



WESTERN
 AUSTRALIAN
 GOVERNMENT
Gazette
 ISSN 1448-949X PRINT POST APPROVED PP665002/00041

2785



PERTH, FRIDAY, 1 AUGUST 2014 No. 117

SPECIAL

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 1.00 PM

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SPECIAL GAZETTE

SUBSIDIARY LEGISLATION

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Environmental Protection Act 1986

Environmental Protection (Controlled Waste) Amendment Regulations 2014

Made by the Administrator in Executive Council.

1. Citation

These regulations are the *Environmental Protection (Controlled Waste) Amendment Regulations 2014*.

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 *Environmental Protection (Controlled Waste) Regulations 2004*.

4. Regulation 2 amended

- (1) In regulation 2 delete the definitions of:

controlled waste

disposal site

packaged controlled waste

tank

waste generator

waste holder

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- (2) In regulation 2 insert in alphabetical order:

controlled waste means any matter that is —

- (a) within the definition of waste in the NEPM for the *Movement of Controlled Waste between States and Territories*; and
- (b) listed in Schedule 1;

packaged controlled waste means a controlled waste that is transported otherwise than as a bulk controlled waste;

tank means an enclosed space that is on, attached to or part of a vehicle and used, or designed to be used, for the transportation of a liquid or gas in bulk;

transit facility means a waste facility that may be used for the temporary storage of a controlled waste;

waste facility means —

- (a) prescribed premises in respect of which a licence has been issued under Part V of the Act to store, treat, reuse or dispose of a controlled waste; or
- (b) a facility licensed, registered or otherwise approved to store, treat, reuse or dispose of a controlled waste under a corresponding law; or
- (c) a facility at which a controlled waste may be lawfully unloaded for transportation to another State or a Territory or overseas; or
- (d) a dangerous goods site licensed under the *Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007* Part 4; or
- (e) a sewer of a licensee under the *Water Services Act 2012*; or

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- (f) premises registered under the *Environmental Protection Regulations 1987* regulation 5B to store, treat, reuse or dispose of a controlled waste; or
- (g) a site approved by the CEO as a waste facility; or
- (h) a facility at which a controlled waste may be lawfully unloaded, stored, treated, reused or disposed of otherwise than as provided for in another paragraph of this definition;

waste holder means a person —

- (a) who is in possession or control of a controlled waste on premises; or
- (b) whose apparatus or activities produce controlled waste.

- (3) In regulation 2 in the definition of **approved** after “means approved” insert:

in writing

- (4) In regulation 2 in the definition of **bulk controlled waste** delete “tank on, attached to or part of a vehicle;” and insert:

tank;

- (5) In regulation 2 in the definition of **controlled waste tracking form** paragraph (b) delete “regulation 36(1);” and insert:

regulation 36;

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- (6) In regulation 2 in the definition of ***controlled waste tracking number*** delete “regulation 38(5);” and insert:

regulation 38;

5. Regulation 3 amended

- (1) In regulation 3(3) delete “(f), (g) or (h)” and insert:

(g), (h) or (i)

- (2) In regulation 3(6)(b):

- (a) delete “is transported on a road to and accepted for burial in” and insert:

may be lawfully accepted at

- (b) delete subparagraph (iv) and insert:

- (iv) encapsulated, chemically fixed,
solidified or polymerised controlled
wastes.

- (3) In regulation 3(6)(b) after each of subparagraphs (i) and (ii) insert:

or

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(1) Delete regulation 5(2)(e) and insert:

- (e) the applicant has been refused an interstate licence or a renewal of an interstate licence or the applicant's interstate licence has been cancelled, revoked or withdrawn; or

(2) In regulation 5(2) after each of paragraphs (a) to (d) insert:

or

7. Regulations 7 and 8 replaced

Delete regulations 7 and 8 and insert:

7. Refund of fee

A full or partial refund of the fee accompanying an application for a licence, or for the renewal of a licence, may be made to the applicant at the discretion of the CEO if the application is not granted or, if granted, the licence is issued or renewed for a period of less than one year, 3 years or 5 years, as the case requires, but no refund is demandable.

8. Validity of licence

Subject to these regulations, a licence under these regulations is valid for a period, beginning on the day it is issued, of one year, 3 years or 5 years, as specified in the licence.

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8. Regulation 9 amended

In regulation 9(2) delete “one year” and insert:

one year, 3 years or 5 years

9. Regulation 10 amended

(1) Delete regulation 10(1)(d) and insert:

(d) the holder’s interstate licence has been cancelled, revoked, withdrawn or suspended or a renewal of that licence has been refused.

(2) After regulation 10(1) insert:

(2A) Without limiting subregulation (1), if the CEO has reasonable grounds to suspect that the holder of a licence, or if the holder of the licence is a body corporate, an individual concerned with the control and management of the body corporate, is not of good character and repute and fit to be involved in the business in respect of which the licence is held, the CEO may cancel, suspend for a fixed period, or refuse to renew the licence.

(3) After regulation 10(2) insert:

(3A) Without limiting regulation 37(2), if a carrier does not pay the fee payable under regulation 37(1) for a controlled waste tracking number within the time specified by the CEO, the CEO may suspend the carrier’s licence until the fee is paid.

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(4) In regulation 10(1) after each of paragraphs (a) and (b) insert:

or

10. Regulation 14 replaced

Delete regulation 14 and insert:

14. Employment of unlicensed driver to transport bulk controlled waste

If —

- (a) a carrier employs or engages a person to drive a vehicle to transport a bulk controlled waste on a road; and
- (b) the driver is not licensed to transport that type of controlled waste,

the carrier commits an offence.

11. Regulation 16 amended

In regulation 16:

- (a) delete “a consignment of” and insert:

any controlled

- (b) delete “the waste.” and insert:

controlled waste.

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12. Regulation 17 amended

In regulation 17(a) delete “of the carrier”.

13. Regulation 18 amended

(1) In regulation 18 delete “In” and insert:

(1) In

(2) At the end of regulation 18 insert:

(2) For the purposes of subregulation (1) and without limiting regulation 4(2), the CEO may require an applicant or driver to demonstrate adequate technical competence to drive a vehicle transporting a bulk controlled waste by doing one or more of the following —

- (a) completing an appropriate approved driver training course;
- (b) passing a written test or examination that is part of the driver training course approved under paragraph (a);
- (c) providing any information relevant to driving a vehicle transporting a bulk controlled waste that is specified by the CEO.

(3) An applicant or driver who refuses to comply with a requirement under subregulation (2) is to be taken not to have adequate technical competence to drive a vehicle transporting a bulk controlled waste.

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14. Regulation 21 amended

(1) Delete regulation 21(b) and insert:

(b) a vehicle licensed under the *Dangerous Goods Safety (Road and Rail Transport of Non-explosives) Regulations 2007*; or

(2) In regulation 21 after paragraph (a) insert:

or

15. Part 2 Division 5 inserted

At the end of Part 2 insert:

Division 5 — Assignment of carrier's business and transfer of licence

25A. Terms used

In this Division —

assign, in relation to a business, vehicle or tank, means to sell or otherwise dispose of the business, vehicle or tank;

assignee means the person to whom a business, vehicle or tank is assigned;

assignment time means when a business, vehicle or tank is assigned, as referred to in regulation 25B(1);

licence means a carrier's licence or a licence issued in respect of a vehicle or tank.

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25B. Assignment of carrier's business

- (1) Within 30 days after a carrier assigns to another person —
 - (a) the business in respect of which the carrier's licence is held; or
 - (b) a licensed vehicle or licensed tank,the carrier must give written notice to the CEO of that assignment.
- (2) A carrier who contravenes subregulation (1) commits an offence.

25C. Transfer of licence

- (1) This regulation applies if —
 - (a) a business, vehicle or tank is assigned as referred to in regulation 25B(1); and
 - (b) the assignee proposes to carry on the business, or operate the vehicle or tank, under the licence that had effect immediately before the assignment time.
- (2) An application for the transfer of a licence to the assignee —
 - (a) is to be made by the assignee to the CEO in the approved form within 30 days after the assignment time; and
 - (b) is to be accompanied by the appropriate fee prescribed in Schedule 3.
- (3) The CEO may, before determining an application for the transfer of a licence to the assignee, require the assignee to provide the CEO with any further information that the CEO requires in any particular case.

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- (4) If the assignee complies with subregulations (2) and (3) and with any conditions to which the licence was subject at the assignment time, the assignee is to be regarded as having been the holder of the licence during the period —
 - (a) beginning at the assignment time; and
 - (b) continuing while the application for the transfer of the licence is pending.
- (5) Regulations 5, 6, 7 and 12 apply, with any necessary modifications, for the purposes of an application under this regulation as if it were an application under regulation 4.

25D. Validity of transferred licence

Subject to these regulations, a licence that is transferred to the assignee under regulation 25C is valid for the remainder of the period for which it would have been valid if it had not been transferred.

25E. Transitional

- (1) In this regulation —

former holder of the licence means the person who held the licence immediately before the assignment time.
- (2) The transfer of a licence under regulation 25C does not affect any requirement imposed under these regulations on the former holder of the licence —
 - (a) to pay a fee that was payable immediately before the assignment time; or
 - (b) to send a controlled waste tracking form or other information to the CEO that had not been sent at that time.

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16. Part 3 heading amended

In the heading to Part 3 delete “**disposal**” and insert:

unloading

17. Part 3 Division 1 heading amended

In the heading to Part 3 Division 1 delete “**and waste generator’s**”

18. Regulation 25 amended

(1) Delete regulation 25(1) and insert:

(1) A waste holder who causes or allows a controlled waste of a type referred to in regulation 11(1)(a) in the waste holder’s possession or control to be transported on a road by a person other than a carrier licensed to transport that type of controlled waste commits an offence.

(2) In regulation 25(2) delete “generator” and insert:

holder

(3) Delete regulation 25(3) and insert:

(3) A waste holder who does not provide to a carrier transporting a controlled waste for the waste holder, or to a person collecting a controlled waste from the waste holder, the information relating to that waste set out in Schedule 2 Division 2 commits an offence.

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- (4A) A waste holder who does not sign, or cause the waste holder's representative to sign, the controlled waste tracking form held by the person collecting a controlled waste from the waste holder commits an offence.
- (4B) Subregulation (4A) does not apply if the waste holder is not present or represented when the controlled waste is collected from the waste holder.

- (4) In regulation 25(4) delete "generator who describes the type of controlled waste to be collected by a carrier or person in a manner" and insert:

holder who provides information relating to the controlled waste under subregulation (3)

- (5) In regulation 25(5) and (6) delete "generator" and insert:

holder

19. Regulation 26 amended

In regulation 26(1) after "require a waste holder" insert:

in possession or control of controlled waste

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20. Regulation 27 amended

In regulation 27(2) and (3) delete “disposal site” and insert:

waste facility

Note: The heading to amended regulation 27 is to read:

Directions to transport controlled waste to waste facility

21. Regulation 28 amended

(1) In regulation 28(1) delete “number” and insert:

form, containing the information set out in Schedule 2
Division 3,

(2) In regulation 28(2) delete “or in a tank”.

Note: The heading to amended regulation 28 is to read:

**Controlled waste tracking form required to transport controlled
waste**

22. Regulation 29 amended

(1) In regulation 29(1):

(a) delete “driver of a vehicle of the carrier” and insert:

driver, employed or engaged by the carrier, of a vehicle

(b) delete “number” and insert:

form, containing the information set out in Schedule 2
Division 3,

(2) In regulation 29(2) delete “or in a tank of the carrier”.

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r. 23**23. Regulation 30 amended**

(1) Delete regulation 30(1) and insert:

- (1) A carrier who fails to ensure that a vehicle or tank of the carrier that is being used on a road to transport a controlled waste is used in such a way as to prevent the waste spilling, discharging or falling from the vehicle or tank commits an offence.

(2) Delete regulation 30(2)(a) and (b) and insert:

- (a) the carrier issued proper instructions and took reasonable precautions to ensure that the vehicle or tank was used in compliance with subregulation (1); and
- (b) the vehicle or tank was used otherwise than in compliance with subregulation (1) without the carrier's knowledge; and

24. Regulation 31A inserted

After regulation 30 insert:

31A. Obligations of carrier as to transportation of anything other than controlled waste in licensed vehicle or tank

- (1) A carrier who, except with the written permission of the CEO, transports or causes to be transported on a road anything that is not a controlled waste in a vehicle or tank licensed under Part 2 commits an offence.

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- (2) In proceedings against a carrier for a breach of subregulation (1), it is a defence to prove that —
- (a) the carrier issued proper instructions and took reasonable precautions to ensure that the vehicle or tank was used in compliance with subregulation (1); and
 - (b) the vehicle or tank was used otherwise than in compliance with subregulation (1) without the carrier's knowledge; and
 - (c) the carrier could not by the exercise of reasonable diligence have prevented the commission of the offence.

25. Regulation 31 amended

- (1) In regulation 31(1) delete “of a vehicle of the carrier gives a waste generator” and insert:

employed or engaged by the carrier gives a waste holder

- (2) Delete regulation 31(2)(b) and insert:

- (b) the driver failed to comply with subregulation (1) without the carrier's knowledge; and

- (3) In regulation 31(2) after paragraph (a) insert:

and

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26. Regulation 32A inserted

At the end of Part 3 Division 2 insert:

32A. Obligations of carrier as to controlled waste tracking form information

- (1) In this regulation —
controlled waste tracking form information means the information required to be contained in a controlled waste tracking form under regulation 28(1).
- (2) A carrier who fails to keep a record of controlled waste tracking form information for at least 3 years from the day on which the relevant controlled waste tracking form becomes valid under regulation 36 commits an offence.

27. Regulation 32 amended

In regulation 32(1) delete “number” and insert:

form, containing the information set out in Schedule 2
Division 3,

28. Regulation 33 amended

In regulation 33 after “to prevent” insert:

the

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29. Regulation 34 replaced

Delete regulation 34 and insert:

34. Obligations of drivers as to transportation of anything other than controlled waste in licensed vehicle or tank

A licensed driver who carries anything that is not a controlled waste in a vehicle or tank licensed under Part 2 commits an offence unless —

- (a) the CEO has given written permission to the carrier under regulation 31A; and
- (b) the driver has obtained a copy of that permission.

30. Regulation 35 amended

Delete regulation 35(1) and insert:

- (1) A driver who, before transporting a controlled waste on a road for a waste holder, does not give the waste holder a receipt setting out the information in Schedule 2 Division 1 commits an offence.

31. Regulation 36 amended

(1) Before regulation 36(1) insert:

- (1A) A reference in this regulation to a *type of controlled waste* includes a reference to a mixture of different types of controlled waste if —
 - (a) that mixture of different types of controlled waste is permitted under the authority of the relevant carrier's licence; and

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- (b) all the controlled waste in that mixture is to be unloaded at the same waste facility.
- (1B) A controlled waste tracking form for the transportation on a road of a type of controlled waste that is to be unloaded at a transit facility is valid for the approved period.
- (2) In regulation 36(1):
 - (a) delete “A” and insert:

Subject to subregulation (1B), a
 - (b) in paragraph (c) delete “on the day on which” and insert:

when
 - (c) in paragraph (c) delete “disposal site” and insert:

waste facility
- (3) In regulation 36(2) in the definition of *consignment day*:
 - (a) delete “the first consignment” and insert:

any part
 - (b) after “tracking form is” insert:

first

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- (4) After regulation 36(2) insert:
- (3A) A controlled waste tracking form for the transportation of a type of controlled waste on a road is valid only in respect of —
- (a) the single vehicle or single tank; and
 - (b) the single waste facility,
- specified in the controlled waste tracking form.
- (3B) For the purposes of subregulation (3A)(a) —
- (a) if a vehicle has 2 or more trailers that contain a controlled waste, each trailer is taken to be a single vehicle; and
 - (b) if a vehicle has 2 or more tanks that contain a controlled waste, each tank is taken to be a single tank.
- (5) In regulation 36(3):
- (a) delete “subregulation (1),” and insert:

subregulations (1) and (3A),
 - (b) delete “consignment” and insert:

collection
 - (c) delete “waste generators or”.
- (6) In regulation 36(1) after paragraph (a) insert:
- or

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r. 32**32. Regulation 38 replaced**

Delete regulation 38 and insert:

38. CEO to ensure each controlled waste tracking form has unique number

The CEO is to cause each controlled waste tracking form issued by the Department to have a unique number recorded on the form.

33. Part 3 Division 5 heading replaced

Delete the heading to Part 3 Division 5 and insert:

Division 5 — Unloading controlled waste**34. Regulation 39 amended**

(1) Delete regulation 39(1) and insert:

(1) A driver must not unload a controlled waste from a vehicle or tank except at a waste facility that may lawfully receive that type of controlled waste unless the waste is —

- (a) unloaded as approved or directed by the CEO under subregulation (5); or
- (b) unloaded so that it can be transferred directly to another vehicle or tank.

(2) In regulation 39(2):

(a) delete “disposal site —” and insert:

waste facility —

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- (b) in paragraph (a) delete “valid; and” and insert:
- valid under regulation 36; and
- (3) Delete regulation 39(5) and (6) and insert:
- (5) The CEO may approve or direct the unloading of a controlled waste —
- (a) at a specified waste facility other than the waste facility specified in the controlled waste tracking form for the transportation of that waste; and
- (b) at a specified time.
- (4) Delete regulation 39(7) and insert:
- (7) A person who contravenes subregulation (1), (2), (3) or (4) commits an offence.
- (5) In regulation 39(8):
- (a) delete the passage that begins with “It” and ends with “that —” and insert:
- In proceedings against a carrier for a breach of subregulation (4), it is a defence for the carrier to prove that —

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(b) delete paragraph (b) and insert:

(b) the driver failed to comply with either or both of those subregulations, as the case may be, without the carrier's knowledge; and

(6) In regulation 39(8) after paragraph (a) insert:

and

Note: The heading to amended regulation 39 is to read:

Obligations as to unloading controlled waste

35. Regulation 40 amended

(1) Delete regulation 40(1) and insert:

(1) Before unloading a controlled waste at a waste facility, the driver of the vehicle on which the waste is carried to the facility must —

- (a) if the driver is a licensed driver, present the driver's identification card issued under regulation 19 to the occupier of the waste facility; and
- (b) give the controlled waste tracking form for the waste to be unloaded at the waste facility to the occupier of the waste facility.

(2A) If the occupier of a waste facility is not present when the driver proposes to unload a controlled waste at the waste facility, subregulation (1) is complied with if the carrier or the driver gives to the occupier within 7 days after the controlled waste is unloaded at the waste facility —

- (a) a copy of the controlled waste tracking form; or

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- (b) the controlled waste tracking number and the information set out in Schedule 2 Division 3 that the controlled waste tracking form contains.

36. Regulation 41A inserted

After regulation 40 insert:

41A. Carrier to provide CEO with copy of controlled waste tracking form

- (1) Within 14 days after a controlled waste is unloaded from a vehicle or tank at a waste facility, the carrier must give to the CEO —
 - (a) a copy of the controlled waste tracking form for the transportation of the controlled waste; or
 - (b) the controlled waste tracking number and the information set out in Schedule 2 Division 3 that the controlled waste tracking form contains.
- (2) Subregulation (1) does not apply to the unloading of a controlled waste at a transit facility unless a separate controlled waste tracking form has been issued for the transportation of the controlled waste from the transit facility.
- (3) A carrier who contravenes subregulation (1) commits an offence.

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r. 37**37. Regulation 41 amended**

- (1) In regulation 41(1):
 - (a) delete “disposal site” and insert:

waste facility
 - (b) delete “site.” and insert:

waste facility.

- (2) Delete regulation 41(2) and (3) and insert:
 - (2) If the occupier of a waste facility is not present when the controlled waste is unloaded at the waste facility, the occupier complies with subregulation (1) if the occupier records the information referred to in that subregulation within 7 days after the carrier or the driver complies with regulation 40(2A).
 - (3) A copy of a controlled waste tracking form completed under subregulation (1), or the controlled waste tracking number and the information set out in Schedule 2 Division 4 that the controlled waste tracking form contains, must be kept by the occupier of the waste facility for at least 3 years from the day on which the waste is unloaded at the waste facility.

- (3) In regulation 41(4):
 - (a) delete “disposal site” and insert:

waste facility

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- (b) after “must give” insert:

to the driver
- (c) delete “delivered to the site.” and insert:

unloaded at the waste facility.
- (4) In regulation 41(5) delete “disposal site” and insert:

waste facility
- (5) Delete regulation 41(6) and insert:

(6) The occupier of a waste facility who receives a controlled waste must send to the CEO within 14 days after the day on which the waste was unloaded at the waste facility —
 - (a) a copy of the controlled waste tracking form to be kept by the occupier under subregulation (3);
or
 - (b) if subregulation (2) applies, the information to be recorded and kept by the occupier under that subregulation.
- (7A) Subregulations (1), (2) and (6) do not apply to the occupier of a transit facility at which a controlled waste is unloaded unless a separate controlled waste tracking form has been issued for the transportation of the controlled waste from the transit facility.

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- (6) In regulation 41(7):
- (a) delete “disposal site” and insert:
- waste facility
- (b) delete “(2),”.

Note: The heading to amended regulation 41 is to read:

Obligations of occupier of waste facility**38. Regulation 42 amended**

- (1) In regulation 42 delete the definition of *disposal site*.
- (2) In regulation 42 insert in alphabetical order:

waste facility means a waste facility of the kind referred to in paragraph (a) or (b) of the definition of *waste facility* in regulation 2.

- (3) In regulation 42 in the definition of *material containing asbestos* paragraph (c) delete “1911.” and insert:

1911;

Note: The heading to amended regulation 42 is to read:

Terms used**39. Regulation 43 amended**

In regulation 43 delete “disposal site” and insert:

waste facility

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40. Regulation 44 amended

In regulation 44 delete “disposal site” and insert:

waste facility

41. Regulation 45 amended

In regulation 45:

(a) in paragraph (a) delete “disposal site” and insert:

waste facility

(b) in paragraph (b) delete “site” and insert:

waste facility

42. Regulation 46 amended

In regulation 46:

(a) delete “disposal site,” and insert:

waste facility,

(b) in paragraph (a) delete “disposal site” and insert:

waste facility

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r. 43**43. Regulation 49 amended**

After regulation 49(1) insert:

- (2A) The CEO may give an exemption subject to conditions, or limited to circumstances, specified in the notice.
- (2B) Without limiting subregulation (2A), the conditions that may be specified in a notice giving an exemption include these —
- (a) that the person given the exemption must transport the relevant controlled waste to a specified place within a specified period;
 - (b) that the person given the exemption must transport the relevant controlled waste in accordance with specified requirements;
 - (c) that the person given the exemption must keep specified records relating to the amount, containment type and location of the relevant controlled waste;
 - (d) that the person given the exemption must provide a written report to the CEO relating to the transportation and unloading of the relevant controlled waste when required to do so by the CEO.
- (2C) In subregulation (2B) —
- containment type***, of a controlled waste, refers to the controlled waste being either bulk controlled waste or packaged controlled waste;
- relevant controlled waste*** means the controlled waste to which an exemption given under subregulation (1) relates;
- specified*** means specified in a notice giving an exemption under subregulation (1).

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- (2D) If the CEO gives an exemption, the CEO must specify in the notice the period for which the exemption applies.
- (2E) If a condition subject to which an exemption is given is breached, the exemption ceases to have effect.

44. Regulation 50A inserted

After regulation 49 insert:

50A. Application for exemption

- (1) A person may apply to the CEO in the approved form for an exemption under regulation 49.
- (2) Before determining the application, the CEO may require the applicant to provide any further information the CEO requires in any particular case.

45. Regulation 52 amended

After regulation 52(1) insert:

- (2A) The reference in subregulation (1) to regulations 5(2), 6(1), 6(2) and 12 includes a reference to those provisions as applied by regulation 25C(5).

46. Regulations 55, 56 and 57 deleted

Delete regulations 55, 56 and 57.

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r. 47**47. Schedule 1 amended**

In Schedule 1:

- (a) at the end of the item “Cyanides (organic)” insert:

and nitriles
- (b) in the item that begins with “Encapsulated,” delete
“polymerized” and insert:

polymerised controlled
- (c) at the end of the item “Filter cake” insert:

containing controlled wastes
- (d) at the end of the item “Fly ash” insert:

other than fly ash generated from Australian coal fired power
stations
- (e) delete the item “Mineral oil emulsions”;
- (f) after the item that begins with “Organohalogen” insert:

Oxidising agents
- (g) delete the item that begins with “Polychlorinated
Biphenyls” and insert:

Polychlorinated Biphenyls (PCBs)

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(h) before the item that begins with “Residues” insert:

Reactive chemicals

Reducing agents

(i) after the item that begins with “Waste mineral oils” insert:

Waste oil and water, or hydrocarbons and water, mixtures or emulsions

48. Schedules 2 and 3 replaced

Delete Schedules 2 and 3 and insert:

Schedule 2 — Transport information

[r. 25, 28, 29, 32, 35, 40, 41A, 41]

Division 1 — Information to be provided by driver to waste holder

Controlled waste tracking number for transportation of the controlled waste

Type of controlled waste

Amount of controlled waste loaded onto or into vehicle or tank

Date controlled waste is loaded onto or into vehicle or tank

Division 2 — Information to be provided by waste holder

Type of controlled waste

Amount of controlled waste

Containment type (bulk or packaged)

Physical state of controlled waste (solid, liquid or gaseous)

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r. 48**Division 3 — Information to be recorded on controlled waste tracking form**

Waste holder's name or identification number

Waste holder's address

Name and address of waste facility

Type of controlled waste

Date loaded onto or into vehicle or tank

Amount of controlled waste

Type and amount of controlled waste unloaded at waste facility without occupier being present, and date of unloading

Type and amount of controlled waste loaded onto or into, or unloaded from, vehicle or tank at transit facility, and date of loading or unloading

Containment type (bulk or packaged)

Physical state of controlled waste (solid, liquid or gaseous)

Driver's name

Driver's licence number (if licence required under these regulations)

Vehicle registration number

Tank licence number (if licence required under these regulations)

Carrier's name

Carrier's licence number

Vehicle or tank capacity

Division 4 — Information to be recorded by the occupier of waste facility

Name and address of waste facility

Date of receipt at waste facility

Type of controlled waste

Amount of controlled waste

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Type of disposal, treatment or handling of controlled waste at waste facility

Discrepancies

Schedule 3 — Fees

[r. 54]

Item	Type of fee	Fee \$
1.	Licence as a carrier (r. 4(1))	225.00 one year 555.00 3 years 885.00 5 years
2.	Licence as a driver (r. 4(1), 20(1))	225.00 one year 345.00 3 years 465.00 5 years
3.	Licence for a vehicle or tank (r. 4(1))	225.00 one year 345.00 3 years 465.00 5 years
4.	Renewal of licence as a carrier (r. 9(1))	165.00 one year 495.00 3 years 825.00 5 years
5.	Renewal of licence as a driver (r. 9(1))	60.00 one year 180.00 3 years 300.00 5 years
6.	Renewal of licence for a vehicle or tank (r. 9(1))	60.00 one year 180.00 3 years 300.00 5 years
7.	Application for a condition of a licence to be changed or removed (r. 6(5))	105.00
8.	Application for transfer of licence (r. 25C(2))	105.00

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Item	Type of fee	Fee \$
9.	Controlled waste tracking number (r. 37(1)) —	
	(a) issued electronically on or after 16 April 2014 and on or before 15 April 2015	39.50
	(b) issued other than electronically on or after 16 April 2014 and on or before 15 April 2015	51.50
	(c) issued electronically on or after 16 April 2015 and on or before 15 April 2016	41.00
	(d) issued other than electronically on or after 16 April 2015 and on or before 15 April 2016	53.50
	(e) issued electronically on or after 16 April 2016 and on or before 15 April 2017	42.50
	(f) issued other than electronically on or after 16 April 2016 and on or before 15 April 2017	55.50
	(g) issued electronically on or after 16 April 2017	44.00
	(h) issued other than electronically on or after 16 April 2017	57.50

N. HAGLEY, Clerk of the Executive Council.

Environmental Protection Act 1986

Environmental Protection Amendment Regulations (No. 3) 2014

Made by the Administrator in Executive Council.

1. Citation

These regulations are the *Environmental Protection Amendment Regulations (No. 3) 2014*.

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 *Environmental Protection Regulations 1987*.

4. Schedule 6 amended

In Schedule 6 under the heading “*Environmental Protection (Controlled Waste) Regulations 2004*”:

- (a) after item 10 insert:

11A. regulation 25B(2) 250 500

Environmental Protection Amendment Regulations (No. 3) 2014**r. 4**

(b) after item 13 insert:

14A. regulation 25(4A) 250 500

(c) delete item 21 and insert:

21A. regulation 31A(1) 250 500

21. regulation 31(1) 250 500

22A. regulation 32A(2) 250 500

(d) delete items 27 to 32 and insert:

27. regulation 39(7) 250 500

28. regulation 40(2) 250 500

29. regulation 41A(3) 250 500

N. HAGLEY, Clerk of the Executive Council.
