

2000
THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Ms Tucker)

**Environment Protection Legislation
Amendment Bill 2000**

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Job No: 2000/057

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**Environment Protection Legislation
Amendment Bill 2000**

A BILL

FOR

**An Act to amend the *Environment Protection Act 1997* and
the *Environment Protection Regulations***

The Legislative Assembly for the Australian Capital Territory enacts as follows:

PART 1—PRELIMINARY

1 Name of Act

5 This Act is the *Environment Protection Legislation Amendment Act 2000*.

2 Commencement

This Act commences on a day fixed by the Minister by notice in the Gazette.

5 *Note 1* The provisions of an Act providing for its name and commencement automatically commence on the date of notification of the Act (see *Interpretation Act 1967*, s 10B).

Note 2 A single day or time may be fixed, or different days or times may be fixed, for the commencement of different provisions (see *Interpretation Act 1967*, s 10C (1)).

10 *Note 3* If a provision has not commenced within 6 months beginning on the date of notification of the Act, it automatically commences on the first day after that period (see *Interpretation Act 1967*, s 10E (2)).

**PART 2—AMENDMENTS OF THE ENVIRONMENT
PROTECTION ACT**

3 Act amended

This Part amends the *Environment Protection Act 1997*.

5 **4 Schedule 1**

Schedule 1 is amended—

(a) by inserting in clause 1 the following definition:

“*firewood* means wood that is cut and burned for fuel that is taken from—

- 10 (a) trees grown for the primary purpose of producing firewood; or
- (b) residue from forestry or wood processing operations involving—
- 15 (i) native forest timber; or
- (ii) plantation timber; or
- (c) trees felled or killed to allow for agricultural or building or construction activities; or
- (d) trees (live or dead) of a kind not mentioned in paragraphs (a), (b) or (c).”;

20 (b) by adding at the end of clause 2 the following paragraph:

“(w) the sale or supply, or cutting, storing or seasoning in preparation for sale or supply, of firewood in the Territory.”.

**PART 3—AMENDMENTS OF THE ENVIRONMENT
PROTECTION REGULATIONS**

5 Regulations amended

This Part amends the *Environment Protection Regulations*.

5 6 Insertion

Before regulation 40 insert the following regulation in Part 8:

“39A Conditions of environmental authorisation—firewood

For subparagraph 51 (a) (viii) of the Act, the following are
prescribed standards for an environmental authorisation in relation to an
activity mentioned in paragraph 2 (w) of Schedule 1 to the Act with which
the applicant for the authorisation must comply:

- (a) as far as possible, offer customers the choice of mixed wood loads;
- (b) offer and supply firewood by mass (weight) only and not by volume;
- (c) give each customer a written statement of the mass (weight) of the load supplied;
- (d) if the load is a mixed load—give each customer a written statement stating the approximate mass (weight) of hardwood and softwood in the load;
- (e) supply seasoned firewood only;
- (f) give each customer a pamphlet supplied by Environment ACT that sets out recommended wood burning practices and that encourages compliance with those practices;
- (g) give the following information to each customer to whom firewood is supplied:
 - (i) the common name and species (if known) or the kind of wood;
Example common name or kind of wood—box, gum, pine.
 - (ii) the place from which the firewood was originally taken;
Example of locality from which firewood taken—ACT pine forests, Cowra.

(iii) the type of firewood.

Example of type of firewood—residue from forestry processing operations of native forest timber.

5 *Note* For other types of firewood, see definition of *firewood*, sch 1, cl 1, *Environment Protection Act 1997*.

Endnotes

Act amended

1 Republished as in force on 31 May 2000. (Republication No 1).

Regulations amended

2 Republished as in force on 12 June 2000. (Republication No 1).