

**1993—No. 326**

**CLEAN AIR ACT 1961—REGULATION**

(Relating to the control of refuse burning)

NEW SOUTH WALES



*[Published in Gazette No. 82 of 23 July 1993]*

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Clean Air Act 1961, has been pleased to make the Regulation set forth hereunder.

CHRIS HARTCHER,  
Minister for the Environment.

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**Commencement**

**1.** This Regulation commences on 1 August 1993.

**Amendments**

**2.** The Clean Air (Control of Refuse Burning) Regulation 1988 is amended:

(a) by inserting in Part 1 of Schedule 1, in alphabetical order, the following words:

Armidale

Hawkesbury (being that part which consists of land that is within the City of Hawkesbury garbage scavenging district)

Hurstville

Lismore (being that part which consists of land that is within a residential, village, business, industrial or special uses zone)

Ryde

Willoughby

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- (b) by omitting from the matter relating to Blacktown in Part 1 of Schedule 1 the words “(being that part which consists of land that is within the City of Blacktown garbage scavenging district or land that is within a business or industrial zone)”;
- (c) by omitting from the matter relating to Camden in Part 2 of Schedule 1 the words “(being that part which consists of land that is within a residential zone)”;
- (d) by omitting from Part 2 of Schedule 1 the following words:
  - Hurstville
  - Ryde
  - Willoughby
- (e) by omitting from Part 3 of Schedule 1, Part 1 of Schedule 2 and Part 3 of Schedule 3 the matter relating to Hawkesbury;
- (f) by inserting in Part 3 of Schedule 1, in alphabetical order, the following matter:
  - Wellington (being that part which consists of land that is within the garbage scavenging districts of Wellington, Geurie, Mumbil and Stuart Town)
- (g) by omitting from Part 2 of Schedule 2 the matter relating to Camden;
- (h) by inserting in Part 3 of Schedule 2, in alphabetical order, the following matter:
  - Wellington (other than that part which consists of land that is within the garbage scavenging districts of Wellington, Geurie, Mumbil and Stuart Town)
- (i) by omitting from Part 1 of Schedule 3 the word “Armidale”;
- (j) by inserting in Part 1 of Schedule 3, in alphabetical order, the following words:
  - Hawkesbury (other than that part which consists of land that is within the City of Hawkesbury garbage scavenging district)
- (k) by inserting in Part 3 of Schedule 3, in alphabetical order, the following matter:
  - Cootamundra (being that part which consists of land that is within the area of Cootamundra Garbage Depot, being Portions 231, 438 and 475 in D.P. 753601, in the Parish of Cootamundra and County of Harden and Lot 556 in D.P. 820859)

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**EXPLANATORY NOTE**

The object of this Regulation is to amend the Clean Air (Control of Refuse Burning) Regulation 1988 so as:

- (a) to prohibit the burning of refuse (otherwise than in the course of open burning for approved purposes or in an approved incinerator) in the City of Armidale, in certain parts of the City of Lismore and in the whole of the City of Blacktown, the Municipality of Camden and certain parts of the Shire of Wellington; and
- (b) to prohibit the burning of refuse (other than domestic refuse produced by a single household) during certain hours and during bush fire danger periods in the Shire of Wellington (other than within the garbage scavenging districts of Wellington, Geurie, Mumbil and Stuart Town); and
- (c) to prohibit the burning of matter in open fires (otherwise than in the course of open burning for approved purposes or in the course of burning domestic refuse arising from a single household) in that part of the Shire of Cootamundra which consists of the Cootamundra garbage depot; and
- (d) to make consequential amendments to the description of the local government areas of Hawkesbury, Hurstville, Ryde and Willoughby because of their reconstitution as cities.

This Regulation is made under the Clean Air Act 1961, including section 34 (the general regulation-making power).

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