

South Australia

# Development (Commercial Forestry) Variation Regulations 2014

under the *Development Act 1993*

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## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Development (Commercial Forestry) Variation Regulations 2014*.

### 2—Commencement

These regulations will come into operation on 1 July 2014.

### 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 *Development Regulations 2008*

### 4—Variation of Schedule 8—Referrals and concurrences

- (1) Schedule 8, clause 1(1)—after the definition of *commercial forest* insert:

*forest vegetation* means trees and other forms of forest vegetation including—

- (a) roots or other parts of the trees or other forest vegetation that lie beneath the soil; and
  - (b) leaves, branches or other parts or products of trees or other forest vegetation;
- (2) Schedule 8, clause 1(3)—delete subclause (3)

## Development (Commercial Forestry) Variation Regulations 2014

### Part 2—Variation of *Development Regulations 2008*

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(3) Schedule 8, clause 2, table, item 12(2)—delete subclause (2) and substitute:

(2)	Development, other than development within a River Murray Protection Area under the <i>River Murray Act 2003</i> , that involves a change in use of land for the purposes of undertaking commercial forestry for which a permit would be required under section 127(3) of the <i>Natural Resources Management Act 2004</i> by virtue of the operation of section 127(5)(ja) of that Act, if it were not for the operation of section 129(1)(e) of that Act (on the basis that the referral required by virtue of this item operates in conjunction with section 129(1)(e) of that Act)	Relevant authority under the <i>Natural Resources Management Act 2004</i> who would, if it were not for the operation of section 129(1)(e) of that Act, have the authority under that Act to grant or refuse the permit referred to in column 1	6 weeks	Direction
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(4) Schedule 8, clause 2, table, item 12A, column 1—after paragraph (b) insert:

or

- (c) the development requires a forest water licence under Chapter 7 Part 5A of the *Natural Resources Management Act 2004*

#### **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 26 June 2014

No 190 of 2014

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