



Recycling and Waste Reduction (Export—Waste Plastic) Rules 2021

made under the

Recycling and Waste Reduction Act 2020

Compilation No. 1

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About this compilation

This compilation

This is a compilation of the *Recycling and Waste Reduction (Export—Waste Plastic) Rules 2021* that shows the text of the law as amended and in force on 1 July 2026 (the **compilation date**).

The notes at the end of this compilation (the **endnotes**) include information about amending laws and the amendment history of provisions of the compiled law.

Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. Any uncommenced amendments affecting the law are accessible on the Register (www.legislation.gov.au).

Application, saving and transitional provisions

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

Editorial changes

For more information about any editorial changes made in this compilation, see the endnotes.

Presentational changes

The *Legislation Act 2003* provides for First Parliamentary Counsel to make presentational changes to a compilation. Presentational changes are applied to give a more consistent look and feel to legislation published on the Register, and enable the user to more easily navigate those documents.

Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. Any modifications affecting the law are accessible on the Register.

Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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Part 1—Preliminary

1 Name

This instrument is the *Recycling and Waste Reduction (Export—Waste Plastic) Rules 2021*.

3 Authority

This instrument is made under the *Recycling and Waste Reduction Act 2020*.

4 Definitions

Note: A number of expressions used in this instrument are defined in the Act, including the following:

- (aa) CEO;
- (a) export declaration;
- (b) export licence;
- (c) export operations;
- (ca) NEPA;
- (d) prescribed export conditions;
- (e) regulated waste material.

In this instrument:

Act means the *Recycling and Waste Reduction Act 2020*.

export permit has the same meaning as in the *Hazardous Waste (Regulation of Exports and Imports) Act 1989*.

hazardous waste has the same meaning as in the *Hazardous Waste (Regulation of Exports and Imports) Act 1989*.

listed waste plastic specification means a waste plastic specification, as existing from time to time, that is listed on the NEPA's website.

nominated specification means:

- (a) for regulated waste plastic intended for export under a waste plastic export licence:
 - (i) the waste plastic specification nominated for the plastic in the application for the licence; or
 - (ii) if a different waste plastic specification is stated for the plastic in the licence (see subsection 12(2))—that specification; or
- (b) for an application for an exemption in relation to the export of a trade sample of regulated waste plastic—the waste plastic specification nominated for the plastic in the application (see subsection 18(3)).

processed engineered fuel: see subsection 5(3).

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regulated processed engineered fuel means regulated waste plastic that is processed engineered fuel.

regulated waste plastic means waste plastic that is prescribed under section 5.

trade sample: see subsection 18(2).

waste plastic: see subsection 5(2).

waste plastic export licence means an export licence to carry out export operations in relation to regulated waste plastic.

Waste Plastic Exports List means the List with that name, as existing from time to time, that is published on the NEPA's website.

waste plastic specification means a written industry specification or standard that relates to the manufacture, processing or supply of waste plastic.

Part 2—Exporting waste plastic

Division 1—General

5 Waste plastic is regulated waste material

- (1) For the purposes of subsection 17(1) of the Act, waste plastic is prescribed.

Note: Waste plastic that is prescribed under this section is *regulated waste plastic*.

- (2) *Waste plastic* means:

- (a) plastic that is discarded, rejected or left over from an industrial, commercial, domestic or other activity; or
- (b) plastic that is surplus to or a by-product of an industrial, commercial, domestic or other activity; or
- (c) processed engineered fuel.

- (3) *Processed engineered fuel* means waste material that:

- (a) is waste plastic within the meaning of paragraph (2)(a) or (b) that is processed with any other waste material; and
- (b) is intended for use as fuel.

- (4) Despite subsection (1), the following kinds of waste plastic are not prescribed for the purposes of subsection 17(1) of the Act:

- (a) waste plastic that is exported for personal or domestic use;
- (b) waste plastic that is imported into Australia on a temporary basis and is re-exported in the same covering and with the same trade description (within the meaning of the *Commerce (Trade Descriptions) Act 1905*) with which it was imported;
- (c) waste plastic that is hazardous waste in relation to which an order or arrangement has been made by the CEO under Part 3 of the *Hazardous Waste (Regulation of Exports and Imports) Act 1989*.

6 Prescribed export conditions for regulated waste plastic

- (1) This section is made for the purposes of section 18 of the Act.
- (2) The export of regulated waste plastic is prohibited unless:
- (a) all of the following apply:
 - (i) the exporter holds a waste plastic export licence that covers the plastic;
 - (ii) the licence is in force and not suspended at the time the plastic is exported;
 - (iii) for each consignment of plastic that is exported—the exporter has given the CEO an export declaration for the consignment; or
 - (b) both of the following apply:

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- (i) the plastic is of a kind, and exported in the circumstances (if any), listed in the Waste Plastic Exports List;
- (ii) the exporter has given the CEO a notification under subsection (3) in relation to plastic of that kind and to be exported in those circumstances (if any).

Note 1: For the purposes of subparagraph (b)(ii), a separate notification is not required for each consignment.

Note 2: Contravention of one or more of the conditions in this subsection is an offence and a civil penalty provision (see section 20 of the Act).

- (3) A notification given for the purposes of subparagraph (2)(b)(ii) must:
 - (a) if the CEO has approved, in writing, a manner for giving the notification—be given in an approved manner; and
 - (b) if the CEO has approved a form for the notification:
 - (i) include the information required by the form; and
 - (ii) be accompanied by any documents required by the form; and
 - (c) be signed and dated by the exporter.
- Note: A person may commit an offence or be liable to a civil penalty if the person provides false or misleading information or documents (see sections 146 and 147 of the Act and sections 137.1 and 137.2 of the Criminal Code).
- (4) A notification given for the purposes of subparagraph (2)(b)(ii) is taken not to have been given if the notification does not comply with the requirements in subsection (3).
 - (5) To avoid doubt, for the purposes of paragraph (3)(b) the CEO may approve:
 - (a) different forms for notifications in relation to different kinds of regulated waste plastic; or
 - (b) a single form for a notification for the export of consignments of more than one kind of regulated waste plastic.

Division 2—Waste plastic export licences

7 Application for waste plastic export licence—requirements

- (1) For the purposes of paragraphs 172(1)(c) and (d) of the Act, this section prescribes:
 - (a) information that must be included in an application under section 33 of the Act for a waste plastic export licence; and
 - (b) documents that must accompany such an application.
- (2) For each kind of regulated waste plastic intended for export under the licence, the application must nominate a waste plastic specification with which that kind of plastic will comply.
- (4) If a nominated specification is not a listed waste plastic specification, the application must be accompanied by a copy of the nominated specification.
- (5) The application must include information demonstrating that the regulated waste plastic intended for export under the licence will be processed prior to export to comply with the nominated specification for the plastic.

8 Deciding whether to grant a waste plastic export licence—waste plastic other than processed engineered fuel

- (1) For the purposes of paragraph 34(2)(f) of the Act, this section prescribes matters to which the CEO must have regard in deciding whether to grant a waste plastic export licence in relation to regulated waste plastic, other than regulated waste plastic that is processed engineered fuel (see section 9).
- (2) The matters are the following:
 - (a) the intended use of the plastic in the place to which the plastic is intended to be exported;
 - (b) whether the nominated specification for the plastic is appropriate for the intended use of the plastic in the place to which the plastic is intended to be exported;
 - (c) if the nominated specification is not a listed waste plastic specification:
 - (i) the plastic polymer or resin type covered by the specification; and
 - (ii) the thresholds for contaminants in the specification, including whether the specification includes any requirements for the plastic to be almost free from contamination and other types of wastes (see subsection (3)); and
 - (iii) any packaging requirements in the specification; and
 - (iv) any colour requirements in the specification;
 - (d) if the nominated specification is not a listed waste plastic specification, and the plastic is intended for export on or after 1 July 2022:
 - (i) the physical form of the processed plastic required by the specification; and

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- (ii) whether that physical form is appropriate for the intended use of the plastic in the place to which the plastic is intended to be exported; and
- (iii) whether plastic processed in accordance with the specification is capable of remanufacture without further processing;
- (e) whether the applicant has applied for, is the holder of, or has been refused, an export permit relating to any hazardous waste;
- (f) whether the applicant has been the holder of an export licence, relating to any regulated waste material, that has been revoked under Division 2 of Part 8 of Chapter 2 of the Act (revocation by CEO);
- (g) whether the CEO is reasonably satisfied that a condition of an export permit held at any time by the applicant in relation to any hazardous waste has been, or is being, breached.

Note: Other matters to which the CEO must have regard are specified in paragraphs 34(2)(a) to (e) of the Act. The CEO may also have regard to any other matter that the CEO considers relevant (see subsection 34(3) of the Act).

- (3) For the purposes of subparagraph (2)(c)(ii), ***almost free from contamination and other types of wastes*** has the same meaning as in Annex II to the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal, as amended and in force for Australia from time to time.

Note: The Convention is in Australian Treaty Series 1992 No. 7 ([1992] ATS 7) and could in 2021 be viewed in the Australian Treaties Library on the AustLII website (<http://www.austlii.edu.au>).

9 Deciding whether to grant a waste plastic export licence—processed engineered fuel

- (1) For the purposes of paragraph 34(2)(f) of the Act, this section prescribes matters to which the CEO must have regard in deciding whether to grant a waste plastic export licence in relation to regulated waste plastic that is processed engineered fuel.
- (2) The matters are the following:
- (a) the intended use of the plastic in the place to which the plastic is intended to be exported;
 - (b) whether the nominated specification for the plastic is appropriate for the intended use of the plastic in the place to which the plastic is intended to be exported;
 - (c) if the nominated specification is not a listed waste plastic specification:
 - (i) any calorific value requirements in the specification; and
 - (ii) the thresholds for contaminants in the specification; and
 - (iii) any packaging requirements in the specification; and
 - (iv) any particle size or bulk density requirements in the specification; and
 - (v) the thresholds for moisture in the specification; and
 - (vi) any testing or sampling requirements in the specification;
 - (d) whether the applicant has applied for, is the holder of, or has been refused, an export permit relating to any hazardous waste;

- (e) whether the applicant has been the holder of an export licence, relating to any regulated waste material, that has been revoked under Division 2 of Part 8 of Chapter 2 of the Act (revocation by CEO);
- (f) whether the CEO is reasonably satisfied that a condition of an export permit held at any time by the applicant in relation to any hazardous waste has been, or is being, breached.

Note: Other matters to which the CEO must have regard are specified in paragraphs 34(2)(a) to (e) of the Act. The CEO may also have regard to any other matter that the CEO considers relevant (see subsection 34(3) of the Act).

10 Conditions of waste plastic export licence—waste plastic other than processed engineered fuel

- (1) For the purposes of paragraph 35(1)(b) of the Act, this section prescribes conditions of a waste plastic export licence in relation to regulated waste plastic covered by the licence, other than regulated waste plastic that is processed engineered fuel (see section 11).

Note 1: A waste plastic export licence is also subject to:

- (a) the conditions (if any) specified in the licence under paragraph 35(1)(c) of the Act; and
- (b) the condition that the holder of the licence must comply with any directions given to the holder under section 64 of the Act.

Note 2: The holder of a waste plastic export licence may commit an offence or be liable to a civil penalty if a condition of the licence is contravened (see section 59 of the Act).

Note 3: Conditions, and any other aspect of a waste plastic export licence, may be varied either on application by the licence holder or by the CEO on the CEO's own initiative (see Part 6 of Chapter 2 of the Act).

- (2) The holder of the licence must, for each consignment of regulated waste plastic intended for export under the licence:
 - (a) ensure that the plastic is sorted, prior to export, into a single polymer plastic or single resin plastic; and
 - (b) ensure that the plastic complies, prior to export, with the nominated specification for the plastic; and
 - (c) have or have had, at the time the plastic is exported, a commercial relationship with the importer of the plastic.
- (3) If the holder of the licence is not the supplier of the regulated waste plastic intended for export, the holder must, at the time the plastic is exported, have or have had a commercial relationship with the supplier.
- (4) If, in accordance with paragraph 36(2)(d) of the Act, the licence states a place to which the plastic may be exported, the holder of the licence must export the plastic only to that place.
- (5) The holder of the licence must notify the CEO, in the form approved by the CEO, if any of the following changes occur:
 - (a) if the holder is not the supplier of the plastic—a change in the supplier;
 - (b) if the holder uses a freight forwarder or other agent to export the plastic—a change in the freight forwarder or other agent used;

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(c) a change in the importer of the plastic.

- (6) A notification under subsection (5) must be given as soon as practicable after the change occurs.

Note: The holder of a waste plastic export licence may be required to produce to the CEO evidence of the matters mentioned in this section (see paragraph 143(1A)(a) of the Act).

11 Conditions of waste plastic export licence—processed engineered fuel

- (1) For the purposes of paragraph 35(1)(b) of the Act, this section prescribes conditions of a waste plastic export licence in relation to regulated waste plastic covered by the licence that is processed engineered fuel.

Note 1: A waste plastic export licence is also subject to:

- (a) the conditions (if any) specified in the licence under paragraph 35(1)(c) of the Act; and
- (b) the condition that the holder of the licence must comply with any directions given to the holder under section 64 of the Act.

Note 2: The holder of a waste plastic export licence may commit an offence or be liable to a civil penalty if a condition of the licence is contravened (see section 59 of the Act).

Note 3: Conditions, and any other aspect of a waste plastic export licence, may be varied either on application by the licence holder or by the CEO on the CEO's own initiative (see Part 6 of Chapter 2 of the Act).

- (2) The holder of the licence must, for each consignment of regulated waste plastic intended for export under the licence:

- (a) ensure that the plastic complies, prior to export, with the nominated specification for the plastic; and
- (b) ensure that the plastic is securely packaged prior to export; and
- (c) take all reasonable steps to ensure that the plastic will be combusted in a way that minimises the risk of harm to the environment or human health; and
- (d) have or have had, at the time the plastic is exported, a commercial relationship with the importer of the plastic.

Note: The holder of a waste plastic export licence may be required to produce to the CEO evidence of the matters mentioned in this section (see paragraph 143(1A)(a) of the Act).

- (3) If the holder of the licence is not the supplier of the regulated waste plastic intended for export, the holder must, at the time the plastic is exported, have or have had a commercial relationship with the supplier.
- (4) If, in accordance with paragraph 36(2)(d) of the Act, the licence states a place to which the plastic may be exported, the holder of the licence must export the plastic only to that place.
- (5) The holder of the licence must notify the CEO, in the form approved by the CEO, if any of the following changes occur:
- (a) if the holder is not the supplier of the plastic—a change in the supplier of the plastic covered by the licence;

- (b) if the holder uses a freight forwarder or other agent to export the plastic—a change in the freight forwarder or other agent used;
 - (c) a change in the importer of the plastic.
- (6) A notification under subsection (5) must be given as soon as practicable after the change occurs.

12 Information to be stated in export licence—nominated specification

- (1) For the purposes of paragraph 36(2)(k) of the Act, this section prescribes information that must be stated in a waste plastic export licence.
- (2) If there is a waste plastic specification with which a kind of plastic covered by the licence will comply, the licence must state that specification for the plastic.

Note 1: The stated specification is the nominated specification for the plastic (see the definition of *nominated specification* in section 4).

Note 2: This information may be varied either on application by the licence holder or by the CEO on the CEO's own initiative (see Part 6 of Chapter 2 of the Act).

13 Renewal of waste plastic export licence

For the purposes of paragraph 38(4)(a) of the Act, an application for renewal of a waste plastic export licence must be made no later than 30 days before the expiry date for the licence.

Note: An application to renew a waste plastic export licence can only be made if there is an expiry date for the licence (see subsection 38(1) of the Act). Some licences remain in force until the happening of a specified event (see paragraph 34(4)(a) of the Act).

14 Suspension of waste plastic export licence

- (1) For the purposes of paragraph 46(1)(i) of the Act, this section prescribes grounds for suspending a waste plastic export licence.

Note: Other grounds for suspending a waste plastic export licence are specified in paragraphs 46(1)(a) to (h) of the Act.

- (2) It is a ground for suspension that:
 - (a) the holder of the licence was required to comply with subsection 60(2) of the Act (requirement to provide additional or corrected information) in relation to:
 - (i) information included in an application relating to the licence; or
 - (ii) information or a document given in relation to such an application;and
 - (b) the holder failed to comply with the requirement.

15 Revocation of waste plastic export licence

- (1) For the purposes of paragraph 54(1)(i) of the Act, this section prescribes grounds for revoking a waste plastic export licence.

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Note: Other grounds for revoking a waste plastic export licence are specified in paragraphs 54(1)(a) to (h) of the Act.

- (2) It is a ground for revocation that:
- (a) the holder of the licence was required to comply with subsection 60(2) of the Act (requirement to provide additional or corrected information) in relation to:
 - (i) information included in an application relating to the licence; or
 - (ii) information or a document in relation to such an application; and
 - (b) the holder failed to comply with the requirement.

16 Holder of waste plastic export licence to notify the CEO of certain events

For the purposes of paragraph 61(1)(e) of the Act, the holder of a waste plastic export licence ceasing to operate the export business that carries out export operations covered by the licence is prescribed.

17 Directions to holders of waste plastic export licences

For the purposes of paragraph 64(3)(b) of the Act, a matter to which the CEO must have regard in considering whether to give a direction under subsection 64(1) of the Act to the holder of a waste plastic export licence is whether the CEO is satisfied of one or more of the following:

- (a) a condition of the licence has been contravened, or it is likely that such a condition will be contravened;
- (b) the holder has not complied, or is likely not to comply, with a requirement under the Act;
- (c) the regulated waste plastic covered by the licence does not comply, or is likely not to comply, with a requirement under the Act that applies in relation to the plastic.

Division 3—Exemptions

18 Application for exemption—requirements

- (1) For the purposes of paragraphs 172(1)(c) and (d) of the Act, this section prescribes:
 - (a) information that must be included in an application under section 25 of the Act for an exemption in relation to the export of a trade sample of regulated waste plastic; and
 - (b) the documents that must accompany such an application.
- (2) A **trade sample** of regulated waste plastic is waste plastic that:
 - (a) is exported solely for the purposes of market testing; and
 - (b) is not hazardous waste.
- (3) The application must nominate a waste plastic specification with which the plastic will comply.
- (4) If the nominated specification is not a listed waste plastic specification, the application must be accompanied by a copy of the specification.
- (5) The application must include information demonstrating that the plastic will be processed prior to export to comply with the nominated specification.

19 Matters to which the Minister must have regard in deciding whether the Minister is satisfied it is appropriate to grant the exemption

- (1) For the purposes of subsection 26(2) of the Act, this section prescribes matters to which the Minister must have regard in deciding whether the Minister is satisfied that it is appropriate to grant an exemption under Part 3 of the Act in relation to the export of a trade sample of regulated waste plastic.

General matters

- (2) The Minister must have regard to the following matters:
 - (a) whether the applicant is capable of complying with the nominated specification;
 - (b) whether the plastic will be processed to comply, prior to export, with the specification;
 - (c) whether the specification is appropriate for the intended use of the plastic in the place to which the plastic is intended to be exported.

Matters for trade samples other than of processed engineered fuel

- (3) If the application for the exemption relates to regulated waste plastic other than processed engineered fuel, and the nominated specification is not a listed waste plastic specification, the Minister must also have regard to the matters set out in subsection 8(2).

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Matters for trade samples of regulated processed engineered fuel

- (4) If the application for the exemption relates to regulated processed engineered fuel, and the nominated specification is not a listed waste plastic specification, the Minister must also have regard to the following matters:
- (a) any calorific value requirements in the specification;
 - (b) the thresholds for contaminants in the specification;
 - (c) any packaging requirements in the specification;
 - (d) any particle size or bulk density requirements in the specification;
 - (e) the thresholds for moisture in the specification;
 - (f) any testing and sampling requirements in the specification.

20 Revocation of exemption

- (1) This section is made for the purposes of paragraph 31(2)(b) of the Act (about matters the Minister must have regard to in considering whether to revoke an exemption).
- (2) The matter is whether the holder of the exemption has contravened or is contravening a condition of the exemption.

Division 4—Record-keeping

21 Making and retaining records

- (1) This section is made for the purposes of subsection 142(1) of the Act.
- (2) The holder of a waste plastic export licence must make and retain the following records:
 - (a) for each consignment of regulated waste plastic that is exported under the licence:
 - (i) the export declaration made for the consignment; and
 - (ii) evidence supporting the matters stated in the export declaration; and
 - (iii) a photograph or photographs of the plastic in the consignment, and of the consignment once packed for export, that have sufficient resolution, brightness and contrast to show the plastic and consignment clearly and that are time and date stamped;
 - (b) each other document:
 - (i) that is made by the holder or that comes into the holder's possession; and
 - (ii) that is relevant to showing whether the holder has complied, or is complying, with the applicable requirements of the Act.
- (3) The holder of the waste plastic export licence must retain each of the records for at least 5 years starting on the day the record is made by the holder or comes into the holder's possession (as the case may be).
- (4) A record that is required to be retained under this section must be:
 - (a) subject to subsection (5)—in English; and
 - (b) dated; and
 - (c) accurate, legible and able to be audited.
- (5) If the record is not in English, the holder of the waste plastic export licence must obtain and retain a translation of the record into English.

22 Records must not be altered or defaced during retention period

- (1) A record that is retained as required under section 21 must not be altered or defaced during the period (the ***retention period***) in which it is required to be retained.
- (2) However, subsection (1) does not prevent notations or markings being made on the record in accordance with ordinary practice.
- (3) If, during the retention period, notations or markings are made on the record (the ***original record***) in accordance with ordinary practice, the person who is required to retain the original record must also retain, during the retention period, each document:
 - (a) that the person creates or that comes into the person's possession; and

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(b) that shows how the original record was changed.

Division 5—Other matters

23 Circumstances in which relevant Commonwealth liability of a person is taken to have been paid

Purpose of this section

- (1) For the purposes of section 181 of the Act, this section prescribes circumstances in which a relevant Commonwealth liability of a person is taken to have been paid for the purposes of any of the following provisions (a **relevant provision**) of the Act:
- (a) paragraph 34(2)(c) (grant of export licence);
 - (b) paragraph 39(3)(c) (renewal of export licence);
 - (c) paragraph 42(4)(b) (variation of export licence).

Payment undertaking

- (2) A relevant Commonwealth liability of a person is taken to have been paid for the purposes of a relevant provision if:
- (a) the person, or another person, has given a written undertaking (a **payment undertaking**) to the CEO to pay the amount of the relevant Commonwealth liability; and
 - (b) the payment undertaking includes a term that the relevant Commonwealth liability is to be reduced by each amount paid in accordance with the undertaking; and
 - (c) the CEO has accepted the payment undertaking, having considered the following matters:
 - (i) the financial position of the person who gave the payment undertaking;
 - (ii) the nature and likely cost of the export operations to which a decision under the relevant provision relates;
 - (iii) whether the person who gave the payment undertaking will be able to comply with the undertaking and, if applicable, meet the cost of the export operations referred to in subparagraph (ii);
 - (iv) any other relevant considerations.
- (3) If:
- (a) a payment undertaking relates to 2 or more relevant Commonwealth liabilities; or
 - (b) a person has given 2 or more payment undertakings in relation to different relevant Commonwealth liabilities of the person or of another person;
- the CEO may determine the order in which payments are to be applied to reduce the outstanding relevant Commonwealth liabilities.

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Variation of payment undertaking

- (4) A payment undertaking may be varied at any time by agreement between the CEO and the person who gave the undertaking.
- (5) The variation must not reduce the amount of any relevant Commonwealth liability covered by the undertaking that has not been paid.

Endnotes

Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

Editorial changes

The *Legislation Act 2003* authorises First Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the endnotes include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe how an amendment is to be made. If, despite the misdescription, the amendment can be given effect as intended, then the misdescribed amendment can be incorporated through an editorial change made under section 15V of the *Legislation Act 2003*.

If a misdescribed amendment cannot be given effect as intended, the amendment is not incorporated and “(md not incorp)” is added to the amendment history.

Endnotes

Endnote 2—Abbreviation key

Endnote 2—Abbreviation key

ad = added or inserted	orig = original
am = amended	p = page(s)
amdt = amendment	para = paragraph(s)/subparagraph(s) /sub-subparagraph(s)
C[x] = Compilation No. x	pres = present
ch = Chapter(s)	prev = previous
cl = clause(s)	(prev...) = previously
cont. = continued	pt = Part(s)
def = definition(s)	r = regulation(s)/Court rule(s)
Dict = Dictionary	reloc = relocated
disallowed = disallowed by Parliament	renum = renumbered
div = Division(s)	rep = repealed
ed = editorial change	rs = repealed and substituted
exp = expires/expired or ceases/ceased to have effect	s = section(s)/subsection(s) /rule(s)/subrule(s)/order(s)/suborder(s)
gaz = gazette	sch = Schedule(s)
LA = <i>Legislation Act 2003</i>	SLI = Select Legislative Instrument
LIA = <i>Legislative Instruments Act 2003</i>	SR = Statutory Rules
(md) = misdescribed amendment can be given effect	sub ch = Sub-Chapter(s)
(md not incorp) = misdescribed amendment cannot be given effect	sub div = Subdivision(s)
mod = modified/modification	sub pt = Subpart(s)
No. = Number(s)	<u>underlining</u> = whole or part not commenced or to be commenced
Ord = Ordinance	

Endnote 3—Legislation history

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Name	Registration	Commencement	Application, saving and transitional provisions
Recycling and Waste Reduction (Export—Waste Plastic) Rules 2021	25 May 2021 (F2021L00625)	1 July 2021 (s 2(1) item 1)	
Environment Protection Reform Legislation Amendment (Consequential Amendments) Rules 2026	26 June 2026 (F2026L00843)	sch 1 (items 93-123): 1 July 2026 (s 2(1) item 1)	—

Endnotes

Endnote 4—Amendment history

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Provision affected	How affected
Part 1	
s 2.....	rep LA s 48D
s 4.....	am F2026L00843
Part 2	
Division 1	
s 5.....	am F2026L00843
s 6.....	am F2026L00843
Division 2	
s 7.....	am F2026L00843
s 8.....	am F2026L00843
s 9.....	am F2026L00843
s 10.....	am F2026L00843
s 11.....	am F2026L00843
s 12.....	am F2026L00843
s 16.....	am F2026L00843
s 17.....	am F2026L00843
Division 5	
s 23.....	am F2026L00843