

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

THE SENATE

ENDANGERED SPECIES PROTECTION BILL 1992

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE

No. 1 - After clause 24, page 12, insert the following clause:

Public may nominate native species etc.

"24A.(1) Any person may nominate an item to be listed in Schedules 1 to 3.

"(2) A nomination must be made to the Director and must include any information prescribed by regulation.

"(3) The Director must forward all nominations to the Scientific Subcommittee."

No. 2 - Clause 31, page 14, paragraph (2)(d), lines 38 and 39, omit the paragraph, substitute the following paragraph:

"(d) identify and specify the actions needed to protect the habitats that are critical to the survival of the species or community; and"

No. 3 - Clause 34, page 16, paragraph (b), line 20, after "endangered", insert "or vulnerable".

No. 4 - Clause 36, page 17, paragraph (2)(e), line 12, omit "any other", substitute "the".

No. 5 - Clause 44, page 21, paragraph (2)(e), line 20, omit "any other", substitute "the".

No. 6 - Clause 86, page 39, paragraph (4)(d), line 10, omit "its", substitute "is".

No. 7 - Clause 89, page 41, subclause (1), line 3, after "Gazette", insert "and in a national daily newspaper".

No. 8 - Clause 163, page 68, lines 16 to 27, omit the clause.

No. 9 - After clause 167, page 70, insert the following clause:

Review of Operation of Act

"167A.(1) The Minister must cause an independent review of:

(a) the operation of this Act; and

(b) the extent to which the objects set out in section 3 have been achieved;

to be undertaken within 5 years after the commencement of this Act and thereafter at intervals of not longer than 5 years.

"(2) A person who undertakes such a review must give the Minister a written report of the review.

"(3) The Minister must cause a copy of each report to be tabled in each House of the Parliament within 15 sitting days of that House after its receipt by the Minister.

"(4) In this section:

'independent review' means a review undertaken by persons who:

(a) in the Minister's opinion possess appropriate qualifications to undertake the review; and

(b) include one or more persons who are not the Director, a member of the Advisory Committee or a staff member of the ANPWS."

No. 10 - Clause 169, page 70, after subclause (1), insert the following subclause:

"(1A) In every case where anything required to be done under this Act was not done within the period required by this Act, the Minister must:

(a) cause to be prepared a statement setting out the reasons why the thing was not done within the period required by this Act, within 15 days of the end of the period within which the thing should have been done; and

(b) cause a copy of the statement to be laid before each House of Parliament within 15 sitting days of that House after its receipt by the Minister."

No. 11 - Schedule 3, page 101, at end of list of Key Threatening Processes, add the following items:

"Predation by feral cats

Competition and land degradation by feral rabbits

Competition and land degradation by feral goats".

No. 12 - Schedule 4, page 102, at end of list of agreements between Australia and other countries, add the following agreements:

"Agreement between the Government of Australia and the Government of the People's Republic of China for the Protection of Migratory Birds and their Environment (CAMBA) signed at Canberra on 20 October 1986.

Convention for the Protection of the Natural Resources and Environment of the South Pacific (the SPREP Convention) signed at Noumea on 24 November 1986."

HARRY EVANS
Clerk of the Senate

The Senate
Canberra, 3 December 1992

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