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South Australia

National Parks and Wildlife (Fees) Regulations 2020

under the *National Parks and Wildlife Act 1972*

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1—Short title

These regulations may be cited as the *National Parks and Wildlife (Fees) Regulations 2020*.

2—Commencement

These regulations come into operation on the day on which they are made.

Schedule 1—Fees under *National Parks and Wildlife Act 1972*

Part 1—Preliminary

1—Interpretation

(1) In this Schedule, unless the contrary intention appears—

Act means the *National Parks and Wildlife Act 1972*.

(2) For the purposes of this Schedule, unless the contrary intention appears—

(a) subject to paragraph (b), words and expressions used in this Schedule have the same respective meanings as in the Act; and

(b) a word or expression used under a heading that refers to specified regulations has the same meaning as in the regulations so specified.

Part 2—Fees relating to *National Parks and Wildlife (Hunting) Regulations 2011*

2—Fees relating to *National Parks and Wildlife (Hunting) Regulations 2011*

(1) The following fees are payable for the purposes of the Act and the *National Parks and Wildlife (Hunting) Regulations 2011*:

1	General hunting permit—		
	(a)	in the case of a concession cardholder or a junior	$13.60
	(b)	in the case of a subjunior	$8.60
	(c)	in any other case	$27.00
2	Open season quail hunting permit—		
	(a)	in the case of a concession cardholder or a junior	$25.50
	(b)	in any other case	$49.25
3	Open season duck hunting permit—		
	(a)	in the case of a concession cardholder or a junior	$25.50
	(b)	in any other case	$49.25
4	Permit to take Galahs or Little Corellas other than by shooting		$96.50

(2) In this clause—

concession cardholder means a person who is the holder of—

(a) a current concession card issued by Centrelink or the administrative unit of the Public Service that is, under a Minister, responsible for the administration of the *Family and Community Services Act 1972*; or

(b) a current student identification card issued to a student of a secondary or tertiary educational institution by that institution;

junior means a person of or over the age of 14 years but under the age of 18 years;

subjunior means a person under 14 years of age.

Part 3—Fees relating to *National Parks and Wildlife (Protected Animals—Marine Mammals) Regulations 2010*

3—Fees relating to *National Parks and Wildlife (Protected Animals—Marine Mammals) Regulations 2010*

(1) The following fees are payable for the purposes of the Act and the *National Parks and Wildlife (Protected Animals—Marine Mammals) Regulations 2010*:

1	On application for the issue of a permit under section 68(2) of the Act authorising acts or activities in relation to marine mammals that are contrary to the *National Parks and Wildlife (Protected Animals—Marine Mammals) Regulations 2010*—		
	(a)	in the case of an application for a permit subject only to standard conditions	$430.00
	(b)	in any other case	$678.00
2	On application for the issue of a duplicate permit		$24.80

(2) A fee specified in subclause (1) item 1 represents the amount payable for each period of 12 months for which the permit is granted.

Part 4—Fees relating to *National Parks and Wildlife (Wildlife) Regulations 2019*

4—Interpretation

In this Part, unless the contrary intention appears—

additional, in relation to premises, means—

(a) premises in addition to single premises; or

(b) premises referred to in regulation 31(1)(b)(ii) or (1)(c)(ii) of the Wildlife Regulations;

endorsement, in relation to a permit, means an endorsement on the permit relating (whether as a limitation, restriction or condition) to the animals, carcasses, eggs, plants or other matters to which the permit applies, or the activities authorised under the permit, but does not include an endorsement that relates to the premises to which the permit applies;

Schedule 6, in relation to an animal, means an animal specified in Schedule 6 of the Wildlife Regulations;

the Wildlife Regulations means the *National Parks and Wildlife (Wildlife) Regulations 2019*.

5—Fees relating to *National Parks and Wildlife (Wildlife) Regulations 2019*

The fees specified in clauses 6 and 7 are payable for the purposes of the Act and the *National Parks and Wildlife (Wildlife) Regulations 2019*.

6—Fees for permits

The following permit fees are payable on application for the permits specified:

	Permits	Fees	Fees
(a)	**Permits to take native plants under section 49 of the Act**	**Fee for a period of 1 year**	
	Class A	$102.00	
	Class B	$102.00	
	Class C	Nil	
	Class D	$102.00	
(b)	**Permits to take, take and release or take, keep and release protected animals under section 53, 53 and 55 or 53, 55 and 58 of the Act**	**Fee for a period not exceeding 1 year**	
	Permit to Destroy Wildlife (s 53)	Nil	
	Take Protected Animals from the Wild permit (s 53)	$51.00	
		plus $153.00 application fee	
	Trap and Release Protected Animals permit (s 53 and 55)	Nil	
	Protected Animals Rescue permit (s 53 and 55)	Nil	
		Fee for a period of 1 year (a period of less than 1 year but more than 6 months will be taken to be 1 year) ending on 30 June	**Fee for a period of 6 months or less ending on 30 June**
	Wildlife Management (Controller) permit (s 53 and 55)	$81.50	$40.75
	Wildlife Rehabilitation Facility permit (s 53, 55 and 58)	Nil	Nil
	Wildlife Carer permit (s 53, 55 and 58)	Nil	Nil
(c)	**Permits to keep, sell or keep and sell protected animals, carcasses or eggs under section 58 of the Act**	**Fee for a period of 1 year (a period of less than 1 year but more than 6 months will be taken to be 1 year) ending on 30 June**	**Fee for a period of 6 months or less ending on 30 June**
	(i) Permits to keep and sell		
	Class 1 permit	$81.50 per year	$40.75

Class 2 permit (Schedule 6 animals only)	$764.00 per year plus $230.00 per year for each additional premises to which the permit applies	$382.00
Class 2 permit (Schedule 6 and specialist animals)	$1 223.00 per year plus $230.00 per year for each additional premises to which the permit applies	$611.00
Class 3 permit	$131.00 per year	$71.50
Class 4 permit	$510.00 per year plus $230.00 per year for each additional premises at which animals to which the permit applies are kept or displayed	$255.00
Class 5 permit	$306.00 per year plus $230.00 per year for each additional premises at which animals to which the permit applies are normally kept when not temporarily relocated for display	$153.00
Class 6 permit	$306.00 per year plus $230.00 per year for each additional premises to which the permit applies	$153.00
Class 7 permit	$2 222.00 per year	$1 220.00
Class 8 permit	$1 109.00 per year	$611.00
Class 11 permit	$38.25 per year	$20.80
(ii) Permits to keep		
Class 10 permit	Nil	Nil
Retain Protected Animals Unfit for Release permit	Nil	Nil

(iii) Permits to sell

Class 9 permit	$20.40 per year	$20.40

(d) **Permits to farm protected animals under section 60C of the Act (emus)**	**Fee for a period of 1 year (a period of less than 1 year but more than 6 months will be taken to be 1 year) ending on 30 June**	**Fee for a period of 6 months or less ending on 30 June**
Class 12 permit	$493.00 per year plus $199.00 per year for each additional premises to which the permit applies	$270.00

(e) **Permits to harvest protected animals under section 60J of the Act (kangaroos)**	**Fee for a period of 1 year (a period of less than 1 year but more than 6 months will be taken to be 1 year) ending on 30 June**	**Fee for a period of 6 months or less ending on 30 June**
Class 13 permit	$558.00 per year	$305.00
Class 14 permit	$1 109.00 per year	$610.00

If a fee is payable in respect of additional premises under this clause, only 1 such fee is payable in respect of the premises even if the premises concerned are additional premises for more than 1 purpose under the Wildlife Regulations or a permit.

7—Other fees

(a)	On application for additional record book or return book	$12.20
(b)	On application for additional premises for selling, keeping, displaying, using or farming protected animals, or carrying on a business of dealing in protected animals, pursuant to a permit (not being additional premises already approved or authorised as additional premises under the Wildlife Regulations or a permit) (per additional premises)—	
(i)	in the case of a section 58 permit that is a class 2 or 4 permit	$275.00
(ii)	in the case of a section 58 permit that is a class 5 or 6 permit	$234.00
(iii)	in the case of a section 60C permit that is a class 12 permit	$234.00

	(unless the additional premises are, in the opinion of the person to whom the application is made, required on a temporary basis only). If the application is for additional premises for which a yearly fee is payable under clause 6 and is made at the time of application for the permit, this fee is payable instead of the fee that would be payable for the additional premises for the first year of the permit under clause 6. If a fee is payable in respect of additional premises under this paragraph, only 1 such fee is payable in respect of the premises even if the premises concerned are additional premises for more than 1 purpose under the Wildlife Regulations or a permit.	
(c)	On application for a further endorsement on a permit (not being an endorsement currently included on such a permit held by the applicant) (per application)	$20.40
(d)	On application for such a further endorsement on a permit where the permit relates to animal rescue and rehabilitation	Nil

Part 5—Royalties declared under Act

8—Declaration of royalties

For the purposes of the Act royalty in the following amounts is declared to be payable to the Wildlife Conservation Fund on animals of the classes specified:

Animal		**Royalty**
1.	A protected animal taken in accordance with a notice under section 52 of the Act or pursuant to a permit granted under section 53(1)(a), (b) or (d) of the Act, being—	
	(a) an animal of an endangered species (Schedule 7 of the Act)	$611.00
	(b) an animal of a vulnerable species (Schedule 8 of the Act)	$306.00
	(c) an animal of a rare species (Schedule 9 of the Act)	$153.00
	(d) an animal of any other species of protected animal	$76.50
2.	A kangaroo taken for personal use pursuant to a permit granted under section 53(1)(c) of the Act	$1.60
3.	A protected animal taken pursuant to a permit granted under section 60C of the Act	Nil
4.	A protected animal taken pursuant to a permit granted under section 60J of the Act	$1.60

Schedule 2—Revocation and transitional provision

1—Revocation of *National Parks and Wildlife (Fees) Regulations 2018*

The *National Parks and Wildlife (Fees) Regulations 2018* are revoked.

2—Transitional provision

(1) The fees prescribed in respect of an application for a permit by Schedule 1 Part 4 of these regulations apply where the permit is to take effect on or after 1 July 2020.

(2) The fees prescribed in respect of an application for additional premises or a further endorsement on a permit by Schedule 1 Part 4 of these regulations apply where—

(a) the permit in respect of which the application is made is to take effect on or after 1 July 2020; or

(b) the application is made on or after 1 July 2020.

(3) All other fees prescribed by Schedule 1 Part 4, and all fees prescribed by Schedule 1 Part 2 or Part 3, of these regulations, apply from 1 July 2020.

(4) All royalties declared by Schedule 1 Part 5 of these regulations apply from 1 July 2020.

(5) Despite clause 1 of this Schedule—

(a) the fees prescribed in respect of an application for a permit by Schedule 1 Part 4 of the *National Parks and Wildlife (Fees) Regulations 2018*, as in force immediately before the commencement of these regulations, continue to apply where the permit is to take effect before 1 July 2020; and

(b) the fees prescribed in respect of an application for additional premises or a further endorsement on a permit by Schedule 1 Part 4 of the *National Parks and Wildlife (Fees) Regulations 2018*, as in force immediately before the commencement of these regulations, continue to apply where—

(i) the permit in respect of which the application is made is in effect, or is to take effect, before 1 July 2020; and

(ii) the application is made before that date; and

(c) all other fees prescribed by Schedule 1 Part 4, and all fees prescribed by Schedule 1 Part 2 or 3, of the *National Parks and Wildlife (Fees) Regulations 2018*, as in force immediately before the commencement of these regulations, continue to apply until 1 July 2020; and

(d) all royalties declared by Schedule 1 Part 5 of the *National Parks and Wildlife (Fees) Regulations 2018*, as in force immediately before the commencement of these regulations, continue to apply until 1 July 2020.

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 7 May 2020

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