

**Legislative Council—No 101**

As introduced and read a first time, 3 March 2021

South Australia

**Statutes Amendment (Light Pollution and Nuisance) Bill 2021**

A BILL FOR

An Act to amend the *Environment Protection Act 1993* and the *Local Nuisance and Litter Control Act 2016*.

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**The Parliament of South Australia enacts as follows:**

## Part 1—Preliminary

### 1—Short title

- 5 This Act may be cited as the *Statutes Amendment (Light Pollution and Nuisance) Act 2021*.

### 2—Commencement

This Act comes into operation 3 months after the day on which it is assented to by the Governor.

### 3—Amendment provisions

- 10 In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

## Part 2—Amendment of *Environment Protection Act 1993*

### 4—Amendment of section 3—Interpretation

- 15 (1) Section 3(1)—after the definition of *licence* insert:
  - light* means light from an artificial source but does not include—
    - (a) public street lighting; or
    - (b) light from a traffic control device or navigational aid; or
    - (c) light from a prescribed major entertainment, sporting or other venue or facility; or
    - 20 (d) light emitted in the course of a prescribed activity or event, or prescribed class of activity or event; or

- (e) light of a kind declared by regulation or an environment protection policy not to be light for the purposes of this Act;
- (2) Section 3(1), definition of *pollutant*—after paragraph (c) insert:
  - (ca) light; or

5 **Part 3—Amendment of *Local Nuisance and Litter Control Act 2016***

**5—Amendment of section 17—Meaning of local nuisance**

Section 17(1)(a)(i)(A)—after "noise," insert:  
artificial light,

10 **6—Amendment of section 51—Regulations**

Section 51(2)(e)(i)—delete subparagraph (i) and substitute:

- (i) persons or bodies or classes of persons or bodies;
- (ia) activities or events or classes of activities or events;

**7—Amendment of Schedule 1—Meaning of local nuisance (section 17)**

15 (1) Schedule 1, Part 3, clause 5(f)—after "other nuisance" insert:

(other than artificial light)

(2) Schedule 1, Part 3, clause 5—after paragraph (r) insert:

- (s) light from public street lighting;
- (t) light from a traffic control device or navigational aid;
- 20 (u) light from a prescribed major entertainment, sporting or other venue or facility.