

Illegal Logging Prohibition Amendment (Due Diligence Improvements) Regulations 2018

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 regulations.

Dated 21 November 2018

Peter Cosgrove

Governor‑General

By His Excellency’s Command

Richard Colbeck

Assistant Minister for Agriculture and Water Resources  
Parliamentary Secretary to the Minister for Agriculture and Water Resources

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1 Name

This instrument is the *Illegal Logging Prohibition Amendment (Due Diligence Improvements) Regulations 2018*.

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. The whole of this instrument | The day after this instrument is registered. | 27 November 2018 |

Note: This table relates only to the provisions of this instrument as originally made.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 *Illegal Logging Prohibition Act 2012.*

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Illegal Logging Prohibition Regulation 2012

1 Paragraph 11(2)(b)

After “assess”, insert “(to the standard set out in subsection (2A))”.

2 After subsection 11(2)

Insert:

(2A) The identification and assessment of risk mentioned in paragraph (2)(b), and any outcome of that identification and assessment, must be reasonable.

3 Paragraph 20(2)(b)

After “assess”, insert “(to the standard set out in subsection (2A))”.

4 After subsection 20(2)

Insert:

(2A) The identification and assessment of risk mentioned in paragraph (2)(b), and any outcome of that identification and assessment, must be reasonable.

5 Clause 1 of Schedule 2 (notes 2 and 3)

Omit “2014”, substitute “2018”.

6 Clause 2 of Schedule 2 (table item 3)

Repeal the item, substitute:

|  |  |
| --- | --- |
| 3 | Country specific guideline for Indonesia, co‑endorsed by the Government of Australia and the Government of Indonesia on 1 October 2018. |

7 Clause 2 of Schedule 2 (table item 4A)

Repeal the item, substitute:

|  |  |
| --- | --- |
| 4A | Country specific guideline for Malaysia, co‑endorsed by the Government of Australia and the Government of Malaysia on 10 March 2017. |

8 Clause 2 of Schedule 2 (after table item 5A)

Insert:

|  |  |
| --- | --- |
| 5B | Country specific guideline for the Republic of Korea, co‑endorsed by the Government of Australia and the Government of the Republic of Korea on 26 June 2018. |

9 Clauses 2 and 3 of Schedule 2 (notes)

Omit “2014”, substitute “2018”.