**Flora and Fauna Guarantee Act 1988**

**NOTICE OF DECISION UNDER SECTION 16**

In accordance with section 16G of the **Flora and Fauna Guarantee Act 1988**, Lily D’Ambrosio, Minister for Energy, Environment and Climate Change, and Mary-Anne Thomas, Minister for Agriculture have:

1. considered the recommendation of the Scientific Advisory Committee regarding *Ornithorhynchus anatinus* (Platypus) as published on the Internet at <https://www.environment.vic.gov.au/conserving-threatened-species/threatened-list> and in the Government Gazette on 12 November 2020; and
2. considered the recommendation of the Scientific Advisory Committee regarding *Hieraaetus morphnoides* (Little Eagle) as published on the Internet at <https://www.environment.vic.gov.au/conserving-threatened-species/threatened-list> and in the Government Gazette on 3 December 2020; and
3. decided to recommend to the Governor in Council that the taxa described in Column 1 of Table 1 in the Schedule to this Notice be specified in the Threatened List for the reasons that each taxon meets the criterion and sub-criteria shown in Column 2 of that Table.

**SCHEDULE**

In Table 1 in this Schedule—

**5.1** means **Primary criterion 5.1 of the Flora and Fauna Guarantee Regulations 2020** and that the taxon of flora or fauna is vulnerable.

**5.1.1** means **Sub-criterion 5.1.1 of the Flora and Fauna Guarantee Regulations 2020** and that the taxon has undergone, is suspected to have undergone or is likely to undergo in the immediate future a substantial reduction in population size.

**5.1.2** means **Sub-criterion 5.1.2** **of the Flora and Fauna Guarantee Regulations 2020** and that the taxon's geographic distribution is restricted and at least 2 of the following circumstances apply—

(a) the distribution of the population or habitat of the taxon is severely fragmented or restricted to a limited number of threat-based locations;

(b) there is a continuing decline or reduction in any one of the following—

 (i) extent of occurrence;

 (ii) area of occupancy;

 (iii) area, extent or quality of habitat;

 (iv) number of locations or subpopulations;

(c) there are extreme fluctuations in any one of the following—

 (i) extent of occurrence;

 (ii) area of occupancy;

 (iii) area, extent or quality of habitat;

 (iv) number of locations or subpopulations;

 (v) number of mature individuals.

**Table 1**

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| **Column 1****Taxa** | **Column 2****Criteria and Sub-Criteria** |
| *Ornithorhynchus anatinus* (Platypus) as having an extinction risk of being vulnerable, in the category of threat of Victoria. | 5.1; 5.1.1; 5.1.2 (a), (b)(i,ii,iii,iv) |
| *Hieraaetus morphnoides* (Little Eagle) as having an extinction risk of being vulnerable, in the category of threat of Victoria. | 5.1; 5.1.1 |

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| Dated: 08/01/2021**Lily D’Ambrosio****Minister for Energy, Environment and Climate Change** | Dated: 05/01/2021**Mary-Anne Thomas****Minister for Agriculture** |