

EXPLANATORY NOTES ON THE WASTE AVOIDANCE AND RESOURCE RECOVERY LEVY BILL 2007

This Bill ensures the ongoing imposition of a levy on waste to landfill, to both discourage the disposal to landfill of potentially useful resources and to provide funds for projects to promote waste avoidance and resource recovery. It replaces the *Environmental Protection (Landfill) Levy Act 1998* which the WARR Bill repeals.

1. Short Title

This Bill is intended to replace the *Environmental Protection (Landfill) Levy Act 1998*.

2. Commencement

Different parts of the Act can come into operation at different times to allow for the preparation of regulations and other administrative arrangements.

3. Interpretation

“disposal premises” is defined to include premises required to hold a licence, whether or not the licence is in force. This is to ensure that the occupier of a landfill cannot avoid liability for the levy by failing to hold the required licence.

4. Levy may be prescribed

This provision enables the making of regulations to impose a levy on waste received at disposal premises. It is intended that the levy be imposed on waste going to landfill and not on recycled materials.

5. Levy imposed

This provision imposes the levy prescribed under the regulations.

6. Liability to pay

This provision specifies who is liable to pay the levy.