

Authorised Version

Environment Protection (Scheduled Premises and Exemptions), (Industrial Waste Resource) and (Fees) Amendment Regulations 2015

S.R. No. 25/2015

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Authorised Version

STATUTORY RULES 2015

S.R. No. 25/2015

Environment Protection Act 1970

Environment Protection (Scheduled Premises and Exemptions), (Industrial Waste Resource) and (Fees) Amendment Regulations 2015

The Governor in Council makes the following Regulations:

Dated: 14 April 2015

Responsible Minister:

LISA NEVILLE

Minister for Environment, Climate Change and Water

YVETTE CARISBROOKE

Clerk of the Executive Council

Part 1—Preliminary

1 Objectives

The objectives of these Regulations are—

- (a) to amend the Environment Protection (Scheduled Premises and Exemptions) Regulations 2007 to prescribe premises that store waste tyres as scheduled premises; and
- (b) to make consequential amendments to the Environment Protection (Industrial Waste Resource) Regulations 2009; and
- (c) to make consequential amendments to the Environment Protection (Fees) Regulations 2012.

Environment Protection (Scheduled Premises and Exemptions), (Industrial
Waste Resource) and (Fees) Amendment Regulations 2015
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Part 1—Preliminary

2 Authorising provision

These Regulations are made under section 71 of
the **Environment Protection Act 1970**.

3 Commencement

These Regulations come into operation on
29 April 2015.

Part 2—Amendment of the Environment Protection (Scheduled Premises and Exemptions) Regulations 2007

4 Definitions

- (1) In regulation 5 of the Environment Protection (Scheduled Premises and Exemptions) Regulations 2007¹, in the definition of *volatile organic compound*, for "carbonate salts." **substitute** "carbonate salts;".
- (2) In regulation 5 of the Environment Protection (Scheduled Premises and Exemptions) Regulations 2007 **insert** the following definitions—

"*EPU* (equivalent passenger units), in relation to a type of tyre in column 1 of the Table in Schedule 3, means the corresponding value in column 2 of that Table;

waste tyres means whole rubber tyres which are considered waste for the purposes of the Act."

5 Regulation 16 substituted

For regulation 16 of the Environment Protection (Scheduled Premises and Exemptions) Regulations 2007 **substitute**—

"16 Transitional provision relating to premises used to store waste tyres

- (1) Subject to subregulation (2), section 20(1) of the Act does not apply to an occupier of premises of a type numbered A09 in column 1 of the Table in Schedule 1 until 29 October 2015.

Part 2—Amendment of the Environment Protection (Scheduled Premises and Exemptions) Regulations 2007

- (2) If an occupier of premises who is exempted under subregulation (1) applies for a licence under section 20 of the Act before 30 October 2015, that section does not apply to the occupier until—
- (a) the Authority issues a licence to the occupier; or
 - (b) the Authority refuses to issue a licence to the occupier."

6 Scheduled premises Table

In the Table in Schedule 1 to the Environment Protection (Scheduled Premises and Exemptions) Regulations 2007, after the row commencing "A08 (Waste to energy)" **insert—**

"A09 (Waste tyre storage)	Premises with more than 40 tonnes or 5000 EPU of waste tyres at any time.	No	No
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7 New Schedule 3 inserted

After Schedule 2 to the Environment Protection (Scheduled Premises and Exemptions) Regulations 2007 **insert—**

"Schedule 3—EPU Values Table

Reg. 5

<i>Column 1</i> <i>Type of tyre</i>	<i>Column 2</i> <i>EPU</i> <i>value</i>
Motorcycle	0.5
Passenger car	1
Light truck	2
Truck	5
Super single	10

Authorised by the Chief Parliamentary Counsel

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Part 2—Amendment of the Environment Protection (Scheduled Premises and
Exemptions) Regulations 2007

<i>Column 1</i> <i>Type of tyre</i>	<i>Column 2</i> <i>EPU</i> <i>value</i>
Solid small (diameter $\leq 0.3\text{m}$ high)	3
Solid medium (diameter $> 0.3\text{m} \leq 0.45\text{m}$)	5
Solid large (diameter $> 0.45\text{m} \leq 0.6\text{m}$)	7
Solid extra large (diameter $> 0.6\text{m}$)	9
Tractor small (diameter $\leq 1\text{m}$ high)	15
Tractor large (diameter $> 1\text{m} \leq 2\text{m}$)	25
Forklift small (diameter $\leq 0.3\text{m}$ high)	2
Forklift medium (diameter $> 0.3\text{m} \leq 0.45\text{m}$)	4
Forklift large (diameter $> 0.45\text{m} \leq 0.6\text{m}$)	6
Grader	15
Earthmover small (diameter $\leq 1\text{m}$ high)	20
Earthmover medium (diameter $> 1\text{m} \leq 1.5\text{m}$)	50
Earthmover large (diameter $> 1.5\text{m} \leq 2\text{m}$)	100
Earthmover extra large (diameter $> 2\text{m} \leq 3.0\text{m}$)	200
Earthmover giant (diameter $> 3\text{m} \leq 4\text{m}$)	400
Bobcat	2

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Part 3—Amendment of the Environment Protection (Industrial Waste Resource) Regulations 2009

Part 3—Amendment of the Environment Protection (Industrial Waste Resource) Regulations 2009

8 Schedule 1—Industrial wastes

In Schedule 1 to the Environment Protection (Industrial Waste Resource) Regulations 2009², after "Timber" insert "Tyres".

Part 4—Amendment of the Environment Protection (Fees) Regulations 2012

9 Schedule 2—Base fee information

In the Table in Schedule 2 to the Environment Protection (Fees) Regulations 2012³, after item 6 insert—

"6A.	A09 (Waste tyre storage)	Premises with more than 40 tonnes or 5000 EPU of waste tyres at any time	210 fee units
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Environment Protection (Scheduled Premises and Exemptions), (Industrial
Waste Resource) and (Fees) Amendment Regulations 2015
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Endnotes

Endnotes

¹ Reg. 4(1): S.R. No. 77/2007 as amended by S.R. No. 152/2009.

² Reg. 8: S.R. No. 77/2009.

³ Reg. 9: S.R. No. 115/2012.