



New South Wales

Protection of the Environment Operations (Clean Air) Amendment (Open Burning in Lake Macquarie City) Regulation 2016

under the

Protection of the Environment Operations Act 1997

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Protection of the Environment Operations Act 1997*.

MARK SPEAKMAN, MP
Minister for the Environment

Explanatory note

The object of this Regulation is to amend the *Protection of the Environment Operations (Clean Air) Regulation 2010* to allow the burning of domestic waste on residential premises in the City of Lake Macquarie in certain circumstances, and to enable Lake Macquarie City Council to approve the burning of dead and dry vegetation in certain circumstances. Currently, a person must not burn anything in the open or in an incinerator in the City of Lake Macquarie, unless in accordance with an Environment Protection Authority approval.

This Regulation is made under the *Protection of the Environment Operations Act 1997*, including section 323 (the general regulation-making power) and Schedule 2.

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1 Name of Regulation

This Regulation is the *Protection of the Environment Operations (Clean Air) Amendment (Open Burning in Lake Macquarie City) Regulation 2016*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Protection of the Environment Operations (Clean Air) Regulation 2010

(1) Schedule 8 Local government areas in which burning is prohibited

Omit “Lake Macquarie City” from Part 1.

(2) Schedule 8, Parts 2 and 3

Insert “Lake Macquarie City” in alphabetical order.