

TREE PROTECTION (INTERIM SCHEME) ACT 2001

EXPLANATORY STATEMENT

NO. 324 of 2001

Outline

Section 21 (1) of the *Tree Protection (Interim Scheme) Act 2001* states that the Minister may, in writing, appoint a person (the adviser) to advise the conservator (Conservator of Flora and Fauna) about the exercise of functions under part 3 of the Act. The *Interpretation Act 1967* section 28 provides for an appointment to include an appointment of a suitably qualified person to act for the appointee.

The acting Adviser must be a person who, in the Minister's opinion, has extensive experience in 2 or more of the areas of arboriculture, natural and cultural heritage or landscape architecture. Mr Sutton is an arboriculturist and horticulturist of many years experience with an emphasis on tree evaluation and assessment and heritage tree management.

The acting Adviser is appointed for a period no longer than 1 year commencing on the date of the Instrument.

This Instrument is a disallowable instrument and will be published on the ACT Legislation Register.

In accordance with subsection 4(1) of the *Statutory Appointments Act 1994* the appointment was referred to the Standing Committee on Planning and Urban Services for consideration. The Committee raised no objections to the appointment.