

EXPLANATORY STATEMENT

Environment Protection and Biodiversity Conservation Act, 1999

Amendment of the List of Exempt Native Specimens in accordance with Section 303DC

Section 303DB of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) provides for the establishment of a list of exempt native specimens. Specimens included on the list are exempt from the trade control provisions that apply to regulated native specimens.

The effect of this instrument is to **delete** from the list of exempt native specimens the following specimens and any associated notations:

- specimens that are or are derived from fish or invertebrates, other than specimens that belong to species listed under Part 13 of the EPBC Act, taken in the Queensland East Coast Pearl Fishery, as defined in the regime, made under the Queensland *Fisheries Regulations 2008*, in force under the *Fisheries Act 1994*.

Subsection 303DC(3) of the EPBC Act provides that before amending the list, the Minister for Environment Protection, Heritage and the Arts must consult such other Commonwealth Minister or Ministers and such other Minister or Ministers of each State and self-governing Territory, as the Minister considers appropriate. The Minister may also consult with such other persons and organisations as the Minister considers appropriate. The proposal to amend the list of exempt native specimens was advertised on DEWHA's website and comment was invited from interested people for a period of 22 days. No comments were received.

This instrument is a legislative instrument for the purposes of the *Legislative Instruments Act 2003*.

Unique Identifying Number:
EPBC303DC/SFS/2010/05