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# Protection of the Environment Operations (General) Regulation 2009 No 211

## Table of versions

Effective date	Publication date	Amendments included	Notes
01 April 2021	01 April 2021	2021 (SI 80)	
25 March 2021	25 March 2021	2021 No 5	
22 January 2021	22 January 2021	2020 No 30	
11 December 2020	11 December 2020	2020 No 30	
01 December 2020	01 December 2020	2020 No 29	
13 November 2020	13 November 2020	2020 (SI 665)	
14 August 2020	14 August 2020	2020 (SI 474)	
01 May 2020	01 May 2020	2020 (SI 180)	
01 December 2019	01 December 2019	2019 (SI 465)	
01 September 2019	01 September 2019	2019 (SI 411)	
05 July 2019	05 July 2019	2019 (SI 319)	
21 June 2019	21 June 2019	2019 (SI 260)	
22 February 2019	22 February 2019	2019 (SI 88)	
25 January 2019	25 January 2019	2018 No 80 2019 (SI 29)	
16 November 2018	16 November 2018	2018 (SI 643)	
01 August 2018	01 August 2018	2018 No 25	
29 June 2018	29 June 2018	2018 No 25	
01 December 2017	01 December 2017	2017 (SI 647)	
01 September 2017	01 September 2017	2017 (SI 449)	
19 May 2017	19 May 2017	2017 (SI 190)	
31 March 2017	31 March 2017	2017 (SI 118)	
01 July 2016	01 July 2016	2014 (SI 241) 2016 (SI 340)	
01 October 2015	01 October 2015	2015 (SI 533)	
01 August 2015	01 August 2015	2014 (SI 667)	

<b>Effective date</b>	<b>Publication date</b>	<b>Amendments included</b>	<b>Notes</b>
08 July 2015	08 July 2015	2015 No 15	
01 July 2015	01 July 2015	2014 (SI 241)	
04 June 2015	04 June 2015	2015 No 5	
06 February 2015	06 February 2015	2015 (SI 48)	
01 January 2015	01 January 2015	2014 No 65 2014 No 74	
19 December 2014	19 December 2014	2014 (SI 852)	
01 November 2014	01 November 2014	2014 (SI 666)	
01 September 2014	01 September 2014	2014 (SI 565)	
29 August 2014	29 August 2014	2014 (SI 564)	
01 July 2014	01 July 2014	2014 (SI 241)	
07 March 2014	07 March 2014	2014 (SI 94)	
20 December 2013	20 December 2013	2013 (SI 749)	
01 September 2013	01 September 2013	2013 (SI 451)	
01 July 2013	01 July 2013	2013 No 19	
28 June 2013	28 June 2013	2013 (SI 341)	
01 March 2013	01 March 2013	2013 (SI 61)	
15 February 2013	15 February 2013	2013 (SI 51)	
01 January 2013	01 January 2013	2012 No 96	
01 June 2012	01 June 2012	2009 (SI 211)	
29 February 2012	29 February 2012	2011 No 63 2012 (SI 54)	
06 February 2012	06 February 2012	2011 No 63	
01 November 2011	01 November 2011	2011 No 41	
26 October 2011	26 October 2011	2011 (SI 554)	
08 July 2011	08 July 2011	2011 No 27	
13 December 2010	13 December 2010	2010 No 4	
01 September 2010	01 September 2010	2010 (SI 428)	
09 July 2010	09 July 2010	2010 No 59	
01 July 2010	01 July 2010	2009 No 54	
08 January 2010	08 January 2010	2009 No 106	

Effective date	Publication date	Amendments included	Notes
<a href="#">13 November 2009</a>	13 November 2009	<a href="#">2009 (SI 533)</a>	
<a href="#">29 May 2009</a>	29 May 2009		

### Original legislation

#### [Protection of the Environment Operations \(General\) Regulation 2009 \(SI 211\)](#)

notfd 29.05.2009.

Date of commencement, Sch 9 excepted, 30.6.2009, cl 2 (1).

Date of commencement of Sch 9, 1.6.2012, cl 2 (2).

Amended by Sch 9 to this Regulation.

### Amending legislation

#### [COVID-19 Recovery Act 2021 No 5](#)

Assented to 25.03.2021.

Date of commencement of Sch 1.23, assent, sec 2(1).

#### [Protection of the Environment Operations \(General\) Amendment \(PFAS Firefighting Foam\) Regulation 2021 \(SI 80\)](#)

notfd 01.03.2021.

Date of commencement, 1 month after publication on LW, cl 2.

#### [Protection of the Environment Operations \(General\) Amendment \(COVID-19 Audio and Audio Visual Links\) Regulation 2020 \(SI 665\)](#)

notfd 13.11.2020.

Date of commencement, 13.11.2020, cl 2.

#### [Statute Law \(Miscellaneous Provisions\) Act 2020 No 30](#)

Assented to 27.10.2020.

Date of commencement of amendments made by Sch 1.36, 11.12.2020, sec 2(3).

Date of commencement of amendments made by Sch 4.78, 22.1.2021, sec 2(4).

#### [Sporting Venues Authorities Amendment \(Venues NSW\) Act 2020 No 29](#)

Assented to 27.10.2020.

Date of commencement, 1.12.2020, sec 2 and 2020 (681) LW 27.11.2020.

[Protection of the Environment Operations \(General\) Amendment \(Native Forest Bio-material\) Regulation 2020 \(SI 474\)](#)

notfd 14.08.2020.

Date of commencement, on publication on LW, cl 2.

[Protection of the Environment Operations \(General\) Amendment \(Railway Systems Activities\) Regulation 2020 \(SI 180\)](#)

notfd 01.05.2020.

Date of commencement, on publication on LW, cl 2.

[Protection of the Environment Operations \(Waste\) Amendment Regulation 2019 \(SI 465\)](#)

notfd 20.09.2019.

Date of commencement of Sch 1.2, 1.12.2019, cl 2(2).

[Protection of the Environment Operations \(Underground Petroleum Storage Systems\) Regulation 2019 \(SI 411\)](#)

notfd 23.08.2019.

Date of commencement, 1.9.2019, cl 2.

[Protection of the Environment Operations Legislation Amendment \(Scheduled Activities\) Regulation 2019 \(SI 319\)](#)

notfd 05.07.2019.

Date of commencement, on publication on LW, cl 2.

[Protection of the Environment Operations \(General\) Amendment \(Fees and Native Forest Bio-material\) Regulation 2019 \(SI 260\)](#)

notfd 21.06.2019.

Date of commencement, on publication on LW, cl 2.

[Protection of the Environment Operations Amendment \(Drug Exhibit Waste and Vapour Recovery\) Regulation 2019 \(SI 88\)](#)

notfd 22.02.2019.

Date of commencement, on publication on LW, cl 2.

[Protection of the Environment Operations \(General\) Amendment \(Calculating Amount of Monetary Benefits\) Regulation 2019 \(SI 29\)](#)

notfd 25.01.2019.

Date of commencement, on publication on LW, cl 2.

### [Protection of the Environment Operations Amendment \(Asbestos Waste\) Act 2018 No 80](#)

Assented to 28.11.2018.

Date of commencement of Sch 2.1, 25.1.2019, sec 2 (1) and 2019 (18) LW 25.1.2019.

### [Protection of the Environment Operations Legislation Amendment \(Waste\) Regulation 2018 \(SI 643\)](#)

notfd 16.11.2018.

Date of commencement of Sch 3, on publication on LW, cl 2 (1).

### [Statute Law \(Miscellaneous Provisions\) Act 2018 No 25](#)

Assented to 15.06.2018.

Date of commencement of Sch 2.29, 1.8.2018, sec 2 (3).

Date of commencement of Schs 5.33 and 6, 14 days after assent, sec 2 (1).

### [Protection of the Environment Operations \(General\) Amendment \(Penalty Notices\) Regulation 2017 \(SI 647\)](#)

notfd 24.11.2017.

Date of commencement, 1.12.2017, cl 2.

### [Protection of the Environment Operations \(Noise Control\) Regulation 2017 \(SI 449\)](#)

notfd 25.08.2017.

Date of commencement, 1.9.2017, cl 2.

### [Protection of the Environment Operations \(General\) Amendment \(Underground Petroleum Storage Systems\) Regulation 2017 \(SI 190\)](#)

notfd 19.05.2017.

Date of commencement, on publication on LW, cl 2.

### [Protection of the Environment Operations \(Waste\) Amendment Regulation 2017 \(SI 118\)](#)

notfd 31.03.2017.

Date of commencement of Sch 2, on publication on LW, cl 2 (1).

### Protection of the Environment Operations (General) Amendment (Risk-based Licensing) Regulation 2016 (SI 340)

notfd 24.06.2016.

Date of commencement, 1.7.2016, cl 2.

### Protection of the Environment Operations (Clean Air) Amendment (Cruise Ships) Regulation 2015 (SI 533)

notfd 04.09.2015.

Date of commencement, 1.10.2015, cl 2.

### Statute Law (Miscellaneous Provisions) Act 2015 No 15

Assented to 29.06.2015.

Date of commencement of Schs 2 and 6, 8.7.2015, sec 2 (1).

### Electricity Network Assets (Authorised Transactions) Act 2015 No 5

Assented to 04.06.2015.

Date of commencement of Sch 8, assent, sec 2 (1).

### Protection of the Environment Operations (General) Amendment (Newcastle Air Monitoring) Regulation 2015 (SI 48)

notfd 06.02.2015.

Date of commencement, on publication on LW, cl 2.

### Protection of the Environment Operations Amendment (NSW Gas Plan) Regulation 2014 (SI 852)

notfd 19.12.2014.

Date of commencement, on publication on LW, cl 2.

### Water NSW Act 2014 No 74

Assented to 11.11.2014.

Date of commencement, 1.1.2015, sec 2 and 2014 (839) LW 19.12.2014.

### Protection of the Environment Legislation Amendment Act 2014 No 65

Assented to 28.10.2014.

Date of commencement, 1.1.2015, sec 2 and 2014 (835) LW 19.12.2014.

[Protection of the Environment Operations \(Waste\) Amendment \(Contributions\) Regulation 2014 \(SI 667\)](#)

notfd 17.10.2014.

Date of commencement, 1.8.2015, cl 2.

[Protection of the Environment Operations \(Waste\) Regulation 2014 \(SI 666\)](#)

notfd 17.10.2014.

Date of commencement of Sch 3, 1.11.2014, cl 2 (1).

[Protection of the Environment Operations \(Underground Petroleum Storage Systems\) Regulation 2014 \(SI 565\)](#)

notfd 29.08.2014.

Date of commencement, 1.9.2014, cl 2.

[Protection of the Environment Operations \(General\) Amendment \(Fees and Penalty Notices\) Regulation 2014 \(SI 564\)](#)

notfd 29.08.2014.

Date of commencement, 29.8.2014, cl 2.

[Protection of the Environment Operations \(General\) Amendment \(Licensing Fees\) Regulation 2014 \(SI 241\)](#)

notfd 02.05.2014.

Date of commencement of Sch 1 [1] and [4], 1.7.2015, cl 2 (2).

Date of commencement of Sch 1 [2] [5] [6] and [9], 1.7.2016, cl 2 (3).

Date of commencement of Sch 1 [3] [7] [8] and [10], 1.7.2014, cl 2 (1).

[Protection of the Environment Operations \(General\) Amendment \(Native Forest Bio-material\) Regulation 2013 \(2014 SI 94\)](#)

notfd 07.03.2014.

Date of commencement, on publication on LW, cl 2.

[Protection of the Environment Operations \(General\) Amendment \(Glebe Island\) Regulation 2013 \(SI 749\)](#)

notfd 20.12.2013.

Date of commencement, on publication on LW, cl 2.

### [Protection of the Environment Operations \(General\) Amendment \(Royal Botanic Gardens and Domain Trust\) Regulation 2013 \(SI 451\)](#)

notfd 23.08.2013.

Date of commencement, 1.9.2013, cl 2.

### [Protection of the Environment Operations Amendment \(Scheduled Activities\) Regulation 2013 \(SI 341\)](#)

notfd 28.06.2013.

Date of commencement, on publication on LW, cl 2.

### [Road Transport Legislation \(Repeal and Amendment\) Act 2013 No 19](#)

Assented to 03.04.2013.

Date of commencement, 1.7.2013, sec 2 and 2013 (329) LW 28.6.2013.

### [Protection of the Environment Operations \(General\) Amendment \(M5 East Tunnel\) Regulation 2013 \(SI 61\)](#)

notfd 22.02.2013.

Date of commencement, 1.3.2013, cl 2.

### [Protection of the Environment Operations \(General\) Amendment \(Upper Hunter Air Quality Monitoring Network\) Regulation 2013 \(SI 51\)](#)

notfd 15.02.2013.

Date of commencement, on publication on LW, cl 2.

### [Forestry Act 2012 No 96](#)

Assented to 21.11.2012.

Date of commencement of Sch 4.31, 1.1.2013, sec 2 and 2012 (680) LW 21.12.2012.

### [Protection of the Environment Operations \(General\) Amendment \(Pollution Incident Response Management Plans\) Regulation 2012 \(SI 54\)](#)

notfd 24.02.2012.

Date of commencement, 29.2.2012, cl 2.

### [Protection of the Environment Legislation Amendment Act 2011 No 63](#)

Assented to 16.11.2011.

Date of commencement of Sch 3.4 [1] (except to the extent that it amends cl 95A), 29.2.2012, sec 2 and 2012 (13) LW 20.1.2012.



Sch 3.4 [1] (to the extent that it amends cl 95A) was without effect as that cl was repealed by the [Protection of the Environment Operations Amendment \(Miscellaneous\) Regulation 2011](#).

Date of commencement of Sch 3.4 [2]-[4], 6.2.2012, sec 2 and 2012 (13) LW 20.1.2012.

### [Protection of the Environment Operations Amendment \(Miscellaneous\) Regulation 2011 \(SI 554\)](#)

notfd 26.10.2011.

Date of commencement, on publication on LW, cl 2.

### [Transport Legislation Amendment Act 2011 No 41](#)

Assented to 13.09.2011.

Date of commencement of Sch 5.35, 1.11.2011, sec 2 and 2011 (559) LW 28.10.2011.

### [Statute Law \(Miscellaneous Provisions\) Act 2011 No 27](#)

Assented to 27.06.2011.

Date of commencement of Sch 2.42, 8.7.2011, sec 2 (2).

### [Protection of the Environment Operations \(Clean Air\) Regulation 2010 \(SI 428\)](#)

notfd 13.08.2010.

Date of commencement, 1.9.2010, cl 2.

### [Statute Law \(Miscellaneous Provisions\) Act 2010 No 59](#)

Assented to 28.06.2010.

Date of commencement of Sch 2.80, 9.7.2010, cl 2 (2).

### [Sydney Olympic Park Authority Amendment Act 2010 No 4](#)

Assented to 18.03.2010.

Date of commencement, 13.12.2010, sec 2 and 2010 (659) LW 3.12.2010.

### [Statute Law \(Miscellaneous Provisions\) Act \(No 2\) 2009 No 106](#)

Assented to 14.12.2009.

Date of commencement of Sch 2, 8.1.2010, sec 2 (2).

### [Protection of the Environment Operations \(Clean Air\) Amendment \(Vapour Recovery\) Regulation 2009 \(SI 533\)](#)

notfd 13.11.2009.

Date of commencement, on publication on LW, cl 2.

## Government Information (Public Access) (Consequential Amendments and Repeal) Act 2009 No 54

Assented to 26.06.2009.

Date of commencement, 1.7.2010, sec 2 and 2010 (248) LW 18.6.2010.

### History notes

The following abbreviations are used in the Historical notes:

Am	amended	Cl	clause	Cll	clauses
Div	Division	Divs	Divisions	GG	Government Gazette
Ins	inserted	LW	legislation website	No	number
p	page	pp	pages	Reg	Regulation
Regs	Regulations	Rep	repealed	Sch	Schedule
Schs	Schedules	Sec	section	Secs	sections
Subdiv	Subdivision	Subdivs	Subdivisions	Subst	substituted

This is a consolidated list of *all* history notes for this title. View the history notes *inline* to see the point-in-time history of provisions for a particular historical version by clicking the **Turn history notes on** button.

Cl 3	Am 2014 (564), Sch 1 [1].
Cl 4	Am 2014 (241), Sch 1 [1].
Cl 7	Am 2014 (241), Sch 1 [2]; 2016 (340), cl 3 (1).
Cl 9	Am 2014 (241), Sch 1 [3]; 2019 (260), Sch 1 [1] [2].
Cl 10	Subst 2014 (241), Sch 1 [4].
Cll 10A, 10B	Ins 2014 (241), Sch 1 [4].
Cl 10C	Ins 2014 (241), Sch 1 [5]. Am 2016 (340), cl 3 (2) (3).
Cl 12	Am 2014 (241), Sch 1 [6].
Cl 19	Am 2014 (241), Sch 1 [7]; 2019 (260), Sch 1 [3] [4].
Cl 22	Am 2014 (241), Sch 1 [8].
Cl 36	Am 2014 (241), Sch 1 [9]; 2016 (340), cl 3 (4).
Cl 37	Am 2016 (340), cl 3 (5).
Cl 43	Am 2011 No 63, Sch 3.4 [1]; 2014 (564), Sch 1 [2].
Cl 47A	Ins 2011 (554), Sch 3 [1]. Rep 2014 (852), Sch 2 [1].
Cl 51A	Ins 2018 (643), Sch 3 [1].
Cl 61	Am 2018 No 25, Sch 2.29.
Cl 71	Am 2009 No 54, Sch 2.39.

CI 72	Am 2013 No 19, Sch 4.65 [1].
Chapter 5A, heading	Ins 2013 (51), Sch 1. Am 2015 (48), Sch 1 [1].
Chapter 5A, Part 1, heading	Ins 2015 (48), Sch 1 [2].
CI 79A	Ins 2013 (51), Sch 1. Am 2015 (48), Sch 1 [3].
CI 79B	Ins 2013 (51), Sch 1.
CI 79C	Ins 2013 (51), Sch 1. Am 2015 (48), Sch 1 [3].
CI 79D-79L	Ins 2013 (51), Sch 1.
Chapter 5A, Part 2 (cl 79M-79W)	Ins 2015 (48), Sch 1 [4].
CI 80	Rep 2020 No 30, Sch 1.36[1].
CI 81	Am 2010 No 59, Sch 2.80; 2011 No 41, Sch 5.35 [1]-[3]; 2012 No 96, Sch 4.31; 2013 (451), cl 3; 2014 (564), Sch 1 [3]-[11]; 2014 No 74, Sch 3.23; 2015 No 15, Sch 2.44 [1]; 2018 No 25, Sch 5.33 [1]; 2020 No 30, Sch 4.78[1]-[3].
CI 82	Rep 2020 No 30, Sch 1.36[2].
CI 83	Am 2020 No 30, Sch 1.36[3] [4].
CI 83A	Ins 2015 (533), Sch 2 [1]. Am 2020 No 30, Sch 1.36[5] [6].
CI 84	Am 2011 No 27, Sch 2.42 [1] [2]; 2015 No 15, Sch 2.44 [2].
CI 85	Am 2015 No 5, Sch 8.22 [1].
CI 86	Am 2011 No 41, Sch 5.35 [4]-[6]; 2020 No 30, Sch 4.78[1] [4] [5].
CI 87	Am 2014 (564), Sch 1 [12]; 2015 No 5, Sch 8.22 [2].
CI 90	Am 2011 (554), Sch 3 [2]; 2020 No 29, Sch 2.5.
CI 90A	Ins 2011 (554), Sch 3 [3].
CI 91	Am 2011 (554), Sch 3 [4]; 2014 (565), Sch 1.2 [1]; 2017 (190), cl 3. Subst 2019 (411), Sch 1 [1].
CI 92	Am 2019 (319), Sch 2 [1].
CI 93A	Ins 2021 (80), Sch 1[1].
Chapter 7, Part 2, heading	Am 2013 (749), cl 3 (1).
CI 94	Am 2011 No 41, Sch 5.35 [7]; 2013 No 19, Sch 4.65 [2]; 2020 No 30, Sch 4.78[1].
CI 95A	Ins 2010 No 4, Sch 2. Rep 2011 (554), Sch 3 [5]. Ins 2019 (319), Sch 2 [2].
CI 95B	Ins 2013 (749), cl 3 (2). Rep 2018 No 25, Sch 6. Ins 2021 (80), Sch 1[2].
CI 96	Am 2014 (94), Sch 1 [1] [2]; 2019 (260), Sch 1 [5]-[7].
CI 97A	Ins 2020 (474), Sch 1.
Chapter 7, Part 3A	Ins 2012 (54), Sch 1.

CII 98A, 98B	Ins 2012 (54), Sch 1.
CI 98C	Ins 2012 (54), Sch 1. Am 2014 (666), Sch 3 [1].
CII 98D-98F	Ins 2012 (54), Sch 1.
Chapter 7, Part 3B (cII 98G-98J)	Ins 2021 (80), Sch 1[3].
CI 99	Am 2014 (241), Sch 1 [10]; 2019 (260), Sch 1 [8] [9].
CI 101	Subst 2011 No 63, Sch 3.4 [2].
CI 101A	Ins 2019 (29), cl 3.
CI 106	Am 2018 No 25, Sch 5.33 [2].
CI 108	Rep 2014 (666), Sch 3 [2].
CI 109	Ins 2014 (666), Sch 3 [3]. Am 2018 (643), Sch 3 [2].
CI 110	Ins 2020 (665), cl 3. Rep 2021 No 5, Sch 1.23.
Sch 1	Am 2011 (554), Sch 3 [6]-[9]; 2013 (341), Sch 2 [1]-[5]; 2014 (564), Sch 1 [13]; 2014 (852), Sch 2 [2] [3]; 2019 (319), Sch 2 [3]-[7].
Sch 2	Am 2011 (554), Sch 3 [10].
Sch 6	Am 2009 (211), Sch 9; 2009 (533), Sch 2 [1] [2]; 2009 No 106, Sch 2.28 [1]; 2010 (428), Sch 9; 2011 No 41, Sch 5.35 [8]; 2011 No 63, Sch 3.4 [3] [4]; 2013 (61), cl 3; 2014 (564), Sch 1 [14]-[18]; 2014 (565), Sch 1.2 [2]; 2014 (666), Sch 3 [4]; 2014 (667), Sch 2; 2014 No 65, Sch 2.2 [1] [2]; 2015 (533), Sch 2 [2]; 2017 (118), Sch 2; 2017 (449), Sch 3; 2017 (647), Sch 1; 2018 (643), Sch 3 [3]; 2018 No 80, Sch 2.1 [1] [2]; 2019 (88), Sch 2; 2019 (411), Sch 1 [2]; 2019 (465), Sch 1.2; 2020 No 30, Sch 1.36[7]-[9]; 2021 (80), Sch 1[4].
Sch 8	Am 2009 No 106, Sch 2.28 [2]; 2013 (341), Sch 2 [6]; 2014 (852), Sch 2 [4]; 2015 (48), Sch 1 [5]; 2019 (319), Sch 2 [8]; 2020 (180), cl 3.
Sch 9	Rep 2015 No 15, Sch 6.

## Protection of the Environment Operations (General) Regulation 2009

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 [2009 \(SI 211\)](#)