

c2024-226D
OPP--Opposition

LEGISLATIVE COUNCIL

Biodiversity Conservation Amendment (Biodiversity Offsets Scheme) Bill 2024

First print

Proposed amendments

- No. 1 **Power of Environment Agency Head to give directions**
Page 4, Schedule 1[6], lines 8–13. Omit all words on the lines.
- No. 2 **Variation of biodiversity stewardship agreements**
Page 4, Schedule 1[8], lines 26 and 27. Omit “, or been consulted about.”.
- No. 3 **Power of Environment Agency Head to give directions**
Page 4, Schedule 1[10], lines 30–35. Omit all words on the lines.
- No. 4 **Reasonable measures and genuine measures**
Page 5, Schedule 1[16], line 33. Insert “and practicable” after “reasonable”.
- No. 5 **Reasonable measures and genuine measures**
Page 5, Schedule 1[16], line 35. Insert “and practicable” after “reasonable”.
- No. 6 **Reasonable measures and genuine measures**
Page 5, Schedule 1[16], line 36. Insert “and practicable” after “reasonable”.
- No. 7 **Power of Environment Agency Head to give directions**
Pages 6 and 7, Schedule 1[22], lines 25–43 on page 6 and lines 1–6 on page 7. Omit all words on the lines.
- No. 8 **Reasonable measures and genuine measures**
Page 7, Schedule 1[23], line 11. Insert “and practicable” after “genuine”.
- No. 9 **Reasonable measures and genuine measures**
Page 7, Schedule 1[23], line 15. Insert “and practicable” after “genuine”.
- No. 10 **Reasonable measures and genuine measures**
Page 7, Schedule 1[24], line 23. Insert “and practicable” after “genuine”.
- No. 11 **Reasonable measures and genuine measures**
Page 7, Schedule 1[24], line 28. Insert “and practicable” after “genuine”.

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- No. 12 **Power of Environment Agency Head to give directions**
Page 7, Schedule 1[26], lines 41–45. Omit all words on the lines.
- No. 13 **Power of Environment Agency Head to give directions**
Page 8, Schedule 1[27], lines 11–27. Omit all words on the lines.
- No. 14 **Power of Environment Agency Head to give directions**
Page 8, Schedule 1[27], lines 36–40. Omit all words on the lines.
- No. 15 **Reasonable measures and genuine measures**
Page 9, Schedule 1[28], line 2. Insert “and practicable” after “genuine”.
- No. 16 **Assessment standards**
Page 9, Schedule 1[28], lines 8 and 9. Omit “standards (*assessment standards*) against which the following must be assessed”. Insert instead “guidelines (*relevant guidelines*) in relation to the following”.
- No. 17 **Reasonable measures and genuine measures**
Page 9, Schedule 1[28], line 10. Insert “and practicable” after “genuine”.
- No. 18 **Reasonable measures and genuine measures**
Page 9, Schedule 1[28], line 14. Insert “and practicable” after “genuine”.
- No. 19 **Assessment standards**
Page 9, Schedule 1[28], lines 19–27. Omit all the words on the lines. Insert instead “demonstrating the relevant guidelines have been considered.”
- No. 20 **Assessment standards**
Page 9, Schedule 1[28], lines 28–30. Omit “assessment standards may prescribe higher assessment standards against which the matters referred to in that subsection must be assessed in the following circumstances”. Insert instead “relevant guidelines may set out higher standards in relation to the following”.
- No. 21 **Calculation of amount payable as alternative to retiring credits**
Page 12, Schedule 1. Insert after line 10—
 [34A] Section 6.32 Calculation of amount payable as alternative to retiring credits
 Insert after section 6.32(4)—
 (5) Despite any other provision of this Act, the amount to be paid into the Biodiversity Conservation Fund under this division must not exceed 5% of the value of the land subject to the proposed development or activity, determined by the Valuer-General, if—
 (a) the land is in a regional area of New South Wales, and
 (b) the proposed development or activity is related to housing or associated infrastructure.
- No. 22 **Power of Environment Agency Head to give directions**
Page 12, Schedule 1[35], lines 17–23. Omit all words on the lines.
- No. 23 **Power of Environment Agency Head to give directions**
Page 18, Schedule 1[56], lines 18–23. Omit all words on the lines.
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No. 24

Power of Environment Agency Head to give directions

Page 22, Schedule 2[1], lines 12–18. Omit all words on the lines.