

Conservation Amendment Bill (No 2)

Government Bill

As reported from the committee of the whole
House

This bill was formerly part of the Crown Minerals (Permitting and Crown Land) Bill as reported from the Commerce Committee. The committee of the whole House has further amended the bill and divided it into the following bills:

- Crown Minerals Amendment Bill comprising clauses 1 and 2, Part 1, and Schedules 1A to 4
- this bill comprising Part 2
- Continental Shelf Amendment Bill comprising Part 3
- Reserves Amendment Bill comprising Part 4
- Wildlife Amendment Bill comprising Part 5.

Hon Simon Bridges

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The Parliament of New Zealand enacts as follows:

- 1 Title**
This Act is the Conservation Amendment Act **2013**.

2 Commencement

This Act comes into force on the earlier of the following:

- (a) the date appointed by the Governor-General by Order in Council:
- (b) the date that is 2 years after the date on which the Act receives the Royal assent. 5

3 Principal Act

This Act amends the Conservation Act 1987 (the **principal Act**).

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56 Section 2 amended (Interpretation)

- (1) In section 2(1), insert in their appropriate alphabetical order:

“**Ramsar Administrative Authority** means the administering agency that is the Ramsar Administrative Authority for New Zealand, as from time to time advised by the Government of New Zealand to the Ramsar Secretariat 15

“**Ramsar Secretariat** means the body responsible for co-ordination of the Convention on Wetlands of International Importance especially as Waterfowl Habitat, done at Ramsar on 2 February 1971”.

- (2) In section 2(2), replace “section 18(1)” with “**section 18AA(1)** or 18(1)”. 20

56A Section 8 amended (Conservation area may become reserve, national park, etc)

- (1) After section 8(1A), insert:

“(1B) Subsection (1A) is subject to **subsection (4)**.” 25

- (2) After section 8(3), insert:

“(4) The Minister must not act under subsection (1A) to declare a conservation area—

“(a) to be a nature reserve or a scientific reserve under the Reserves Act 1977; or 30

“(b) to be included in an existing nature reserve or scientific reserve under that Act.”

57 New sections 18AA and 18AB inserted

In Part 4, before section 18, insert:

“18AA Governor-General may confer additional protection or preservation requirements

- “(1) The Governor-General may, by Order in Council made on the recommendation of the Minister, declare any conservation area— 5
- “(a) to be held for the purpose of a wilderness area, a sanctuary area, or both; and
- “(b) to have the official geographic name stated in the order. 10
- “(2) Before making a recommendation under **subsection (1)**, the Minister must—
- “(a) refer the proposed name to the New Zealand Geographic Board Ngā Pou Taunaha o Aotearoa for review under subpart 3 of Part 2 of the New Zealand Geographic Board (Ngā Pou Taunaha o Aotearoa) Act 2008; and 15
- “(b) give public notice of the intention to recommend the making of the order that includes the proposed name for the area. 20
- “(3) Section 49 applies, with the necessary modifications, to a notice given under **subsection (2)(b)**.
- “(4) A conservation area declared to be held for the purpose of a wilderness area, a sanctuary area, or both, under this section must be managed in a manner that is consistent with that purpose or those purposes (as the case may be). 25
- “(5) The Governor-General may, by Order in Council made on the recommendation of the Minister, vary or revoke the purpose, or all or any of the purposes, for which any conservation area held under **subsection (1)** is held, and the land is to be held accordingly as provided in the order. 30
- “(6) Before making a recommendation under **subsection (5)**, the Minister must give public notice of the intention to recommend the making of the order, and section 49 applies with the necessary modifications. 35

“18AB Governor-General may declare that wetland be notified to Ramsar Secretariat

“(1) The Governor-General may, by Order in Council made on the recommendation of the Minister,—

“(a) specify a wetland and the details of the area of the wetland; and 5

“(b) declare that the Minister for the time being responsible for the Ramsar Administrative Authority must notify the Ramsar Secretariat of the wetland and the details of the area of the wetland; and 10

“(c) declare that the wetland is to have the official geographic name stated in the order.

“(2) Before making a recommendation under **subsection (1)**, the Minister must refer the proposed name to the New Zealand Geographic Board Ngā Pou Taunaha o Aotearoa for review under subpart 3 of Part 2 of the New Zealand Geographic Board (Ngā Pou Taunaha o Aotearoa) Act 2008.” 15

58 Section 18 amended (Minister may confer additional specific protection or preservation requirements)

In section 18(1), delete “a sanctuary area, a wilderness area,”. 20

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Legislative history

11 April 2013

Divided from the Crown Minerals (Permitting and Crown Land) Bill (Bill 70–2) as Bill 70–3B
