

South Australia

Environment Protection (Variation of Act, Schedule 1) 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 (Variation of Act, Schedule 1) Regulations 2013*.

2—Commencement

These regulations will come into operation on 30 November 2013.

3—Variation provisions

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

Part 2—Variation of *Environment Protection Act 1993*

4—Variation of Schedule 1 of Act—Prescribed activities of environmental significance

- (1) Schedule 1, Part A, clause 8—after subclause (6) insert:

- (6a) **Desalination plants**

- the conduct of a desalination plant.

- In this subclause—

- desalination plant* means a plant for the production of desalinated water that has a production capacity exceeding 200 kilolitres of desalinated water per day, and includes—

- (a) an underground desalination plant; and

- (b) a number of underground desalination plants within any 1 square kilometre area that, in aggregate, have a production capacity exceeding 200 kilolitres of desalinated water per day,

but does not include—

- (c) a plant that disposes of all of its wastewater to a wastewater management system that is the subject of a licence; or
- (d) a plant that produces 2 megalitres or less of wastewater per year;

underground desalination plant means a plant having a system comprised of a borehole, submersible pump and associated equipment for the desalination below the ground of underground water;

underground water means water occurring naturally under the ground or introduced to an aquifer or other area under the ground.

- (2) Schedule 1, Part A, clause 8(7)—after "the conduct of operations" insert:
 - , other than a desalination plant referred to in subclause (6a),

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 5 September 2013

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