

CLAUSE NOTES

Wildlife (Protection of Native Duck Species) Bill 2021

Clause 1: Short Title

The Short title will be the *Wildlife (Protection of Native Duck Species) Act 2021*.

Clause 2: Commencement

The Act will commence on the day on which it receives Royal Assent.

Clause 3: Amendment of statutory rules do not prevent their subsequent amendment

This clause ensures that the amendment of statutory rules by an Act of Parliament does not interfere with the statutory rule making powers of the Minister while the Act remains in force.

Clause 4: Repeal of Act

The *Wildlife (Protection of Native Duck Species) Act 2021* will be repealed 365 days from the day on which all provisions commence.

Clause 5: Regulations amended

Gives effect to the amendments in Schedule 1.

SCHEDULE 1 – REGULATIONS AMENDED

Clause 1: Amends regulation 15 of the *Wildlife (General) Regulations 2010* by removing reference to a 'duck licence'.

Clause 2: Removes reference in regulation 37(9) of the *Wildlife (General) Regulations 2010* to a 'wild duck' as partly protected wildlife.

Clause 3: Removes an exemption to firearm discharge rules in regulation 45 of the *Wildlife (General) Regulations 2010* in relation to a 'wild duck'.

Clause 4: Repeals regulation 52 of the *Wildlife (General) Regulations 2010* which provides special provisions in relation to wild ducks.

Clause 5: Removes references to wild ducks in regulation 54 of the *Wildlife (General) Regulations 2010*.

Clause 6: Adds the following duck species to the list of protected wildlife in part 4 of schedule 2 of *Wildlife (General) Regulations 2010* –

- Chestnut Teal (*Anas castanea*)
- Grey Teal (*Anas gracilis*)
- Pacific Black Duck (*Anas superciliosa*)
- Australian Shelduck (Mountain Duck) (*Tadorna tadornoides*)
- Australian Wood Duck (*Chenonetta jubata*)

Clause 7: Removes the following duck species from the list of partly protected wildlife in part 1 of schedule 4 of *Wildlife (General) Regulations 2010* –

- Chestnut Teal (*Anas castanea*)
- Grey Teal (*Anas gracilis*)
- Pacific Black Duck (*Anas superciliosa*)
- Australian Shelduck (Mountain Duck) (*Tadorna tadornoides*)
- Australian Wood Duck (*Chenonetta jubata*)

Clause 8: Removes details of duck licences from schedule 8 of the *Wildlife (General) Regulations 2010*.