

South Australia

Environment Protection (Beverage Container) Variation Regulations 2013

under the *Environment Protection Act 1993*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Environment Protection (Beverage Container) Variation Regulations 2013*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Environment Protection Regulations 2009*

4—Variation of regulation 42—Beverage (section 65)

- (1) Regulation 42(a)—delete "with water"
- (2) Regulation 42—after paragraph (b) insert:
 - (c) a cordial comprised of a concentrated syrup that—
 - (a) contains the following ingredients (whether or not it also contains other ingredients):
 - (i) water;
 - (ii) a sweetener (whether natural or artificial);

- (iii) colouring or flavouring, or both (whether natural or artificial); and
- (b) is intended to be diluted before consumption.

5—Variation of regulation 45—Exemption of certain containers by regulation (section 67)

- (1) Regulation 45(1)(a) and (b)—delete paragraphs (a) and (b) and substitute:
 - (a) containers used for the purpose of containing milk or milk substitute (other than flavoured milk or flavoured milk substitute);
 - (b) containers used for the purpose of containing 1 litre or more of flavoured milk or flavoured milk substitute;
- (2) Regulation 45(3), definitions of *flavoured milk* and *milk*—delete the definitions and substitute:

flavoured milk means milk to which flavouring has been added;

flavoured milk substitute means milk substitute to which flavouring has been added and which is marketed as a flavoured product;

milk means cow's milk or the milk of any other animal and, without limiting that meaning, includes milk that is 1 or more of the following:

- (a) ultra heat treated or reconstituted milk;
- (b) reduced fat milk;
- (c) milk with added protein, milk fat, calcium, vitamins, minerals or other supplements;

milk substitute means a liquid substitute for milk derived from a plant or part of a plant and, without limiting that meaning, includes milk substitute that is 1 or more of the following:

- (a) ultra heat treated or reconstituted milk substitute;
- (b) reduced fat milk substitute;
- (c) milk substitute with added protein, fat, calcium, vitamins, minerals or other supplements;

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 11 July 2013

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