



Western Australia

Environmental Protection Act 1986

Environmental Protection (Petrol) Amendment Regulations 2026

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Environmental Protection (Petrol) Amendment Regulations 2026

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Environmental Protection (Petrol) Amendment Regulations 2026*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published on the WA legislation website;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Environmental Protection (Petrol) Regulations 1999*.

4. Regulation 3 amended

In regulation 3(1) insert in alphabetical order:

state of emergency order means an order made under the *Fuel, Energy and Power Resources Act 1972* section 43 declaring that a state of emergency exists;

5. Regulation 3B deleted

Delete regulation 3B.

6. Part 2 inserted

After Part 1 insert:

Part 2 — Exemptions in state of emergency

3B. Methyl tertiary-butyl ether limits in petrol

- (1) In this regulation —
exempt place means a place in which a state of emergency is declared to exist under a state of emergency order.
- (2) This regulation applies to the supply or use of petrol in an exempt place —
 - (a) while the state of emergency order that declared the existence of the state of emergency in the exempt place is in force; and
 - (b) for the period of 6 months occurring immediately after the state of emergency order ceases to be in force.
- (3) A fuel supplier or a fuel distributor does not commit an offence under regulation 9(1) if the fuel supplier or fuel distributor supplies or uses, in the exempt place, petrol that does not conform with the specification in that regulation.

3C. Reid Vapour Pressure limits for petrol

- (1) This regulation applies to the supply or use of petrol —
 - (a) while a state of emergency order is in force declaring that a state of emergency exists in —
 - (i) a part of the State that is or includes the Perth area or a part of the Perth area; or

- (ii) the whole State;
 - and
 - (b) for the period of 6 months occurring immediately after the state of emergency order ceases to be in force (the **6-month period**); and
 - (c) if the 6-month period ends on or after 15 March in a year, but before the end of 15 April in the same year — until the end of 15 April in that year.
- (2) A fuel supplier does not commit an offence under regulation 11(2) or (3) if the fuel supplier supplies or uses petrol that does not conform with a specification in that regulation.

7. Regulation 10 deleted

Delete regulation 10.

8. Regulation 11 amended

In regulation 11(5):

- (a) in paragraph (b) delete “period.” and insert:

period; and

- (b) after paragraph (b) insert:

- (c) if petrol is supplied or used in a month during which regulation 3C applies — a reference in those subregulations to a month is taken to exclude the period during which regulation 3C applies.

9. Regulation 16 amended

Delete regulation 16(5).

10. Regulation 17 amended

Delete regulation 17(2) and insert:

- (2) A person is not required to give a warranty (and does not commit an offence under subregulation (3)) in relation to a supply of petrol if the person is not required to supply the petrol in accordance with regulation 9(1) or 11(2) or (3) because of the application of an exemption under Part 2.

N. HAGLEY, Clerk of the Executive Council