

LEGISLATIVE COUNCIL

CLIMATE CHANGE BILL 2010

(Amendments to be proposed in Committee by Mr D.M. DAVIS)

1. Heading to clause 67, omit this heading and insert—
 "**Amendments relating to statutory policies and regulations**".
2. Clause 67, line 23, before "After" insert "(1)".
3. Clause 67, page 43, line 5, omit 'environment;'" and insert "environment;".
4. Clause 67, page 43, after line 5 insert—
 "**Note**
 Statutory policies and regulations referred to in paragraph (ga) may be subject to disallowance by Parliament. See sections 18D and 71."
5. Clause 67, page 43, before line 6 insert—
 '() After section 16(2) of the **Environment Protection Act 1970** insert—
 "(3) If a notice is published under section 12J of the **Subordinate Legislation Act 1994** advising of a decision to make or not make an Order under this section in relation to a matter referred to in section 13(1)(ga), the Authority must ensure that written notice of the decision is given as soon as practicable after that publication to any person who made a submission under section 12I of that Act in respect of the proposed Order.
 (4) Section 12J(5) of the **Subordinate Legislation Act 1994** applies to an Order made under this section in relation to a matter referred to in section 13(1)(ga) as if the reference to subsection (1), (2), (3) or (4) were a reference to subsection (3) of this section."
 '() After section 16A(3) of the **Environment Protection Act 1970** insert—
 "(4) If a notice is published under section 12J of the **Subordinate Legislation Act 1994** advising of a decision to make or not make an Order under this section in relation to a matter referred to in section 13(1)(ga), the Authority must ensure that written notice of the decision is given as soon as practicable after that publication to any person who made a submission under section 12I of that Act in respect of the proposed Order.
 (5) Section 12J(5) of the **Subordinate Legislation Act 1994** applies to an Order made under this section in relation to a matter referred to in section 13(1)(ga) as if the reference to subsection (1), (2), (3) or (4) were a reference to subsection (4) of this section.".'
6. Clause 72, line 12, before "After" insert "(1)".

7. Clause 72, after line 24 insert—

() After section 71(5) of the **Environment Protection Act 1970** insert—

"(6) If a notice is published under section 12 of the **Subordinate Legislation Act 1994** advising of a decision to make or not make regulations under subsection (1)(fab) to (fad), the Authority must ensure that written notice of the decision is given as soon as practicable after that publication to any person who made a submission under section 11 of that Act in respect of the proposed regulations.

(7) Section 12(4) of the **Subordinate Legislation Act 1994** applies to a regulation made under subsection (1)(fab) to (fad) as if the reference to subsection (1), (2) or (3) were a reference to subsection (6) of this section."!