

EXPLANATORY STATEMENT

STATUTORY RULES 1984 NO. 56

WILDLIFE PROTECTION (REGULATION OF EXPORTS AND IMPORTS) REGULATIONS

(Issued under the authority of the Minister of State
for Home Affairs and Environment)

The purpose of the Wildlife Protection (Regulation of Exports and Imports) Regulations is to implement administrative arrangements which are necessary for the operation of the Wildlife Protection (Regulation of Exports and Imports) Act 1982 (the Act) which in turn fulfils Australia's obligations under the Convention on International Trade in Endangered Species of Wild Fauna and Flora.

Regulations 1 and 2

Formal provisions. Provide for citation and interpretation.

Regulation 3

Provides the parameters of what is to be a prescribed scientific organisation for the purposes of the Act.

Regulation 4

Provides that the Director of Quarantine (under the Quarantine Act 1908) is to be a person to make a decision as to whether or not a specimen used for emergency purposes can be exempted from the operation of the Act.

Regulation 5

Provides that the Minister shall not declare an approved management program for the purposes of the Act unless he is satisfied that the monitoring and assessment of such a program fulfils the specified requirements.

Regulation 6

Provides that the Designated Authority shall not make a declaration in relation to an organisation being an approved organisation for the purposes of the Act unless he is satisfied certain requirements concerning the housing, care and confinement of live plants and animals are met.

Regulation 7

Provides that the Designated Authority shall not declare a zoological organisation to be an approved zoo for the purposes of the Act unless he is satisfied that the specified criteria are met.

Regulation 8

Provides the parameters of the meaning of live animal being bred in captivity for the purposes of Section 14 of the Act.

Regulation 9

Provides the parameters of the meaning of artificial propagation for the purposes of Section 15 of the Act.

Regulation 10

Provides that the Designated Authority shall not enter the name of a scientific organisation (either in or outside Australia) into the register unless he is satisfied that specified criteria are met.

Regulation 11

Prescribes the ensign for the purposes of the definition "Commonwealth aircraft" in Sub-section 62(1) of the Act.

Regulation 12

Provides the ensign for the purposes of the definition of "Commonwealth ship" in Sub-section 62(10) of the Act.

Regulation 13

Provides that a record substantially in accordance with Form I in Schedule 2 of the Regulations shall be kept of any change in possession of a specimen or item seized under the Act.

Regulation 14

Provides for the manner by which notices under the Act may be served.

Regulation 15

Provides that a person arriving in Australia shall complete a wildlife protection statement.

Regulation 16

Provides that the amount of fee payable in respect of the granting of a permit or the giving of an authority under the Act is specified in Schedule 3.

Schedule 1

Sets out the details of insignia.

Schedule 2

Sets out the forms for regulations 13 and 15.

Schedule 3

Sets out the amount of fee payable.