



# **Carbon Credits (Carbon Farming Initiative) Amendment Regulation 2015 (No. 1)**

## **Select Legislative Instrument No. 120, 2015**

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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 23 July 2015

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 2015 (No. 1)*.

## 2 Commencement

- (1) 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	Column 3
Provisions	Commencement	Date/Details
1. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table	The day after this instrument is registered.	1 August 2015
2. Schedule 1	At the same time as the <i>Carbon Credits (Carbon Farming Initiative) Amendment Rule 2015 (No. 1)</i> .	1 August 2015

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

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

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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2                      *Carbon Credits (Carbon Farming Initiative) Amendment  
Regulation 2015 (No. 1)*                      *No. 120, 2015*  
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## Schedule 1—Amendments

### *Carbon Credits (Carbon Farming Initiative) Regulations 2011*

#### **1 Subregulation 1.3(1)**

Omit “(1) In these Regulations”, substitute “In these Regulations and any original methodology determination continuing to apply under subsection 125(2), 126(2) or 127(2) of the Act”.

#### **2 Subregulation 1.3(1)**

Repeal the following definitions:

- (a) definition of *Aboriginal person*;
- (b) definition of *accounted for*;
- (c) definition of *approved form*;
- (d) definition of *associated provisions*;
- (e) definition of *authorised representative*;
- (f) definition of *certified copy*.

#### **3 Subregulation 1.3(1) (subparagraph (b)(i) of the definition of CFI rainfall map)**

Omit “for the period from at least 1921 to 2010”.

#### **4 Subregulation 1.3(1) (definition of consent)**

Omit “, for Divisions 3.6 and 3.12,”.

#### **5 Subregulation 1.3(1)**

Insert:

*conservation land* means an area that is owned and managed by the Commonwealth, a State or a Territory Government for biodiversity conservation.

#### **6 Subregulation 1.3(1) (definition of entity)**

Repeal the definition.

#### **7 Subregulation 1.3(1)**

Insert:

***farm*** means:

- (a) any tract of land:
  - (i) which is used by a person for agriculture; and
  - (ii) for which the person holds an estate in fee simple or a lease over the land; or
- (b) multiple tracts of land:
  - (i) which are used by the same person for agriculture; and
  - (ii) for which the person holds an estate in fee simple or a lease over each tract of land; and
  - (iii) to which the same methodology determination is applied, regardless of whether those tracts of land are touching.

**8 Subregulation 1.3(1) (definition of *multiple project proponents*)**

Repeal the definition.

**9 Subregulation 1.3(1)**

Insert:

***native forest*** means an area of land that:

- (a) is dominated by trees that:
  - (i) are located within their natural range; and
  - (ii) have attained, or have the potential to attain, a crown cover of at least 20% of the area of land; and
  - (iii) have reached, or have the potential to reach, a height of at least 2 metres; and
- (b) is not a plantation.

**10 Subregulation 1.3(1)**

Repeal the following definitions:

- (a) definition of ***nominee***;
- (b) definition of ***non-CFI scheme***;
- (c) definition of ***prescribed non-CFI offsets scheme***;
- (d) definition of ***Registry Act***;
- (e) definition of ***Registry Regulations***;
- (f) definition of ***relevant area***.



**11 Subregulation 1.3(1)**

Repeal the following definitions:

- (a) definition of *section 27 declaration*;
- (b) definition of *Torres Strait Islander*;
- (c) definition of *transferee offsets project*;
- (d) definition of *transferor offsets project*.

**12 Subregulation 1.3(1) (note)**

Repeal the note.

**13 Subregulations 1.3(2) to (4)**

Repeal the subregulations.

**14 Regulations 1.4 to 1.10**

Repeal the regulations.

**15 Part 2**

Repeal the Part.

**16 Divisions 3.1, 3.2, 3.3, 3.6 and 3.9 of Part 3**

Repeal the Divisions.

**17 Regulation 3.33**

Omit “paragraph 55(1)(c) and”.

**18 Regulations 3.35 and 3.35A**

Repeal the regulations.

**19 Subregulation 3.36(2)**

Repeal the subregulation.

**20 Division 3.13 of Part 3**

Repeal the Division.

**21 Parts 7 to 19**

Repeal the Parts.