



# Environment Protection (Sea Dumping) Amendment Regulations 2009 (No. 1)<sup>1</sup>

## Select Legislative Instrument 2009 No. 57

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I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Environment Protection (Sea Dumping) Act 1981*.

Dated 9 April 2009

QUENTIN BRYCE  
Governor-General

By Her Excellency's Command

PETER ROBERT GARRETT  
Minister for the Environment, Heritage and the Arts

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**1 Name of Regulations**

These Regulations are the *Environment Protection (Sea Dumping) Amendment Regulations 2009 (No. 1)*.

**2 Commencement**

These Regulations commence on the day after they are registered.

**3 Amendment of *Environment Protection (Sea Dumping) Regulations 1983***

Schedule 1 amends the *Environment Protection (Sea Dumping) Regulations 1983*.

**4 Transitional**

Despite the repeal by these Regulations of regulations 5 and 5A of the *Environment Protection (Sea Dumping) Regulations 1983*, those regulations continue to have effect in relation to applications for permits, and any other applications, made before the commencement of these Regulations.

**Schedule 1 Amendments**

(regulation 3)

**[1] Regulations 5 and 5A**

*substitute*

**5 Fees for applications**

- (1) For subsection 40 (1) of the Act, this regulation prescribes the fees to be paid for an application for a permit or for any other application under the Act.

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- (2) For an application for a permit to dump dredged or excavated material into any part of the sea, the following fees are prescribed:
- (a) if the volume of the material exceeds 100 000 m<sup>3</sup> — \$23 500;
  - (b) if the volume of the material does not exceed 100 000 m<sup>3</sup> — \$10 000.
- (3) For an application for a permit described in this subregulation, the following fees are prescribed:
- (a) a permit to dump a vessel into any part of the sea — \$12 700;
  - (b) a permit to dump a platform into any part of the sea — \$12 700;
  - (c) an artificial reef permit — \$10 000;
  - (d) a permit to dump into any part of the sea any controlled material for which a fee is not prescribed under this regulation — \$5 000;
  - (e) a permit to bury a person at sea — \$1 675.
- (4) For an application to the Minister to vary a permit granted under the Act, the prescribed fee is \$860.

*Note* For applications made before the commencement of regulation 5, as substituted by the *Environment Protection (Sea Dumping) Amendment Regulations 2009 (No. 1)*, see regulation 4 of those Regulations.

**[2] Regulation 5B**

*omit*

or 5A

**[3] Schedule 2**

*omit*

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**Note**

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.