

Australian Capital Territory

Magistrates Court (Waste Management and Resource Recovery Infringement Notices) Amendment Regulation 2021 (No 1)

Subordinate Law SL2021-25

The Australian Capital Territory Executive makes the following regulation under the [Magistrates Court Act 1930](http://www.legislation.act.gov.au/a/1930-21).

Dated 16 October 2021.

Andrew Barr

Chief Minister

Chris Steel

Minister

Shane Rattenbury

Minister



Australian Capital Territory

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1 Name of regulation

This regulation is the *Magistrates Court (Waste Management and Resource Recovery Infringement Notices) Amendment Regulation 2021 (No 1)*.

2 Commencement

This regulation commences on the commencement of the Waste Management and Resource Recovery Amendment Regulation 2021 (No 1), section 3.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](http://www.legislation.act.gov.au/a/2001-14), s 75 (1)).

3 Legislation amended

This regulation amends the [Magistrates Court (Waste Management and Resource Recovery Infringement Notices) Regulation 2017](http://www.legislation.act.gov.au/sl/2017-37).

4 New sections 7A and 7B

insert

7A Declared offences—Act, s 117, definition of vehicle‑related offence, par (b)

An offence against a provision of the waste legislation mentioned in schedule 2, column 2 is declared to be an offence to which the [Magistrates Court Act 1930](http://www.legislation.act.gov.au/a/1930-21), division 3.8.3 (Additional provisions for vehicle-related offences) applies.

7B Declared Act—known offender declarations—Act, s 131E (1) (b) (iii)

The [Waste Management and Resource Recovery Act 2016](http://www.legislation.act.gov.au/a/2016-51) is declared to be an Act to which the [Act](https://legislation.act.gov.au/a/2016-51/), section 131E (1) (b) (iii) applies.

Note The [Act](https://legislation.act.gov.au/a/2016-51/), s 131E (1) (b) (iii) allows the responsible person for a vehicle who has been served with an infringement notice for a vehicle-related offence under a declared Act to make a known offender declaration that the responsible person saw another named person do the act the subject of the offence.

5 Schedule 1, part 1.2, table, new items 9 to 17

insert

|  |  |  |  |
| --- | --- | --- | --- |
| 1 | 24AC (1) | 10 | 300 |
| 2 | 24AE (1) | 20 | 600 |
| 3 | 24AE (3) | 5 | 150 |
| 4 | 24AF (1) | 10 | 300 |
| 5 | 24AF (2) (a) | 5 | 150 |
| 6 | 24AF (2) (b) | 5 | 150 |
| 7 | 24AF (2) (c) | 5 | 150 |
| 8 | 24AG (1) | 10 | 300 |
| 9 | 24AH (1) | 10 | 300 |

6 New schedule 2

insert

Schedule 2 Waste Management and Resource Recovery Regulation 2017 vehicle-related offences at waste facilities

(see s 7A)

| column 1  item | column 2  vehicle-related offence provision |
| --- | --- |
| 1 | 24AC (1) |
| 2 | 24AE (1) |
| 3 | 24AE (3) |
| 4 | 24AF (1) |
| 5 | 24AF (2) (a) |
| 6 | 24AF (2) (b) |
| 7 | 24AF (2) (c) |
| 8 | 24AG (1) |

Endnotes

1 Notification

Notified under the [Legislation Act](http://www.legislation.act.gov.au/a/2001-14) on 25 October 2021.

2 Republications of amended laws

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au/).

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