



New South Wales

# Protection of the Environment Operations Amendment (Waste Reduction) Bill 2006

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

## Overview of Bill

This Bill is part of a series of proposed legislative and other reforms (the City and Country Environment Restoration Program) that aim to achieve the targets of the NSW Waste Strategy and to promote environmental improvement in New South Wales.

The program includes:

- (a) investment in the Inland Rivers and Wetlands Restoration Program, and
- (b) establishment of new marine parks, and
- (c) implementation of urban sustainability programs, including stormwater harvesting for recycling, waste reduction and increased recycling, and
- (d) establishment of a local government waste reduction scheme for recycling, resource recovery and other reduction of waste, including payments to local councils for achieving waste reduction goals set by the Environment Protection Authority.

The object of this Bill is to enable regulations to be made to give effect to the scheme referred to in paragraph (d).

## Outline of provisions

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on the date of assent.

**Clause 3** is a formal provision that gives effect to the amendments to the *Protection of the Environment Operations Act 1997* set out in Schedule 1.

**Clause 4** provides for the repeal of the proposed Act after all the amendments made by the proposed Act have commenced. Once the amendments have commenced the proposed Act will be spent and section 30 of the *Interpretation Act 1987* provides that the repeal of an amending Act does not affect the amendments made by that Act.

## Schedule 1 Amendment

**Schedule 1** amends Schedule 2 to the *Protection of the Environment Operations Act 1997* to insert a regulation-making power to enable the establishment and administration of the local council waste reduction scheme referred to in paragraph (d) of the Overview.

First print



New South Wales

# Protection of the Environment Operations Amendment (Waste Reduction) Bill 2006

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New South Wales

# Protection of the Environment Operations Amendment (Waste Reduction) Bill 2006

No. , 2006

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## A Bill for

An Act to amend the *Protection of the Environment Operations Act 1997* with respect to a local council waste reduction scheme.

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|--|----------|
| <b>The Legislature of New South Wales enacts:</b>  | 1        |
| <b>1 Name of Act</b>   | 2        |
| This Act is the <i>Protection of the Environment Operations Amendment (Waste Reduction) Act 2006</i> .   | 3<br>4   |
| <b>2 Commencement</b>  | 5        |
| This Act commences on the date of assent.  | 6        |
| <b>3 Amendment of Protection of the Environment Operations Act 1997 No 156</b>   | 7<br>8   |
| The <i>Protection of the Environment Operations Act 1997</i> is amended as set out in Schedule 1.  | 9<br>10  |
| <b>4 Repeal of Act</b>   | 11       |
| (1) This Act is repealed on the day following the day on which this Act commences.   | 12<br>13 |
| (2) The repeal of this Act does not, because of the operation of section 30 of the <i>Interpretation Act 1987</i> , affect any amendment made by this Act. | 14<br>15 |

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|                   |   |          |
|-------------------|---|----------|
| <b>Schedule 1</b> | <b>Amendment</b>  | 1        |
|                   | (Section 3)   | 2        |
| <b>Schedule 2</b> | <b>Regulation-making powers</b>   | 3        |
|                   | Insert after clause 5:  | 4        |
| <b>5A</b>         | <b>Local council waste reduction scheme</b>   | 5        |
| (1)               | The establishment and administration of a scheme for recycling, resource recovery and other reduction of waste by local councils. | 6<br>7   |
| (2)               | The making of payments to local councils in accordance with the scheme from money appropriated by Parliament for that purpose.    | 8<br>9   |
| (3)               | Requirements that must be met by local councils to be eligible to receive payments under the scheme.                              | 10<br>11 |