

Runoff Repair Youth Bill 2009

Amendments during consideration in detail to be moved by

The Honourable Youth Member for Mackay

1. **Clause 8 (Penalties for noncompliance)**

At page 7, lines 6 to 19

omit, insert-

- (1) If a breach is found to result from a non-compliant property, then the landholder will pay penalties in accordance with Part 6 of this Youth Bill and will be issued with management plans in accordance with Part 4 of this Youth Bill.'

2. **Clause 10 (Management plan assessments)**

At page 8, lines 28 to 30

Omit, insert-

- (a) Monetary penalties will be prescribed in accordance with Part 6 of this Youth Bill.'

3. **After Clause 13 (Powers relating to follow-up plans)**

At page 10, after line 11-

insert-

(NB the current Part 6 will become Part 7 & section numbers change accordingly)

'Part 6 Monetary and Other Penalties

16 Non-compliance and breach under Part 3

- (1) Landowners of property who meet the requirements of section 7(4) will –
- (a) pay a maximum of 5 penalty units, if the owner is an individual; or
 - (b) pay a maximum of 200 penalty units, if the owner is a corporation.

17 Non-compliance of management plans under Part 4

- (1) Landowners of property who meet the requirements of section 12(4) will –

- (a) pay a maximum of 50 penalty units, if the owner is an individual; or
- (b) pay a maximum of 500 penalty units, if the owner is a corporation.

18 Non-compliance of serious legal directions under Part 5

- (1) Landowners who meet the requirements of section 15(5) will
 -
 - (a) pay a maximum of 200 penalty units, if the owner is an individual.
 - (b) pay a maximum of 2000 penalty units, if the owner is a corporation.
- (2) Any individual who intends not to comply without any serious legal direction, or reacts recklessly to notification of non-compliance without any serious legal direction will be imprisoned for a maximum of 12 months.
- (3) Heads of the corporation who intend not to comply with any serious legal direction, or act recklessly as to whether they are complying with any serious legal direction will be imprisoned for a maximum of 2 years.'

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Amendments during consideration in detail to be moved by

The Honourable Youth Member for Brisbane Central

1. Clause 4 (Auditing)

At page 5, lines 10 to 18-

Omit, insert-

1. 'All auditing must be conducted by the Environmental Protection Agency of Queensland.
2. Auditing must occur in every waterway and groundwater catchment listed in the Appendix A document.
3. Auditing of each waterway and groundwater catchment must occur within every six months and can occur as often as four times a year within limits.
4. Audits may be conducted outside of the interval cycle if a civil request is lodged with the Environmental Protection agency.'