

Conservation and Land Management Amendment Regulations (No. 5) 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Conservation and Land Management Amendment Regulations (No. 5) 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Conservation and Land Management Regulations 2002*.

4. Regulation 60AA inserted

After regulation 59 insert:

60AA. Notice of moorings suspected of not being lawfully authorised

- (1) If the CEO is of the opinion that a mooring is on CALM land without lawful authority the CEO may give notice in writing to the person who owns or apparently controls the mooring.
- (2) The notice must specify a reasonable time within which the person must —
 - (a) provide evidence to the CEO that the mooring is authorised to be on CALM land; or
 - (b) apply to the CEO for a licence or other authorisation for the mooring to be on CALM land; or
 - (c) remove the mooring.
- (3) Proceedings for an offence under subregulation 59(1)(b) must not be commenced against a person unless the CEO has given the person a notice under subregulation (1) and either —

- (a) the person has failed to comply with the notice;
or
- (b) the person has applied for a licence or other
authorisation before the end of the period
specified in the notice and the application has
been refused.

R. KENNEDY, Clerk of the Executive Council.