

2004-2005

The Parliament of the
Commonwealth of Australia

THE SENATE

Presented and read a first time

**Environment and Heritage Legislation
Amendment Bill 2005**

No. , 2005

(Environment and Heritage)

**A Bill for an Act to amend the *Ozone Protection
and Synthetic Greenhouse Gas Management Act
1989* and to make changes relating to the Sydney
Harbour Federation Trust, and for related
purposes**

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1 **A Bill for an Act to amend the *Ozone Protection***
2 ***and Synthetic Greenhouse Gas Management Act***
3 ***1989* and to make changes relating to the Sydney**
4 **Harbour Federation Trust, and for related**
5 **purposes**

6 The Parliament of Australia enacts:

7 **1 Short title**

8 This Act may be cited as the *Environment and Heritage*
9 *Legislation Amendment Act 2005*.

10 **2 Commencement**

11 (1) Each provision of this Act specified in column 1 of the table
12 commences, or is taken to have commenced, in accordance with

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column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information

Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day on which this Act receives the Royal Assent.	
2. Schedule 1	The 28th day after the day on which this Act receives the Royal Assent.	
3. Schedule 2	The day on which this Act receives the Royal Assent.	

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Note: This table relates only to the provisions of this Act as originally passed by the Parliament and assented to. It will not be expanded to deal with provisions inserted in this Act after assent.

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(2) Column 3 of the table contains additional information that is not part of this Act. Information in this column may be added to or edited in any published version of this Act.

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3 Schedule(s)

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Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

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2 **Schedule 1—Ozone and synthetic greenhouse**
3 **gas amendments**
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5 *Ozone Protection and Synthetic Greenhouse Gas*
6 *Management Act 1989*

7 **1 Subsection 13(1)**

8 Repeal the subsection, substitute:

9 (1) A person must not manufacture an HCFC or methyl bromide unless
10 the person holds a controlled substances licence that allows the
11 person to do so.

12 (1AA) A person must not import or export an HCFC (other than a recycled
13 or used HCFC) or methyl bromide (other than recycled or used
14 methyl bromide) unless the person holds a controlled substances
15 licence that allows the person to do so.

16 (1AB) A person must not import or export a recycled or used HCFC or
17 recycled or used methyl bromide unless the person holds a used
18 substances licence that allows the person to do so.

19 **2 After subsection 46(1B)**

20 Insert:

21 (1BA) A person who manufactures an SGG in a quarter commencing more
22 than 3 months after the commencement of this subsection must,
23 within 15 days after the end of the quarter, give the Minister a
24 report in accordance with the regulations.

25 **3 Subsection 46(2AA)**

26 After “(1B)”, insert “, (1BA)”.

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Schedule 2—Sydney Harbour Federation Trust amendments

Sydney Harbour Federation Trust Act 2001

1 Schedule 1 (table item 1)

7 Omit “Lot 1 in Deposited Plan 233157”, substitute “Lot 19 in Deposited
8 Plan 233157; Lot 1 in Deposited Plan 831153; Lot 106 in Deposited
9 Plan 1079507”.

2 Schedule 2 (table item 1)

11 After “Lots”, insert “1,”.

3 Schedule 2 (table item 1)

13 Omit “, 15, 16, 17, 18 and 19”, substitute “and 18”.

4 Schedule 2 (table item 1)

15 Omit “Lot 1 in Deposited Plan 831153”, substitute “Lots 104 and 105 in
16 Deposited Plan 1079507”.