



Australian Capital Territory

Nature Conservation Regulation 2015

Subordinate Law SL2015-23

The Australian Capital Territory Executive makes the following regulation under the *Nature Conservation Act 2014*.

Dated 16 June 2015.

SIMON CORBELL
Minister

MICK GENTLEMAN
Minister



Australian Capital Territory

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made under the

[Nature Conservation Act 2014](#)

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Part 1 Preliminary

1 Name of regulation

This regulation is the *Nature Conservation Regulation 2015*.

2 Commencement

This regulation commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](#), s 75 (1)).

3 Dictionary

The dictionary at the end of this regulation is part of this regulation.

4 Notes

A note included in this regulation is explanatory and is not part of this regulation.

Note See the [Legislation Act](#), s 127 (1), (4) and (5) for the legal status of notes.

Part 2 Reserves—management planning

5 What is a *reserve*?—Act, s 169 (1), def *reserve*, par (b) (ii)

- (1) The special purpose reserves mentioned in schedule 1, part 1.1 and outlined in bold in schedule 1, part 1.2 are prescribed.
- (2) In this section:

special purpose reserve means an area of public land reserved in the [territory plan](#) as a special purpose reserve under the [Planning and Development Act 2007](#), section 315 (d).

Part 3 Nature conservation licences

6 **Suitability information about a person—Act, s 266, def *suitability information*, par (e)**

The following matters are prescribed:

- (a) the person's qualifications, training, knowledge and experience in carrying out the activity for the licence;
- (b) if the activity for the licence involves a native species that has special protection status, or is a protected native species, and the purpose of the activity is—
 - (i) scientific research, education, or propagation of the species—the person's association with relevant scientific research organisations; or
 - (ii) practice of Aboriginal tradition—the person's membership of the Aboriginal community in the ACT or surrounding region.

7 **Unsuitable activities for a licence—Act, s 268 (1), def *suitable activity*, par (b)**

An activity that would constitute an offence under 1 or more of the following provisions of the [Act](#) is prescribed:

- (a) section 144 (Offence—damage native tree—unleased land) if the tree is in a wilderness area;
- (b) section 146 (Offence—damage or take fallen native timber) if the timber is in a wilderness area;
- (c) section 149 (Offence—sell native plant without plant tag—protected or special protection status);
- (d) section 152 (Offence—export plant without plant tag—protected or special protection status);
- (e) section 223 (Offence—make road in wilderness area);

- (f) section 224 (Offence—use motor vehicle off road in wilderness area);
- (g) section 225 (Offence—excavate in wilderness area without licence) if the excavation is for a purpose other than archaeological investigation;
- (h) section 364 (Offences—use or divulge protected information).

**8 Suitability information about an activity—Act, s 269,
def *suitability information*, par (e)**

The following matters are prescribed:

- (a) if the activity involves killing a native animal—
 - (i) how the animal is to be killed; and
 - (ii) how the carcass is to be disposed of;
- (b) if the activity involves taking a native animal—how the animal is to be taken;
- (c) if the activity involves keeping a native animal—the facilities and care procedures at the place where the animal is to be kept;
Note The conservator may inspect the place under the [Act](#), s 272.
- (d) if the activity involves selling a native animal—whether the animal was raised in captivity;
- (e) if the activity involves importing or exporting an animal—how the animal is to be transported;
- (f) if the activity involves releasing an animal from captivity—
 - (i) any genetic characteristics of the animal that indicate whether the animal was bred in captivity; and
 - (ii) whether the animal is free from disease;

- (g) if the activity involves excavating in a wilderness area for archaeological investigation—
 - (i) the objectives of the investigation; and
 - (ii) the expected contribution of the investigation to the understanding of Aboriginal prehistory or Australian history in general;
- (h) if the purpose of the activity is scientific research—details of the scientific research.

**9 Conditions—clearing native vegetation in a reserve—
 Act, s 274 (a)**

A licence authorising the clearing of native vegetation in a reserve is subject to the condition that the licensee must tell the conservator before starting to clear the native vegetation.

10 Conditions—damaging land in a reserve—Act, s 274 (a)

A licence authorising the damaging of land in a reserve is subject to the condition that the licensee must tell the conservator before starting to damage the land.

**11 Conditions—keeping an animal for public display—
 Act, s 274 (a)**

A licence authorising the keeping of an animal for public display is subject to the condition that the licensee must comply with a risk management plan approved by the conservator for the licence.

12 Records—licence to keep animals—Act, s 306 (1) (c) and (2) (c)

- (1) This section applies to a licence to keep an animal that is not a live fish.
- (2) The licensee must keep a record of—
 - (a) the total number of animals kept under the licence; and
 - (b) the species and sex of each animal kept under the licence.
- (3) In addition, the licensee must also keep a record of—
 - (a) if an animal is acquired from another person—
 - (i) the name and address of the other person; and
 - (ii) the date of receipt of the acquired animal; and
 - (iii) the species and sex of the acquired animal; and
 - (b) for an animal that dies or escapes from captivity—
 - (i) the date of death or escape; and
 - (ii) the species and sex of the deceased or escaped animal; and
 - (c) for an animal that is transferred, whether because of a sale or otherwise, to another person—
 - (i) the name and address of the person receiving the animal; and
 - (ii) the date of transfer; and
 - (iii) the species and sex of the transferred animal.
- (4) However, a person need not keep a record of the sex of an animal if it is not possible to ascertain without handling the animal.

13 Records—licence to keep live fish—Act, s 306 (1) (c) and (2) (c)

- (1) A licensee who is authorised under the licence to keep live fish must keep a record of the species of each fish kept under the licence.
- (2) In addition, the licensee must also keep a record of—
 - (a) for live fish acquired from another person—
 - (i) the name and address of the other person; and
 - (ii) the date of receipt of the acquired fish; and
 - (iii) the species of the acquired fish; and
 - (b) for live fish transferred, whether because of a sale or otherwise, to another person—
 - (i) the name and address of the person receiving the fish; and
 - (ii) the date of transfer; and
 - (iii) the species of the transferred fish; and
 - (c) for live fish exported from the ACT by the licensee—
 - (i) the name and address of the person receiving the fish; and
 - (ii) the date of export; and
 - (iii) the species of the exported fish.

14 Records—licence to sell or export native plant—Act, s 306 (1) (c) and (2) (c)

- (1) This section applies to a licensee who is authorised under the licence to—
 - (a) sell a native plant; or

Note *Sell* includes offer for sale (see [Act](#), s 126).

 - (b) export a native plant from the ACT.

- (2) The licensee must keep a record of the following details for each plant sold, or exported, under the licence:
 - (a) the name and address of the person receiving the plant;
 - (b) the date when the plant was sold or exported;
 - (c) the species of the plant sold or exported.
- (3) The licensee must also keep a record of the total number of plants sold, or exported, under the licence.

15 Records—licence to sell or export protected invertebrate—Act, s 306 (1) (c) and (2) (c)

- (1) This section applies to a licensee who is authorised under the licence to—
 - (a) sell an invertebrate that—
 - (i) has special protection status; or
 - (ii) is a protected native species; or

Note Sell includes offer for sale (see [Act](#), s 126).
 - (b) export from the ACT an invertebrate that—
 - (i) has special protection status; or
 - (ii) is a protected native species.
- (2) The licensee must keep a record of the following details for each invertebrate sold, or exported, under the licence:
 - (a) the name and address of the person receiving the invertebrate;
 - (b) the date when the invertebrate was sold or exported;
 - (c) the species of invertebrate sold or exported.
- (3) The licensee must also keep a record of the total number of invertebrates sold, or exported, under the licence.

Schedule 1 Reserves

(see s 5)

Part 1.1 Special purpose reserves

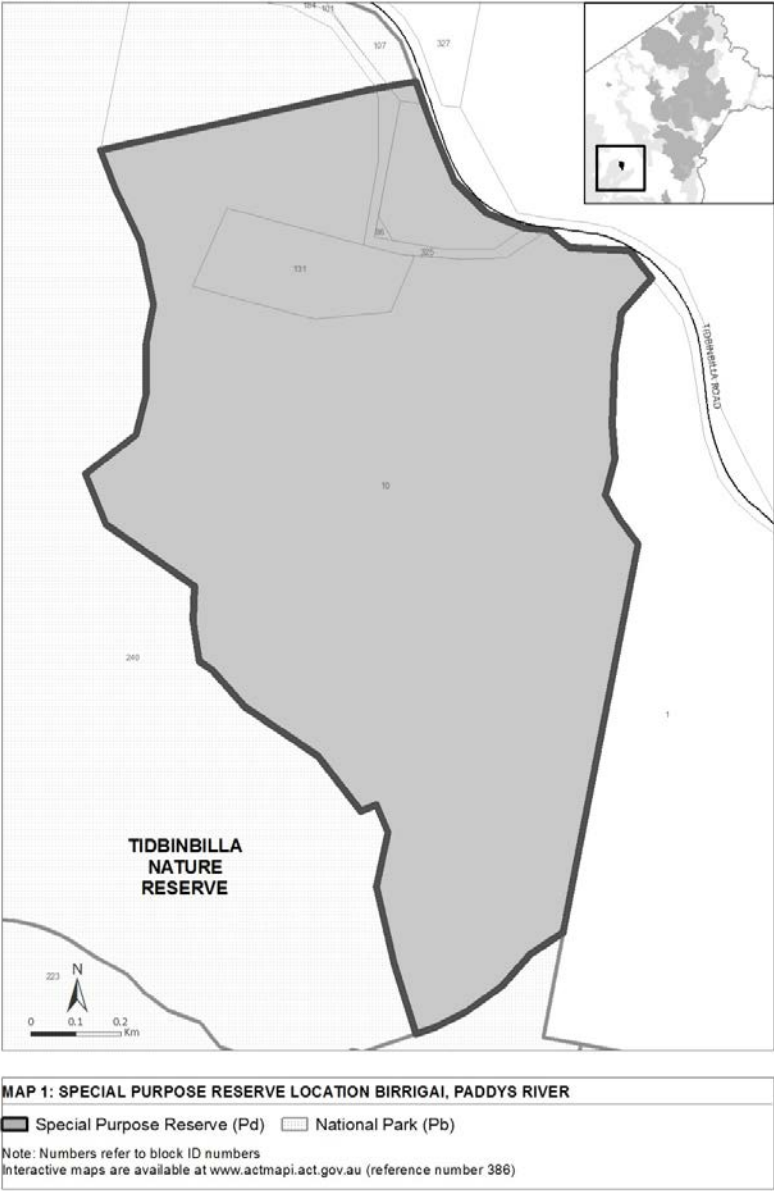
column 1 item	column 2 map and location	column 3 district
1	map 1—Birrigai	Paddys River
2	map 2—Blue Ridge Special Purpose Reserve	Coree
3	map 3—Bullen Range North Special Purpose Reserve	Stromlo
4	map 4—Bullen Range South Special Purpose Reserve	Tuggeranong
5	map 5—Bullen Range Special Purpose Reserve	Stromlo
6	map 6—Cotter Reserve	<ul style="list-style-type: none">• Corey• Paddys River• Stromlo
7	map 7—Gibraltar Special Purpose Reserve	Paddys River
8	map 8—Kambah Pool Recreation Area	Paddys River
9	map 9—Molonglo River Reserve	Molonglo Valley
10	map 10—Namadgi Special Purpose Reserve	Tennent
11	map 11—Pine Island and Point Hut to Tharwa Bridge	Tuggeranong
12	map 12—Sherwood Forest Special Purpose Reserve	Coree
13	map 13—Stony Creek Special Purpose Reserve	Stromlo

Schedule 1
Part 1.1

Reserves
Special purpose reserves

column 1 item	column 2 map and location	column 3 district
14	map 14—Tidbinbilla Special Purpose Reserve and Jedbinbilla	Paddys River
15	map 15—Uriarra Crossing Recreation Area	<ul style="list-style-type: none">• Coree• Stromlo
16	map 16—Woodstock and Woodstock West Special Purpose Reserve	<ul style="list-style-type: none">• Belconnen• Stromlo

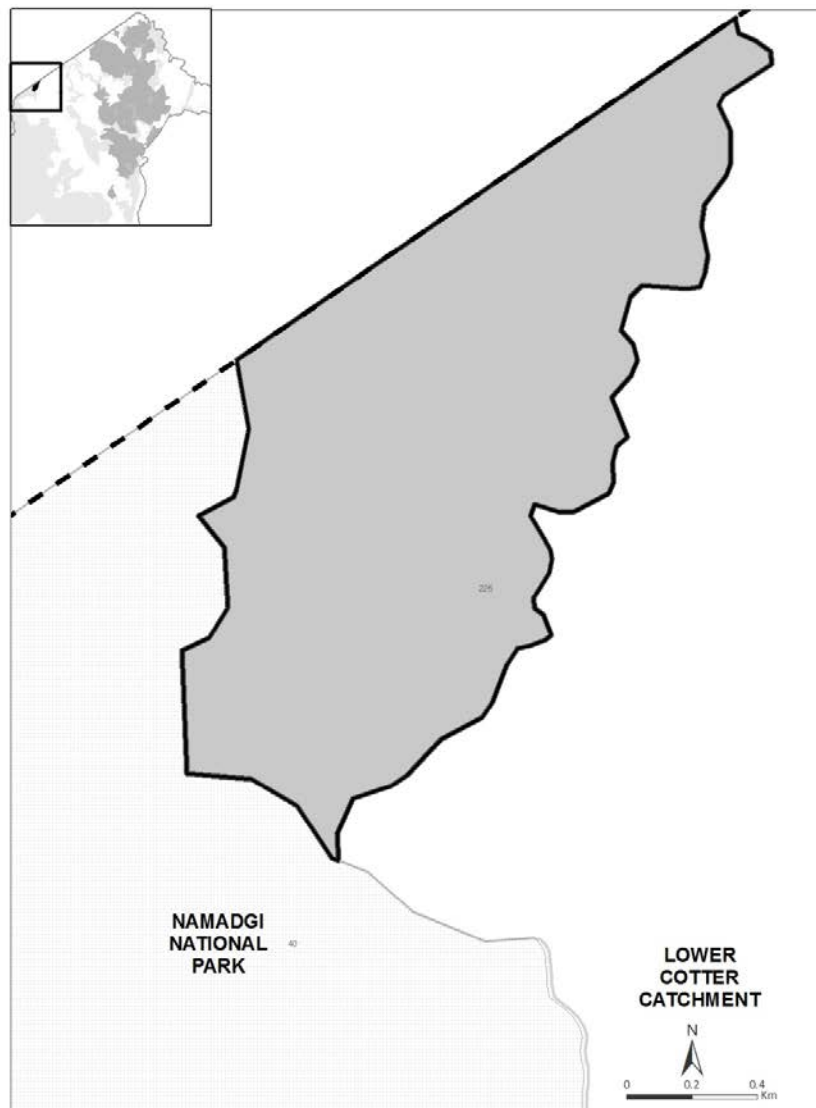
Part 1.2 **Special purpose reserve maps**
Division 1.2.1 **Birrigai**



Division 1.2.2

Blue Ridge Special Purpose Reserve

Schedule 1	Reserves
Part 1.2	Special purpose reserve maps
Division 1.2.2	Blue Ridge Special Purpose Reserve



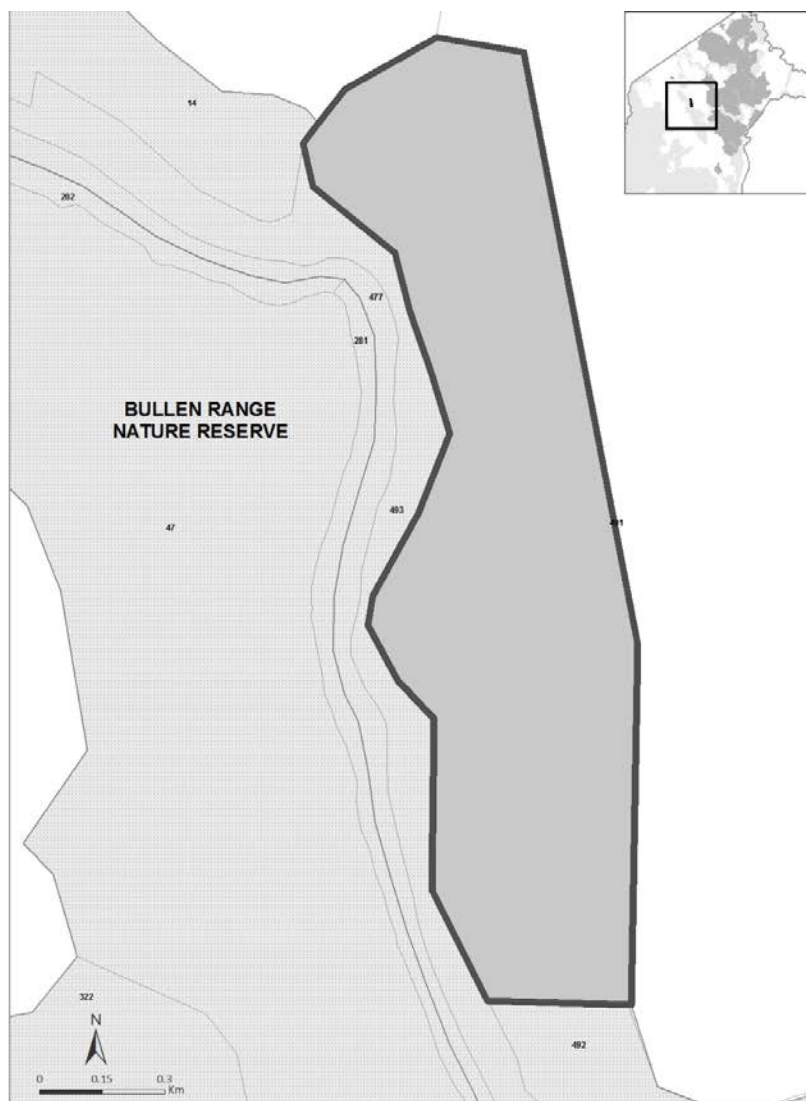
MAP 2: SPECIAL PURPOSE RESERVE LOCATION BLUE RIDGE, COREE

■ Special Purpose Reserve (Pd) □ National Park (Pb) - - ACT Border

Note: Numbers refer to block ID numbers
Interactive maps are available at www.actmapi.act.gov.au (reference number 410)

Division 1.2.3

**Bullen Range North Special Purpose
Reserve**

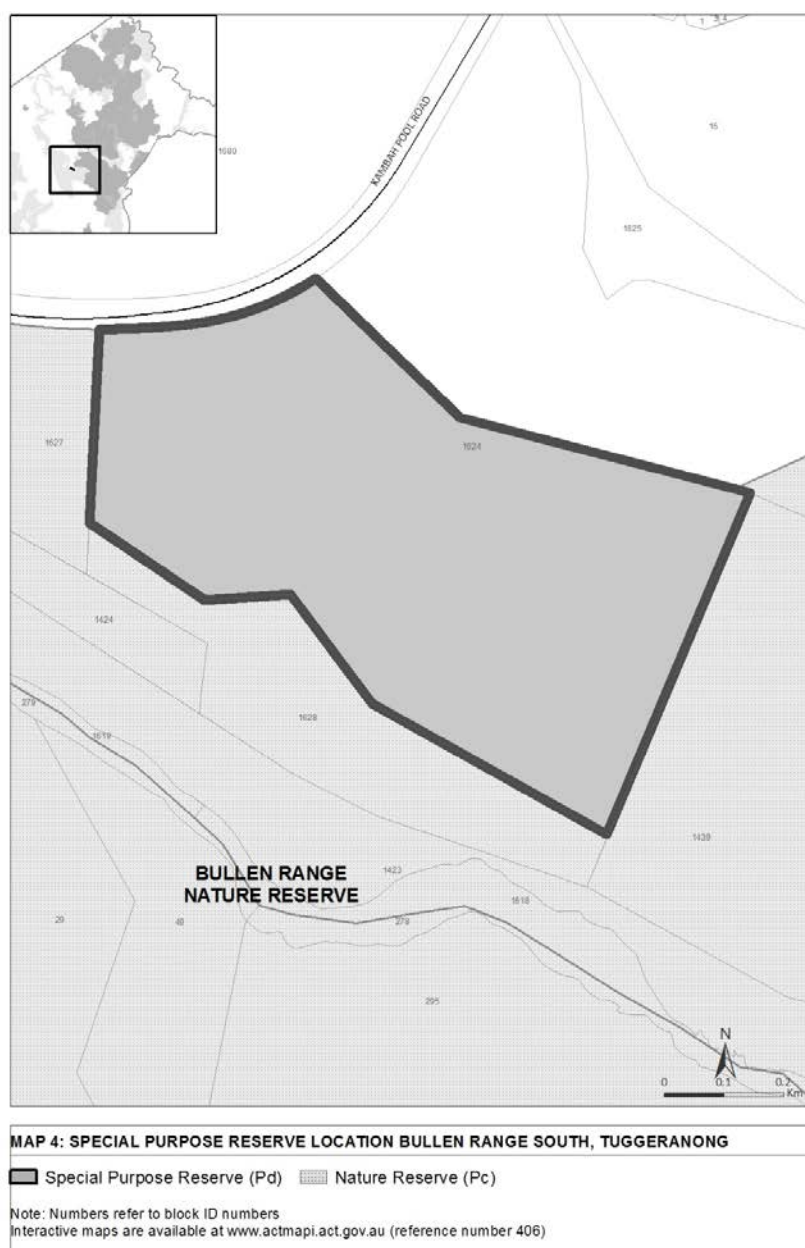


MAP 3: SPECIAL PURPOSE RESERVE LOCATION BULLEN RANGE NORTH, STROMLO

Special Purpose Reserve (Pd) Nature Reserve (Pc)

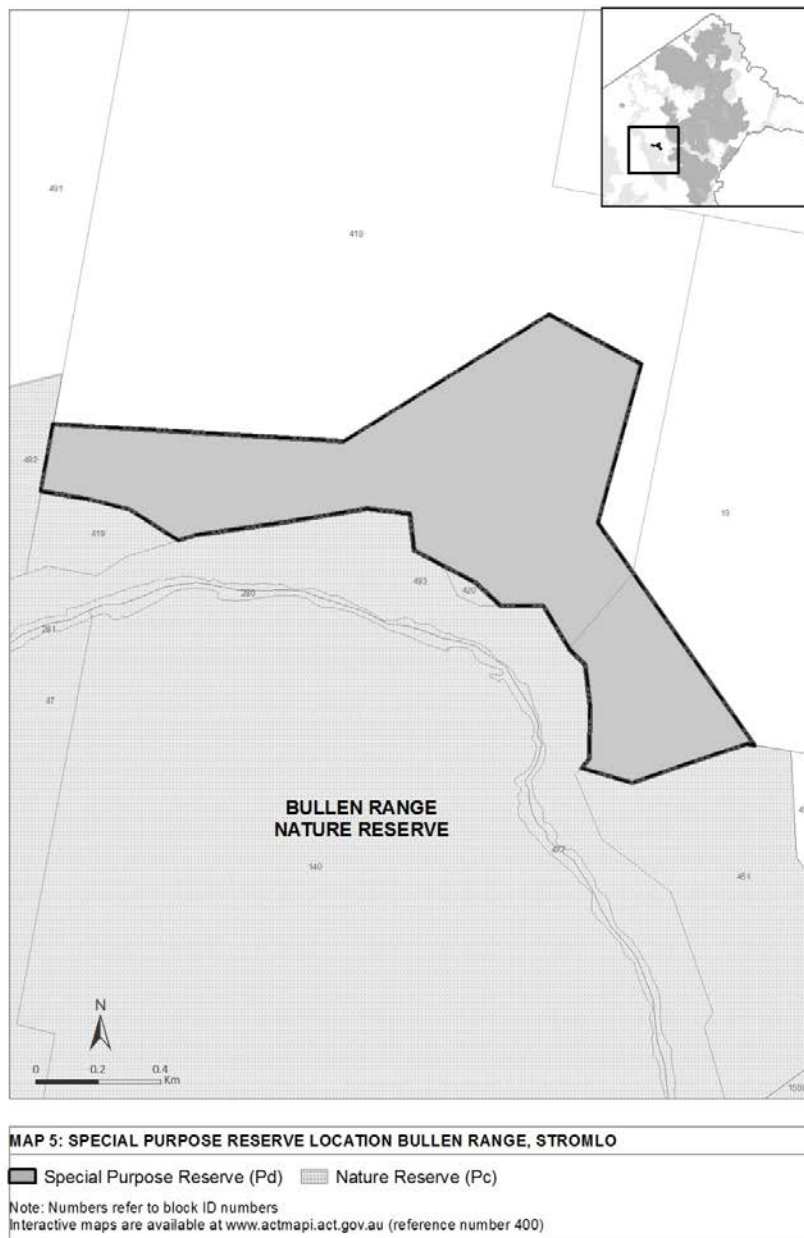
Note: Numbers refer to block ID numbers
Interactive maps are available at www.actmap1.act.gov.au (reference number 398)

Division 1.2.4 **Bullen Range South Special Purpose Reserve**

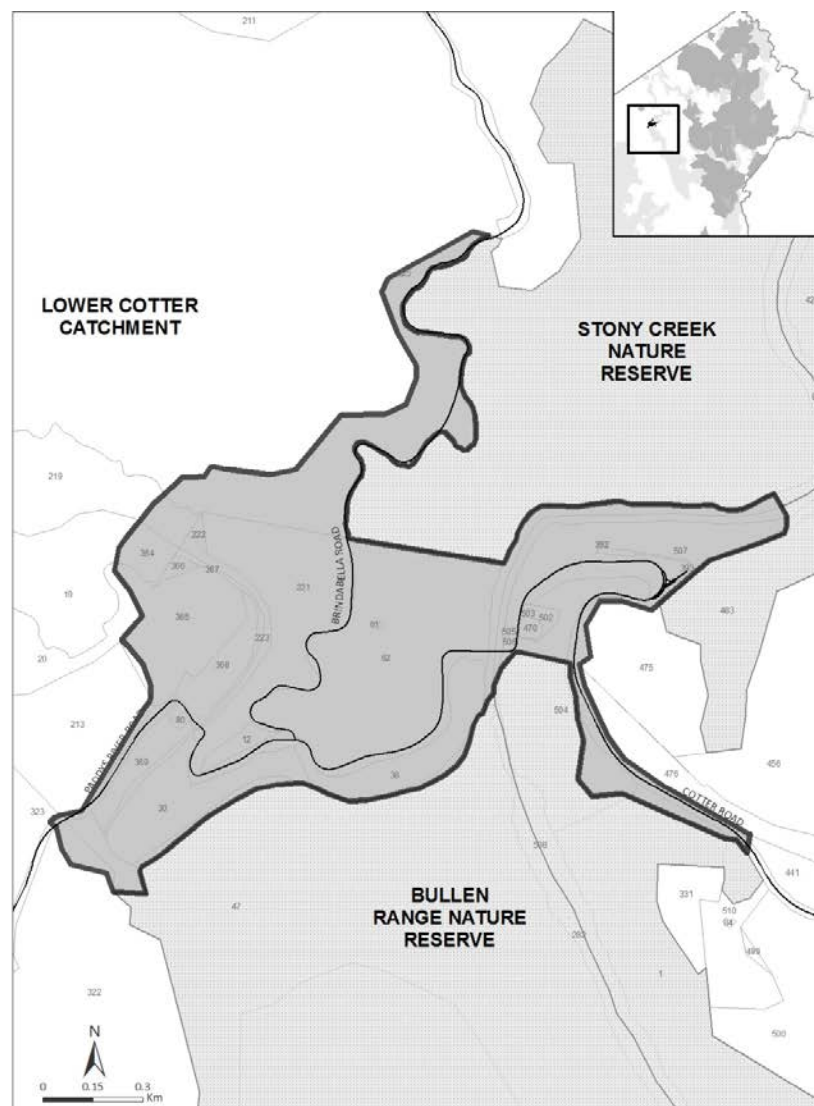


Division 1.2.5

**Bullen Range Special Purpose
Reserve**



Division 1.2.6 Cotter Reserve



MAP 6: SPECIAL PURPOSE RESERVE LOCATION COTTER, COREE, PADDYS RIVER, STROMLO

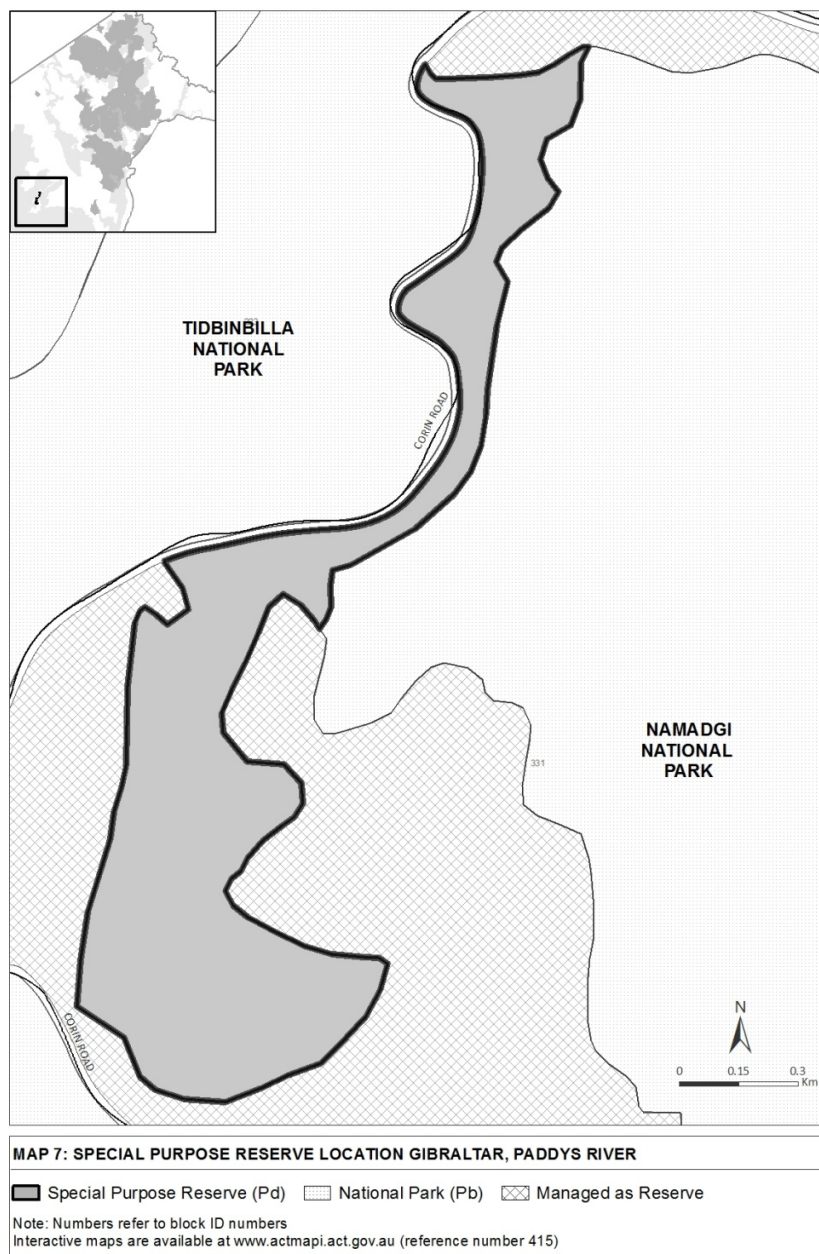
■ Special Purpose Reserve (Pd) ■ Nature Reserve (Pc)

Note: Numbers refer to block ID numbers

Interactive maps are available at www.actmapi.act.gov.au (reference numbers 360 390 399 2406 3399)

Division 1.2.7

Gibraltar Special Purpose Reserve



Division 1.2.8 Kambah Pool Recreation Area



Division 1.2.9 Molonglo River Reserve

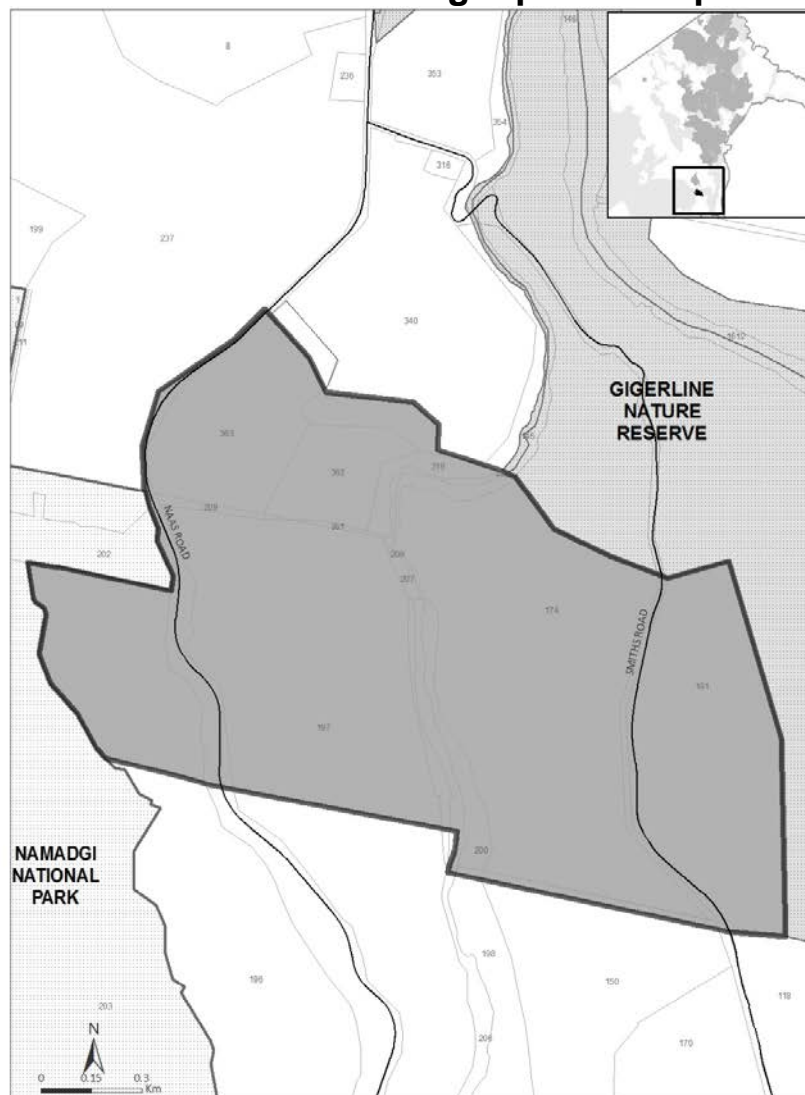


MAP 9: SPECIAL PURPOSE RESERVE LOCATION MOLONGLO RIVER RESERVE, MOLONGLO VALLEY

Special Purpose Reserve (Pd)
 Nature Reserve (Po)

Note: Numbers refer to block ID numbers
 Interactive maps are available at www.actmapi.act.gov.au (reference numbers 2821 2822 2823 2824)

Division 1.2.10 Namadgi Special Purpose Reserve



MAP 10: SPECIAL PURPOSE RESERVE LOCATION NAMADGI, TENNENT

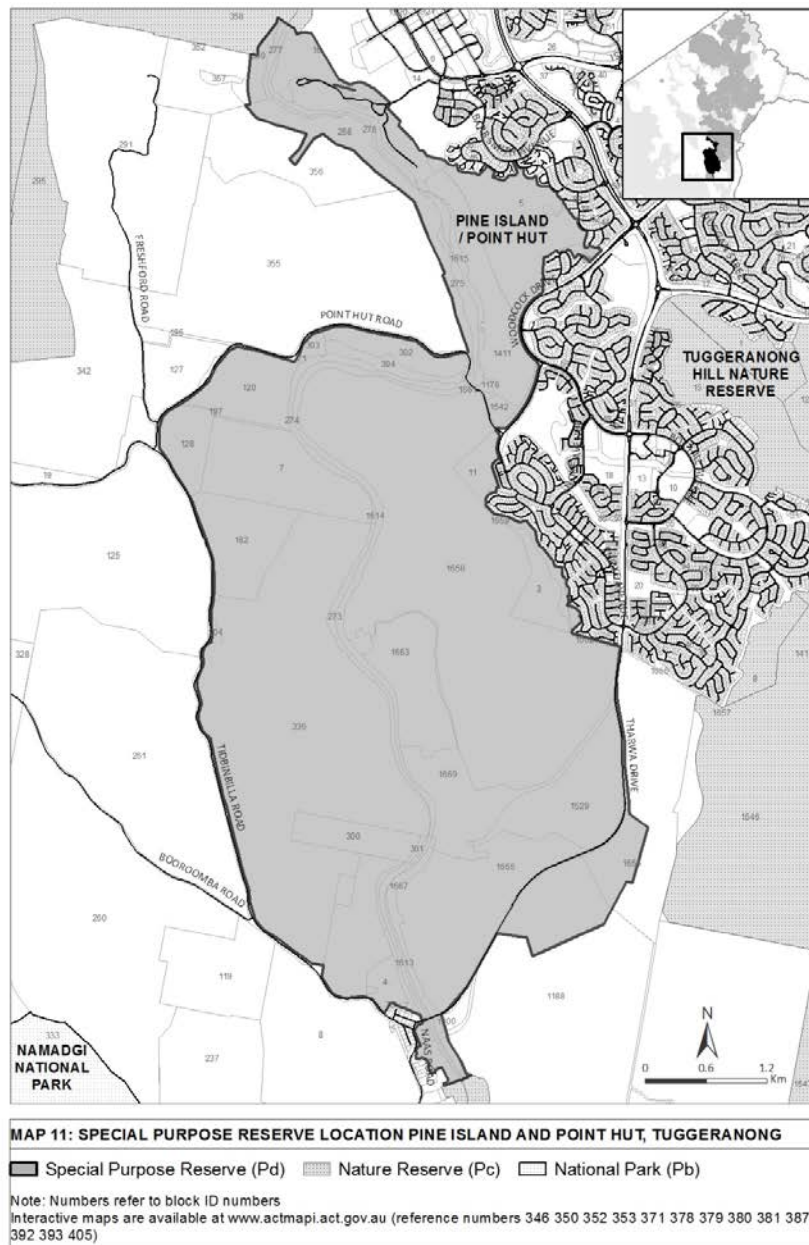
Special Purpose Reserve (Pd) Nature Reserve (Pc) National Park (Pb)

Note: Numbers refer to block ID numbers

Interactive maps are available at www.actmap.act.gov.au (reference numbers 394 3331)

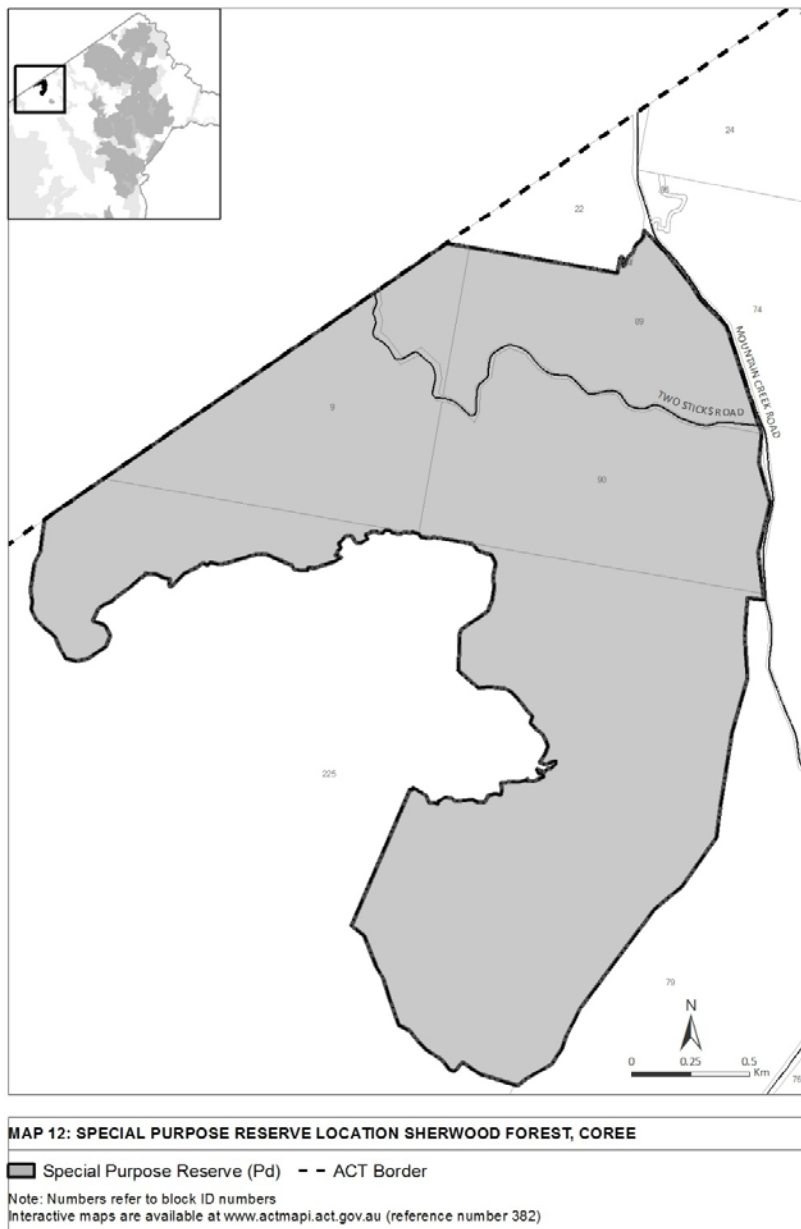
Schedule 1	Reserves
Part 1.2	Special purpose reserve maps
Division 1.2.11	Pine Island and Point Hut to Tharwa Bridge

Division 1.2.11 Pine Island and Point Hut to Tharwa Bridge



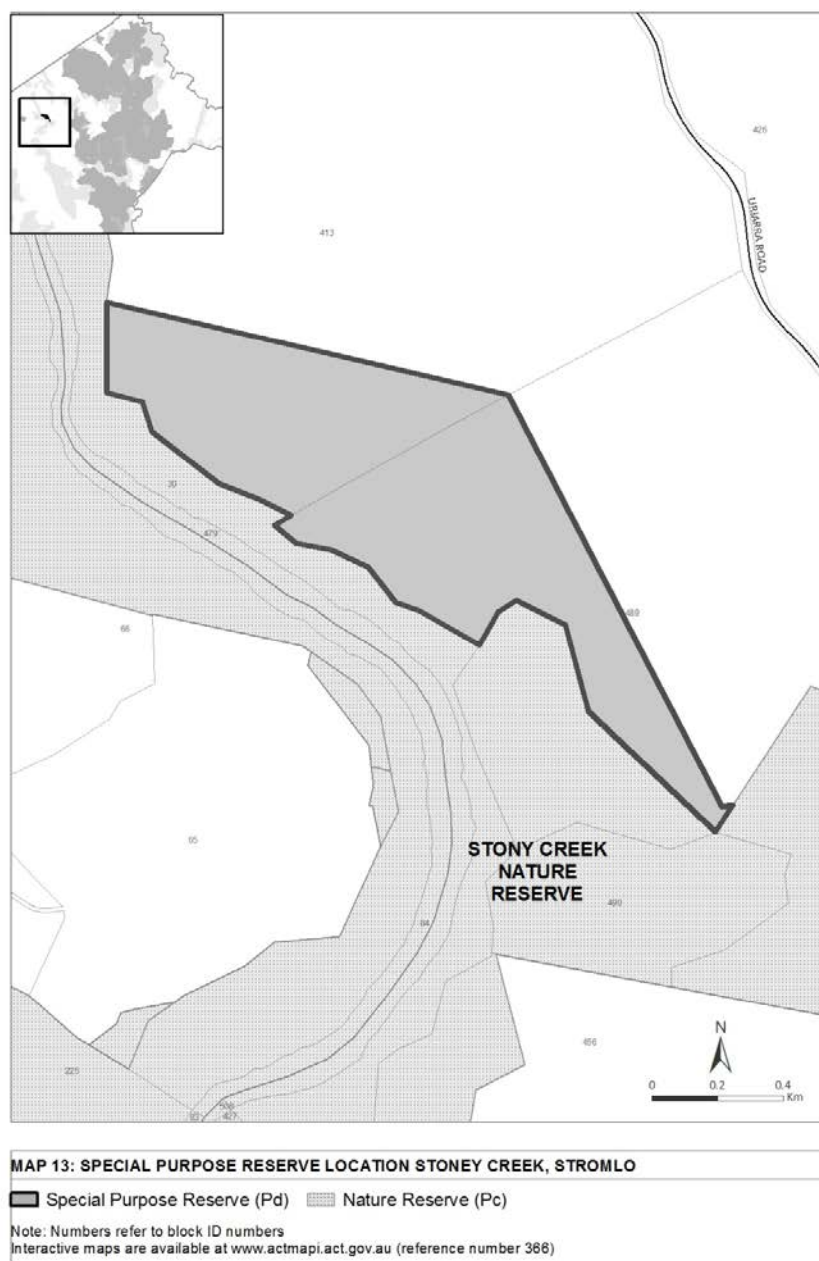
Schedule 1	Reserves
Part 1.2	Special purpose reserve maps
Division 1.2.12	Sherwood Forest Special Purpose Reserve

Division 1.2.12 Sherwood Forest Special Purpose Reserve



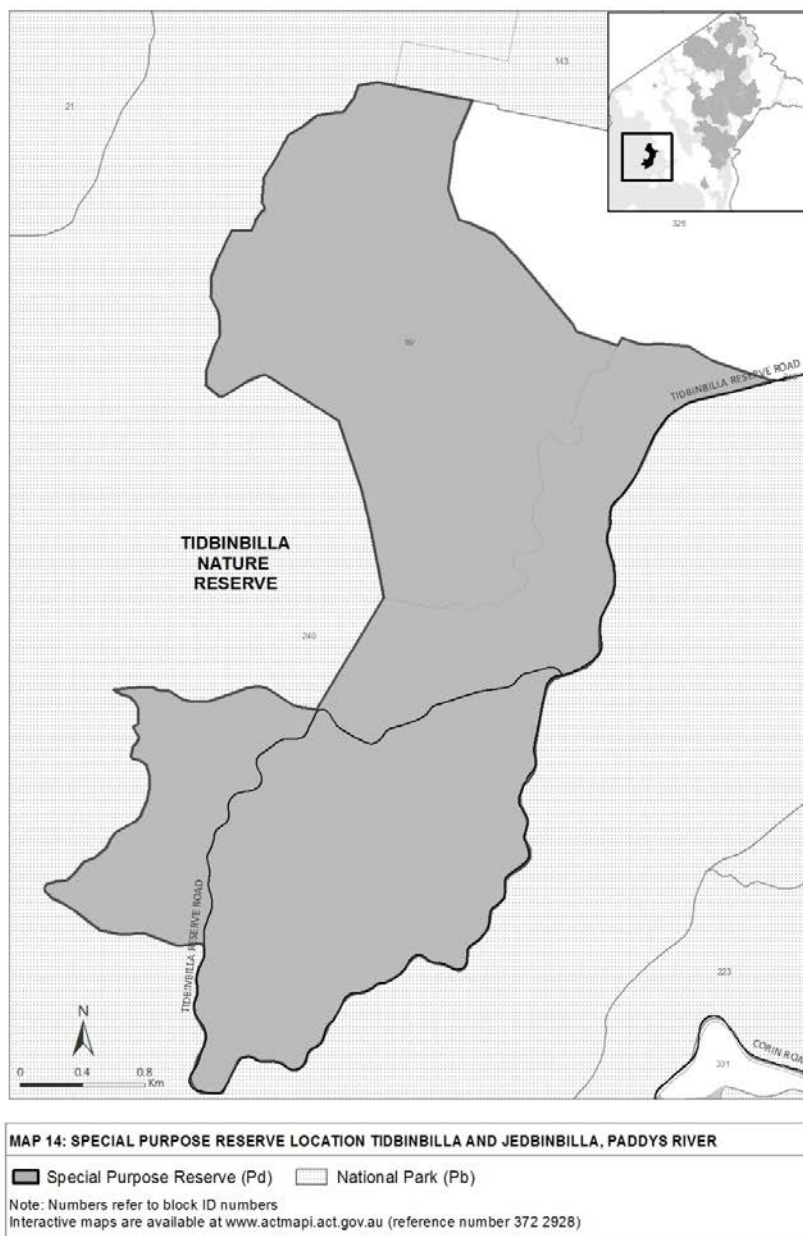
Schedule 1	Reserves
Part 1.2	Special purpose reserve maps
Division 1.2.13	Stony Creek Special Purpose Reserve

Division 1.2.13 Stony Creek Special Purpose Reserve

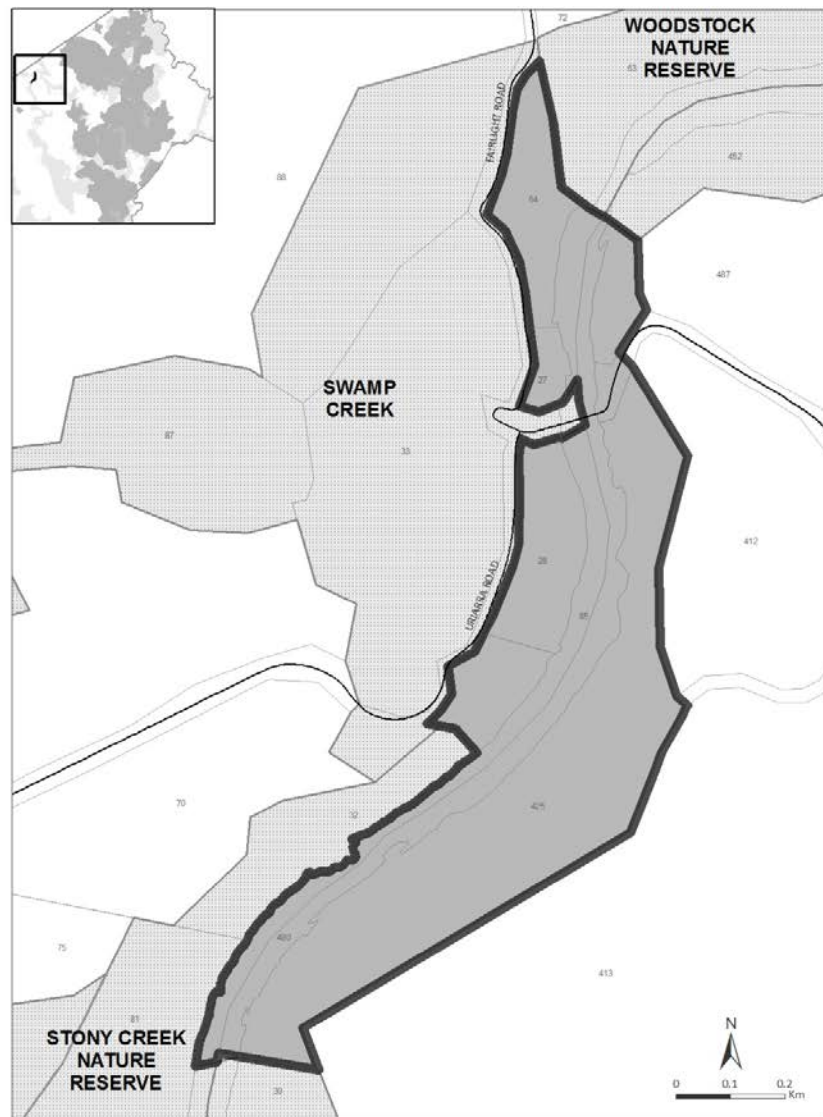


Schedule 1	Reserves
Part 1.2	Special purpose reserve maps
Division 1.2.13	Stony Creek Special Purpose Reserve

**Division 1.2.14 Tidbinbilla Special Purpose Reserve
and Jedbinbilla**



Division 1.2.15 Uriarra Crossing Recreation Area

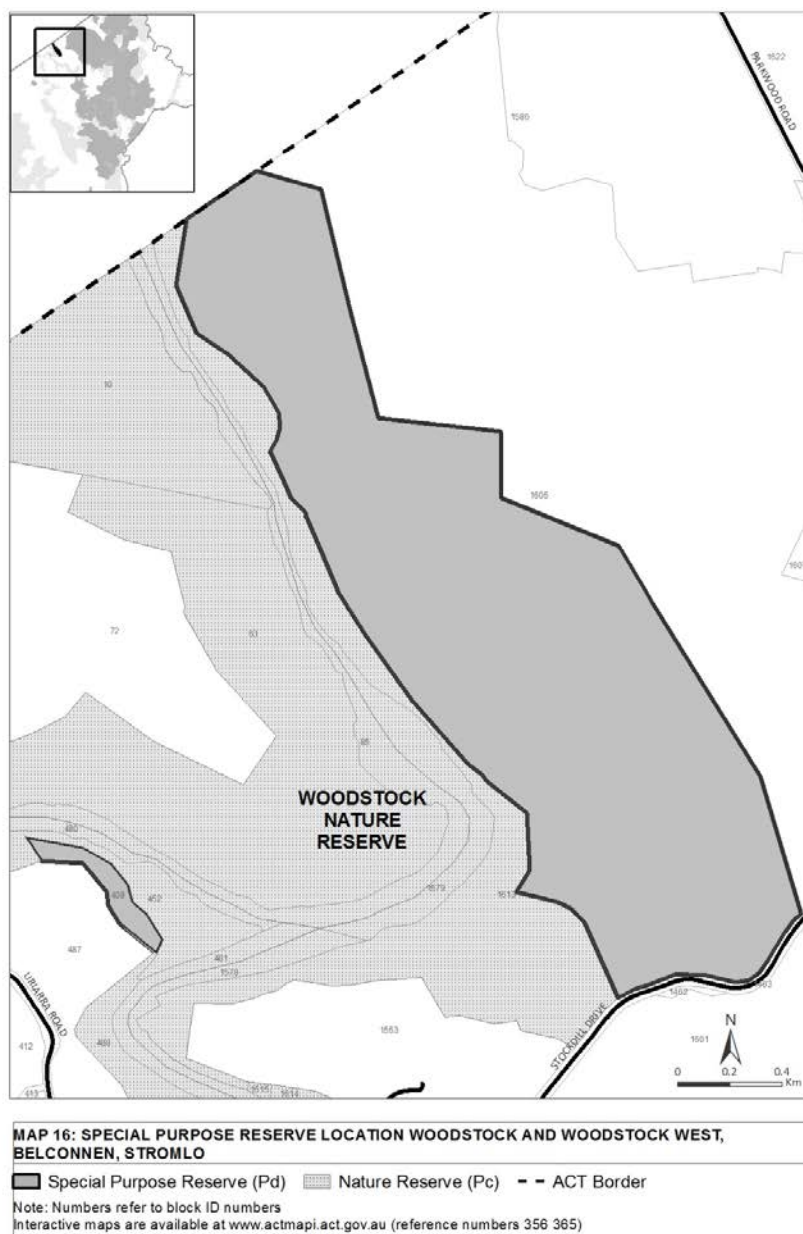


MAP 15: SPECIAL PURPOSE RESERVE LOCATION URIARRA CROSSING RECREATION AREA, COREE, STROMLO

Special Purpose Reserve (Pd)
 Nature Reserve (Pc)

Note: Numbers refer to block ID numbers
 Interactive maps are available at www.actmap1.act.gov.au (reference numbers 359 397 2602)

**Division 1.2.16 Woodstock and Woodstock West
Special Purpose Reserve**



Dictionary

(see s 3)

Note 1 The [Legislation Act](#) contains definitions and other provisions relevant to this regulation.

Note 2 For example, the [Legislation Act](#), dict, pt 1, defines the following terms:

- may (see s 146)
- must (see s 146).

Note 3 Terms used in this regulation have the same meaning that they have in the [Nature Conservation Act 2014](#) (see [Legislation Act](#), s 148). For example, the following terms are defined in the [Nature Conservation Act 2014](#), dict:

- animal (see s 11)
- clearing
- conservator (see s 20)
- damage
- export
- keep
- licence
- native animal (see s 12)
- native plant (see s 14)
- native species (see s 16)
- native timber
- native vegetation
- plant (see s 13)
- plant reproductive material
- protected native species (see s 110)
- reserve (see s 169)
- sell
- special protection status
- take
- wilderness area (see s 170).

Endnotes

1 Notification

Notified under the [Legislation Act](#) on 2 July 2015.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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