

Environment Regulations Amendment (Aboriginal Cultural Heritage) Regulations 2023

SL 2023/50

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Environment Regulations Amendment (Aboriginal Cultural Heritage) Regulations 2023*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2023.

Part 2 — *Conservation and Land Management Regulations 2002* amended

3. Regulations amended

This Part amends the *Conservation and Land Management Regulations 2002*.

4. Regulation 2 amended

- (1) In regulation 2 delete the definitions of:

Aboriginal artefact

Aboriginal site

- (2) In regulation 2 insert in alphabetical order:

Aboriginal object has the meaning given in paragraph (b)(ii) of the definition of *Aboriginal cultural heritage* in the *Aboriginal Cultural Heritage Act 2021* section 12;

Aboriginal place has the meaning given in paragraph (b)(i) of the definition of *Aboriginal*

cultural heritage in the *Aboriginal Cultural Heritage Act 2021* section 12;

5. Regulation 37 amended

In regulation 37(2) delete “Aboriginal site or artefact,” and insert:

Aboriginal place or Aboriginal object,

Part 3 — *Environmental Protection (Clearing of Native Vegetation) Regulations 2004* amended

6. Regulations amended

This Part amends the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*.

7. Regulation 13 amended

- (1) In regulation 13(1) delete the definition of *Aboriginal site*.
- (2) In regulation 13(1) insert in alphabetical order:

Aboriginal place has the meaning given in paragraph (b)(i) of the definition of *Aboriginal cultural heritage* in the *Aboriginal Cultural Heritage Act 2021* section 12;

- (3) In regulation 13(2)(d) delete “Aboriginal site, if the precise location of that site” and insert:

Aboriginal place, if the precise location of that place

Part 4 — *Environmental Protection Regulations 1987* amended

8. Regulations amended

This Part amends the *Environmental Protection Regulations 1987*.

9. Regulation 3D amended

- (1) In regulation 3D(1) delete the definition of *Aboriginal site*.

- (2) In regulation 3D(1) insert in alphabetical order:

Aboriginal place has the meaning given in paragraph (b)(i) of the definition of ***Aboriginal cultural heritage*** in the *Aboriginal Cultural Heritage Act 2021* section 12;

- (3) In regulation 3D(2)(d) delete “Aboriginal site, if the precise location of that site” and insert:

Aboriginal place, if the precise location of that place

B. D'SA, Clerk of the Executive Council.