

FACT SHEET

Legislation and Regulatory Review (Natural Resources and Environment Tasmania) Bill 2026

Purpose of the Bill

The Legislation and Regulatory Review (Natural Resources and Environment Tasmania) Bill 2026 delivers a range of minor, machinery and administrative amendments across legislation administered by the Department of Natural Resources and Environment Tasmania, and to repeal, rescind and revoke certain spent legislation.

Modernising Public Notifications

The Bill proposes amendments to the *Historic Cultural Heritage Act 1995*, the *Living Marine Resources Management Act 1995* and the *Threatened Species Protection Act 1995* to reflect contemporary communication methods.

Publication notification in the Gazette is retained where currently required, and by one or more of the following methods:

- publication in a newspaper published in Tasmania either circulating generally in the region in which the place is located or circulating generally in Tasmania;
- on a website maintained by, or on behalf of, the Heritage Council or the Department, for a reasonable period having regard to the matter to which it pertains;
- by any other electronic means that the Heritage Council or Secretary of the Department considers appropriate in the circumstances.

This change will allow for a broader range of notice publication options outside of publication in newspapers, improving accessibility of information, timeliness and public awareness while maintaining transparency.

Historical Cultural Heritage Act 1995

In addition to the amendments relating to local public notification, the Bill also requires: Statements of Expectation, Statements of Intent and Heritage Council Guidelines to be made publicly available on a website maintained by, or on behalf of, the Heritage Council, rather than being physically available. The documents are already published using this method. Hence these provisions are obsolete.

Land Acquisition Act 1993

The Bill removes the requirement for notices of acquisition, and notices amending or revoking acquisitions, to be tabled in Parliament following gazettal. The amendment reduces unnecessary administrative burden and eliminates duplication, as gazettal already provides formal public notification and transparency of these decisions. The notices are not disallowable instruments, meaning tabling does not provide a parliamentary disallowance function or an additional oversight mechanism. Consequential drafting amendments are also made to support the operation of this change and maintain consistency across the legislation.

National Parks and Reserves Management Regulations 2019

The Bill substitutes regulation 37 to provide for electronic parks passes to complement the existing vehicle-based pass. The regulation also clarifies that existing arrangements and powers, to collect park entry fees and check fees have been paid, extend to electronic parks passes. The change does not impose any new fees or penalties.

Survey Co-ordination Act 1944

The Bill contains a number of modernising and administrative amendments to provisions that are no longer relevant or in use in the current digital age, including:

- Expanding the definition of "plan" to include digital information, enabling more contemporary survey and spatial data to be stored and referenced in the central plan register.
- Updating references to surveyor registration legislation by replacing references to the Land Surveyors Act 1909 with references to registered land surveyors under the *Surveyors Act 2002*.
- Repealing provisions requiring public authorities to provide existing plans to the Surveyor-General within 6 months of the commencement of the Act., and the requirement to notify the Surveyor-General of the intention to commence a survey.
- Repealing the requirement for public authorities to provide a list of every plan and every survey to the Surveyor-General.
- Repealing provisions no longer required because the central plan register is searchable online.
- Repealing an obsolete provision relating to duplicate surveys.
- Replacing Gazette notifications with publication on a website maintained by, or on behalf of, the Department, as survey marks are published via the LIST with direct linkage to the survey control database.

Threatened Species Protection Act 1995 and Threatened Species Protection Regulations 2026

In addition to amendments relating to the definition of "public notification" the Bill also:

- Replaces requirements for prescribed forms with forms approved by the Secretary.
- Removes references to newspaper publication in provisions dealing with nominations, listings, recovery plans and threat abatement plans, aligning those provisions with the new public notification arrangements.

The Bill also rescinds Regulation 4 and Schedule 1 which relate to prescribed forms.

Repealed, Rescinded and Revoked Legislation

The Bill removes legislation that is spent, obsolete or no longer required.

Repealed legislation

- *Aboriginal Land Council Elections Act 2004*

Rescinded legislation

- Fisheries amending rules and other subordinate legislation identified in Schedule 2 that are spent and no longer required.

Revoked legislation

- Revokes subordinate legislation identified in Schedule 3 that are spent, obsolete, redundant or no longer required.