

Variation to the Tasmanian Regional Forest Agreement - February 2007

This variation of the Tasmanian Regional Forest Agreement was signed on February 2007 by the Australian and Tasmanian Governments. The text of the variation is reproduced below.

THIS AGREEMENT is made on the **23** day of February 2007

BETWEEN

THE STATE OF TASMANIA ("Tasmania" or "the State") and

THE AUSTRALIAN GOVERNMENT (the Commonwealth)

Recitals

WHEREAS:

Purpose of the Agreement

A On 8 November 1997, the Commonwealth and Tasmania ("the Parties") executed the Tasmanian Regional Forest Agreement ("the Tasmanian RFA").

B The Parties have agreed to vary the Tasmanian RFA.

NOW IT IS AGREED as follows:

1. This Agreement (" the Variation") is to be interpreted, unless the contrary intention appears, with reference to the definitions and general conditions specified in clauses 2 and 3 of the Tasmanian RFA.
2. The attached Schedule of amendments sets out the amendments to the Tasmanian RFA.
3. The Variation may be executed in any number of counterparts, all of which taken together constitute one and the same instrument.

SIGNED by

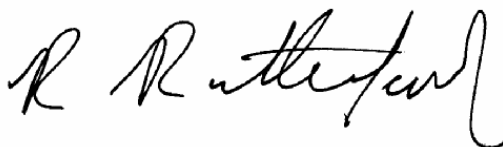


The HONOURABLE JOHN WINSTON HOWARD MP, Prime Minister for and on behalf of the Commonwealth of Australia.

In the presence of :



SIGNED by The HONOURABLE PAUL LENNON MP, Premier
For and on behalf of the State of Tasmania



In the presence of :

SCHEDULE OF AMENDMENTS TO THE TASMANIAN
REGIONAL FOREST AGREEMENT

1. Replace the current clause 68 of the agreement with the following:

“68 The Parties agree that the CAR Reserve System, established in accordance with this Agreement, and the application of management strategies and management prescriptions developed under Tasmania's Forest Management Systems, protect rare and threatened fauna and flora species and Forest Communities.”
2. Replace the current clause 70 with the following:

“70. The Parties agree that where a Recovery Plan for a forest-related species in Tasmania or a Threat Abatement Plan concerning a Priority Species (Attachment 2 Part A) is in force, any recommended actions in the Recovery Plan or the Threat Abatement Plan that are within the jurisdiction of the Parties will be carried out in accordance with the timelines specified in the relevant Plan. If an action has not been carried out in accordance with the timelines in the relevant Plan, it will be carried out as soon as possible afterwards.”
3. Replace the introductory paragraph to clause 96 and 96 (a) with the following:

“96. The State agrees that any new or altered management prescriptions that are developed over the term of the Agreement for the Priority Species in Attachment 2, as amended from time to time, will:

 - (a) provide for the maintenance of the relevant species;”
4. Replace the existing Clause 97 with the following:

“97. The State agrees to maintain and to update as necessary a database or databases of management prescriptions and responses to disturbance related to threatened fauna and flora and confirms that it intends to use the database or databases as a basis for updating relevant State management documents and as a basis for the management of threatened species. Updated database contents will be periodically made available in a publicly accessible form for public comment.”
5. Amend Clause 2 by deleting the definitions of “Listing Statements”, “Management Prescriptions Database”, “Response to Disturbance Database”, “Threatened Fauna Manual” and “Threatened Species Database” in Part 1 clause 2;



6. Deleting the note occurring under the heading in Part B of Attachment 2, "Species included in the Management Prescriptions Database are marked *", and remove the asterisks where they occur in Part B; and
7. Replacing the current milestone relating to Clause 97 in Attachment 3 with the following:
"The State to maintain and update the database or databases referred to in clause 97 - as necessary."