

# EXPLANATORY STATEMENT

## *Environment Protection and Biodiversity Conservation Act 1999*

### **Instrument under section 184(1)**

**(Issued under the Authority of the Minister for the Environment and Heritage)**

The *Environment Protection and Biodiversity Conservation Act 1999* (the Act) places certain obligations on the Commonwealth to protect and conserve threatened species and ecological communities, and recognise, and where possible, abate key threatening processes listed on the list of threatened species, ecological communities and key threatening processes under the Act.

The purpose of this instrument is to amend the list of threatened species under the Act in accordance with s184 by:

- adding *Limonium baudinii* (Baudin's Sea-lavender), *Boronia gunnii* (Gunn's Boronia), *Boronia hemichiton* (Mount Arthur Boronia), and *Boronia hippopala* (Velvet Boronia) to the list of vulnerable species;

as recommended by the Threatened Species Scientific Committee (the Committee), having regard to the definition of critically endangered, endangered and vulnerable species in s179 of the Act.

The Committee's recommendations are as follows:

#### **1. *Limonium baudinii* (Baudin's Sea-lavender)**

The evidence presented in the nomination and submitted by experts enabled the Committee to judge that *Limonium baudinii* is eligible for listing as vulnerable under the Act. The species met the criteria in the Act and EPBC Regulations (Part 7, Division 7.1 and 7.2). In particular, one of the criteria for listing as vulnerable has been met. This is:

Criterion 4: The estimated total number of mature individuals is extremely low, very low or low.

On this basis, the Committee recommends that the species be listed as vulnerable under the *Environment Protection and Biodiversity Conservation Act 1999*.

On the basis of the advice of the Committee, I am satisfied that *Limonium baudinii* (Baudin's Sea-lavender) is eligible to be included in the vulnerable category.

In deciding to include this species in the list, I did not consider any matter that does not relate to the survival of this species.

#### **2. *Boronia gunnii* (Gunn's Boronia)**

The evidence presented in the nomination and submitted by experts enabled the Committee to judge that *Boronia gunnii* is eligible for listing as vulnerable under the Act. The species met the criteria in the Act and EPBC Regulations (Part 7, Division 7.1 and 7.2). In particular, one of the criteria for listing as vulnerable has been met. This is:

Criterion 4: The estimated total number of mature individuals is extremely low, very low or low.

On this basis, the Committee recommends that the species be listed as vulnerable under the *Environment Protection and Biodiversity Conservation Act 1999*.

On the basis of the advice of the Committee, I am satisfied that *Boronia gunnii* (Gunn's Boronia) is eligible to be included in the vulnerable category.

In deciding to include this species in the list, I did not consider any matter that does not relate to the survival of this species.

### 3. *Boronia hemichiton* (Mount Arthur Boronia)

The evidence presented in the nomination and submitted by experts enabled the Committee to judge that *Boronia hemichiton* is eligible for listing as vulnerable under the Act. The species met the criteria in the Act and EPBC Regulations (Part 7, Division 7.1 and 7.2). In particular, one of the criteria for listing as vulnerable has been met. This is:

Criterion 4: The estimated total number of mature individuals is extremely low, very low or low.

On this basis, the Committee recommends that the species be listed as vulnerable under the *Environment Protection and Biodiversity Conservation Act 1999*.

On the basis of the advice of the Committee, I am satisfied that *Boronia hemichiton* (Mount Arthur Boronia) is eligible to be included in the vulnerable category.

In deciding to include this species in the list, I did not consider any matter that does not relate to the survival of this species.

### 4. *Boronia hippopala* (Velvet Boronia)

The evidence presented in the nomination and submitted by experts enabled the Committee to judge that *Boronia hippopala* is eligible for listing as vulnerable under the Act. The species met the criteria in the Act and EPBC Regulations (Part 7, Division 7.1 and 7.2). In particular, one of the criteria for listing as vulnerable has been met. This is:

Criterion 4: The estimated total number of mature individuals is extremely low, very low or low.

On this basis, the Committee recommends that the species be listed as vulnerable under the *Environment Protection and Biodiversity Conservation Act 1999*.

On the basis of the advice of the Committee, I am satisfied that *Boronia hippopala* (Velvet Boronia) is eligible to be included in the vulnerable category.

In deciding to include this species in the list, I did not consider any matter that does not relate to the survival of this species.

This instrument is a legislative instrument for the purposes of the *Legislative Instruments Act 2003*. The instrument commenced on the day after it was registered on the Federal Register of Legislative Instruments.