

South Australia

# **Environment Protection (Fees) Variation Regulations 2018**

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 (Fees) Variation Regulations 2018*.

### **2—Commencement**

These regulations will come into operation on 1 July 2018.

### **3—Variation provisions**

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

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## Part 2—Variation of *Environment Protection Regulations 2009*

### 4—Variation of regulation 3—Interpretation

Regulation 3(1), definition of *fee unit*—delete the definition and substitute:

*fee unit*—see Schedule 4 clause 1;

### 5—Revocation of regulation 4

Regulation 4—delete the regulation

### 6—Substitution of regulation 70

Regulation 70—delete the regulation and substitute:

#### 70—Waste depot levy (section 113)

- (1) The amount of the waste depot levy is set out in Schedule 4 Part 2.
- (2) Pursuant to section 113(4) of the Act, the penalty for a failure to pay the levy is the higher of \$300 or 5% of the amount due for each month (or part of a month) for which the default continues.

### 7—Substitution of Schedule 4

Schedule 4—delete the Schedule and substitute:

#### Schedule 4—Fees and levy

##### Part 1—Fees

###### 1—Fee unit

In these regulations (except Part 2 of this Schedule), the monetary value of a fee unit is—

- (a) for the purposes of the annual authorisation fee for a licence (including a projected annual authorisation fee under regulation 27(4) and (5))—
  - (i) for the flat fee component—\$66.00;
  - (ii) for the environment management component—\$696.00;
  - (iii) for the pollutant load-based component—\$6.50;
  - (iv) for the water reuse component—\$16.50;
- (b) for all other purposes—\$20.50.

###### 2—Miscellaneous fees

###### 1 Application for approval of the transfer of an

**environmental authorisation** (section 49(5) of the Act)—

- (a) if the authorisation fee last paid or payable was less than \$1 000 5 fee units

- |          |  |               |
|----------|--|---------------|
|          | (b) if the authorisation fee last paid or payable was not less than \$1 000 but not more than \$1 999                  | 10 fee units  |
|          | (c) if the authorisation fee last paid or payable was not less than \$2 000 but not more than \$4 999                  | 20 fee units  |
|          | (d) if the authorisation fee last paid or payable was not less than \$5 000 but not more than \$9 999                  | 30 fee units  |
|          | (e) if the authorisation fee last paid or payable was not less than \$10 000 but not more than \$49 999                | 50 fee units  |
|          | (f) if the authorisation fee last paid or payable was \$50 000 or more   | 100 fee units |
| <b>2</b> | <b>Beverage container approvals and annual fees</b> (Part 8 Division 2 of the Act)—                                    |               |
|          | (a) application for approval of a class of containers as category A or category B containers (section 68 of the Act)—  |               |
|          | (i) for 1 class of container   | 15 fee units  |
|          | (ii) for 2 to 5 classes of container (inclusive)   | 25 fee units  |
|          | (iii) for 6 to 10 classes of container (inclusive)   | 37 fee units  |
|          | (iv) for 11 to 20 classes of container (inclusive)   | 61 fee units  |
|          | (v) for more than 20 classes of container  | 109 fee units |
|          | (b) application for approval to operate a collection depot (section 69 of the Act)—                                    |               |
|          | (i) for a collection depot other than a reverse vending machine  | 7 fee units   |
|          | (ii) for a reverse vending machine   | 18 fee units  |
|          | (c) application for approval to carry on business as a super collector (section 69 of the Act)                         | 43 fee units  |
|          | (d) annual fee for operating a collection depot (section 69A of the Act)—  |               |
|          | (i) for a collection depot within metropolitan Adelaide  | 15 fee units  |
|          | (ii) for a collection depot outside metropolitan Adelaide  | 7.5 fee units |
|          | (e) annual fee for carrying on business as a super collector (section 69A of the Act)                                  | 32 fee units  |
| <b>3</b> | <b>Accreditation as site contamination auditor</b> (section 103V of the Act and Part 5 Division 2 of the regulations)— |               |
|          | (a) application for accreditation (regulation 54)  | \$501.00      |
|          | (b) grant of accreditation (regulation 55) or renewal of accreditation (regulation 59)                                 | \$5 146.00    |

- (c) annual fee for accreditation (regulation 58) \$2 978.00
- (d) replacement of certificate of accreditation or identity card (regulation 62) \$66.00
- 4 **Inspection of the register** (section 109(5) of the Act)—
  - (a) each manual inspection 1 fee unit
  - (b) each inspection requiring access to a computer—
    - (i) for the first 10 minutes (or part of that 10 minutes) of access 1 fee unit
    - (ii) for each additional 10 minutes (or part of that 10 minutes) of access 1 fee unit
- 5 **Copy of part of the register** (section 109(6) of the Act)—
  - (a) first page \$5.25
  - (b) each additional page \$1.85

## **Part 2—Waste depot levy**

### **3—Fee unit**

In this Part, the monetary value of a fee unit for the waste depot levy is—

- (a) for waste specified in clause 4(a)—\$15.90;
- (b) for waste specified in clause 4(b) and (c)—\$20.50.

### **4—Waste depot levy**

Pursuant to section 113 of the Act (but subject to Part 6 of these regulations), the prescribed levy payable by the holder of a waste depot licence in respect of waste received at the depot for the purpose of being disposed of at the depot is—

- (a) for solid waste other than waste fill (per tonne 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 3.1447 fee units
  - (ii) if the depot is situated within 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 3.1447 fee units
  - (iii) in any other case 6.2894 fee units
- (b) for waste fill (per tonne disposed of at the depot) 0 fee units
- (c) for liquid waste (per kilolitre disposed of at the depot) 1.7818 fee units

**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 21 June 2018

No 115 of 2018

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