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**ENVIRONMENT**

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EV301

Waste Avoidance and Resource Recovery Act 2007  
Waste Avoidance and Resource Recovery Levy Act 2007

## **Waste Avoidance and Resource Recovery Levy Amendment Regulations 2020**

**SL 2020/3**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Waste Avoidance and Resource Recovery Levy Amendment Regulations 2020*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

**3. Regulations amended**

These regulations amend the *Waste Avoidance and Resource Recovery Levy Regulations 2008*.

**4. Regulation 5 amended**

- (1) In regulation 5(1):
  - (a) delete “in an approved form”;
  - (b) delete paragraph (a) and insert:
    - (a) waste that —
      - (i) was accepted by the licensee at no charge; and
      - (ii) is, or will be, used after the completion of landfill operations to cover waste

disposed of at the licensed landfill in compliance with the conditions on the licence or any implementation conditions as defined in the *Environmental Protection Act 1986* section 3(1);

- (2) In regulation 5(2) delete “in the approved form”.
  - (3) In regulation 5(3) delete “in an approved form”.
  - (4) After regulation 5(3) insert:
    - (3A) A licensee may by application claim an exemption from these regulations for uncontaminated soil or other clean fill received at a licensed landfill before the day on which the *Waste Avoidance and Resource Recovery Levy Amendment Regulations 2020* regulation 4 comes into operation if—
      - (a) it was accepted by the licensee at no charge; and
      - (b) it is, or will be, used after the completion of landfill operations to cover, to a depth of up to 500 mm, waste disposed of on the premises.
    - (3B) An application under this regulation must—
      - (a) be in the approved form; and
      - (b) include or be accompanied by the information required by the CEO.
- 5. Regulation 8 amended**
- In regulation 8(3) after “5(1)” insert:
- or (3A)
- 6. Regulation 9 amended**
- In regulation 9(2A) after “5(1)” insert:
- or (3A)
- 7. Regulation 10 amended**
- In regulation 10(8) after “5(1)” insert:
- or (3A)

**8. Regulation 12A amended**

In regulation 12A(2)(b) after “5(1)” insert:

or (3A)

N. HAGLEY, Clerk of the Executive Council.