

Australian Capital Territory

Plastic Reduction Amendment Regulation 2023 (No 1)

Subordinate Law SL2023-10

The Australian Capital Territory Executive makes the following regulation under the [Plastic Reduction Act 2021](http://www.legislation.act.gov.au/a/2021-4).

Dated 31 May 2023.

Andrew Barr

Chief Minister

Chris Steel

Minister



Australian Capital Territory

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made under the

[Plastic Reduction Act 2021](http://www.legislation.act.gov.au/a/2021-4" \o "A2021-4)

1 Name of regulation

This regulation is the *Plastic Reduction Amendment Regulation 2023 (No 1)*.

2 Commencement

(1) This regulation (other than section 5) commences on 1 July 2023.

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)).

(2) Section 5 commences on 1 January 2024.

3 Legislation amended

This regulation amends the [Plastic Reduction Regulation 2022](https://www.legislation.act.gov.au/sl/2022-7/).

4 Section 4

substitute

4 Prescribed single-use plastic product—Act, s 7 (1), def prohibited plastic product, par (a) (v)

(1) The following are prescribed:

(a) a single-use plastic drinking straw;

(b) a cotton bud with a single-use plastic stick or stem;

(c) single-use plastic microbeads contained in a rinse-off product;

(d) a single-use tray that is—

(i) made of expanded polystyrene; and

(ii) used for packaging perishable food for retail sale;

(e) single-use expanded polystyrene loose-fill packaging;

Example

peanut-shaped loose foam packaging used to protect products during transportation

(f) a single-use plastic plate;

(g) a single-use plastic bowl, other than a bowl designed or intended to have a spill-proof lid.

Note Subsection (1) does not apply to a single-use plastic product that is an integrated packaging item, eg a straw attached to a juice box (see Act, s 7 (1), def prohibited plastic product, par (b)).

(2) In this section:

plastic microbead means a plastic particle less than 5mm wide.

rinse-off product means a liquid product that is—

(a) used for cleaning or personal care; and

(b) designed or intended to be rinsed off immediately or shortly after use.

Examples—rinse-off product

1 shampoo and conditioner

2 face masks and face wash, including exfoliants

3 hair dye, whether permanent, semi-permanent or otherwise

4 toothpaste

5 body wash products, including exfoliants

5 New section 6

insert

6 Prescribed single-use plastic shopping bag—Act, s 7 (2), def single-use plastic shopping bag, par (a) (ii) and (b) (iii)

(1) A plastic retail carry bag is prescribed for the Act, section 7 (2), definition of single-use plastic shopping bag, paragraph (a) (ii).

(2) The following are prescribed for the Act, section 7 (2), definition of single‑use plastic shopping bag, paragraph (b) (iii):

(a) an unsealed bag that is the packaging in which perishable food is offered for sale;

(b) a carry bag that is made (in whole or in part) of 1 or more of the following fabrics:

(i) nylon;

(ii) polyester;

(iii) woven polypropylene;

(iv) non-woven polypropylene if—

(A) the bag has sewn, rather than heat-welded, seams; and

(B) the fabric has a minimum weight of 90g/m² measured as a single layer of fabric.

(3) In this section:

plastic retail carry bag means a bag with handles that is—

(a) made (in whole or in part) of plastic; and

(b) used for conveying goods purchased from a retailer.

Example—made partly of plastic

made of plastic-laminated paper or cardboard

Endnotes

1 Notification

Notified under the [Legislation Act](http://www.legislation.act.gov.au/a/2001-14) on 8 June 2023.

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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