



New South Wales

Plastic Shopping Bags (Prohibition on Supply by Retailers) Bill 2019

Explanatory note

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

Overview of Bill

The object of this Bill is to prohibit retailers from supplying plastic shopping bags to their customers.

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 a day that is 6 months after the date of assent to the proposed Act.

Clause 3 defines “single-use plastic shopping bag” for the purposes of the proposed Act.

Clause 4 prohibits retailers from supplying certain single-use plastic shopping bags to their customers to carry goods bought, or to be bought, from the retailer.

Clause 5 prohibits a retailer from making false or misleading representations about the composition of plastic bags and prohibits a manufacturer or distributor from knowingly or recklessly falsely representing that a single-use plastic shopping bag is not a single-use plastic shopping bag.

Clause 6 provides for the Governor to make regulations under the proposed Act.

Clause 7 provides for the review of the proposed Act in 2 years.

Schedule 1 amends the *Protection of the Environment Operations Act 1997* (the **1997 Act**) to extend the operation of the enforcement provisions of that Act to the proposed Act so that offences

by retailers under the proposed Act can be investigated and prosecuted (including by penalty notice) under the 1997 Act.