Environmental Protection Amendment Regulations (No. 2) 2018

Made by the Governor in Executive Council.

1. **Citation**

These regulations are the *Environmental Protection Amendment Regulations (No. 2) 2018.*

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 1 July 2018.

3. **Regulations amended**

These regulations amend the *Environmental Protection Regulations 1987.*

4. **Regulation 4 amended**

(1) In regulation 4(5) delete “5C,”.

(2) In regulation 4(5) in the Table delete:

<table>
<thead>
<tr>
<th>On and from 1 July 2017</th>
<th>35.60</th>
</tr>
</thead>
</table>

and insert:

| Beginning on 1 July 2017 and ending on 30 June 2018 | 35.60 |

| On and from 1 July 2018 | 40.60 |

(3) In regulation 4(6) in the Table delete:

<table>
<thead>
<tr>
<th>On and from 1 July 2017</th>
<th>35.60</th>
</tr>
</thead>
</table>

and insert:

| Beginning on 1 July 2017 and ending on 30 June 2018 | 35.60 |
On and from 1 July 2018 40.60

(4) In regulation 4(7) in the Table delete:

On and from 1 July 2017 49.80

and insert:

Beginning on 1 July 2017 and ending on 30 June 2018 49.80
On and from 1 July 2018 56.80

5. **Regulation 5BB amended**

In regulation 5BB:

(a) delete “(1)”;  
(b) delete “for 2016-2017 of $3.40” and insert:

of $6.80

6. **Regulation 5C amended**

In regulation 5C delete “2 units.” and insert:

$71.20.

7. **Regulation 5G amended**

(1) In regulation 5G(2) in the Table delete:

On and from 1 July 2012 905 000.00

and insert:

Beginning on 1 July 2012 and ending on 30 June 2018 905 000.00
On and from 1 July 2018 1 030 000.00

(2) In regulation 5G(3) in the Table delete:

On and from 1 July 2012 850 000.00

and insert:

Beginning on 1 July 2012 and ending on
30 June 2018 850 000.00
On and from 1 July 2018 970 000.00

(3) In regulation 5G(4) in the Table delete:

On and from 1 July 2012 940 000.00

and insert:

Beginning on 1 July 2012 and ending on 30 June 2018 940 000.00
On and from 1 July 2018 1 070 000.00

(4) In regulation 5G(5) in the Table delete:

On and from 1 July 2012 940 000.00

and insert:

Beginning on 1 July 2012 and ending on 30 June 2018 940 000.00
On and from 1 July 2018 1 070 000.00

8. **Schedule 3 amended**

Delete the reference after the heading to Schedule 3 and insert:

[r. 5BA(1)]

R. KENNEDY, Clerk of the Executive Council.
Environmental Protection Act 1986

Environmental Protection (Plastic Bags) Regulations 2018

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the Environmental Protection (Plastic Bags) Regulations 2018.

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) regulations 4 and 7(2) — on 1 January 2019;
(c) the rest of the regulations — on 1 July 2018.

3. Terms used

In these regulations —

barrier bag means a plastic bag without handles used to carry unpackaged perishable food;

medical care provider means an individual who practises a health profession within the meaning of the Health Practitioner Regulation National Law (Western Australia) section 5 but excludes a pharmacist or optometrist;

prescribed plastic bag —

(a) means a bag that is —

(i) made in whole or in part of plastic; and
(ii) has handles; and
(iii) has a thickness of 35 microns or less;

but

(b) does not include a bag that is —

(i) a barrier bag; or
(ii) a plastic bag that is, or is an integral part of, the packaging in which goods are sealed for sale; or
(iii) a plastic bag provided by a medical care provider to a person receiving services from that medical care provider;

retailer means a person who sells goods in trade or commerce;
supply includes sell, provide and make available.

Part 2 — Offences relating to plastic bags

4. Offence to supply prescribed plastic bag
A retailer must not supply a prescribed plastic bag to a person for the person to carry goods sold by the retailer.
Penalty: a fine of $5 000.

5. Offence to give false or misleading information about a prescribed plastic bag
A person who supplies or manufactures prescribed plastic bags must not give any information that the person knows is false or misleading to another person about —
(a) the composition of a prescribed plastic bag; or
(b) whether or not a plastic bag is a prescribed plastic bag.
Penalty: a fine of $5 000.

Part 3 — Environmental Protection Regulations 1987 amended

6. Regulations amended
This Part amends the Environmental Protection Regulations 1987.

7. Schedule 6 amended
(1) At the end of Schedule 6 insert:

<table>
<thead>
<tr>
<th>Environmental Protection (Plastic Bags) Regulations 2018</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. regulation 5</td>
</tr>
</tbody>
</table>

(2) At the end of Schedule 6 delete the item relating to the Environmental Protection (Plastic Bags) Regulations 2018 and insert:

<table>
<thead>
<tr>
<th>Environmental Protection (Plastic Bags) Regulations 2018</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. regulation 4</td>
</tr>
<tr>
<td>2. regulation 5</td>
</tr>
</tbody>
</table>

R. KENNEDY, Clerk of the Executive Council.