



New South Wales

Protection of the Environment Operations (Waste) Amendment (Waste Contributions Exemption) Regulation 2020

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*.

MATTHEW KEAN, MP
Minister for Energy and Environment

Explanatory note

The object of this Regulation is to make the following changes to the exemption from waste contributions that applies to mixed waste organic outputs processed at an approved scheduled waste facility and received at a scheduled waste disposal facility—

- (a) extend the period during which the exemption is available by 2 years, until immediately before 2 May 2022,
- (b) provide that the notice published in the Gazette, by which scheduled waste facilities are approved by the Environment Protection Authority for the purposes of the exemption, may specify the period during which the approval is to have effect, being no more than 12 months from the date of the notice or a variation of the notice.

This Regulation is made under the *Protection of the Environment Operations Act 1997*, including sections 88(5), 286 and 323 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Protection of the Environment Operations (Waste) Amendment (Waste Contributions Exemption) Regulation 2020*.

2 Commencement

This Regulation commences on 1 May 2020 and is required to be published on the NSW legislation website.

3 Amendment of Protection of the Environment Operations (Waste) Regulation 2014

(1) Clause 21A Mixed waste organic outputs exempted from calculation of contributions

Omit “2020” from clause 21A(1). Insert instead “2022”.

(2) Clause 21A(4A)

Insert after clause 21A(4)—

- (4A) The notice may specify the period during which the approval under subclause (4)(a) is to have effect, which must not exceed—
- (a) a period of 12 months from the date of the notice, or
 - (b) if the notice is varied during the approval period—a period of 12 months from the date the notice is varied.