

Disallowable instrument DI2021-254

made under the

Nature Conservation Act 2014, s 368 (Determination of fees etc)

EXPLANATORY STATEMENT

Section 368 of the *Nature Conservation Act 2014* (the *Act*) permits the Minister to determine fees for the purposes of the Act.

The instrument waives fees for holders of an annual pass for entry to Tidbinbilla Nature Reserve that expires in 2021 for a period of 3 months following the expiry of their pass. This is to account for the period when the reserve was closed during the COVID-19 lockdown period when annual pass holders could not access the reserve.

The instrument also gives certain officials within the Environment, Planning and Sustainable Development Directorate the power to waive fees under the Act if they reasonably believe it is in the public interest to do so. This fee waiver power could be used, for example, to waive fees otherwise payable by a volunteer group which is undertaking park care activities in a nature reserve.

The instrument commences on the day after its notification and revokes the *Nature Conservation (Fees) Determination 2021 (No 2)* (DI2021-79).

A determination made under section 368 of the Act is a disallowable instrument and must be presented to the Legislative Assembly within 6 sitting days after its notification pursuant to section 64 of the *Legislation Act 2001*.

Regulatory Impact Statement (RIS)

A RIS is not required for this fee determination due to section 36 (1) (k) of the Legislation Act, which provides that a RIS need not be prepared for an amendment of a fee consistent with announced government policy.

Human rights

No human rights are impacted by this instrument.