

Carbon Credits (Carbon Farming Initiative) Amendment Regulation 2014 (No. 2)

Select Legislative Instrument No. 190, 2014

I, General the Honourable Sir Peter Cosgrove AK MC (Ret’d), Governor‑General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation.

Dated 11 December 2014

Peter Cosgrove

Governor‑General

By His Excellency’s Command

Greg Hunt

Minister for the Environment

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1 Name

This is the *Carbon Credits (Carbon Farming Initiative) Amendment Regulation 2014 (No. 2)*.

2 Commencement

Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information | |
| --- | --- |
| Column 1 | Column 2 |
| Provisions | Commencement |
| 1. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table | The day after this instrument is registered. |
| 2. Schedule 1 | At the same time as Schedule 1 to the *Carbon Farming Initiative Amendment Act 2014* commences. |
| 3. Schedule 2 | At the same time as the *Carbon Credits (Carbon Farming Initiative) Rule 2015* commences. |

3 Authority

This instrument is made under the *Carbon Credits (Carbon Farming Initiative) Act 2011*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Interim amendments

Carbon Credits (Carbon Farming Initiative) Regulations 2011

1 Subregulation 1.3(1) (definition of *prescribed audit report*)

Repeal the definition.

2 Regulations 1.8, 1.11, 1.12 and 1.13

Repeal the regulations.

3 Paragraph 3.1(1)(c)

Before “the project area”, insert “if the project is an area‑based offsets project—”.

4 After paragraph 3.1(1)(c)

Insert:

(ca) if the project is not an area‑based offsets project and the project will be undertaken at one or more physical locations—information identifying each of the locations;

(cb) if the project is not an area‑based offsets project and the boundary of the project cannot be defined by reference to the project’s location—details of how the boundary of the project will be defined and a description of that boundary;

5 Paragraph 3.1(1)(g)

Before “the name”, insert “if the project is an area‑based offsets project—”.

6 Paragraphs 3.1(1)(j), (k), (l) and (n)

Repeal the paragraphs.

7 Parts 4 and 5

Repeal the Parts.

8 Regulations 7.1, 7.2, 9.1 and 9.2

Repeal the regulations.

9 After paragraph 17.1(2)(a)

Insert:

(aa) information that substantiates the application for a section 27 declaration in relation to the project, unless the application was made before the commencement of this paragraph and the project proponent no longer has any such information;

10 Schedules 1 to 3

Repeal the Schedules.

Schedule 2—Other amendments

Carbon Credits (Carbon Farming Initiative) Regulations 2011

1 Division 2.1

Repeal the Division.

2 Regulations 3.1 and 3.3

Repeal the regulations.

3 Paragraph 3.16(2)(b)

Omit “regulation 3.3”, substitute “legislative rules made for the purposes of paragraph 27(3)(b) of the Act”.

4 Parts 6, 17 and 26

Repeal the Parts.