

# Nature Conservation (Special Protection Status) Declaration 2012 (No 2)

## Disallowable instrument DI2012–111

made under the

*Nature Conservation Act 1980*, s 33 (special protection status)

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### 1 Name of instrument

This instrument is the *Nature Conservation (Special Protection Status) Declaration 2012* (No 2).

### 2 Commencement

This instrument commences on the day after notification.

### 3 Declaration

I declare:

- (1) members of the species of migratory animal to which any of the agreements listed in the attached schedule 1 apply to have special protection status for the purposes of section 33 (1) of the *Nature Conservation Act 1980* (Nature Conservation Act).
- (2) members of the following species of native animal and native plant to have special protection status for the purposes of section 33 (2) (a) of the Nature Conservation Act:
  - (a) species listed by the Minister (Cwlth) as threatened for the purposes of section 178 of the *Environment Protection and Biodiversity Conservation Act 1999* (Cwlth) immediately before the commencement of this instrument; and
  - (b) species listed in the attached schedule 2.
- (3) members of the species of native animal or native plant listed in the attached schedule 3 to have special protection status for the purposes of section 33 (2) (b) of the Nature Conservation Act.

### 4 Revocation

The disallowable instrument *Nature Conservation (Special Protection Status) Declaration 2012* DI2012-38 is revoked.

#### **4 Attachments**

The following are attachments to, and form part of, this instrument:

- attached schedule 1 – list of agreements for the purpose of section 3 (1);
- attached schedule 2 – list of species for the purpose of section 3 (2) (b);  
and
- attached schedule 3 – list of species for the purpose of section 3 (3).

Alan Traves  
Acting Conservator of Flora and Fauna  
8 June 2012

**List of agreements for the  
purpose of section 3 (1) of this Instrument**

Convention on the Conservation of Migratory Species of Wild Animals (Bonn Convention), entered into force on 23 February 2006, Australian Treaty Series [1991] No 32 - as in force immediately before the commencement of this Instrument.

Agreement between the Government of Australia and the Government of the People's Republic of China for the Protection of Migratory Birds and their Environment (CAMBA), entered into force on 1 September 1988, Australian Treaty Series 1988 No 22 - as in force immediately before the commencement of this Instrument.

Agreement between the Government of Australia and the Government of Japan for the Protection of Migratory Birds in Danger of Extinction and their Environment (JAMBA), entered into force on 30 April 1981, Australian Treaty Series 1981 No 6 - as in force immediately before the commencement of this Instrument.

Agreement between the Government of Australia and the Government of the Republic of Korea on the Protection of Migratory Birds (ROKAMBA), entered into force on 13 July 2007, Australian Treaty Series [2007] 24 - as in force immediately before the commencement of this Instrument.

## SCHEDULE 2

### List of species for the purpose of section 3 (2) (b) of this Instrument

Scientific name	Common name
<b>FISH</b> <i>Gadopsis bispinosus</i>	Two-spined Blackfish
<b>BIRDS</b> <i>Climacteris picumnus</i> <i>Grantiella picta</i> <i>Daphoenositta chrysoptera</i> <i>Melanodryas cucullata</i> <i>Lalage sueurii</i> <i>Hieraaetus morphnoides</i> <i>Calyptorhynchus lathami</i>	Brown Treecreeper Painted Honeyeater Varied Sittella Hooded Robin White-winged Triller Little Eagle Glossy Black-cockatoo
<b>INVERTEBRATES</b> <i>Perunga ochracea</i>	Perunga Grasshopper
<b>OTHER</b> <i>Euastacus armatus</i>	Murray River Crayfish

SCHEDULE 3

**List of species for the purpose of section 3 (3) of this Instrument**

<b>Scientific name</b>	<b>Common name</b>
<i>Gentiana baeuerlenii</i>	a subalpine herb
<i>Prasophyllum petilum</i>	a leek orchid
<i>Rutidosia leptorhynchoid</i>	Button Wrinklewort
<i>Swainsona recta</i>	Small Purple Pea
<i>Synemon plana</i>	Golden Sun Moth
<i>Tympanocryptis pinguicollis</i>	Grassland Earless Dragon
<i>Macquaria australasica</i>	Macquarie Perch
<i>Maccullochella macquariensis</i>	Trout Cod
<i>Petrogale penicillata</i>	Brush-tailed Rock-wallaby
<i>Xanthomyza phrygia</i>	Regent Honeyeater
<i>Pseudomys fumeus</i>	Smoky Mouse
<i>Muehlenbeckia tuggeranong</i> Tuggeranong	Lignum
<i>Lepidium ginninderrense</i>	Ginninderra Peppergrass
<i>Bidyanus bidyanus</i>	Silver Perch
<i>Pseudophryne pengilleyi</i>	Northern Corroboree Frog
<i>Arachnorchis actensis</i>	Canberra Spider Orchid
<i>Corunastylis ectopa</i>	Brindabella Midge Orchid
<i>Bossiaea grayi</i>	a shrub