



Australian Capital Territory

# Environment Protection Amendment Regulation 2024 (No 1)

Subordinate Law SL2024-17

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The Australian Capital Territory Executive makes the following regulation under the *Environment Protection Act 1997*.

Dated 9 August 2024.

ANDREW BARR  
Chief Minister

REBECCA VASSAROTTI  
Minister

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[Environment Protection Act 1997](#)

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Authorised by the ACT Parliamentary Counsel—also accessible at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)

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**1 Name of regulation**

This regulation is the *Environment Protection Amendment Regulation 2024 (No 1)*.

**2 Commencement**

This regulation commences on the day after its notification day.

*Note* The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](#), s 75 (1)).

**3 Legislation amended**

This regulation amends the *Environment Protection Regulation 2005*.

**4 Section 21, definition of *affected person***

*omit*

**5 Section 22 (3)**

*substitute*

- (3) For subsection (1), a person at a place (the ***first place***) is affected by noise being emitted from another place in the ACT (***emitted noise***) if—
- (a) the person is an occupier of the first place (an ***affected person***); and
  - (b) the affected person complains about the emitted noise to an authorised officer; and
  - (c) the noise level at the first place, as a result of the emitted noise, exceeds the noise standard for the first place.

(4) In this section:

**occupier**, of a place, includes a person who is lawfully at a place that is on—

- (a) unleased land; or
- (b) public land under the *Crown Lands Act 1989* (NSW), section 153, as in force from time to time.

## 6 Section 24 (1)

*substitute*

(1) In this regulation:

**noise standard**, for a noise zone, means the noise standard mentioned in the following provisions for the particular zone at a particular time:

- (a) for a zone other than zones B1, B3, B4 and C1—schedule 2, table 2.2, column 3 or column 4 (whichever applies);
- (b) for zone B1—schedule 2, table 2.2A, column 3 or column 4 (whichever applies);
- (c) for zones B3 and B4—
  - (i) if the noise emitted is entertainment noise from a place other than a dwelling in the city centre entertainment precinct—schedule 2, table 2.2AA, columns 3 to 6 (whichever applies); or

**Examples—place other than a dwelling**

- 1 a place on unleased land
- 2 licensed premises
- 3 Territory premises

- (ii) in any other case in which noise is emitted from a place in the city centre entertainment precinct—
  - (A) if the place is on land in the Central National Area (City Hill Precinct) within zone B4—schedule 2, table 2.2, column 3 or column 4 (whichever applies) as if the place was on land within zone B2; or
  - (B) if the place is anywhere else in zones B3 or B4—schedule 2, table 2.2A, column 3 or column 4 (whichever applies) as if the place was on land within zone B1;
- (d) for zone C1—schedule 2, table 2.2B, column 3 or column 4 (whichever applies).

**7 Section 24 (2) (a) and (b)**

*omit*

5dB(A)

*substitute*

5dB

**8 Section 24 (2) (c)**

*omit*

dB(A)

*substitute*

dB

**9 New section 24 (3)**

*insert*

(3) In this section:

**Central National Area (City Hill Precinct)**—see schedule 2, section 2.1.

**dwelling**—see the *Planning (General) Regulation 2023*, section 6.

**entertainment noise** means noise generated for entertainment purposes.

**Examples**

- 1 amplified music
- 2 live acoustic music

*Note* The Act does not apply to noise made by a person using only the person's body (see *Act*, s 8 (1) (c)).

**10 Schedule 2, section 2.1, new definitions**

*insert*

**CCEP core** means the area identified as the core area within the city centre entertainment precinct in the [territory plan](#).

**CCEP frame** means the area identified as the frame area within the city centre entertainment precinct in the [territory plan](#).

**11 Schedule 2, section 2.1, definition of *city centre***

*substitute*

**city centre** means the area identified as the city in the [territory plan](#).



**12 Schedule 2, section 2.1, new definition of *commercial CZ3 zone****insert*

*commercial CZ3 zone* means an area designated as a commercial CZ3 (Services Zone) zone in the [territory plan](#).

**13 Schedule 2, table 2.1, items 2 and 3***substitute*

2	zone B1	land in the city centre or a town centre, other than land in the CCEP core and CCEP frame	
3	zone B2	land in the Central National Area (City Hill Precinct), other than land in the CCEP frame	land in the Queanbeyan city business zone
3A	zone B3	land in the CCEP core	
3B	zone B4	land in the CCEP frame	

**14 Schedule 2, table 2.1, item 8***substitute*

8	zone F	<p>land (other than land in the city centre, town centres and group centres) in—</p> <ul style="list-style-type: none"> <li>• a commercial CZ3 zone</li> <li>• a commercial CZ5 zone (other than land in zone FA)</li> <li>• a TSZ2 services zone</li> <li>• a community facility zone</li> <li>• a leisure and accommodation zone</li> </ul>	land in the Queanbeyan city special uses zone
8A	zone FA	<p>land (other than land in the city centre, town centres and group centres) in a commercial CZ5 zone adjoining—</p> <ul style="list-style-type: none"> <li>• the CCEP frame and</li> <li>• zone G</li> </ul>	

**15 Schedule 2, table 2.2 heading***substitute***Table 2.2 Noise zones other than zones B1, B3, B4 and C1****16 Schedule 2, table 2.2, new item 6A***insert*

6A	zone FA	60	50
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**17 Schedule 2, new table 2.2AA***insert***Table 2.2AA Noise zones B3 and B4—entertainment noise from place other than dwelling**

column 1 item	column 2 noise zone	column 3 noise standard (dB(A)) Sunday- Wednesday and public holiday 10 am–11 pm Thursday- Saturday 10 am–1 am	column 4 noise standard (dB(A)) any other time not mentioned in column 3	column 5 noise standard (dB(C)) Sunday- Wednesday and public holiday 10 am–11 pm Thursday- Saturday 10 am–1 am	column 6 noise standard (dB(C)) any other time not mentioned in column 5
1	zone B3	75	60	90	75
2	zone B4	65	55	80	70

**18 Dictionary, definition of *affected person***

*omit*

**19 Dictionary, new definitions**

*insert*

***CCEP core***, for schedule 2, part 2.1 (Noise zones)—see schedule 2, section 2.1.

***CCEP frame***, for schedule 2, part 2.1 (Noise zones)—see schedule 2, section 2.1.

***city centre entertainment precinct*** means the area identified as the city centre entertainment precinct in the [territory plan](#).

***commercial CZ3 zone***, for schedule 2, part 2.1 (Noise zones)—see schedule 2, section 2.1.

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**Endnotes**

**1 Notification**

Notified under the [Legislation Act](#) on 15 August 2024.

**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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