



Exclusive Economic Zone and Continental Shelf (Fees and Charges) Amendment Regulations 2023

Cindy Kiro, Governor-General

Order in Council

At Wellington this 22nd day of May 2023

Present:

Her Excellency the Governor-General in Council

These regulations are made under sections 30(1) and 146 of the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for the Environment made after complying with the requirements in section 32 of the Act.

Contents

		Page
1	Title	2
2	Commencement	2
3	Principal regulations	2
4	Regulation 4 amended (Recovery of costs by Environmental Protection Authority)	2
5	Regulation 5 amended (Exceptions)	2
6	New Schedule inserted	2
	Schedule	3
	New Schedule inserted	

Regulations

1 Title

These regulations are the Exclusive Economic Zone and Continental Shelf (Fees and Charges) Amendment Regulations 2023.

2 Commencement

These regulations come into force on 1 July 2023.

3 Principal regulations

These regulations amend the Exclusive Economic Zone and Continental Shelf (Fees and Charges) Regulations 2013.

4 Regulation 4 amended (Recovery of costs by Environmental Protection Authority)

Replace regulation 4(1) with:

- (1) For the purpose of recovering the costs incurred in performing its functions and providing services under the Act, the EPA must charge—
 - (a) the hourly charge-out rates for EPA staff set out in the Schedule; and
 - (b) actual and reasonable costs for any other expenses that the EPA reasonably incurs.

5 Regulation 5 amended (Exceptions)

In regulation 5(1), replace “in clause 4(1)(a)” with “set out in the Schedule”.

6 New Schedule inserted

After regulation 7, insert the Schedule set out in the Schedule of these regulations.

Schedule New Schedule inserted

r 6

Schedule			
Hourly charge-out rates for EPA staff			
Staff category	For period of 1 July 2023 to 30 June 2024	For period of 1 July 2024 to 30 June 2025	For period of 1 July 2025 to 30 June 2026 and each subsequent year
Principal Advisor, Principal Compliance Officer, Principal Investigator, Team Leader	\$301	\$310	\$319
Project Leader, Senior Advisor, Senior Compliance Officer, Senior Investigator	\$251	\$259	\$266
Senior Advisor Technical Support	\$211	\$218	\$224
Advisor, Compliance Officer, Investigator	\$181	\$186	\$192
Administrator	\$143	\$148	\$152

r 4(1)(a)

Rachel Hayward,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 July 2023, amend the Exclusive Economic Zone and Continental Shelf (Fees and Charges) Regulations 2013 (the **principal regulations**). The amendments update the hourly charge-out rates for Environmental Protection Authority (**EPA**) staff by inserting a *new Schedule* into the principal regulations. The *new Schedule* contains the hourly charge-out rates effective from 1 July 2023, with 2 additional step increases on 1 July 2024 and 1 July 2025.

Cost recovery impact statement

The Ministry for the Environment produced a cost recovery impact statement on 7 March 2023 to help inform the decisions taken by the Government relating to the contents of this instrument.

A copy of this cost recovery impact statement can be found at—

- <https://environment.govt.nz/assets/publications/Cabinet-papers-briefings-and-minutes/Mfe-RIS-stage-2-cost-recovery-impact-statement.pdf>
- <https://treasury.govt.nz/publications/informationreleases/ris>

Issued under the authority of the Legislation Act 2019.

Date of notification in *Gazette*: 25 May 2023.

These regulations are administered by the Ministry for the Environment.