

Environment Protection Act 1993 Schedule 1 changes – made 17 January 2019, commenced 1 June 2019



Prescribed activity changes – non-waste activities

Changes to non-waste activities in Schedule 1 are as set out in the table below.

Activity	Nature of changes
Clause 1(4) Oil Refineries Clause 1(5) Petroleum Production, Storage or Processing Works or Facilities	Combination of these activities as ‘Hydrocarbon Production and Storage’ plus removal of outdated terminology.
Clause 1(6) Wood Preservation Works Clause 2(13) Wood Processing Works	Modernises chemical treatment references for preservation and replaces outdated terminology to reference ‘timber’ in place of ‘wood’.
Clause 2(2) Hot Mix Asphalt Preparation	Clarification of language around application of heat to avoid confusion on whether clause 8(2) classification is also required.
Clause 2(6) Drum Reconditioning	Clarification through added definition for drum reconditioning.
Clause 2(12) Surface Coating	Clarification that it is for spray painting or powder coating, that is need a licence if undertake either or both.
Clause 5(4) Piggeries	Modernises to use current terminology of standard pig units in place of pigs.
Clause 6(1) Abattoirs, Slaughterhouses or Poultry Processing Works	Updated to current terminology of ‘meat processing works’ and clarification of processing as well as slaughter.
Clause 7(2) Railway Operations	Updated limited purpose provision.
Clause 8(8) Cremation or Incineration of Human or Animal Remains	Newly delineated activity to separate cremation from waste facility provisions.

In addition, changes have been made to the clause 6(4) activity of ‘fish processing’ that will narrow when a licence is required.

Clause 6(4) Fish Processing	Updated to no longer require the licensing of freezing, chilling or packing activities.
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Prescribed activity changes – waste-related activities

The current classifications for waste management and related activities in Schedule 1 are to be replaced with new provisions that:

- aid clarity through removal of double negatives within current exclusions
- provide greater delineation of recovery, disposal and listed waste handling activities
- move scrap metal recovery and composting works into ‘Resource recovery, waste disposal and related activities’ as significant parts of the sector
- take into account definitions and other changes to the Act arising from the *Environment Protection (Waste Reform) Amendment Act 2017*.

The headings for current prescribed activity categories relative to new activities are outlined in the tables below. Many of the categorisations between existing and proposed new activity numbers are readily identifiable.

The activities of ‘waste recovery’ and ‘waste reprocessing facility’ will allow for clearer understanding of industry status for policy purposes, including infrastructure planning.

Current activities
Clause 2(11) Scrap Metal Recovery
Clause 3 Waste Treatment and Disposal
1 Incineration
2 Sewage Treatment Works or Septic Tank Effluent Disposal Schemes
3 Waste or Recycling Depots
– List of various exclusions
4 Activities involving listed waste
5 Waste transport Category A
6 Waste transport Category B
Clause 6(3) Composting Works

New proposed clause 3 activities
1 Waste Recovery
2 Waste Reprocessing
– Composting works
– Scrap metal treatment works
– Tyre waste treatment works
– Waste lead acid battery treatment works
– Waste reprocessing facility
3 Wastewater Treatment Works
4 Waste Disposal
– Landfill depot
– Liquid waste depot
– Incineration depot
5 Activities Involving Listed Wastes
– Activity producing listed waste
– Reception or storage of listed waste
– Treatment of listed waste
6 Waste Transport
- Waste transport Category A
- Waste transport Category B