



Great Barrier Reef Marine Park Amendment (Coronavirus Economic Response Package) Regulations 2020

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 11 June 2020

David Hurley
Governor-General

By His Excellency's Command

Sussan Ley
Minister for the Environment

Contents

1	Name.....	1
2	Commencement	1
3	Authority.....	1
4	Schedules.....	1
	Schedule 1—Amendments	2
	<i>Great Barrier Reef Marine Park Regulations 2019</i>	<i>2</i>

1 Name

This instrument is the *Great Barrier Reef Marine Park Amendment (Coronavirus Economic Response Package) Regulations 2020*.

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	1 July 2020.	1 July 2020

Note: This table relates only to the provisions of this instrument as originally made.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 *Great Barrier Reef Marine Park Act 1975*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Great Barrier Reef Marine Park Regulations 2019

1 At the end of Subdivision A of Division 2 of Part 12

Add:

204A Coronavirus economic response—applications made during waiver period

- (1) No fee is payable under section 202 for a fee-bearing application (a *waiver period application*) that:
 - (a) is made during the period (the *waiver period*):
 - (i) beginning on 1 July 2020; and
 - (ii) ending on 30 June 2021; or
 - (b) is an EPBC referral deemed application that is taken to be made under section 37AB of the Act as a result of a referral mentioned in that section that occurs during the waiver period.
- (2) Section 203 does not apply to a waiver period application.
- (3) Subsections (1) and (2) continue to apply in relation to a waiver period application after the end of the waiver period even if a new fee, or a different fee, would otherwise become payable under section 202 in relation to the application after the end of the period.
- (4) The fee mentioned in item 8 of the table in subsection 205(1) is not payable in relation to a waiver period application even if the request mentioned in that item is made after the end of the waiver period.

204B Coronavirus economic response—increased fees resulting from a change in approach

- (1) This section applies to a fee-bearing application if:
 - (a) the application was made before 1 July 2020; and
 - (b) the Authority makes a decision under subsection 91(2) in relation to the application; and
 - (c) either:
 - (i) the decision is made during the period (the *waiver period*) beginning on 1 July 2020 and ending on 30 June 2021; or
 - (ii) the decision results from a request to the Authority to vary the application, and the request is made during the waiver period; and
 - (d) the fee payable under section 202 in relation to the application would, but for the effect of this section, increase as a result of the decision.
- (2) The increase referred to in paragraph (1)(d) is not payable in relation to the application.
- (3) To avoid doubt, subsections 203(6) and (7) do not apply in relation to the decision.

2 At the end of Subdivision B of Division 2 of Part 12

Add:

205A Coronavirus economic response

- (1) No fee is payable under section 205 for an application or request that is made during the period (the *waiver period*):
 - (a) beginning on 1 July 2020; and
 - (b) ending on 30 June 2021.
- (2) Subsections 205(2) and (3) do not apply to an application or request to which subsection (1) of this section applies.

3 At the end of Subdivision C of Division 2 of Part 12

Add:

207A Coronavirus economic response

- (1) No fee is payable under section 206 for an application that is made during the period (the *waiver period*):
 - (a) beginning on 1 July 2020; and
 - (b) ending on 30 June 2021.
- (2) No fee is payable under section 207 for a reinstatement of a permission if the Authority becomes satisfied of the matter or matters in paragraph 131(3)(a) in relation to the permission during the waiver period.