



New South Wales

# Kosciuszko Wild Horse Heritage Repeal Bill 2025

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*This PUBLIC BILL, originated in the LEGISLATIVE ASSEMBLY and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

*Legislative Assembly*

*Clerk of the Legislative Assembly*



New South Wales

# Kosciuszko Wild Horse Heritage Repeal Bill 2025

No , 2025

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## A Bill for

An Act to repeal the *Kosciuszko Wild Horse Heritage Act 2018*; to make consequential amendments to the *National Parks and Wildlife Act 1974*; and for related purposes.

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**EXAMINED**

*Speaker*

*The LEGISLATIVE COUNCIL has this day agreed to this Bill with/without amendment.*

*Legislative Council*

*Clerk of the Parliaments*

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<b>The Legislature of New South Wales enacts—</b>	1
<b>1 Name of Act</b>	2
This Act is the <i>Kosciuszko Wild Horse Heritage Repeal Act 2025</i> .	3
<b>2 Commencement</b>	4
This Act commences on the date of assent to this Act.	5
<b>3 Repeal of Act</b>	6
The <i>Kosciuszko Wild Horse Heritage Act 2018</i> No 24 is repealed.	7

## Schedule 1      Amendment of National Parks and Wildlife Act 1974 No 80

### Schedule 3 Savings, transitional and other provisions

Insert at the end of the schedule, with appropriate part and clause numbering—

## Part            Provisions consequent on enactment of Kosciuszko Wild Horse Heritage Repeal Act 2025

### Definitions

In this part—

**transition date** means—

- (a) a date between 1 January 2027 and 1 November 2027 appointed by proclamation, or
- (b) otherwise—1 November 2027.

**Wild Horse Community Advisory Panel** means the Wild Horse Community Advisory Panel constituted under the *Kosciuszko Wild Horse Heritage Act 2018*, Schedule 1.

### Wild horse heritage management plan taken to be plan of management

- (1) The adopted wild horse heritage management plan in force immediately before the repeal of the *Kosciuszko Wild Horse Heritage Act 2018* is taken, until the transition date, to be a plan of management under this Act, Part 5 for Kosciuszko National Park.
- (2) The Minister may by order, at any time, amend the adopted wild horse heritage management plan.
- (3) The *Interpretation Act 1987*, sections 40 and 41 apply to an order made under subclause (2) in the same way as those sections apply to a statutory rule.
- (4) To avoid doubt, the adopted plan continued by this clause prevails over another plan of management under this Act, Part 5 for Kosciuszko National Park to the extent of an inconsistency.
- (5) On or before the transition date, if the Kosciuszko National Park plan of management does not include objectives and performance measures relating to the management of wild horses in the park, the Minister must amend the plan of management to include objectives and performance measures relating to the management of wild horses in the park, including details of the methods by which the wild horse population must be monitored.
- (6) To avoid doubt—
  - (a) the Minister may amend the Kosciuszko National Park plan of management without a recommendation of the responsible authority, and
  - (b) despite section 73B(4), the Minister is not required to instruct the responsible authority to cause the amendment to be prepared, and
  - (c) section 73B(7) does not apply to the amendment.

### Wild Horse Community Advisory Panel taken to be advisory committee

- (1) The Wild Horse Community Advisory Panel is taken to be an advisory committee under this Act, Part 3 until 1 July 2030.

- (2) For subclause (1), the *Kosciuszko Wild Horse Heritage Act 2018*, Schedule 1 continues to apply until 1 July 2030. 1  
2
- (3) On 1 July 2030— 3
  - (a) the Wild Horse Community Advisory Panel is dissolved, and 4
  - (b) the persons holding office as members of the Wild Horse Community Advisory Panel cease to hold office as members. 5  
6
- (4) A person who ceases to hold office under this clause is not entitled to compensation because of that loss of office. 7  
8