

Environmental Protection Amendment Regulations (No. 2) 2021

SL 2021/190

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Environmental Protection Amendment Regulations (No. 2) 2021*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Environmental Protection Regulations 1987*.

4. Part 3A inserted

After regulation 5O insert:

Part 3A — Use of mercury in manufacturing

5P. Terms used

In this Part —

mercury means elemental mercury (Hg(0), CAS No. 7439-97-6);

mercury-added product means a product or product component that contains mercury or a mercury compound that was intentionally added;

mercury compound means any substance consisting of atoms of mercury and 1 or more atoms of another chemical element, which can only be separated into different components by a chemical reaction;

prohibited manufacturing process —

- (a) means a process that uses mercury or a mercury compound to produce any of the following —

- (i) acetaldehyde;
- (ii) chlor-alkali;
- (iii) polyurethane;
- (iv) potassium ethylate;
- (v) potassium methylate;
- (vi) sodium ethylate;
- (vii) sodium methylate;
- (viii) vinyl chloride monomer;

but

- (b) does not include a process that uses a mercury-added product instead of mercury or a mercury compound.

5Q. Offence to conduct a prohibited manufacturing process

A person must not conduct a prohibited manufacturing process.

Penalty: a fine of \$20 000.

N. HAGLEY, Clerk of the Executive Council.
