



# **Ancillary rules: Impacts on threatened species and ecological communities excluded from application of variation rules**

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Biodiversity Conservation Regulation 2017**

## **1. Introduction**

The Biodiversity Conservation Regulation 2017 (the Regulation) allows the Chief Executive of the Office of Environment and Heritage to publish ancillary rules for the interpretation and application of the offset rules and variation rules made under the Regulation. Clause 6.5(2)(b) allows for the ancillary rules to set out any impacts on threatened species or ecological communities that are excluded from the application of the variation rules.

## **2. Impacts on threatened entities excluded from application of variation rules**

Impacts on threatened species or threatened ecological communities that are listed as critically endangered under the *Biodiversity Conservation Act 2017* or the *Commonwealth Environment Protection and Biodiversity Conservation Act 1999* are excluded from application of the variation rules that are established by the Regulation. This does not apply to the application of the offset and other rules under clause 6.6 of the Regulation by the Biodiversity Conservation Trust.

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Published by:

Office of Environment and Heritage  
59 Goulburn Street, Sydney NSW 2000  
PO Box A290, Sydney South NSW 1232  
Phone: +61 2 9995 5000 (switchboard)  
Phone: 131 555 (environment information and publications requests)  
Phone: 1300 361 967 (national parks, general environmental enquiries, and publications requests)  
Fax: +61 2 9995 5999  
TTY users: phone 133 677, then ask for 131 555  
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