

South Australia

Native Vegetation (River Murray) Variation Regulations 2003

under the *Native Vegetation Act 1991*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Native Vegetation (River Murray) Variation Regulations 2003*.

2—Commencement

These regulations will come into operation on the day on which the *River Murray Act 2003* comes into operation.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Native Vegetation Regulations 2003*

4—Variation of regulation 3—Interpretation

Regulation 3—after the definition of *private mine* insert:

River Murray Floodplain Area means the River Murray Protection Area so designated under regulation 4 of the *River Murray Regulations 2003*;

5—Variation of regulation 5—Exemptions

- (1) Regulation 5(2)(b)—delete "(k)" and substitute:

(l)

(2) Regulation 5—after subregulation (2) insert:

- (2a) The Council must, before deciding on whether to approve a management plan under subregulation (1)(m) or (w) that relates to native vegetation within the River Murray Floodplain Area—
- (a) consult the Minister to whom the administration of the *River Murray Act 2003* is committed; and
 - (b) comply with the Minister's directions (if any) in relation to the matter (including a direction that an approval not be given, or that if it is to be given, then it be subject to conditions specified by the Minister).

6—Variation of regulation 6—Restrictions on clearance of vegetation

Regulation 6—after subregulation (2) insert:

- (2a) Native vegetation may not be cleared pursuant to regulation 5(1)(t) or (u) if the vegetation is situated within the River Murray Floodplain Area.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 20 November 2003

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