

## Protection of the Environment Operations (Waste) Regulation 2014

### Notice of Revocation of Exemption

#### Notice of Exemption from Clause 36(3)(d): Weighing small vehicles at facilities whose occupiers are required to install a weighbridge

I, Stephen Beaman, Director Waste and Resource Recovery, Environment Protection Authority:

- (1) Revoke the 'Notice of Exemption from Clause 36 (3) (d): Weighing small vehicles at facilities whose occupiers are required to install a weighbridge' that is published in the Government Gazette No. 48 of 5 June 2015 (page 1604).
- (2) Grant an exemption, to any occupier of a scheduled waste facility who is required to install a weighbridge under clause 36 (1) of the *Protection of the Environment Operations (Waste) Regulation 2014* (**Waste Regulation**), from the requirement to ensure that each vehicle that enters or leaves their facility is weighed under clause 36 (3) (d) of the Waste Regulation, in circumstances where:
  - a) the vehicle entering or leaving the facility is a:
    - (i) motor car (being a motor vehicle constructed primarily for the carriage of persons or that is of the kind known as a utility, station wagon or panel van);  
or
    - (ii) motor car trailer; and
  - b) the occupier records all information in relation to that entry or departure required under clause 27, 28, 29, 30, 32 or 33 of the Waste Regulation, in accordance with the requirements of the Waste Regulation.

For the avoidance of doubt, this exemption does not exempt an occupier from any requirements to record information under the Waste Regulation.

This exemption is subject to the condition that any occupier to whom this exemption applies must ensure that the quantity of waste or other material that is transported into or out of the facility by a vehicle to which this exemption applies, is measured using a method specified in the Waste Levy Guidelines for the purposes of clause 36 or 38 of the *Protection of the Environment Operations (Waste) Regulation 2014*.

The revocation is made, and the exemption is granted, under clauses 38 and 91 of the Waste Regulation. Words and expressions used in this notice have the same meaning as they have in the POEO Act and the Waste Regulation.

The revocation and exemption take effect on and from the date that this notice is published in the Government Gazette to 31 January 2017 inclusive.