

SECOND PRINT

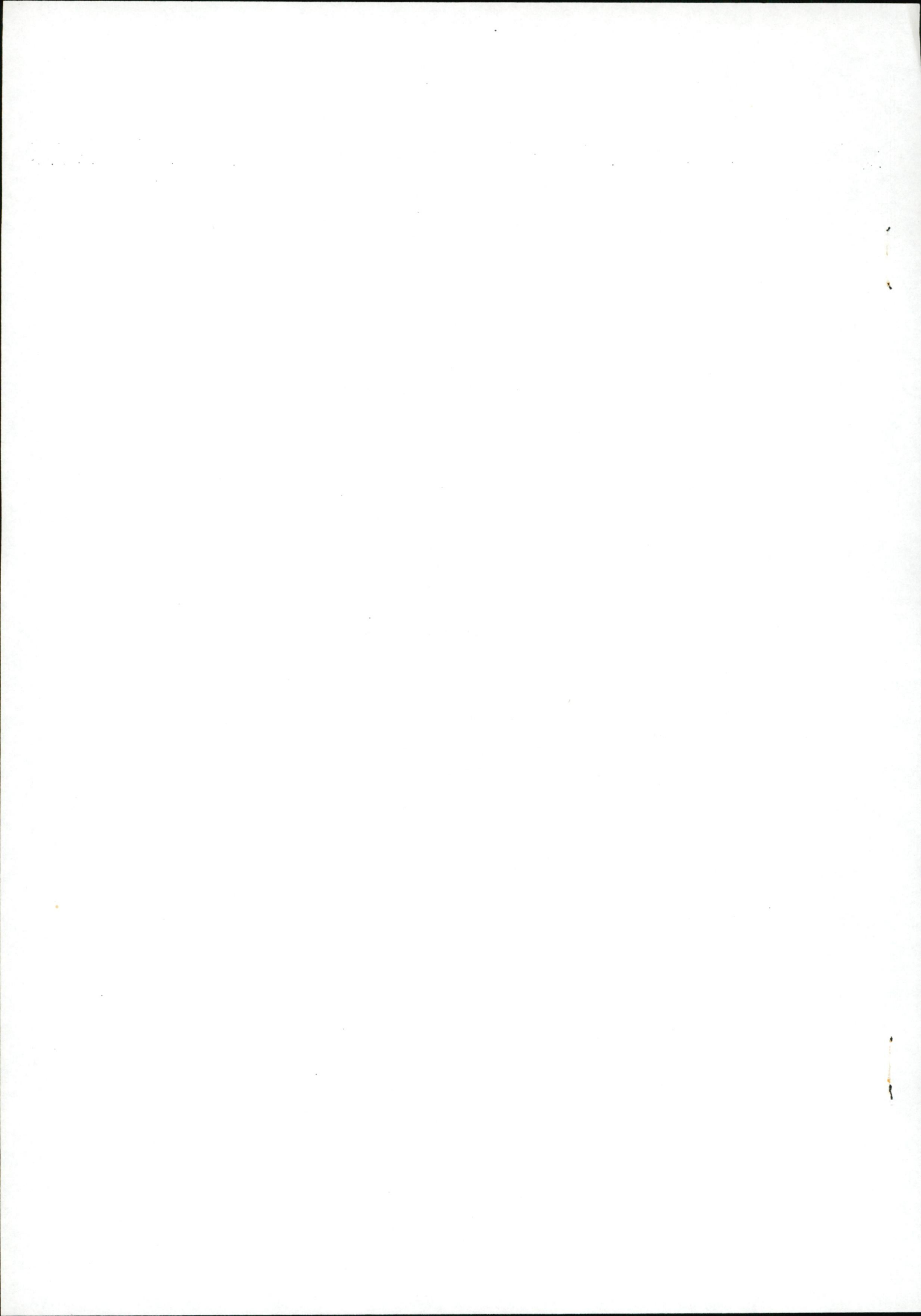
**CASTLEREAGH LIQUID WASTE DISPOSAL DEPOT
BILL 1993**

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Definitions
 4. Land to which Act applies
 5. Part 5 of the Environmental Planning and Assessment Act 1979 to apply to certain development
 6. Division 2 of Part 4 of the Environmental Planning and Assessment Act 1979 not to apply to certain development
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This PUBLIC BILL, originated in the LEGISLATIVE ASSEMBLY and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly

Clerk of the Legislative Assembly.

NEW SOUTH WALES



Act No. , 1993

An Act relating to waste disposal at the Castlereagh Liquid Waste Disposal Depot.

Castlereagh Liquid Waste Disposal Depot 1993

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Castlereagh Liquid Waste Disposal Depot Act 1993.

5 **Commencement**

2. This Act commences on the date of assent.

Definitions

3. In this Act:

10 **“development”** has the same meaning as it has in the Environmental Planning and Assessment Act 1979;

15 **“overtopping”** means the recontouring of the surface of land after the discontinuance of its use for the disposal of liquid waste, where the recontouring is carried out, by means of normal solid waste landfill techniques, for the purpose of facilitating stormwater run-off, improving the finished contours of the land or ensuring the future stability of the land;

“waste” has the same meaning as it has in the Waste Disposal Act 1970.

Land to which Act applies

20 4. This Act applies to the land on which the Castlereagh Liquid Waste Disposal Depot is situated, being the land to which State Environmental Planning Policy No. 3—Castlereagh Liquid Waste Disposal Depot applied immediately before the date on which the Bill for this Act was introduced into the Legislative Assembly.

25 **Part 5 of the Environmental Planning and Assessment Act 1979 to apply to certain development**

5. (1) The provisions of Part 5 of the Environmental Planning and Assessment Act 1979 apply to the carrying out of development for the purpose of overtopping the land to which this Act applies.

30 (2) In the application of those provisions to the carrying out of development for that purpose:

(a) the development is taken to be an activity that is likely to significantly affect the environment; and

35 (b) the Minister for Planning shall be the consent authority for any development proposed under this section.

Castlereagh Liquid Waste Disposal Depot 1993

(3) To avoid doubt, it is declared that the provisions of Part 6 of the Environmental Planning and Assessment Act 1979 extend to matters arising under Part 5 of that Act, as applied in accordance with this section.

(4) This section has effect:

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(a) even if development consent under Part 4 of the Environmental Planning and Assessment Act 1979 is required or has been obtained in relation to the carrying out of the development; and

(b) even if the carrying out of the development is prohibited under an environmental planning instrument.

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Division 2 of Part 4 of the Environmental Planning and Assessment Act 1979 not to apply to certain development

6. Division 2 of Part 4 of the Environmental Planning and Assessment Act 1979 does not authorise the continuance of development for the purpose of overtopping the land to which this Act applies in the event of overtopping was commenced before the date of assent to this Act.

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