

South Australia

Environment Protection (Fees and Levy) Regulations 1994

under the *Environment Protection Act 1993*

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Legislative history

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Environment Protection (Fees and Levy) Regulations 1994*.

3—Interpretation

In these regulations—

accredited activity means a prescribed activity of environmental significance carried on by a licensee in respect of which accreditation is granted under Part 3;

authorisation fee means—

- (a) an authorisation fee payable under section 40(1) or 43(5) of the Act; or
- (b) an annual authorisation fee payable under section 48(2) of the Act,

and **licence fee** has a corresponding meaning;

authorisation fee payment date, in relation to a licence, means the date of grant or renewal of the licence or the date, as fixed by condition of the licence, before which an annual authorisation fee is payable under section 48(2) of the Act;

the Act means the *Environment Protection Act 1993*;

discharge means discharge of liquid pollutants;

licence period, in relation to a licence, means the period from one authorisation fee payment date for the licence until the next such date;

marine environment means—

- (a) marine waters; or

- (b) land that is beneath marine waters (whether permanently or from time to time).

4—Monetary value of fee unit

In these regulations, the monetary value of a fee unit on or after 1 July 2004 is as follows:

- (a) for the purposes of regulation 14(1)(a)—\$5.25;
- (b) for the purposes of clause 3(5) and (6) of Part A of Schedule 3—
 - (i) for the financial year commencing on 1 July 2004—\$19.40;
 - (ii) for the financial year commencing on 1 July 2005 and each subsequent financial year—\$22.20;
- (c) for the purposes of the remainder of Part A of Schedule 3—
 - (i) for the financial year commencing on 1 July 2004—\$20.10;
 - (ii) for the financial year commencing on 1 July 2005 and each subsequent financial year—\$23.00;
- (d) for the purposes of Part B of Schedule 3—
 - (i) for the financial year commencing on 1 July 2004—\$23.70;
 - (ii) for the financial year commencing on 1 July 2005 and each subsequent financial year—\$27.00;
- (e) for all other purposes—\$13.50.

Part 2—Application fees for environmental authorisations

5—Application fee for works approval (section 38)

- (1) Subject to this Part, the application fee for a works approval application under section 38(1) of the Act is the appropriate amount determined in accordance with Schedule 1.
- (2) For the purpose of determining the application fee in respect of a works approval, a reference in Schedule 1 to the estimated cost of the proposed works is a reference to the amount estimated by the Authority to be the total cost of the works to which the application relates excluding any part of the costs determined by the Authority to be attributable to—
 - (a) the purchase of land; or
 - (b) building or other work that will not contribute directly or substantially to the prescribed activity of environmental significance to which the application relates.
- (3) If a works approval is refused on an application, the Authority must refund to the applicant 50 per cent of the amount of the application fee under this regulation.

6—Application fee for licence (section 38)

- (1) Subject to this Part, the application fee for a licence application under section 38(1) of the Act is the appropriate amount determined in accordance with Schedule 2.

- (2) For the purpose of determining the application fee in respect of a licence application, a reference in Schedule 2 to the amount of the licence fee if the application were granted is a reference to the amount of the licence fee that would be payable under section 40(1) of the Act before the Authority may grant a licence on the application.
- (3) No application fee is payable in respect of a licence to be granted as required under clause 5(1) of Schedule 2 of the Act.

7—Application fee for exemption (section 38)

- (1) Subject to this Part, the application fee for an exemption application under section 38(1) of the Act is 10 fee units.
- (2) No application fee is payable in respect of an exemption to be granted as required under clause 5(2) of Schedule 2 of the Act.

8—Additional amount of licence fee for cost of public notice

If public notice is to be given under section 39(1) or 39(1) and (2) of the Act in respect of an application for an environmental authorisation, the amount otherwise payable as the application fee under this Part is increased by the amount determined by the Authority to be the cost of publication of the notice but not exceeding—

- (a) if the notice and other similar notices are to be published together by the Authority—5 fee units;
- (b) in any other case—20 fee units.

Part 3—Authorisation fees

9—No authorisation fee for works approval (sections 40 and 48)

No authorisation fee is payable in respect of a works approval.

10—Authorisation fee for licence (sections 40 and 48)

- (1) Subject to this Part, the authorisation fee payable in respect of a licence is the appropriate amount determined in accordance with Schedule 3.
- (2) Schedule 3 deals with licence fees in two separate parts—
 - (a) Part A which specifies for prescribed activities of environmental significance fee levels that are either flat amounts or amounts that vary according to indicators of levels of activity during licence periods; and
 - (b) Part B which specifies a method of licence fee calculation for discharges into the marine environment based on discharge impact levels during licence periods.
- (3) The references to prescribed activities of environmental significance in Part A of Schedule 3 are to be taken to be references to the corresponding activities as set out in Schedule 1 of the Act.

- (4) For the purpose of determining a licence fee (that is not a flat amount), the relevant indicator of the level of activity under Part A of Schedule 3 or the discharge impact level under Part B of that Schedule is to be determined by the Authority on the basis of the Authority's estimates in relation to the activity during the licence period (but subject to any necessary adjustment under regulation 12 after the end of the licence period).
- (5) Where an indicator of activity level or a discharge impact level is to be determined in relation to a licence period of less than 12 months, the determination is to be made as if the licence period continued for 12 months and, on determination of the amount payable as a licence fee on that basis, a pro rata adjustment is to be made by applying the proportion that the length of the licence period bears to 12 months.
- (6) Where an indicator of activity level or a discharge impact level is to be determined in relation to a licence period of more than 12 months, the determination is to be made (in relation to the first 12 months) as for a licence period of 12 months and then (in relation to the remainder of the licence period) as for a licence period of less than 12 months.
- (7) Where a licence fee for an activity is a flat amount and the licence period is less than or more than 12 months, a pro rata adjustment is to be made to the amount of the fee by applying the proportion that the length of the licence period bears to 12 months.
- (8) The fee levels set out in the columns in Part A of Schedule 3 apply for the calendar years specified at the head of the columns and, where the licence period in relation to which a licence fee is to be determined is not a calendar year, the fee levels are to be applied on a pro rata basis for the parts of calendar years within the licence period.
- (9) Where an activity authorised by a licence involves an activity of a kind referred to in Part A of Schedule 3 and also involves a discharge into the marine environment, the fee amount determined under Part A of Schedule 3 and the fee amount determined under Part B of that Schedule in respect of that activity will be aggregated for the purpose of determining the licence fee.
- (10) Where less than 10 fee units would (apart from this subregulation) be payable as a licence fee in accordance with Part B of Schedule 3, no amount will be payable in accordance with that Part in respect of the licence.
- (11) Where an amount exceeding 10 fee units would (apart from this subregulation) be payable as a licence fee in accordance with Part B of Schedule 3, 10 fee units are to be deducted from the licence fee.
- (12) Where a licence authorises prescribed activities of environmental significance of two or more different kinds referred to in Part A of Schedule 3 (whether or not the activities are to be undertaken at the same location), the fee amounts determined in accordance with that Part in respect of the different activities will be aggregated for the purpose of determining the licence fee unless the Authority determines that any of the activities is an inherent part of another, in which case, only the higher or highest of the amounts determined in accordance with that Part in respect of the activities concerned will be payable.
- (13) Where a licence authorises the holder of the licence to undertake the same prescribed activity of environmental significance at two or more different locations, the fee amounts determined in accordance with Part A of Schedule 3 in respect of the different locations will be aggregated for the purpose of determining the licence fee.

- (14) Any pro rata adjustments required to be made for the purpose of determining a licence fee are to be made on the basis of months, parts of a month being counted as a full month.
- (15) The amount of the application fee paid by a licence applicant is to be credited towards the amount of the licence fee required to be paid by the applicant for the grant of the licence concerned.
- (16) Despite subregulation (15), until the second anniversary of the day on which the Act comes into operation, the amount paid by a licence applicant under regulation 8 towards the cost of publishing notice of the application is not to be credited towards the amount of the licence fee.

11—Discounts from licence fee amount payable under Part A

- (1) Where it is specified in Part A of Schedule 3 that a discount is applicable in relation to a particular prescribed activity of environmental significance, the following provisions apply in relation to such an activity as authorised by a licence:
 - (a) if the Authority is satisfied that the waste water produced in the course of the activity during a licence period will be or has been disposed of in one or more of the following ways:
 - (i) by sufficient spreading over land to achieve full or substantially full nutrient uptake by crops or other vegetation;
 - (ii) by means of a total evaporation system that is secure from leaking or flooding;
 - (iii) by disposal to a sewer or septic tank effluent disposal system,the Authority is to discount by 50 per cent the licence fee otherwise payable under Part A of Schedule 3 in relation to that activity for that licence period;
 - (b) if the Authority is satisfied that the waste water produced in the course of the activity during a licence period will be or has been treated and disposed of to a water body so as to keep concentrations of nutrients, suspended solids and potential toxicants at levels that will not adversely impact on the aquatic environment or users of that environment, the Authority is to discount by 30 per cent the licence fee otherwise payable under Part A of Schedule 3 in relation to that activity for that licence period;
 - (c) the Authority may, if it considers it appropriate to do so, discount by 50 per cent the licence fee otherwise payable under Part A of Schedule 3 in relation to the activity during a licence period for satisfactory compliance with an applicable environment protection policy or other acceptable practices.

11A—Accredited licences

- (1) A licensee may apply to the Authority to be accredited as an accredited licensee in respect of a particular prescribed activity of environmental significance carried on at premises occupied by the licensee.
- (2) An application for accreditation must be made in a manner and form approved by the Authority and accompanied by any information required by the Authority.

- (3) Subject to this regulation, the Authority may grant accreditation if satisfied that—
 - (a) the activity is being carried on at the premises to a high level of environmental performance; and
 - (b) that performance can be maintained for the duration of the licence period.
- (4) In determining the level of environmental performance for the purposes of subregulation (3), the Authority may take into consideration the following:
 - (a) the licensee's record of compliance with the Act and statutory instruments under the Act;
 - (b) whether the licensee has an environment improvement program in place in respect of the activity;
 - (c) any other matter it considers relevant.
- (5) The Authority must not grant accreditation unless satisfied that the licensee has in place in respect of the activity the following:
 - (a) an environment management system approved by the Authority;
 - (b) an environmental audit and compliance program approved by the Authority.
- (6) The Authority must, within 14 days of granting an application for accreditation, publish a notice in the Gazette specifying the name of the accredited licensee, the premises at which the accredited activity is carried on and the nature of that activity.
- (7) An accreditation may, with the approval of the Authority, be transferred simultaneously with the transfer of a licence under section 49 of the Act.

11B—Performance reports

- (1) An accredited licensee must submit a performance report to the Authority within 60 days after the end of each financial year or such further period as the Authority may approve containing details of environmental performance at the premises at which the accredited activity is carried on during the financial year.
- (2) A performance report must—
 - (a) be prepared in a form approved by the Authority; and
 - (b) contain information or details required by the Authority; and
 - (c) be authorised by the licensee.

11C—Benefits of accreditation

An accredited licensee is entitled to—

- (a) a 50 per cent reduction in the licence fee otherwise payable under Schedule 3 in relation to the accredited activity (however, an accredited licensee may not simultaneously claim a discount under regulation 11 in respect of the same activity); and
- (b) any other variations to the licence conditions favourable to the licensee considered appropriate by the Authority.

11D—Review of accreditation

- (1) The Authority may, at any time, review the accreditation of an accredited licensee.

- (2) The Authority must give the licensee notice of its intention to conduct a review under this regulation.
- (3) The Authority may cancel an accreditation if of the opinion that—
 - (a) the accredited activity is no longer being carried on at the premises to a high level of environmental performance; or
 - (b) the licensee has contravened the Act or a statutory instrument under the Act; or
 - (c) the licensee no longer has in place or is implementing in respect of the accredited activity—
 - (i) an environment management system approved by the Authority; or
 - (ii) an environment improvement program approved by the Authority; or
 - (iii) an environmental audit and compliance program approved by the Authority.
- (4) If a licensee's accreditation is cancelled, the licensee must pay to the Authority an amount equal to the licence fee reduction resulting from the accreditation multiplied by the proportion that the number of days in the remainder of the current licence period bears to the number of days in the licence period.

12—Adjustment of licence fee at end of licence period

- (1) Where the Authority is satisfied after the end of a licence period that the licence fee determined for the period, as based on estimates in relation to the activity to be undertaken pursuant to the licence during the relevant period, was an amount less than the amount calculated by reference to the activity as actually undertaken during that period, the Authority may, by notice in writing to the holder of the licence or by conditions of the licence, require the holder of the licence to pay to the Authority, within a specified period, the amount determined by the Authority to represent the difference between those two amounts.
- (2) Where the holder of a licence satisfies the Authority (by such evidence as the Authority may require) after the end of a licence period that the licence fee paid for the period, as based on the Authority's estimates in relation to the activity to be undertaken pursuant to the licence during the relevant period, was more than the amount calculated by reference to the activity as actually undertaken during that period, the Authority must refund to the holder of the licence the amount determined by the Authority to represent the difference between those two amounts.

13—Authorisation fee for exemption (sections 40 and 48)

- (1) The authorisation fee payable in respect of an exemption will be at one of the following levels:
 - (a) 10 fee units;
 - (b) a multiple of 10 fee units up to 100 units;
 - (c) 100 fee units;
 - (d) a multiple of 100 fee units up to 2 500 units.

- (2) The level of the authorisation fee for an exemption is to be determined by the Authority at its discretion having regard to the following:
 - (a) the factors specified in section 25(2) of the Act;
 - (b) any relevant environment protection policy;
 - (c) whether the applicant will be bound by an environment improvement program;
 - (d) the time of the day and the period for which the exemption will operate;
 - (e) the number of people affected by, or the extent of any other environmental impact of, the activity to which the exemption will relate;
 - (f) any relevant matter arising under the *Development Act 1993* or a Development Plan or development authorisation under that Act in relation to the location of the activity to which the exemption will relate;
 - (g) any other matter considered relevant by the Authority.
- (3) The amount of the application fee paid by an exemption applicant is to be credited towards the amount of the authorisation fee required to be paid by the applicant for the grant of the exemption concerned.

Part 4—Waste depot levy

13B—Interpretation

- (1) In this Part—

approved weighbridge means a weighbridge—

- (a) that is operated in accordance with a licence issued under the *Trade Measurement Act 1993*; or
- (b) that is approved, in writing, by the Authority;

Metropolitan Adelaide has the same meaning as in the *Development Act 1993*;

waste fill means waste consisting of clay, concrete, rock, sand, soil or other inert mineralogical matter in pieces not exceeding 100 millimetres in length and containing chemical substances in concentrations (calculated in a manner determined by the Authority) less than the concentrations for those substances set out in Schedule 6, but does not include waste consisting of or containing asbestos or bitumen.

- (2) The Authority may approve a weighbridge subject to such conditions as it thinks fit and may vary or revoke an approval at any time.
- (3) Without limiting the generality of subregulation (2), the conditions may specify requirements as to—
 - (a) maintenance of the weighbridge; and
 - (b) certification of the accuracy of the weighbridge.

14—Waste depot levy (section 113)

- (1) Subject to this Part, the levy payable by the holder of a waste depot licence in respect of waste that is received at the depot for the purpose of being disposed of at the depot is to be determined as follows:
 - (a) per tonne of solid waste (other than waste fill) disposed of at the depot—
 - (i) if the depot is situated outside of Metropolitan Adelaide and the waste has been brought to the depot from premises situated outside of Metropolitan Adelaide—1 fee unit;
 - (ia) if the depot is situated in Metropolitan Adelaide and the waste has been brought to the depot by or on behalf of a council the area of which lies wholly outside of Metropolitan Adelaide—1 fee unit;
 - (ii) in any other case—2 fee units;
 - (b) per kilolitre of liquid waste disposed of at the depot—0.65 fee units;
 - (c) per tonne of waste fill disposed of at the depot—0 fee units.
- (2) For the purposes of section 113(4) of the Act, the penalty for default in making a levy payment is 2 fee units plus one per cent of the amount due for the first month (or part of a month) for which the default continues and two per cent of the amount due for each further month (or part of a month) for which default continues.

15—Reporting of mass or volume of waste received at depots

- (1) This regulation applies only in relation to waste that is received at a waste depot for the purpose of being disposed of at that depot.
- (2) Subject to regulation 16, a person licensed to conduct a waste depot must, as soon as practicable after the last day of each month, furnish to the Authority a return showing—
 - (a) in respect of solid waste—
 - (i) the total mass (in tonnes) of waste received at the depot during each day of that month and the total received during the whole of that month; and
 - (ii) if the depot is situated outside of Metropolitan Adelaide—the total mass (in tonnes) of waste received at the depot from premises situated outside of Metropolitan Adelaide during the whole of that month; and
 - (ia) if the depot is situated in Metropolitan Adelaide—the total mass (in tonnes) of waste brought to the depot by or on behalf of a council the area of which lies wholly outside of Metropolitan Adelaide during the whole of that month; and
 - (iii) if the mass of any waste received at the depot is determined in accordance with subregulation (5)(a)(ii), the classes of vehicles (as set out in Schedule 4), and the number of vehicles in each of those classes, on or in which that waste was delivered to the depot during each day of that month and during the whole of that month; and

- (b) in respect of liquid waste—the total volume (in kilolitres) of waste received at the depot during each day of that month and the total received during the whole of that month.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (3) For the purposes of a return under this regulation, the mass or volume of waste received at a depot must be determined in accordance with this regulation.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (4) The mass or volume of waste received at a waste depot is to be calculated as the aggregate of the mass or volume of waste delivered on or in each vehicle to the depot measured (except where the mass is calculated by reference to Schedule 4 rather than by measurement)—

- (a) in the case of waste weighed on a weighbridge installed before the commencement of this subregulation—to the highest level of weighing accuracy for the particular design of weighbridge;
- (b) in any other case—to the nearest 0.02 tonnes or kilolitres.

- (5) The mass of solid waste delivered on or in a vehicle must be determined as follows:

- (a) if the waste is delivered on or in a vehicle described in Schedule 4 as being of class 1, 2 or 3, the mass—
 - (i) may be measured by use of an approved weighbridge; or
 - (ii) if the mass is not so measured, will be taken to be the average net mass of waste for the relevant class of vehicle as set out in Schedule 4; or
- (b) in any other case, the mass must, subject to regulation 15A, be measured by use of an approved weighbridge.

- (6) The volume of liquid waste delivered on or in a vehicle—

- (a) may be determined by use of a dipstick pre-calibrated for the liquid waste container on the vehicle; or
- (b) may be measured by means of a volume measuring device, installed at the depot, the calibration of which has been approved in writing by the Authority; or
- (c) may be calculated—
 - (i) by measuring the net mass of the liquid waste by use of an approved weighbridge; and
 - (ii) by dividing that measurement by the predetermined mass per kilolitre of the particular liquid waste; or
- (d) may be taken to be that certified, in a cartnote signed by both the producer and transporter of the waste, to be the volume of liquid waste to be delivered on or in the vehicle to the depot; or
- (e) where a liquid waste container on the vehicle is full—

- (i) may be calculated from the dimensions of the container; or
- (ii) if the capacity of the container has been predetermined by a volume calibration method approved in writing by the Authority and has been marked on the container, may be taken to be that capacity.

15A—Exemption from weighbridge requirement

- (1) The Authority may, by notice in writing, exempt the holder of a waste depot licence from regulation 15(5)(b) if satisfied that—
 - (a) the depot will receive less than 10 000 tonnes of solid waste for disposal at the depot in each financial year; and
 - (b) the depot uses adequate alternative methods of measuring the mass of solid waste received at the depot.
- (2) An exemption issued by the Authority under this regulation—
 - (a) may be subject to conditions; and
 - (b) may be varied or revoked by the Authority, by further notice in writing, at any time.

15B—Certain depots must have weighbridge

- (1) Subject to this regulation, if a waste depot has, in a financial year, received 10 000 tonnes or more of solid waste for disposal at the depot, the holder of the waste depot licence must ensure that an approved weighbridge is installed at the depot—
 - (a) if the waste was received prior to the commencement of this regulation—within 4 months of the commencement of this regulation; or
 - (b) in any other case—within 4 months of the end of the financial year in which the waste was received.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (2) The Authority may, on application by the holder of a waste depot licence within the relevant 4 month period referred to in subregulation (1), extend the period within which an approved weighbridge must be installed at the depot by a further period of 2 months.
- (3) The Authority may, on application by the holder of a waste depot licence, exempt the holder of the licence from compliance with subregulation (1) if satisfied that the depot will cease operating within 12 months.
- (4) Despite subregulation (1), the holder of a waste depot licence is not required to comply with the requirement to have a weighbridge installed at the depot if—
 - (a) a weighbridge at a place other than the depot was used by the licence holder before 1 October 2000 for the purpose of weighing waste received for disposal at the depot; and
 - (b) the licence holder currently owns and operates the weighbridge for that purpose.

15C—Verification of returns by volumetric survey

- (1) If a waste depot has, during the financial year ending 30 June 2001 or any subsequent financial year, received 10 000 tonnes or more of solid waste for disposal at the depot, the holder of the waste depot licence must, within three months of the end of that financial year, provide the Authority with a volumetric survey of landfill at the depot prepared by an authorised person.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (2) A volumetric survey provided to the Authority under this regulation must—
- (a) show contour lines at not more than 1 metre intervals; and
 - (b) have an error margin of not more than 5 per cent.
- (3) In this regulation—

authorised person means—

- (a) a licensed or registered surveyor under the *Survey Act 1992*; or
- (b) a person who is a full member of at least one of the following bodies:
 - (i) the Institution of Surveyors, Australia Incorporated;
 - (ii) the Association of Consulting Surveyors South Australia Incorporated;
 - (iii) the Institution of Engineering and Mining Surveyors Australia Incorporated.

16—Special provision for certain councils for waste fees

- (1) This regulation only applies to a council if—
- (a) the whole of the council area is outside of Metropolitan Adelaide; and
 - (b) all of the waste received for disposal at depots operated by the council has been brought to the depots from premises situated outside of Metropolitan Adelaide; and
 - (c) each depot operated by the council receives less than 10 000 tonnes of solid waste for disposal at the depot in any financial year.
- (2) For the purpose of determining the levy payable by a council under section 113 of the Act in respect of solid waste received at all depots operated by the council, the council may elect, by written notice to the Authority—
- (a) not to comply with regulation 15 in respect of solid waste received at those depots; and
 - (b) to take the mass of solid waste received during each month at those depots to be the mass determined in accordance with the following formula:

$$M = \frac{P \times 0.4}{12}$$

Where—

M is the mass of solid waste in tonnes

P is the population of the area of the council as at the previous 30 June as given by the Australian Bureau of Statistics in its publication "Regional Population Growth, Australia" (Catalogue No. 3218.0).

- (3) Where a council makes an election under this regulation, regulation 15 does not apply in respect of solid waste received at any depot operated by that council.
- (4) Where the Authority is satisfied that recycling is operating in a council area so that waste disposed of to landfill is reduced, the Authority may reduce the levy payable by the council as determined in accordance with this regulation in proportion to the reduction (as estimated by the Authority) in the level of waste disposed of to landfill.

Part 5—Miscellaneous

17—Fee for approval of certain works

- (1) The holder of a licence must, on making application (as required by a condition of the licence) for approval of works for the construction or alteration of a building or structure, or the installation or alteration of any plant or equipment, for use for the activity authorised by the licence, pay to the Authority an application fee of an amount equal to the application fee that would be payable for the purposes of section 38(1) of the Act in respect of an application for approval of those works.
- (2) Where an approval is refused on an application, the Authority must refund to the applicant 50 per cent of the amount of the application fee under subregulation (1).

18—Further fees

Further fees are payable for the purposes of the Act as set out in Schedule 5.

19—Recovery of fee instalments etc

The Authority may recover any instalment of a fee or other amount payable by a person under the Act or these regulations—

- (a) as a debt by action in a court of competent jurisdiction; or
- (b) by adding the amount so payable to a fee otherwise payable under the Act or these regulations by that person.

20—Additional interest charge on fees paid by instalments etc

The Authority may, in allowing the payment of a fee by instalments, add to each amount payable as an instalment a charge by way of interest as determined by the Authority with the approval of the Minister.

Schedule 1—Works approval application fees

| Estimated cost of proposed works | Application fee in fee units |
|---|------------------------------|
| Up to and including \$10 000 | 10 |
| More than \$10 000 but not more than \$50 000 | 20 |
| More than \$50 000 but not more than \$500 000 | 40 |
| More than \$500 000 but not more than \$5 million | 60 |

| Estimated cost of proposed works | Application fee in fee units |
|--|------------------------------|
| More than \$5 million but not more than \$50 million | 100 |
| More than \$50 million | 200 |

Schedule 2—Licence application fees

| Amount of licence fee if application granted | Application fee in fee units |
|---|------------------------------|
| Up to and including \$2 000 | 10 |
| More than \$2 000 but not more than \$5 000 | 20 |
| More than \$5 000 but not more than \$10 000 | 30 |
| More than \$10 000 but not more than \$50 000 | 50 |
| More than \$50 000 | 100 |

Schedule 3—Licence fees

Part A

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| 1—Petroleum and chemical | | | | | |
| 1(1) Chemical Storage and Warehousing Facilities <i>Where total storage capacity exceeds 1 000 cubic metres</i> Materials handled for licence period— | | | | | |
| (i) up to and including 5 000 cubic metres | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 5 000 cubic metres but not more than 10 000 cubic metres | 15 | 23 | 30 | 39 | 45 |
| (iii) 10 000 cubic metres or more | 55 | 85 | 110 | 140 | 165 |
| 1(2)(a) Chemical Works — Inorganic <i>Where total processing capacity exceeds 100 tonnes per year</i> Chemicals produced for licence period— | | | | | |
| (i) up to and including 1 000 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 1 000 tonnes but not more than 10 000 tonnes | 23 | 28 | 34 | 40 | 45 |
| (iii) more than 10 000 tonnes but not more than 100 000 tonnes | 85 | 105 | 125 | 145 | 165 |

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Schedule 3—Licence fees

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (iv) more than 100 000 tonnes but not more than 500 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| (v) more than 500 000 tonnes | 450 | 560 | 675 | 790 | 900 |
| 1(2)(b) Chemical Works — Organic <i>Where total processing capacity exceeds 100 tonnes per year</i> Chemicals produced for licence period— | | | | | |
| (i) up to and including 200 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 200 tonnes but not more than 1 000 tonnes | 23 | 28 | 34 | 40 | 45 |
| (iii) more than 1 000 tonnes but not more than 10 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (iv) more than 10 000 tonnes but not more than 20 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| (v) more than 20 000 tonnes | 450 | 560 | 675 | 790 | 900 |
| 1(2)(c) Chemical Works — Salt Production <i>Where total processing capacity exceeds 5 000 tonnes per year</i> Salt produced for licence period— | | | | | |
| (i) up to and including 20 000 tonnes | 8 | 11 | 14 | 17 | 20 |
| (ii) more than 20 000 tonnes but not more than 50 000 tonnes | 13 | 23 | 32 | 41 | 50 |
| (iii) more than 50 000 tonnes but not more than 100 000 tonnes | 25 | 44 | 63 | 81 | 100 |
| (iv) more than 100 000 tonnes but not more than 500 000 tonnes | 50 | 85 | 125 | 165 | 200 |
| (v) more than 500 000 tonnes | 125 | 220 | 315 | 410 | 500 |
| 1(3) Coke Works Coke produced for licence period— | | | | | |
| (i) up to and including 10 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (ii) more than 10 000 tonnes but not more than 100 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (iii) more than 100 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| 1(4) Oil Refineries Hydrocarbons processed for licence period— | | | | | |
| (i) up to 100 000 tonnes | 110 | 135 | 160 | 185 | 210 |
| (ii) more than 100 000 tonnes but not more than 500 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| (iii) more than 500 000 tonnes | 450 | 560 | 675 | 790 | 900 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|-------|-------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| 1(5)(a) Petroleum Production, Storage or Processing Works or Facilities — Storage <i>Where total storage capacity exceeds 2 000 cubic metres</i> Petroleum products stored for licence period— <ul style="list-style-type: none"> (i) up to and including 4 000 cubic metres (ii) more than 4 000 cubic metres but not more than 10 000 cubic metres (iii) more than 10 000 cubic metres but not more than 20 000 cubic metres (iv) more than 20 000 cubic metres | | | | | |
| | 15 | 21 | 28 | 34 | 40 |
| | 23 | 35 | 47 | 58 | 70 |
| | 30 | 45 | 60 | 75 | 90 |
| | 55 | 85 | 110 | 140 | 165 |
| 1(5)(b) Petroleum Production, Storage or Processing Works or Facilities — Production <i>Where total petroleum production rate exceeds 20 tonnes per hour</i> Petroleum products processed for licence period— <ul style="list-style-type: none"> (i) up to and including 100 000 tonnes (ii) more than 100 000 tonnes but not more than 500 000 tonnes (iii) more than 500 000 tonnes but not more than 2 500 000 tonnes (iv) more than 2 500 000 tonnes | | | | | |
| | 110 | 135 | 160 | 185 | 210 |
| | 230 | 280 | 340 | 400 | 450 |
| | 300 | 450 | 600 | 750 | 900 |
| | 600 | 900 | 1 200 | 1 500 | 1 800 |
| 1(6) Wood Preservation Works* Volume of wood processed for licence period— <ul style="list-style-type: none"> (i) up to and including 1 000m³ (ii) more than 1 000 m³ but not more than 2 500m³ (iii) more than 2 500m³ but not more than 5 000m³ (iv) more than 5 000 m³ but not more than 20 000m³ (v) more than 20 000m³ but not more than 50 000m³ (vi) more than 50 000m³ | | | | | |
| | 14 | 25 | 34 | 40 | 48 |
| | 28 | 49 | 67 | 80 | 95 |
| | 56 | 99 | 134 | 160 | 190 |
| | 84 | 148 | 202 | 239 | 286 |
| | 168 | 296 | 403 | 479 | 571 |
| | 280 | 493 | 672 | 798 | 952 |
| * Discount applicable under regulation 11 | | | | | |
| 2—Manufacturing and mineral processing | | | | | |
| 2(1) Abrasive Blasting | 34 | 43 | 52 | 63 | 70 |

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Schedule 3—Licence fees

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| 2(2) Hot Mix Asphalt Preparation Materials processed for licence period— | | | | | |
| (i) up to and including 1 000 tonnes | 34 | 43 | 52 | 63 | 70 |
| (ii) more than 1 000 tonnes but not more than 10 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (iii) more than 10 000 tonnes but not more than 100 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (iv) more than 100 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| 2(3) Cement Works Weight of production for licence period— | | | | | |
| (i) up to and including 100 000 tonnes | 110 | 135 | 160 | 185 | 210 |
| (ii) more than 100 000 tonnes but not more than 200 000 tonnes | 175 | 220 | 260 | 300 | 350 |
| (iii) more than 200 000 tonnes but not more than 500 000 tonnes | 340 | 420 | 510 | 590 | 675 |
| (iv) more than 500 000 tonnes | 450 | 560 | 675 | 790 | 900 |
| 2(4) Ceramic Works <i>Where production capacity exceeds 100 tonnes per year</i> Weight of production for licence period— | | | | | |
| (i) up to and including 1 000 tonnes | 23 | 28 | 34 | 40 | 45 |
| (ii) more than 1 000 tonnes but not more than 50 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (iii) more than 50 000 tonnes but not more than 100 000 tonnes | 175 | 220 | 260 | 300 | 350 |
| (iv) more than 100 000 tonnes but not more than 200 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| (v) more than 200 000 tonnes | 450 | 560 | 675 | 790 | 900 |
| 2(5) Concrete Batching Works <i>Where production capacity exceeds 0.5 cubic metres per production cycle</i> Concrete produced for licence period— | | | | | |
| (i) up to and including 5 000 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 5 000 tonnes but not more than 50 000 tonnes | 23 | 28 | 34 | 40 | 45 |
| (iii) more than 50 000 tonnes but not more than 100 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (iv) more than 100 000 tonnes | 85 | 105 | 125 | 145 | 165 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| 2(6) Drum Reconditioning Numbers processed for licence period— <ul style="list-style-type: none"> (i) up to and including 10 000 drums (ii) more than 10 000 drums but not more than 30 000 drums (iii) more than 30 000 drums | 8 | 11 | 14 | 17 | 20 |
| 2(7) Ferrous and Non-ferrous Metal Melting <i>Where furnace capacity to melt in excess of 500 kilograms of metal during normal cycle of operation</i> Metal processed for licence period— <ul style="list-style-type: none"> (i) up to and including 200 tonnes (ii) more than 200 tonnes but not more than 2 000 tonnes (iii) more than 2 000 tonnes but not more than 10 000 tonnes (iv) more than 10 000 tonnes but not more than 50 000 tonnes (v) more than 50 000 tonnes | 10 | 15 | 20 | 26 | 30 |
| 2(8) Metallurgical Works Weight of annual production for licence period— <ul style="list-style-type: none"> (i) up to and including 10 000 tonnes (ii) more than 10 000 tonnes but not more than 100 000 tonnes (iii) more than 100 000 tonnes but not more than 200 000 tonnes (iv) more than 200 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| 2(9) Mineral Works Weight of materials processed for licence period— <ul style="list-style-type: none"> (i) up to and including 50 000 tonnes (ii) more than 50 000 tonnes but not more than 100 000 tonnes (iii) more than 100 000 tonnes but not more than 500 000 tonnes (iv) more than 500 000 tonnes | 30 | 45 | 60 | 75 | 90 |

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Schedule 3—Licence fees

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|-------|-------|-------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| 2(10) Pulp or Paper Works* <i>Where production capacity exceeds 100 tonnes</i> Weight of product processed for licence period— | | | | | |
| (i) up to and including 5 000 tonnes | 14 | 25 | 34 | 40 | 48 |
| (ii) more than 5 000 tonnes per year but not more than 20 000 tonnes | 70 | 123 | 168 | 200 | 238 |
| (iii) more than 20 000 tonnes per year but not more than 100 000 tonnes | 280 | 493 | 672 | 798 | 952 |
| (iv) more than 100 000 tonnes per year but not more than 250 000 tonnes | 700 | 1 232 | 1 680 | 1 995 | 2 380 |
| (v) more than 250 000 tonnes | 1 400 | 2 464 | 3 360 | 3 990 | 4 760 |
| * Discount applicable under regulation 11 | | | | | |
| 2(11) Scrap Metal Recovery Weight of materials processed for licence period— | | | | | |
| (i) up to and including 200 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 200 tonnes but not more than 2 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (iii) more than 2 000 tonnes but not more than 10 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (iv) more than 10 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| 2(12)(a) Surface Coating works for metal finishing <i>Where works produce more than 5 kilolitres per day of effluent</i> Weight of coating materials used for licence period— | | | | | |
| (i) up to and including 200 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 200 tonnes but not more than 2 000 tonnes | 30 | 45 | 60 | 75 | 90 |
| (iii) more than 2 000 tonnes but not more than 10 000 tonnes | 55 | 85 | 110 | 140 | 165 |
| (iv) more than 10 000 tonnes | 150 | 225 | 300 | 375 | 450 |
| 2(12)(b) Surface Coating — hot dip galvanising Weight of coating materials used for licence period— | | | | | |
| (i) up to and including 200 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 200 tonnes but not more than 2 000 tonnes | 45 | 56 | 68 | 79 | 90 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (iii) more than 2 000 tonnes but not more than 10 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (iv) more than 10 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| 2(12)(c) Surface Coating — spray painting <i>Where works capacity more than 100 litres per day of paint</i> Volume of coating material used for licence period— | | | | | |
| (i) up to and including 10 kilolitres | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 10 but not more than 20 kilolitres | 13 | 21 | 28 | 34 | 40 |
| (iii) more than 20 kilolitres but not more than 40 kilolitres | 23 | 35 | 47 | 58 | 70 |
| (iv) more than 40 kilolitres | 55 | 85 | 110 | 140 | 165 |
| Surface Coating — powder coating <i>Where works capacity more than 10 kilograms per day of dry powder</i> Weight of powder used for licence period— | | | | | |
| (i) up to and including 2 000 kilograms | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 2 000 kilograms but not more than 4 000 kilograms | 13 | 21 | 28 | 34 | 40 |
| (iii) more than 4 000 kilograms but not more than 10 000 kilograms | 23 | 35 | 47 | 58 | 70 |
| (iv) more than 10 000 kilograms but not more than 20 000 kilograms | 30 | 45 | 60 | 75 | 90 |
| (v) more than 20 000 kilograms | 55 | 85 | 110 | 140 | 165 |
| 2(13) Wood Processing Works <i>Where total processing capacity exceeds 4 000 cubic metres per year</i> Weight of wood processed for licence period— | | | | | |
| (i) up to and including 2 000 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 2 000 tonnes but not more than 10 000 tonnes | 13 | 21 | 28 | 34 | 40 |
| (iii) more than 10 000 tonnes but not more than 50 000 tonnes | 55 | 85 | 110 | 140 | 165 |
| (iv) more than 50 000 tonnes | 115 | 175 | 230 | 290 | 345 |
| 2(14) Maritime Construction <i>Where works capacity for ships etc of mass exceeding 80 tonnes</i> | 25 | 44 | 63 | 81 | 100 |

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| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| 2(15) Vehicle production <i>Where works capacity exceeds 2 000 vehicles per year</i> Vehicles produced for licence period— | | | | | |
| (i) up to and including 5 000 vehicles | 15 | 23 | 30 | 39 | 45 |
| (ii) more than 5 000 but not more than 20 000 vehicles | 55 | 85 | 105 | 140 | 165 |
| (iii) more than 20 000 but not more than 50 000 vehicles | 150 | 225 | 300 | 375 | 450 |
| (iv) more than 50 000 vehicles | 300 | 450 | 600 | 750 | 900 |
| 3—Waste treatment and disposal | | | | | |
| 3(1)(a) Incineration — chemical wastes Weight of materials incinerated for licence period— | | | | | |
| (i) up to and including 200 tonnes | 15 | 19 | 23 | 27 | 30 |
| (ii) more than 200 tonnes but not more than 500 tonnes | 23 | 28 | 34 | 40 | 45 |
| (iii) more than 500 tonnes but not more than 1 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (iv) more than 1 000 tonnes but not more than 5 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (v) more than 5 000 tonnes | 175 | 220 | 260 | 300 | 345 |
| 3(1)(b) Incineration — medical wastes, cytotoxic wastes, quarantine wastes Weight of materials incinerated for licence period— | | | | | |
| (i) up to and including 200 tonnes | 15 | 19 | 23 | 27 | 30 |
| (ii) more than 200 tonnes but not more than 500 tonnes | 23 | 28 | 34 | 40 | 45 |
| (iii) more than 500 tonnes but not more than 1 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (iv) more than 1 000 tonnes but not more than 5 000 tonnes | 55 | 85 | 105 | 140 | 165 |
| (v) more than 5 000 tonnes | 175 | 220 | 260 | 300 | 350 |
| 3(1)(c) Incineration — cremation Number of cremations for licence period— | | | | | |
| (i) up to and including 1 000 cremations | 15 | 19 | 23 | 27 | 30 |
| (ii) more than 1 000 cremations but not more than 2 000 cremations | 23 | 28 | 34 | 40 | 45 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|---|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (iii) more than 2 000 cremations but not more than 4 000 cremations | 45 | 56 | 68 | 79 | 90 |
| (iv) more than 4 000 cremations | 85 | 105 | 125 | 145 | 165 |
| 3(1)(d) Incineration — solid municipal waste Weight of materials incinerated for licence period— | | | | | |
| (i) up to and including 2 000 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 2 000 tonnes but not more than 10 000 tonnes | 23 | 28 | 34 | 40 | 45 |
| (iii) more than 10 000 tonnes but not more than 20 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (iv) more than 20 000 tonnes but not more than 100 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (v) more than 100 000 tonnes but not more than 200 000 tonnes | 175 | 220 | 260 | 300 | 350 |
| (vi) more than 200 000 tonnes | 340 | 420 | 510 | 590 | 675 |
| 3(1)(e) Incineration — solid trade waste <i>Where processing capacity exceeds 100 kilograms per hour</i> Weight of materials incinerated for licence period— | | | | | |
| (i) up to and including 2 000 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 2 000 tonnes but not more than 10 000 tonnes | 23 | 28 | 34 | 40 | 45 |
| (iii) more than 10 000 tonnes but not more than 20 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (iv) more than 20 000 tonnes but not more than 100 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (v) more than 100 000 tonnes but not more than 200 000 tonnes | 175 | 220 | 260 | 300 | 350 |
| (vi) more than 200 000 tonnes | 340 | 420 | 510 | 590 | 675 |
| 3(2)(a) Sewage Treatment Works or Septic Tank Effluent Disposal Schemes — discharge to marine waters* Volume of effluent discharged to marine waters for licence period— | | | | | |
| (i) up to and including 100 megalitres | 8 | 13 | 19 | 25 | 30 |
| (ii) more than 100 but not more than 300 megalitres | 10 | 23 | 35 | 48 | 60 |
| (iii) more than 300 but not more than 500 megalitres | 20 | 45 | 70 | 95 | 120 |

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| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|---|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (iv) more than 500 but not more than 1 000 megalitres | 30 | 68 | 105 | 143 | 180 |
| (v) more than 1 000 but not more than 1 500 megalitres | 40 | 90 | 140 | 190 | 240 |
| (vi) more than 1 500 but not more than 2 000 megalitres | 50 | 110 | 175 | 238 | 300 |
| (vii) for each additional 100 megalitres above 2 000 megalitres | 4 | 6 | 8 | 10 | 12 |
| * fee amount payable in addition to fee for discharges to marine environment under Part B of this Schedule | | | | | |
| 3(2)(b)(c) Sewage Treatment Works or Septic Tank Effluent Disposal Schemes — discharge to land or waters other than marine waters* <i>Where works with peak loading capacity for more than 100 persons per day in a Water Protection Area or more than 1 000 persons per day elsewhere in State</i> Volume of effluent discharged to land or waters for licence period— | | | | | |
| (i) up to and including 20 megalitres | 21 | 37 | 50 | 60 | 71 |
| (ii) more than 20 megalitres but not more than 50 megalitres | 35 | 62 | 84 | 100 | 119 |
| (iii) more than 50 megalitres but not more than 100 megalitres | 63 | 111 | 151 | 180 | 214 |
| (iv) more than 100 megalitres but not more than 300 megalitres | 119 | 209 | 286 | 339 | 405 |
| (v) more than 300 megalitres but not more than 500 megalitres | 231 | 407 | 554 | 658 | 785 |
| (vi) more than 500 megalitres but not more than 1 000 megalitres | 336 | 591 | 806 | 958 | 1 142 |
| (vii) for each additional 100 megalitres more than 1 000 megalitres | 14 | 25 | 34 | 40 | 48 |
| * Discount applicable under regulation 11 | | | | | |
| 3(3) Waste or Recycling Depots Tonnes of waste received for licence period— | | | | | |
| (i) up to and including 2 000 tonnes | 8 | 11 | 14 | 17 | 20 |
| (ii) more than 2 000 tonnes but not more than 5 000 tonnes | 16 | 22 | 28 | 34 | 40 |
| (iii) more than 5 000 tonnes but not more than 20 000 tonnes | 24 | 33 | 42 | 51 | 60 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (iv) more than 20 000 tonnes but not more than 50 000 tonnes | 40 | 55 | 70 | 85 | 100 |
| (v) more than 50 000 tonnes but not more than 100 000 tonnes | 80 | 110 | 140 | 170 | 200 |
| (vi) more than 100 000 tonnes but not more than 200 000 tonnes | 160 | 220 | 280 | 320 | 400 |
| (vii) more than 200 000 | 320 | 440 | 560 | 640 | 800 |
| 3(4) Activities Producing Listed Wastes Tonnes of listed waste produced for licence period— | | | | | |
| (i) up to and including 100 tonnes | 8 | 11 | 14 | 17 | 20 |
| (ii) more than 100 tonnes but not more than 250 tonnes | 16 | 22 | 28 | 34 | 40 |
| (iii) more than 250 tonnes | 24 | 33 | 42 | 51 | 60 |
| 3(5) Waste Transport Business (Category A) Vehicles with registered unladen mass of less than 3 tonnes used in licence period— | | | | | |
| (i) Base fee (includes fee for first vehicle) | 8 | 11 | 14 | 17 | 20 |
| (ii) Additional fee for each vehicle in excess of 1 | 8 | 11 | 14 | 17 | 20 |
| Vehicles with registered unladen mass of 3 tonnes or more used in licence period— | | | | | |
| (i) Base fee (includes fee for first vehicle) | 16 | 22 | 28 | 34 | 40 |
| (ii) Additional fee for each vehicle in excess of 1 | 16 | 22 | 28 | 34 | 40 |
| 3(6) Waste Transport Business (Category B) Vehicles with registered unladen mass of less than 8 tonnes used in licence period— | | | | | |
| (i) Base fee (includes fee for first vehicle) | 8 | 9 | 9 | 10 | 10 |
| (ii) Additional fee for each vehicle in excess of 1 | 8 | 9 | 9 | 10 | 10 |
| Vehicles with registered unladen mass of 8 tonnes or more used in licence period— | | | | | |
| (i) Base fee (includes fee for first vehicle) | 8 | 11 | 14 | 17 | 20 |
| (ii) Additional fee for each vehicle in excess of 1 | 8 | 11 | 14 | 17 | 20 |

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| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|---|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| 4—Activities in specified areas* | | | | | |
| 4(1) Brukung Mine Site and Associated Acid Neutralisation Plant * Discount applicable under regulation 11 | 350 | 616 | 840 | 998 | 1 190 |
| 4(2)(a) Discharge of Stormwater to Underground Aquifers* Where stormwater drains from land or premises in area of City of Mount Gambier or Western Industrial Zone of the District Council of Mount Gambier, being land or premises on which business carried on— (i) land or premises greater than 1 hectare and less than 5 hectares (ii) land or premises greater than 5 hectares * Discount applicable under regulation 11 | | | | | |
| | 20 | 27 | 35 | 42 | 50 |
| | 50 | 87 | 125 | 162 | 200 |
| 4(2)(b) Discharge of Stormwater to Underground Aquifers* Where stormwater drains from drainage system in City of Mount Gambier or Western Industrial Zone of District Council of Mount Gambier— (i) District Council of Mount Gambier (ii) City of Mount Gambier * Discount applicable under regulation 11 | | | | | |
| | 10 | 20 | 30 | 40 | 50 |
| | 150 | 238 | 325 | 413 | 500 |
| 4(2)(c) Discharge of Stormwater to Underground Aquifers* Where stormwater drains from drainage system in Metropolitan Adelaide—volume of storm water discharged to aquifer for licence period— (i) less than 10 megalitres (ii) 10 megalitres and up to 50 megalitres (iii) 50 megalitres or more. * Discount applicable under regulation 11 | | | | | |
| | 10 | 13 | 15 | 17 | 20 |
| | 25 | 32 | 38 | 44 | 50 |
| | 50 | 63 | 75 | 88 | 100 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|---|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| 5—Animal husbandry, aquaculture and other activities | | | | | |
| 5(1) Cattle Feedlots* <i>Where average of 500 or more cattle held per day or, in Water Protection Area, average of 200 or more cattle held per day</i> Average number of cattle held per day for licence period— | | | | | |
| (i) up to and including 500 cattle | 14 | 25 | 34 | 40 | 46 |
| (ii) more than 500 cattle but not more than 1 000 cattle | 28 | 70 | 96 | 114 | 95 |
| (iii) more than 1 000 cattle but not more than 2 000 cattle | 49 | 86 | 118 | 140 | 162 |
| (iv) more than 2 000 cattle but not more than 5 000 cattle | 91 | 160 | 218 | 259 | 309 |
| (v) more than 5 000 cattle but not more than 10 000 cattle | 140 | 246 | 336 | 399 | 476 |
| (iv) more than 10 000 cattle | 168 | 296 | 403 | 479 | 571 |
| * Discount applicable under regulation 11 | | | | | |
| 5(2) Aquaculture or Fish Farming* Total weight of fish or organisms harvested for licence period— | | | | | |
| (i) more than 1 tonne but not more than 10 tonnes | 8 | 11 | 14 | 17 | 20 |
| (ii) more than 10 tonnes but not more than 25 tonnes | 16 | 22 | 28 | 34 | 40 |
| (iii) more than 25 tonnes | 24 | 33 | 42 | 51 | 60 |
| * Discount applicable under regulation 11 | | | | | |
| 5(3) Saleyards* <i>Where yards have throughput of more than 50 000 sheep equivalent units per year</i> Throughput in sheep equivalent units for licence period— | | | | | |
| (i) up to and including 100 000 units | 14 | 25 | 34 | 40 | 48 |
| (ii) more than 100 000 sheep equivalent units but not more than 200 000 sheep equivalent units | 21 | 37 | 50 | 60 | 71 |
| (iii) more than 200 000 sheep equivalent units but not more than 500 000 sheep equivalent units | 28 | 49 | 67 | 80 | 95 |

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| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|-------|---------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (iv) more than 500 000 sheep equivalent units * Discount applicable under regulation 11 | 49 | 86 | 118 | 140 | 167 |
| 5(4) Piggeries* <i>Where 5 000 or more pigs kept at any one time or, in Water Protection Area, 500 or more pigs kept at any one time</i> Number of pigs at piggery at any one time during licence period— | | | | | |
| (i) up to and including 5 000 pigs | 14 | 25 | 34 | 40 | 48 |
| (ii) more than 5 000 pigs but not more than 10 000 pigs | 35 | 62 | 84 | 100 | 119 |
| (iii) more than 10 000 pigs but not more than 20 000 pigs | 70 | 123 | 168 | 200 | 238 |
| (iv) more than 20 000 pigs * Discount applicable under regulation 11 | 140 | 246 | 336 | 399 | 476 |
| 6—Food production and animal and plant product processing | | | | | |
| 6(1)(a) Abattoirs, Slaughterhouses or Poultry Processors* <i>Where rate of production of meat or meat products (other than poultry) exceeds 100 tonnes per year</i> Meat or meat product production for licence period— | | | | | |
| (i) more than 100 tonnes but not more than 200 tonnes | 14 | 25 | 34 | 40 | 48 |
| (ii) more than 200 tonnes but not more than 500 tonnes | 18 | 32 | 44 | 52 | 62 |
| (iii) more than 500 tonnes but not more than 2 500 tonnes | 37 | 65 | 89 | 106 | 126 |
| (iv) more than 2 500 tonnes but not more than 10 000 tonnes | 92 | 163 | 222 | 263 | 314 |
| (v) more than 10 000 tonnes but not more than 20 000 tonnes | 185 | 325 | 444 | 527 | 628 |
| (vi) more than 20 000 tonnes * Discount applicable under regulation 11 | 370 | 650 | 887 | 1 057 | 1 257 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|---|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| <p>6(1)(b) Abattoirs, Slaughterhouses or Poultry Processors* <i>Where rate of production of poultry meat or poultry meat products exceeds 200 tonnes per year</i></p> <p>Poultry or poultry meat products for licence period—</p> <p>(i) more than 200 tonnes but not more than 500 tonnes</p> <p>(ii) more than 500 tonnes but not more than 2 000 tonnes</p> <p>(iii) more than 2 000 tonnes but not more than 5 000 tonnes</p> <p>(iv) more than 5 000 tonnes but not more than 20 000 tonnes</p> <p>(v) more than 20 000 tonnes</p> <p>* Discount applicable under regulation 11</p> | 21 | 37 | 50 | 60 | 71 |
| <p>6(2) Breweries* <i>Where beer production capacity exceeds 5 000 litres per day</i></p> <p>Volume of beer produced for licence period—</p> <p>(i) up to and including 2 megalitres</p> <p>(ii) more than 2 megalitres but not more than 10 megalitres</p> <p>(iii) more than 10 megalitres but not more than 30 megalitres</p> <p>(iv) more than 30 megalitres but not more than 100 megalitres</p> <p>(v) more than 100 megalitres but not more than 500 megalitres</p> <p>(vi) more than 500 megalitres</p> <p>* Discount applicable under regulation 11</p> | 14 | 25 | 34 | 40 | 48 |
| <p>6(3) Composting Works <i>Where production or production capacity exceeds 200 tonnes per year</i></p> <p>Tonnes of waste received for licence period—</p> <p>(i) up to and including 2 000 tonnes</p> <p>(ii) more than 2 000 tonnes but not more than 5 000 tonnes</p> <p>(iii) more than 5 000 tonnes but not more than 10 000 tonnes</p> | 8 | 11 | 14 | 17 | 20 |
| | 13 | 22 | 32 | 41 | 50 |
| | 25 | 44 | 63 | 81 | 100 |

Environment Protection (Fees and Levy) Regulations 1994—1.2.2005 to 30.6.2005

Schedule 3—Licence fees

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (iv) more than 10 000 tonnes | 50 | 85 | 125 | 165 | 200 |
| 6(4) Fish Processing involving discharge of wastewater into marine waters* | | | | | |
| * Fee amount payable in addition to fee for discharges to marine environment under Part B of this Schedule | 8 | 11 | 14 | 17 | 20 |
| 6(4) Fish Processing where wastewater not discharged to marine waters | | | | | |
| Weight of fish processed for licence period— | | | | | |
| (i) more than 100 tonnes but not more than 1 000 tonnes | 16 | 22 | 28 | 34 | 40 |
| (ii) more than 1 000 tonnes | 32 | 44 | 56 | 68 | 80 |
| * Discount applicable under regulation 11 | | | | | |
| 6(5) Milk Processing Works* | | | | | |
| <i>Where processing is greater than 5 million litres of milk per year</i> | | | | | |
| Volume of milk processed for licence period— | | | | | |
| (i) more than 5 megalitres but not more than 10 megalitres | 21 | 37 | 50 | 60 | 71 |
| (ii) more than 10 megalitres but not more than 30 megalitres | 28 | 49 | 67 | 80 | 95 |
| (iii) more than 30 megalitres but not more than 100 megalitres | 56 | 99 | 134 | 160 | 190 |
| (iv) more than 100 megalitres but not more than 500 megalitres | 140 | 246 | 336 | 399 | 476 |
| (v) more than 500 megalitres | 350 | 616 | 840 | 998 | 1 190 |
| * Discount applicable under regulation 11 | | | | | |
| 6(6)(a) Produce Processing Works — Deep Fat Frying, Roasting or Drying | | | | | |
| <i>Where processing capacity exceeds 30 kilograms per hour</i> | | | | | |
| Weight of agricultural crop materials processed for licence period— | | | | | |
| (i) up to and including 200 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 200 tonnes but not more than 500 tonnes | 15 | 21 | 28 | 34 | 40 |
| (iii) more than 500 tonnes but not more than 2 000 tonnes | 23 | 35 | 47 | 58 | 70 |
| (iv) more than 2 000 tonnes but not more than 5 000 tonnes | 55 | 85 | 110 | 140 | 165 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (v) more than 5 000 tonnes | 115 | 170 | 230 | 290 | 345 |
| 6(6)(b) Produce Processing Works — Wastewater disposed of otherwise than to sewer or septic tank effluent disposal system* <i>Where more than 10 million litres of wastewater disposed of per year</i> Volume of wastewater disposed of for licence period— | | | | | |
| (i) up to and including 20 megalitres | 21 | 37 | 50 | 60 | 69 |
| (ii) more than 20 megalitres but not more than 50 megalitres | 35 | 62 | 84 | 100 | 119 |
| (iii) more than 50 megalitres but not more than 100 megalitres | 63 | 111 | 151 | 180 | 214 |
| (iv) more than 100 megalitres | 119 | 209 | 286 | 339 | 405 |
| * Discount applicable under regulation 11 | | | | | |
| 6(7) Rendering or Fat Extraction Works <i>Where total processing capacity exceeds 250 kilograms per hour</i> Weight of materials processed for licence period— | | | | | |
| (i) up to and including 200 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 200 tonnes but not more than 500 tonnes | 17 | 23 | 29 | 34 | 40 |
| (iii) more than 500 tonnes but not more than 2 000 tonnes | 34 | 43 | 52 | 61 | 70 |
| (iv) more than 2 000 tonnes but not more than 5 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (v) more than 5 000 tonnes | 175 | 220 | 260 | 300 | 345 |
| 6(8) Curing or Drying Works <i>Where total processing capacity exceeds 250 kilograms per hour</i> Weight of materials processed for licence period— | | | | | |
| (i) up to and including 200 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 200 tonnes but not more than 500 tonnes | 17 | 23 | 29 | 34 | 40 |
| (iii) more than 500 tonnes but not more than 2 000 tonnes | 34 | 43 | 52 | 61 | 70 |
| (iv) more than 2 000 tonnes but not more than 5 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (v) more than 5 000 tonnes | 175 | 220 | 260 | 300 | 345 |

Environment Protection (Fees and Levy) Regulations 1994—1.2.2005 to 30.6.2005
 Schedule 3—Licence fees

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| <p>6(9) Tanneries or Fellmongeries* <i>Where more than 5 tonnes of skins or hides processed per year</i></p> <p>Weight of skins or hides produced for licence period—</p> <p>(i) more than 5 tonnes but not more than 20 tonnes</p> <p>(ii) more than 20 tonnes but not more than 50 tonnes</p> <p>(iii) more than 50 tonnes but not more than 100 tonnes</p> <p>(iv) more than 100 tonnes</p> <p>* Discount applicable under regulation 11</p> | 21 | 37 | 50 | 60 | 71 |
| <p>6(10) Wool Scouring or Wool Carbonising Works*</p> <p>Weight of wool processed for licence period—</p> <p>(i) up to and including 200 tonnes</p> <p>(ii) more than 200 tonnes but not more than 500 tonnes</p> <p>(iii) more than 500 tonnes but not more than 2 000 tonnes</p> <p>(iv) more than 2 000 tonnes but not more than 5 000 tonnes</p> <p>(v) more than 5 000 tonnes but not more than 10 000 tonnes</p> <p>(vi) more than 10 000 tonnes</p> <p>* Discount applicable under regulation 11</p> | 14 | 25 | 34 | 40 | 48 |
| <p>6(11) Wineries or Distilleries <i>Where works process more than 500 tonnes of grapes or produce per year</i></p> <p>Weight of grapes or other produce processed for licence period—</p> <p>(i) more than 500 tonnes but not more than 1 000 tonnes</p> <p>(ii) more than 1 000 tonnes but not more than 10 000 tonnes</p> <p>(iii) more than 10 000 tonnes</p> | 15 | 15 | 15 | 15 | 15 |
| | 50 | 50 | 50 | 50 | 50 |
| | 120 | 120 | 120 | 120 | 120 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| 7—Materials handling and transportation | | | | | |
| 7(1) Bulk Shipping Facilities <i>Where materials handled or handling capacity into or from vessels exceeds 100 tonnes per day</i> Weight of cargo handled for licence period— | | | | | |
| (i) up to and including 50 000 tonnes | 23 | 28 | 34 | 40 | 45 |
| (ii) more than 50 000 tonnes but not more than 100 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (iii) more than 100 000 tonnes but not more than 500 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (iv) more than 500 000 tonnes but not more than 4 000 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| (v) more than 4 000 000 tonnes | 450 | 560 | 675 | 790 | 900 |
| 7(2) Railway Systems Kilometres of train movements for licence period— | | | | | |
| (i) up to and including 100 000 kilometres | 10 | 13 | 18 | 20 | 20 |
| (ii) more than 100 000 kilometres but not more than 500 000 kilometres | 25 | 44 | 63 | 81 | 100 |
| (iii) more than 500 000 kilometres but not more than 2 million kilometres | 50 | 85 | 125 | 165 | 200 |
| (iv) more than 2 million kilometres but not more than 5 million kilometres | 125 | 220 | 315 | 410 | 500 |
| (v) more than 5 million kilometres | 250 | 440 | 630 | 810 | 1 000 |
| 7(3) Crushing, Grinding or Milling | | | | | |
| (a) <i>Chemicals or rubber where processing exceeds 100 tonnes per year</i> | | | | | |
| (b) <i>Agricultural crop products where processing exceeds 500 tonnes per year</i> | | | | | |
| (c) <i>Rock, ores or minerals where processing exceeds 1 000 tonnes per year</i> | | | | | |
| Weight of materials processed for licence period— | | | | | |
| (i) up to and including 1 000 tonnes | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 1 000 tonnes but not more than 10 000 tonnes | 45 | 56 | 68 | 79 | 90 |

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Schedule 3—Licence fees

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (iii) more than 10 000 tonnes but not more than 100 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (iv) more than 100 000 tonnes | 175 | 220 | 260 | 300 | 345 |
| 7(4) Dredging Fee per day | 20 | 20 | 20 | 20 | 20 |
| 7(5) Coal Handling and Storage <i>Where total handling capacity exceeds 100 tonnes per day or storage capacity exceeds 5 000 tonnes</i> Weight of materials handled for licence period— | | | | | |
| (i) up to and including 50 000 tonnes | 23 | 28 | 34 | 40 | 45 |
| (ii) more than 50 000 tonnes but not more than 100 000 tonnes | 45 | 56 | 68 | 79 | 90 |
| (iii) more than 100 000 tonnes but not more than 500 000 tonnes | 85 | 105 | 125 | 145 | 165 |
| (iv) more than 500 000 tonnes | 230 | 280 | 340 | 400 | 450 |
| 7(6) Earthworks Drainage <i>Where more than 100 kilolitres of waste water containing suspended solids in a concentration exceeding 25 milligrams per litre discharged</i> Fee per day | 5 | 5 | 5 | 5 | 5 |
| 7(7) Extractive Industries* <i>Where production rate exceeds 100 000 tonnes</i> Weight of material extracted for licence period— | | | | | |
| (i) more than 100 000 tonnes but not more than 200 000 tonnes | 40 | 70 | 96 | 114 | 136 |
| (ii) more than 200 000 tonnes but not more than 500 000 tonnes | 70 | 123 | 168 | 200 | 238 |
| (iii) more than 500 000 tonnes but not more than 1 000 000 tonnes | 154 | 271 | 370 | 439 | 524 |
| (iv) more than 1 000 000 tonnes | 280 | 493 | 672 | 798 | 952 |
| * Discount applicable under regulation 11 | | | | | |
| 8(2)(a) Fuel Burning <i>Where rate of heat release exceeds 5 megawatts</i> Rate of heat release during licence period— | | | | | |
| (i) more than 5 MW but not more than 20 MW | 13 | 20 | 27 | 33 | 40 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|---|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (ii) more than 20 MW but not more than 100 MW | 34 | 43 | 52 | 61 | 70 |
| (iii) more than 100 MW but not more than 400 MW | 85 | 105 | 125 | 145 | 165 |
| (iv) more than 400 MW but not more than 800 MW | 175 | 220 | 260 | 390 | 345 |
| (v) more than 800 MW | 230 | 280 | 340 | 400 | 450 |
| 8(2)(b) Fuel Burning — stoving enamel and baking or drying materials <i>Where rate of heat release exceeds 500 kilowatts</i> Rate of heat release during licence period— | | | | | |
| (i) more than 500 kW but not more than 1 MW | 10 | 15 | 20 | 26 | 30 |
| (ii) more than 1MW but not more than 10 MW | 15 | 20 | 27 | 33 | 40 |
| (iii) more than 10 MW but not more than 20 MW | 34 | 43 | 52 | 61 | 70 |
| 8(3) Helicopter Landing Facilities Distance from unassociated residential premises and number of flight movements during licence period— | | | | | |
| (a) Where the facility is located less than 150 metres from residential premises not associated with the facility | | | | | |
| (i) up to and including 60 flight movements | 8 | 13 | 19 | 25 | 30 |
| (ii) additional fee for every 2 flight movements in excess of 60 | 1 | 1 | 1 | 1 | 1 |
| (b) Where the facility is located more than 150 metres but less than 1 kilometre from residential premises not associated with the facility | | | | | |
| (i) up to and including 600 flight movements | 8 | 13 | 19 | 25 | 30 |
| (ii) additional fee for every 20 flight movements in excess of 600 | 1 | 1 | 1 | 1 | 1 |
| 8(4) Marinas and Boating Facilities Facilities provided during licence period— | | | | | |
| (i) moorings or dry storage for 50 or more vessels | 10 | 15 | 20 | 25 | 30 |
| (ii) repair and maintenance facilities | 10 | 15 | 20 | 25 | 30 |

| Prescribed activity of environmental significance— Indicator of level of activity | Calendar year—licence fee in fee units | | | | |
|--|--|------|------|------|---------------------------------|
| | 1995 | 1996 | 1997 | 1998 | 1999 and subsequent years |
| (iii) both (i) and (ii) | 15 | 20 | 27 | 33 | 40 |
| 8(5) Motor Racing or Testing Venues | 8 | 11 | 14 | 17 | 20 |
| 8(6) Shooting Ranges | 8 | 11 | 14 | 17 | 20 |
| 8(7) Discharges to Marine or Inland Waters <i>Where total volume of discharges exceeds 50 kilolitres per day</i> | | | | | |
| (a) For discharges to marine waters* | 8 | 11 | 14 | 17 | 20 |
| * Fee amount payable in addition to fee for discharges to marine environment under Part B of this Schedule | | | | | |
| (b) For discharges to inland waters | | | | | |
| (i) Base fee | 8 | 11 | 14 | 17 | 20 |
| (ii) For each 100 megalitres discharged during licence period | 3 | 4 | 5 | 6 | 6 |

Part B—Licence fees for discharges to the marine environment

1—General provision for licence fee for discharge

- (1) Subject to this Part, for a licence that authorises an activity or activities involving any discharge to the marine environment a number of fee units will be payable as a licence fee equal to the discharge impact level determined under subclause (2).
- (2) For the purposes of subclause (1), the discharge impact level is to be determined in accordance with the following formula:

$$\text{discharge impact level} = \frac{F \times S \times PC \times IA}{2.25}$$

where—

- (a) *F* (flow) is the average daily discharge in megalitres pursuant to the licence during the licence period, as measured in the manner specified for that purpose by conditions of the licence;
- (b) *S* (salinity factor) is the factor determined in accordance with the following table by reference to the number of parts per thousand by weight of dissolved salts in the discharge pursuant to the licence during the licence period, as measured in the manner specified for that purpose by conditions of the licence;

| Salinity of discharge (parts per 1000 by weight) | Salinity factor |
|--|-----------------|
| Less than 5 | 5 |
| 5 or more but less than 30 | 3 |

| Salinity of discharge (parts per 1000 by weight) | Salinity factor |
|--|-----------------|
|--|-----------------|

| | |
|------------|---|
| 30 or more | 1 |
|------------|---|

(c) **PC** (pollutant class factor) is the factor determined in accordance with the table below—

- (i) by taking into account from the pollutants present in the discharge pursuant to the licence during the licence period only such pollutants as are required by conditions of the licence to be taken into account; and
- (ii) by choosing from those pollutants the class of pollutants that has, in the opinion of the Authority, the greatest environmental impact:

| Pollutant class | Pollutant class factor |
|-----------------|------------------------|
|-----------------|------------------------|

| | |
|--------------------------|----|
| Nutrients | 16 |
| Faecal wastes | 16 |
| Particulates | 16 |
| Exotic organisms | 16 |
| Metals | 16 |
| Chemicals - process | 16 |
| Chemicals - agricultural | 8 |
| Oil | 6 |
| Bitterns | 4 |
| Thermal | 1 |

(d) **IA** (impact area factor) is the factor determined in accordance with the following table by reference to the area of marine environment determined by the Authority to be subject to environmental harm caused wholly or in part by the discharge pursuant to the licence during the licence period:

| Area affected by discharge (hectares) | Impact area factor |
|---------------------------------------|--------------------|
|---------------------------------------|--------------------|

| | |
|----------------------------|---|
| More than 30 | 5 |
| 30 or less but more than 1 | 3 |
| 1 or less | 1 |

2—Fees where single discharge from separate activities

Where discharges from two or more activities authorised by separate licences (whether or not held by the same person) are mixed by use of the same pipe or channel or otherwise so as to constitute a single discharge to the marine environment, the Authority is to—

- (a) determine a licence fee under clause 1 as if the discharge to the marine environment were the result of activities authorised by a single licence; and
- (b) apportion the amount so determined between the separate licences concerned—

- (i) on such basis as may be nominated by the holder of the licences, or, if there is more than one holder, on such basis as may be agreed by the holders; or
- (ii) in the absence of such a nomination or agreement, on a basis determined by the Authority having regard to the respective environmental impacts of the discharges resulting from the activities authorised by the separate licences.

3—Fees where separate discharges from related activities have overlapping impact areas

Where the Authority determines—

- (a) that separate discharges to the marine environment from an activity or activities authorised by a single licence have overlapping areas of impact on the marine environment; or
- (b) that—
 - (i) separate discharges to the marine environment from activities authorised by separate licences (whether or not held by the same person) have overlapping areas of impact on the marine environment; and
 - (ii) the activities are interrelated to a significant degree (whether by common ownership or control, contractual relations or functional interaction),

the Authority is, in determining the amount payable as a licence fee under clause 1 in respect of each discharge, to fix the impact area factor as the aggregate area subject to environmental harm resulting in whole or in part from the discharges taken together.

Schedule 4—Classes of vehicles and average net mass of waste for each class

| Class Number | 1 | 2 | 3 |
|---|-------------------------|---|--|
| Class description | Cars and station wagons | Car-type utilities, panel vans and single box axle trailers | Large utilities, large vans and multiple axle trailers |
| Average net mass of solid waste per vehicle | 0.2 tonnes | 0.7 tonnes | 1.3 tonnes |

Schedule 5—Miscellaneous fees

| | | |
|-----|---|-----------|
| 1 | On application for approval of the transfer of an environmental authorisation (section 49(5)) for which the authorisation fee last paid or payable— | Fee units |
| (a) | was less than \$1 000 | 5 |
| (b) | was not less than \$1 000 but not more than \$1 999 | 10 |
| (c) | was not less than \$2 000 but not more than \$4 999 | 20 |

| | | | |
|---|--|--|--------|
| | (d) | was not less than \$5 000 but not more than \$9 999 | 30 |
| | (e) | was not less than \$10 000 but not more than \$49 999 | 50 |
| | (f) | was \$50 000 or more | 100 |
| 2 | For inspection of the register (section 109(5))— | | |
| | (a) | for each manual inspection | \$6.90 |
| | (b) | for each inspection requiring access to a computer— | |
| | (i) | for the first 10 minutes of access | \$6.90 |
| | (ii) | for each additional 10 minutes or part thereof of access | \$6.90 |
| 3 | For a copy of part of the register (section 109(6))— | | |
| | (a) | for the first page | \$3.40 |
| | (b) | for each additional page | \$1.15 |

Schedule 6—Concentrations of chemical substances in waste

| Chemical substance | Concentrations (milligrams per kilogram of waste) |
|--|---|
| Aldrin/dieldrin (total) | 2 |
| Arsenic | 20 |
| Barium | 300 |
| Benzene | 1 |
| Benzo(a)pyrene | 1 |
| Beryllium | 20 |
| Cadmium | 3 |
| Cobalt | 170 |
| Chlordane | 2 |
| Chromium (III) | 400 |
| Chromium (VI) | 1 |
| Copper | 60 |
| Cyanides (total) | 500 |
| DDT | 2 |
| Ethylbenzene | 3.1 |
| Heptachlor | 2 |
| Lead | 300 |
| Manganese | 500 |
| Mercury | 1 |
| Nickel | 60 |
| Petroleum hydrocarbons TPH C6-C9 (total) | 65 |
| Petroleum hydrocarbons TPH>C9 | 1000 |
| Phenolic compounds (total) | 0.5 |

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Schedule 6—Concentrations of chemical substances in waste

| Chemical substance | Concentrations (milligrams per kilogram of waste) |
|--|--|
| Polychlorinated biphenyls (PCBs) | 2 |
| Polycyclic aromatic hydrocarbons (PAH) (total) | 5 |
| Toluene | 1.4 |
| Xylene (total) | 14 |
| Zinc | 200 |

Legislative history

Notes

- Variations of this version that are uncommenced are not incorporated into the text.
- Please note—References in the legislation to other legislation or instruments or to titles of bodies or offices are not automatically updated as part of the program for the revision and publication of legislation and therefore may be obsolete.
- Earlier versions of these regulations (historical versions) are listed at the end of the legislative history.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes.

Principal regulations and variations

New entries appear in bold.

| Year | No | Reference | Commencement |
|-------------|----------|--------------------------------------|------------------------------------|
| 1994 | 213 | <i>Gazette 15.12.1994 p2202</i> | 1.5.1995 except r 11—1.5.1997: r 2 |
| 1995 | 32 | <i>Gazette 13.4.1995 p1438</i> | 1.5.1995: r 2 |
| 1996 | 130 | <i>Gazette 30.5.1996 p2796</i> | 1.7.1996: r 2 |
| 1996 | 222 | <i>Gazette 26.9.1996 p1244</i> | 26.9.1996: r 2 |
| 1997 | 111 | <i>Gazette 13.5.1997 p1930</i> | 1.7.1997: r 2 |
| 1998 | 103 | <i>Gazette 28.5.1998 p2413</i> | 1.7.1998: r 2 |
| 1998 | 127 | <i>Gazette 11.6.1998 p2512</i> | 1.7.1998: r 2 |
| 1999 | 104 | <i>Gazette 27.5.1999 p2909</i> | 1.7.1999: r 2 |
| 2000 | 114 | <i>Gazette 25.5.2000 p2823</i> | 1.7.2000: r 2 |
| 2000 | 231 | <i>Gazette 14.9.2000 p2010</i> | 1.10.2000: r 2 |
| 2001 | 56 | <i>Gazette 31.5.2001 p1962</i> | 1.7.2001: r 2 |
| 2002 | 56 | <i>Gazette 20.6.2002 p2521</i> | 1.7.2002: r 2 |
| 2002 | 152 | <i>Gazette 8.8.2002 p3025</i> | 8.8.2002: r 2 |
| 2002 | 172 | <i>Gazette 29.8.2002 p3265</i> | 1.9.2002: r 2 |
| 2003 | 118 | <i>Gazette 29.5.2003 p2307</i> | 1.7.2003: r 2 |
| 2004 | 97 | <i>Gazette 27.5.2004 p1606</i> | 1.7.2004: r 2 |
| 2005 | 4 | <i>Gazette 20.1.2005 p261</i> | 1.2.2005: r 2 |
| 2005 | 62 | <i>Gazette 26.5.2005 p1419</i> | 1.7.2005: r 2 |

Provisions varied

New entries appear in bold.

Entries that relate to provisions that have been deleted appear in italics.

| Provision | How varied | Commencement |
|----------------------------|------------------------------|-----------------|
| <i>r 2 before omission</i> | | |
| <i>r 2(2)</i> | <i>varied by 32/1995 r 3</i> | <i>1.5.1995</i> |

Environment Protection (Fees and Levy) Regulations 1994—1.2.2005 to 30.6.2005Legislative history

| | | |
|---------------------|--|-----------------|
| r 2 | <i>omitted under Legislation Revision and Publication Regulations 2002</i> | 1.7.2004 |
| r 3 | | |
| r 3(1) | | |
| accredited activity | inserted by 118/2003 r 4(1) | 1.7.2003 |
| authorisation fee | inserted by 118/2003 r 4(2) | 1.7.2003 |
| payment date | | |
| licence period | substituted by 118/2003 r 4(3) | 1.7.2003 |
| r 4 | varied by 130/1996 r 3 | 1.7.1996 |
| | varied by 111/1997 r 3 | 1.7.1997 |
| | varied by 103/1998 r 3 | 1.7.1998 |
| | substituted by 104/1999 r 3 | 1.7.1999 |
| | substituted by 114/2000 r 3 | 1.7.2000 |
| | substituted by 56/2001 r 3 | 1.7.2001 |
| | substituted by 56/2002 r 3 | 1.7.2002 |
| | substituted by 172/2002 r 3 | 1.9.2002 |
| | substituted by 118/2003 r 5 | 1.7.2003 |
| | substituted by 97/2004 r 4 | 1.7.2004 |
| r 7 | | |
| r 7(1) | varied by 130/1996 r 4 | 1.7.1996 |
| r 8 | varied by 32/1995 r 4 | 1.5.1995 |
| r 10 | | |
| r 10(10) | varied by 130/1996 r 5(a) | 1.7.1996 |
| r 10(11) | varied by 130/1996 r 5(b), (c) | 1.7.1996 |
| r 10(16) | inserted by 32/1995 r 5 | 1.5.1995 |
| rr 11A—11D | inserted by 118/2003 r 6 | 1.7.2003 |
| r 13B | inserted by 231/2000 r 3 | 1.10.2000 |
| r 13B(1) | | |
| waste fill | inserted by 152/2002 r 3 | 8.8.2002 |
| r 14 | | |
| r 14(1) | varied by 222/1996 r 3 | 26.9.1996 |
| | varied by 127/1998 r 3 | 1.7.1998 |
| | varied by 231/2000 r 4(a), (b) | 1.10.2000 |
| | varied by 152/2002 r 4 | 8.8.2002 |
| | varied by 118/2003 r 7 | 1.7.2003 |
| | varied by 4/2005 r 4 | 1.2.2005 |
| r 14(2) | varied by 130/1996 r 6 | 1.7.1996 |
| r 14(3) | <i>deleted by 231/2000 r 4(c)</i> | 1.10.2000 |
| r 15 | | |
| r 15(2) | varied by 231/2000 r 5(a), (b) | 1.10.2000 |
| | varied by 4/2005 r 5 | 1.2.2005 |
| r 15(3) | varied by 231/2000 r 5(c), (d) | 1.10.2000 |
| r 15(4) | substituted by 152/2002 r 5 | 8.8.2002 |

| | | |
|---|---------------------------------------|-----------------|
| r 15(5) | substituted by 231/2000 r 5(e) | 1.10.2000 |
| r 15(6) | varied by 231/2000 r 5(f) | 1.10.2000 |
| r 15A | inserted by 231/2000 r 6 | 1.10.2000 |
| r 15B | inserted by 231/2000 r 6 | 1.10.2000 |
| r 15B(4) | inserted by 152/2002 r 6 | 8.8.2002 |
| r 15C | inserted by 231/2000 r 6 | 1.10.2000 |
| r 15C(1) | varied by 152/2002 r 7(a) | 8.8.2002 |
| r 15C(3) | substituted by 152/2002 r 7(b) | 8.8.2002 |
| r 16 | | |
| r 16(1) | substituted by 231/2000 r 7(a) | 1.10.2000 |
| r 16(2) | varied by 231/2000 r 7(b) | 1.10.2000 |
| Sch 3 | | |
| Pt A | | |
| Pt A | heading varied by 127/1998 r 4 | 1.7.1998 |
| Item 1 | | |
| Item 1(3) | varied by 32/1995 r 6(a) | 1.5.1995 |
| Item 2 | | |
| Item 2(12) | varied by 32/1995 r 6(b) | 1.5.1995 |
| Item 2(15) | varied by 32/1995 r 6(c) | 1.5.1995 |
| Item 3 | | |
| Item 3(2) | varied by 32/1995 r 6(d) | 1.5.1995 |
| Item 4 | | |
| Item 4(2) | varied by 32/1995 r 6(e)—(h) | 1.5.1995 |
| Item 5 | | |
| Item 5(3) | varied by 32/1995 r 6(i) | 1.5.1995 |
| Item 5(4) | varied by 32/1995 r 6(j)—(o) | 1.5.1995 |
| Item 6 | | |
| Item 6(1) | varied by 32/1995 r 6(p), (q) | 1.5.1995 |
| Item 6(2) | varied by 32/1995 r 6(r) | 1.5.1995 |
| Item 6(3) | varied by 32/1995 r 6(s) | 1.5.1995 |
| Item 6(4) | varied by 32/1995 r 6(t) | 1.5.1995 |
| Item 6(5) | varied by 32/1995 r 6(u) | 1.5.1995 |
| Item 6(6) | varied by 32/1995 r 6(v), (w) | 1.5.1995 |
| Item 6(9) | varied by 32/1995 r 6(x) | 1.5.1995 |
| Sch 4 | substituted by 231/2000 r 8 | 1.10.2000 |
| <i>Sch 5 before substitution by 97/2004</i> | | |
| Item 2 | <i>varied by 130/1996 r 7(a), (b)</i> | <i>1.7.1996</i> |
| | <i>varied by 111/1997 r 4(a), (b)</i> | <i>1.7.1997</i> |
| | <i>varied by 103/1998 r 4(a)</i> | <i>1.7.1998</i> |
| | <i>varied by 104/1999 r 4(a)</i> | <i>1.7.1999</i> |
| | <i>varied by 114/2000 r 4(a)</i> | <i>1.7.2000</i> |
| | <i>varied by 56/2001 r 4</i> | <i>1.7.2001</i> |

| | | |
|---------------|---------------------------------------|----------|
| | <i>varied by 56/2002 r 4(a)</i> | 1.7.2002 |
| | <i>varied by 118/2003 r 8(1)</i> | 1.7.2003 |
| <i>Item 3</i> | <i>varied by 130/1996 r 7(c)</i> | 1.7.1996 |
| | <i>varied by 111/1997 r 4(c)</i> | 1.7.1997 |
| | <i>varied by 103/1998 r 4(b)</i> | 1.7.1998 |
| | <i>varied by 104/1999 r 4(b)—(d)</i> | 1.7.1999 |
| | <i>varied by 114/2000 r 4(b), (c)</i> | 1.7.2000 |
| | <i>varied by 56/2002 r 4(b), (c)</i> | 1.7.2002 |
| | <i>varied by 118/2003 r 8(2), (3)</i> | 1.7.2003 |
| <i>Item 3</i> | <i>(c) deleted by 114/2000 r 4(c)</i> | 1.7.2000 |
| Sch 5 | substituted by 97/2004 r 5 | 1.7.2004 |
| Sch 6 | inserted by 152/2002 r 8 | 8.8.2002 |

Transitional etc provisions associated with regulations or variations

No 231 of 2000

9—Transitional provision—Variation of conditions of authorisation (Section 45)

The Authority may impose or vary a condition of an environmental authorisation in the form of a waste depot licence granted prior to the commencement of these regulations if satisfied that it is necessary to impose or vary the condition for the proper implementation of Part 4 of the principal regulations as varied by these regulations.

Historical versions

1.7.2004