



New South Wales

# Protection of the Environment Operations (Penalty Notices) Amendment (Clean Air) Regulation 2005

under the

Protection of the Environment Operations Act 1997

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Protection of the Environment Operations Act 1997*.

BOB DEBUS, M.P.,  
Minister for the Environment

## Explanatory note

The object of this Regulation is to amend the *Protection of the Environment (Penalty Notices) Regulation 2004* as a consequence of the repeal of the *Clean Air (Plant and Equipment) Regulation 1997* and the transfer of its provisions to the *Protection of the Environment Operations (Clean Air) Regulation 2002*.

This Regulation is made under the *Protection of the Environment Operations Act 1997*, including section 295 (the general power to make regulations) and section 221 (penalty notices and related proceedings).

**2005 No 535**

Clause 1 Protection of the Environment Operations (Penalty Notices) Amendment  
(Clean Air) Regulation 2005

---

**Protection of the Environment Operations (Penalty Notices) Amendment (Clean Air) Regulation 2005**

under the

Protection of the Environment Operations Act 1997

**1 Name of Regulation**

This Regulation is the *Protection of the Environment Operations (Penalty Notices) Amendment (Clean Air) Regulation 2005*.

**2 Commencement**

This Regulation commences on 1 September 2005.

**3 Amendment of Protection of the Environment Operations (Penalty Notices) Regulation 2004**

The *Protection of the Environment Operations (Penalty Notices) Regulation 2004* is amended as set out in Schedule 1.

---

## **Schedule 1    Amendments**

(Clause 3)

### **[1]    Schedule 1 Penalty notice offences**

Omit the matter relating to the *Clean Air (Plant and Equipment) Regulation 1997*.

### **[2]    Schedule 1**

Insert at the end of the matter relating to the *Protection of the Environment (Clean Air) Regulation 2002*, in Columns 1, 2 and 3, respectively:

Clause 37	2A	\$600
Clause 48 (1)	2A	\$600
Clause 48 (2)	2A	\$600
Clause 53 (2)	2A	\$600
Clause 54 (2)	2A	\$600
Clause 54 (3)	2A	\$600
Clause 54 (4)	2A	\$600
Clause 55 (1)	2A	\$600
Clause 55 (2)	2A	\$600