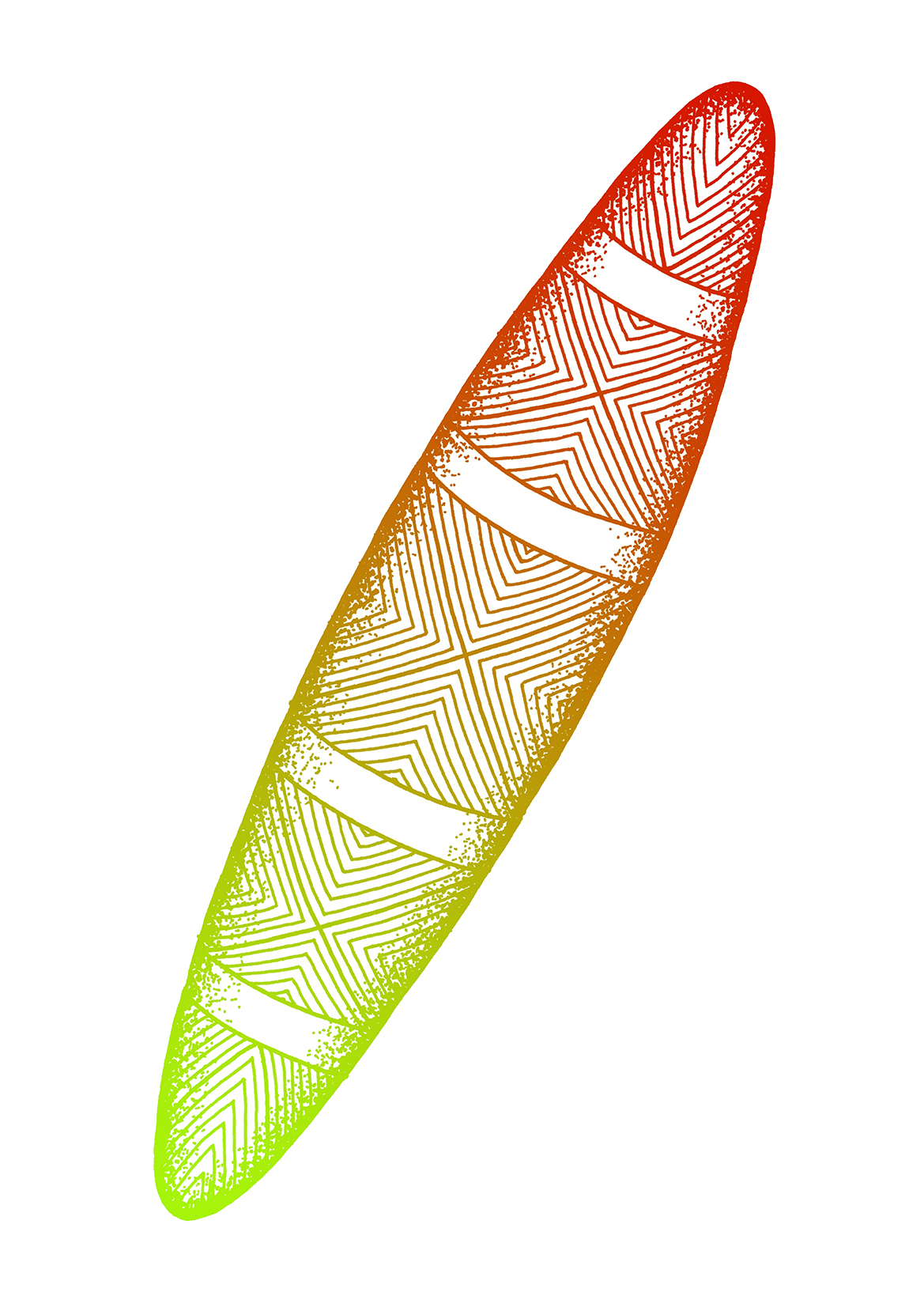
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We pay respect to Aboriginal Elders, past and present.

As Victoria's environmental regulator, we pay respect to how Country has been protected and cared for by Aboriginal people over many tens of thousands   
of years.

We acknowledge the unique spiritual and cultural significance of land, water and all that is in the environment to Traditional Owners, and recognise their continuing connection to, and aspirations for Country.

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| Using SEPPs and WMPs in the environment protection framework |



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# Introduction

From 1 July 2021, the *Environment Protection Act 2017* as amended(EP Act) replaced the *Environment Protection Act 1970*. It established the new framework for environmental protection. It is underpinned by the general environmental duty (GED) and duties for waste, contaminated land and incident notification and management.

The EP Act is designed with a different mix of subordinate instruments and regulatory tools to support and work with the Act. This framework focuses on the prevention of waste and the impacts of pollution, rather than managing those impacts after they have occurred.

Government, industry and many businesses in Victoria were familiar with the operation of State environment protection policies (SEPPs) and Waste management policies (WMPs) under the *Environment Protection Act 1970*.

The SEPPs and WMPs have been important tools in helping protect the environment by setting clear standards and expectations. They have provided clarity and certainty to duty holders and regulatory decision-makers in EPA, planning authorities and other parts of government.

SEPPs and WMPs **did not** continue as subordinate instruments under the EP Act, and their formal statutory role largely ended when the EP Act took effect on 1 July 2021 (with the exception of some clauses in SEPP (Waters) that remained in force until 30 June 2023).

Much of the content of SEPPs and WMPS has been replaced by the EP Act, its subordinate instruments (the Environment Protection Regulations 2021 (EP Regulations), the Order for Obligations of managers of land or infrastructure (Urban Stormwater Management and On-site Wastewater Management) (OMLI) and the Environment Reference Standard (ERS)), or through new guidance published by EPA.

Some content was not directly replaced under the new legislative framework. The information in those clauses of SEPPs and WMPs may continue to provide a useful source of information to aid duty holders and regulatory decision-makers where it remains the most up to date information available.

## Purpose of this guide

The purpose of this guide is to provide summary information for duty holders and decision-makers already familiar with the use of SEPPs and WMPs:

* on matters covered in a SEPP or WMP that have been addressed in new legislative instruments (such as the EP Act, Regulations and OMLI)
* the content in SEPPs and WMPs that EPA considers may remain useful and relevant as a contribution to the state of knowledge or as a consideration in regulatory decisions,   
  as appropriate.

The information in this guide is for general guidance only and is only one of the sources of information that may be relevant to environmental protection.

The guide is intended to assist understanding of how SEPPs and WMPs were transitioned in mid-2021 into the environment protection framework under the EP Act.

As new guidelines, positions and policies are developed over time, they will increasingly make the content of SEPPs and WMPs redundant. It is important that duty holders use the most up to date and relevant information when considering their obligations under the EP Act.

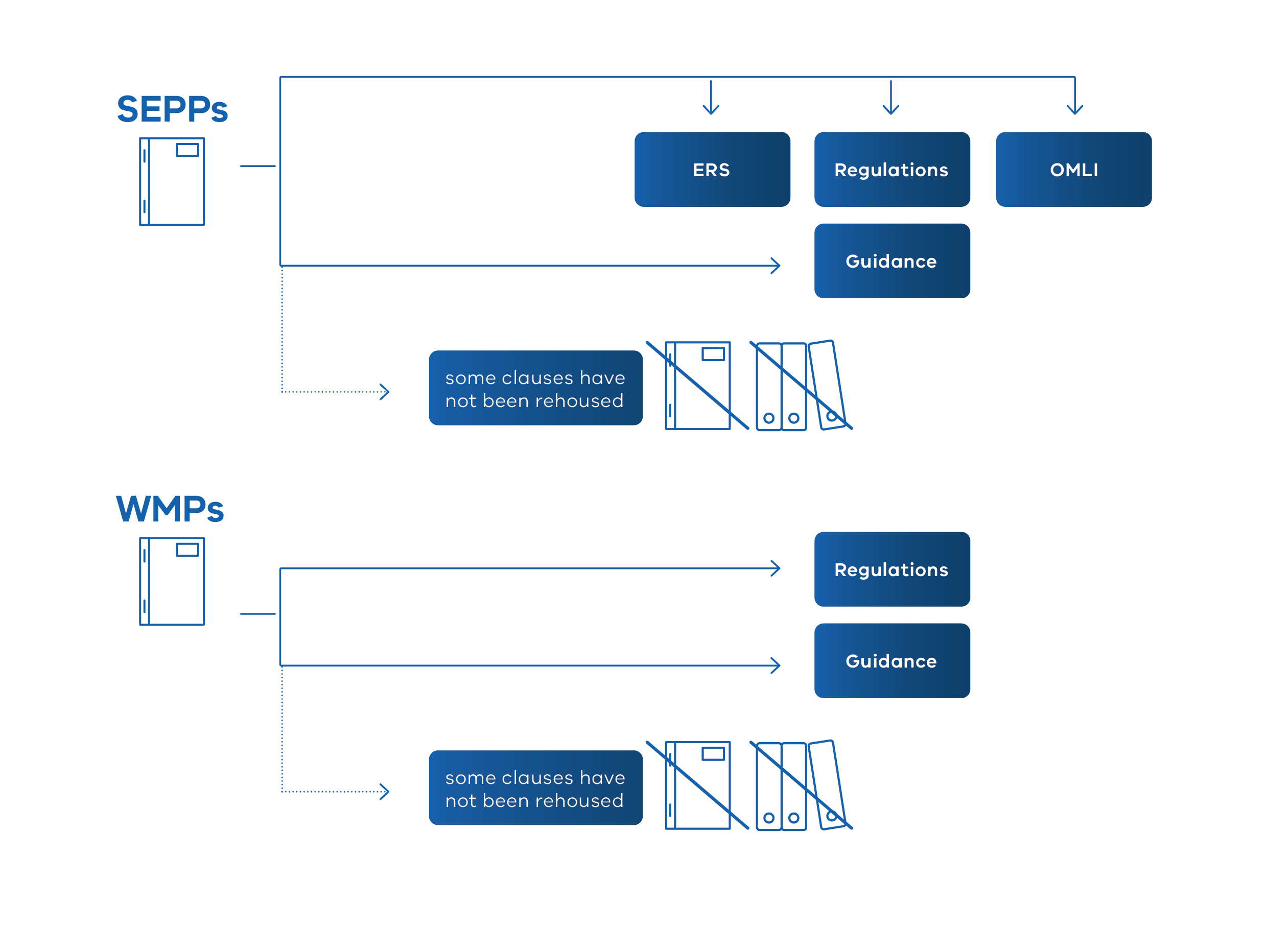
# Discontinuation of SEPPs and WMPs

When the EP Act commenced on 1 July 2021, SEPPs and WMPs ceased their legal status as subordinate instruments in Victoria’s environment protection framework.

Some of the content in SEPPs and WMPs was translated into more fit-for-purpose subordinate instruments, as follows:

* The Environment Reference Standard (ERS) includes environmental values, indicators and objectives. These are similar to the beneficial uses, indicators and objectives in SEPPs.
* Clauses that are intended to be enforceable are included (with changes) in the EP Regulations (for example, where they set a clear requirement on a type of industry activity) or in an OMLI (for example, where they set requirements for land or infrastructure managers).
* Clauses that contain decision-making rules are included (with some changes) in the EP Regulations (for example, rules that EPA must follow when assessing a permission application).

Some clauses have not been rehoused in subordinate instruments. This is because they’re no longer required due to the characteristics of the EP Act, for example they’re covered by the GED, or are more appropriate to be reframed as EPA guidance.



*Figure 1 Where has the content of SEPPs and WMPs gone?*

The tables in this guide identify what SEPP and WMP content has been replaced by the EP Act, Regulations, OMLI or ERS. They also set out EPA’s view of the relevance, currency and suitability of SEPP and WMP content for potential use as a contribution to the state of knowledge or to inform EPA's actions and expectations at the time of commencement of the EP Act.

# SEPPs and WMPs as state of knowledge resources

## What state of knowledge means

A key principle of the EP Act is to ensure that EPA and duty holder actions and decisions are based on the best available, relevant and reliable evidence in the circumstances. This includes information that can and should reasonably be considered about the risks of harm arising from activities (or the presence of contaminated land) and the reasonably practicable ways of minimising those risks.

This information is referred to as the ‘state of knowledge’ - the body of accepted knowledge that is known or ought to be reasonably known about the harm or risks of harm to human health and the environment and the controls for eliminating or reducing those risks. It is a dynamic concept that changes over time as knowledge of risks and the ways to minimise those risks improves.

State of knowledge doesn’t belong to EPA alone. It can come from any reputable source, including research institutions, other regulators, other jurisdictions, professional standards bodies, industry associations and even well-performing duty holders. What’s important is the relevance of the knowledge to the issue and integrity of the source of knowledge.

Knowledge can be further developed or clarified by EPA for specific risks, activities or sectors. Choosing to add to the existing state of knowledge will largely be based on assessment of the need against the knowledge that currently exists.

## When SEPP and WMP clauses may contribute to the state of knowledge

The EP Act, EP Regulations, OMLI and the ERS replaced many of the clauses in SEPPS and WMPs. Where they are not specifically replaced, the content of some clauses may remain useful and relevant to informing the state of knowledge. This will be relevant particularly in the early stages of implementation of the new legislation, as appropriate:

* to provide information on the risks of harm to human health and the environment from pollution and waste
* as guidance on ways of eliminating or otherwise reducing risks of harm to human health and the environment
* as EPA policy statements on its role in environment protection and expectations of protection agencies and local councils regarding their role in environmental protection
* to guide sound and consistent regulatory actions under the EP Act (for example, under section 54 when setting permission conditions)
* to inform decision-making under other Acts that require consideration of environmental protection. For example, planning permits under the *Planning and Environment Act 1987*
* as reference documents to ongoing compliance requirements under other State schemes, such as environment performance requirements agreed to under an *Environment Effects Act 1978* process*.*

Where Regulations or OMLI don’t prescribe the requirements for a particular risk of harm and it is specifically addressed in a SEPP or WMP clause, then it may be reasonable for duty holders and regulators to continue to use the content of the SEPP or WMP clause to help identify what compliance with obligations may mean under the EP Act.

Other content however, while not expressly replaced under the new legislation, may no longer be relevant or suitable for consideration as up-to-date state of knowledge under the new EP Act.

|  |
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| Example of how SEPP content may be used under the EP Act  Under the *Environment Protection Act 1970*, SEPP Waters clause 48 aimed to ensure that forestry and timber harvesting activities on both private and public land were carried out in accordance with the *Code of Practice for Timber Production* (the Code), to minimise environmental impacts from land disturbance and runoff of pollutants into waters.  While clause 48 no longer applies directly under the EP Act framework, the Code may remain relevant as part of the state of knowledge on risks of harm for those engaging in forestry activities.  Under the EP Act, activities that give rise to risks of harm to human health and the environment from pollution and waste must be minimised so far as reasonably practicable. The Code may provide useful information on identifying risks of harm from forestry activities that cause land disturbance. If a duty holder engaged in such activities chooses to implement the Code, it can help demonstrate to EPA and others how they are meeting their general environmental duty. |

## When SEPP and WMP clauses may help inform EPA regulatory actions

As well as their role in supporting the state of knowledge, some clauses in SEPPs and WMPs may continue to help inform EPA’s position or preferred approach as a regulator when addressing risks of harm and other matters under the EP Act.

If a SEPP or WMP previously set out criteria or other information relevant to granting a licence or other permit under the old Act, then EPA may continue to consider the relevance of the content of those clauses for the purposes of making a decision under the EP Act. This will be based solely on the exercise of discretion under the EP Act and does not arise from any formal requirement to consider the SEPPs and the WMPs as was the case under the old Act.

This means that EPA can continue to apply the intent of the old SEPP and WMP clauses to our regulatory activities and decision making, where doing so would be consistent with the intent and wording of EP Act, ERS, Regulations, OMLI and guidance.

This continued use of the content of the SEPPs and WMPs may help inform decision making on permissions (for example, mixing zones), compliance and enforcement activities, and other specific matters (for example, setting pollutant target loads and identifying groundwater quality issues (SEPP Waters), monitoring of air quality (SEPP AQM) and the siting, design and operation of landfills (WMP Landfills)).

|  |
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| Example of how WMP content may support regulatory decision-making  Under the *Environment Protection Act 1970*, clause 15(3) of the WMP Landfills required an applicant for a works approval for a landfill to meet objectives and each required outcome of EPA’s *Best Practice Environmental Management - Siting, Design, Operation and Rehabilitation of Landfills* (Publication 788) (the BPEM).  While clause 15(3) is no longer formally a part of the framework under the EP Act, the content of that clause and the BPEM may remain relevant as part of the state of knowledge on risks of harm relating to the siting, design, operation and rehabilitation of landfills.  Under the EP Act, EPA may consider relevant content of the BPEM when considering a development licence application for a new landfill. Where the BPEM provides relevant information on identifying and minimising risks of harm arising from landfill practices, EPA may refer to that information when assessing how the applicant will meet their general environmental duty before issuing a development licence.  The information in clause 15(3) and the BPEM may also continue to assist responsible authorities (such as councils) to assess any significant effects on the environment associated with the development of a new landfill as part of the planning permit application process. EPA may also continue to reference parts of the BEPM in landfill licence conditions. |

Icon

Description automatically generatedEPA will continue to publish guidance, positions and policies that will, over time, render the content of the SEPPs and WMPs – and consequently this guide - increasingly redundant in terms of their contribution to the state of knowledge or good regulatory actions.

In the interim, unless otherwise indicated or replaced by new policy positions or guidance, relevant content in SEPP and WMP clauses may continue to provide stakeholders with useful information on EPA’s likely position on certain matters.

## How to use the tables in this guide

The tables in this guide provide practical support to assist those familiar with the use of SEPPs and WMPs to understand and transition to the new environment protection framework at the time of commencement of the EP Act.

The guide sets out EPA’s view, at the time of publication, of the relevance, currency and suitability of the clauses and any incorporated documents in each SEPP and WMP for potential use as a contribution to the state of knowledge or to inform EPA's likely actions and expectations.

Clauses or incorporated documents marked with an **orange cross** means they have been replaced by either the EP Act, the ERS, EP Regulations, OMLI, or guidance or that the content is no longer applicable or consistent with the state of knowledge.

A **green tick** means that the content may contribute to the state of knowledge to inform,   
as appropriate:

* EPA regulatory activities and actions under the EP Act consistent with the EP Act, ERS, Regulations and guidance.
* The standard of conduct expected of a person conducting an activity to meet their duties.
* Permissions applications.
* Other statutory schemes and organisations (for example, planning and local government) that currently incorporate or refer to SEPPs and WMPs as part of their activities.

No changes have been made to the SEPPs or WMPs as they are currently gazetted, and the tables should be read in conjunction with the gazetted versions. These are available on the Victorian Government Gazette.

Where a SEPP or WMP provision is identified as a useful source of knowledge, its suitability for such use must be:

* read in the context of the new legislative framework, and
* adjusted for any reference to legislation, requirement or process that no longer applies.

As this publication represents ‘point in time’ guidance, users must be aware that new guidance published by EPA or other reputable source on matters covered by a SEPP or WMP clause will be regarded as superseding the equivalent position in a SEPP or WMP. This is because the newer material will represent the current state of knowledge on risks of harm and ways of minimising those risks.

# State environment protection policies

State environment protection policies no longer have a formal legal status in Victoria’s new environment protection framework under the EP Act.

The following tables set out EPA’s view on the relevance of SEPP clauses for potential use as a contribution to the state of knowledge or to inform EPA's likely actions and expectations .

Each table should be read with reference to the:

* *Environment Protection Act 2017* (EP Act)
* Environment Reference Standard 2021 (ERS)
* Environment Protection Regulations 2021 (the Regulations)
* OMLI (Urban stormwater management and Onsite wastewater management)

## 

## SEPP – Waters

| Waters | Clause | Relevance and explanation | |
| --- | --- | --- | --- |
| Title, purpose, commencement, revocation | 1-4 | û | No longer applicable |
| Authorising provisions | 5 | û | No longer applicable |
| Definitions | 6 | **ü** | Where appropriate to clauses that may contribute to the state of knowledge |
| Application | 7 | **ü** | Where appropriate may inform EPA's actions and expectations |
| Policy area | 8 | **ü** | Where appropriate to clauses that may contribute to the state of knowledge |
| Segments of the water environment | 9 | û | Replaced by the ERS Part 5 Water |
| Applied, adopted or incorporated matters | 10 | **ü** | For incorporated documents that may contribute to the as state of knowledge |
| Policy principles | 11 | û | Replaced by the EP Act Chapter 2 |
| Assessing practicability | 12 | û | Replaced by the EP Act section 6(2) |
| Objectives | 13 | **ü** | May inform EPA's actions and expectations |
| Beneficial uses of all waters | 14 (1) | û | Replaced by the ERS Part 5 Water |
| Beneficial uses of groundwater | 15 | û | Replaced by the ERS Part 5 Water |
| Beneficial uses of surface water | 16 | û | Replaced by the ERS Part 5 Water |
| The environmental quality indicators and objectives | 17 | û | Replaced by the ERS Part 5 Water |
| Developing interim regional targets in priority areas | 18 | **ü** | May inform EPA's actions and expectations |
| Pollutant load targets | 19 | **ü** | May inform EPA's actions and expectations |
| Management of discharges to surface waters | 20 | û | The GED picks up this risk of harm aspect. Avoided generation of wastewater applies under the EP Act Chapter 6 objectives |
| Applications for wastewater discharges to surface waters | 21 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Consideration of applications for wastewater discharges to surface waters | 22(1) | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| 22(2a) | û | Replaced by Regulation 19 |
| 22(2b) | **ü** | Guidance for the GED |
| 22(3) | **ü** | Guidance for the GED; may inform EPA's actions and expectations for vulnerable/high risk waters |
| Approval of mixing zones | 23 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Use of offset measures to protect beneficial uses | 24 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Discharges that provide environmental benefits | 25 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Management of wastewater re-use and recycling | 26 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Management of sewerage systems | 27 | **ü** | Guidance for the GED |
| Consideration of applications for subdivision and onsite domestic wastewater management systems | 28(1) | **ü** | Victoria Planning Provisions;  Guidance for the GED |
| 28(2) | **ü** | Victoria Planning Provisions;  Guidance for the GED |
| 28(3) | **ü** | Guidance for the GED. Note this clause refers to the code of practice (EPA 891) that is no longer in effect. It has been replaced by Guideline for Onsite Wastewater management (May 2024). |
| Councils to develop a domestic wastewater management plan | 29 | û | OMLI (Urban stormwater management and Onsite wastewater management) clause 6 |
| Sewerage planning | 30 | û | OMLI (Urban stormwater management and Onsite wastewater management) clause 7 |
| Connection to sewerage | 31 | **ü** | Guidance for the GED applicable to a property owner that is located within a sewer district |
| Planning schemes and permits | 32 | **ü** | Guidance for the GED; and to be considered by planning authorities when deciding planning schemes or amendments |
| Protecting catchment areas used to supply water | 33 | **ü** | Guidance for the GED on minimising risk of harm to water supply catchments |
| Management of urban stormwater | 34(1) | **ü** | Guidance for the GED |
| 34(2) | **ü** | Guidance for the GED |
| 34(3) | **ü** | Guidance for the GED |
| 34(4) | û | OMLI (Urban stormwater management and Onsite wastewater management) clause 5 |
| Management of saline discharges | 35(1) | **ü** | Guidance for the GED |
| 35(2) | **ü** | Guidance for the GED; and to be considered by planning authorities when deciding planning schemes or amendments |
| 35(3) | **ü** | Guidance for the GED; and to be considered by planning authorities when deciding planning permits |
| 35(4) | **ü** | Guidance for the GED; and to be considered by referral authorities under the *Planning and Environment Act 1987* |
| 35(5) | û | Relevant government references:  Commonwealth instruments  Victoria’s ‘Manual for Victoria's Salinity Accountability in the Murray-Darling Basin’ 2021 |
| 35(6) | û | *Water Act 1989* |
| Management of irrigation drains and channels on receiving waters | 36 | **ü** | Guidance for the GED |
| Responsibilities of protection agencies for irrigation drains | 37 | û | Relevant government references:  *Water Act 1989*  Victorian Government Sustainable Water Strategy  Victorian Government 'Sustainable Irrigation Program’ |
| Management of recreation activities | 38 | **ü** | Guidance for the GED |
| Management of agricultural activities | 39 | **ü** | Guidance for the GED |
| Management of instream works | 40 | **ü** | Guidance for the GED |
| Management of the storage and handling of chemicals and hazardous substances | 41 | **ü** | Guidance for the GED |
| Management of construction activities | 42 | **ü** | Guidance for the GED |
| Management of extraction risks to waters | 43 | **ü** | Guidance for the GED for water authorities on the issue of licences under the *Water Act 1989* |
| Commitment to water conservation | 44 | **ü** | May inform EPA's actions and expectations |
| Native vegetation protection and rehabilitation | 45 | **ü** | Guidance for the GED |
| Management of floodplains and flood detention | 46 | **ü** | Guidance for the GED |
| Management of roads | 47 | **ü** | Guidance for the GED |
| Management of forestry activities | 48 | **ü** | Guidance for the GED |
| Management of releases from water storages | 49 | **ü** | Guidance for the GED |
| Management of dredging and desilting | 50 | **ü** | Guidance for the GED |
| Management of waste and wastewater from ports, marinas and vessels | 51 | û | Replaced by Regulation 132 |
| Management of aquatic pests | 52 | û | Replaced by Regulation 132 |
| Direct waste discharge to groundwater | 53 | û | Replaced by the EP Act section 46 and the Regulations schedule 1 (Activity type A18) |
| Clean up of non-aqueous phase liquids | 54 | û | Replaced by Regulation 15 |
| Rising water tables | 55 | **ü** | Guidance for protection agencies |
| Hydrogeological assessment | 56 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Groundwater attenuation zones | 57 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Groundwater quality restricted use zones | 58 | **ü** | May inform EPA's actions and expectations |
| Segments | Sch. 1 | û | Replaced by the ERS Part 5 Water |
| Beneficial uses | Sch. 2 | û | Replaced by the ERS Part 5 Water |
| Environmental quality indicators and objectives | Sch. 3 | û | Replaced by the ERS Part 5 Water |
| Pollutant load targets | Sch. 4 | **ü** | ERS Part 5 Water |
| Areas of high conservation values | Sch. 5 | **ü** | Guidance for the GED; may inform EPA's actions and expectations for areas of high conservation value. |
| Table of revoked instruments | Sch. 6 | û | No longer applicable |
| Applied, adopted or incorporated documents | | Relevance and explanation | |
| Australian and New Zealand Guidelines for Fresh and Marine Water Quality | | **ü** | Clause 17 (4a); otherwise indicators and objectives are set out in the ERS Tables 4 and 7 of Part 5 Water |
| National Environment Protection (Assessment of Site Contamination) Measure | | **ü** | Relevant schedules incorporated in the ERS Table 3 of Part 4 Land |
| EPA 464 - Guidelines for Environmental Management – Use of Reclaimed Water; and Dual pipe water recycling schemes Addendum EPA 1015 | | û | See new guidelines and supporting technical information (EPA publications 1910.2 and 1911.2) |
| Victorian Land Capability Assessment Framework (2014) | | **ü** | May contribute to the state of knowledge for clauses 28 and 29 in the SEPP |
| Guidelines for planning permit applications in open, potable water supply catchment areas (2012) | | **ü** | May contribute to the state of knowledge for clauses 28 and 29 in the SEPP |
| EPA 891 Code of Practice – Onsite Wastewater Management | | **ü** | May contribute to the state of knowledge for clause 28 in the SEPP. As noted above, this has been replaced by Guideline for Onsite Wastewater management (May 2024). |
| Best Practice Environmental Management Guidelines for Urban Stormwater (1999) | | **ü** | May contribute to the state of knowledge for clause 34 in the SEPP |
| Code of Practice for Timber Production | | **ü** | May contribute to the state of knowledge for clause 48 in the SEPP |
| EPA 691 - Best Practice Environmental Management Guidelines for Dredging | | **ü** | May contribute to the state of knowledge for clause 50 in the SEPP |
| EPA 604 - Guidelines for Environmental Management: Rapid Bioassessment Methodology for Rivers and Streams | | **ü** | Monitoring method for indicators in Table 5.9 of the ERS Part 5 Water |
| EPA 1302 - Environmental Quality Guidelines for Victorian Lakes | | **ü** | Incorporated in the ERS in Part 5 Water |
| Australia New Zealand Food Standards Code | | **ü** | Sch. 19 incorporated in the ERS Table 3 of Part 4 Land and Table 7 of Part 5 Water |
| Australian Drinking Water Guidelines (2011), National Health and Medical Research Council | | **ü** | May contribute to the state of knowledge for Sch. 4 and Sch. 5 in the SEPP; otherwise incorporated in the ERS Tables 4 and 7 of Part 5 Water |
| List of Wetlands of International Importance, published by secretariat of the Convention on Wetlands of International Importance (Ramsar), on 13 September 2017 | | **ü** | May contribute to the state of knowledge for Sch. 5 in the SEPP |
| Directory of Important Wetlands in Australia, published by Environment Australia in 2001 - Chapter 11 Victoria | | **ü** | May contribute to the state of knowledge for Sch. 5 in the SEPP |
| Agreement between the Government of Australia and the Government of the People’s Republic of China for the Protection of Migratory Birds and their Environment (1986) | | **ü** | May contribute to the state of knowledge for Sch. 5 in the SEPP |
| Agreement between the Government of Australia and the Government of Japan for the Protection of Migratory Birds in Danger of Extinction and their Environment (1974) | | **ü** | May contribute to the state of knowledge for Sch. 5 in the SEPP |
| Agreement between the Government of Australia and the Government of the Republic of Korea on the Protection of Migratory Birds (2007) | | **ü** | May contribute to the state of knowledge for Sch. 5 in the SEPP |
| Convention on the Conservation of Migratory Species of Wild Animals (Bonn, Germany, 1979) - Appendix 1 | | **ü** | May contribute to the state of knowledge for Sch. 5 in the SEPP |

## SEPP – Ambient Air Quality

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Ambient Air Quality | Clause | Relevance and explanation | | |
| Title, purpose, commencement | 1-3 | û | | No longer applicable |
| Contents of policy | 4 | û | | No longer applicable |
| Definitions | 5 | **ü** | | Where appropriate to clauses that may contribute to the state of knowledge |
| Desired environmental outcome and goal | 6 | û | | Replaced by the ERS Part 2 Ambient Air |
| Policy area | 7 | **ü** | | Where appropriate to clauses that may contribute to the state of knowledge |
| Beneficial uses | 8 | û | | Replaced by the ERS Part 2 Ambient Air |
| Environmental indicators and environmental quality objectives | 9 | û | | Replaced by the ERS Part 2 Ambient Air |
| Monitoring and reporting protocol | 10 | **ü** | | Informs EPA's actions and expectations; National Environment Protection (Ambient Air Quality) Measure – EPA implementation as agreed with the National Environment Protection Council |
| Monitoring plans | 11 | **ü** | |
| Methods of measuring and assessing concentration of environmental indicators | 12 | **ü** | |
| Accreditation of performance monitoring | 13 | **ü** | |
| Location of performance monitoring stations | 14 | **ü** | |
| Number of performance monitoring stations | 15 | **ü** | |
| Trend stations | 16 | **ü** | |
| Monitoring methods | 17 | **ü** | |
| Evaluation of performance against environmental quality objectives and goal | 18 | **ü** | |
| Reporting | 19 | **ü** | |
| Environmental Indicators | Sch 1 | û | | Replaced by the ERS Part 2 Ambient Air |
| Environmental Quality Objectives and Goal | Sch 2 | û | | Replaced by the ERS Part 2 Ambient Air |
| Australian Standard Methods for Environmental Indicator Monitoring | Sch 3 | **ü** | | Informs EPA's actions and expectations; National Environment Protection (Ambient Air Quality) Measure – EPA implementation as agreed with the National Environment Protection Council |
|  | | |  | |
| Applied, adopted or incorporated documents | | | Relevance and explanation | |
| AS/NZS 3580.1.1:2007 (Methods for the sampling of ambient air - Guide to siting air monitoring equipment) | | | **ü** | May contribute to the state of knowledge for clause 14 in the SEPP |
| AS/NZS 3580: Methods for indicator monitoring (series) | | | **ü** | May contribute to the state of knowledge for clause 17 and Sch. 3 in the SEPP |
| National Environment Protection (Ambient Air Quality) Measure | | | **ü** | May contribute to the state of knowledge for clauses 10-19 and Sch. 3 in the SEPP |

## SEPP – Air Quality Management

**Note**: EPA Guideline 1961 Guideline for assessing and minimising air pollution <https://www.epa.vic.gov.au/about-epa/publications/1961> may replace certain matters addressed in the table below. This guideline should be considered to support compliance with the GED.

|  |  |  |  |
| --- | --- | --- | --- |
| Air Quality Management | Clause | Relevance and explanation | |
| Title, commencement, revocation | 1-3 | û | No longer applicable |
| Application | 4 | **ü** | May inform EPA's actions and expectations |
| Contents | 5 | û | No longer applicable |
| Policy aims | 6 | **ü** | May inform EPA's actions and expectations |
| Policy principles | 7 | û | Replaced by the EP Act Chapter 2 |
| Policy intent | 8 | **ü** | May inform EPA's actions and expectations |
| Beneficial uses | 9 | û | Replaced by the ERS Part 2 Ambient Air |
| Air quality indicators | 10 (1-2) | û | Replaced by Regulation 4 and schedule 4 of the Regulations |
| 10 (3-5) | û | No longer applicable |
| Ambient air quality objectives | 11 | û | Replaced by the ERS Part 2 Ambient Air |
| Development of national measures | 12 | **ü** | May inform EPA's actions and expectations |
| Implementation | 13 | **ü** | May inform EPA's actions and expectations |
| Accountability | 14 | **ü** | May inform EPA's actions and expectations |
| Protocols for environmental management | 15 (1, 2, 4, 5) | û | No longer applicable |
| 15 (3) | **ü** | May inform EPA's actions and expectations |
| Risk Assessment | 16 (1) | û | No longer applicable |
| 16 (2, 4, 5) | **ü** | May inform EPA's actions and expectations |
| 16 (3) | **ü** | Guidance for the GED |
| Separation distances | 17 | û | No longer applicable |
| General requirements | 18 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Management of new sources of emissions | 19 (1) | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| 19 (2) | û | Replaced by Regulations 4 and 112 and schedule 4 of the Regulations, and the GED |
| Management of Class 3 indicators | 20 (1) | û | Replaced by Regulations 4 and 112 and schedule 4 of the Regulations, and the GED |
| 20 (2-3) | û | No longer applicable |
| 20 (4) | **ü** | May inform EPA's actions and expectations |
| Monitoring of emissions | 21 | **ü** | May inform EPA's actions and expectations |
| Management of emissions from stationary sources | 22 | û | No longer applicable |
| Commissioning, start-up and shutdown of equipment | 23 | û | No longer applicable |
| Monitoring of air quality | 24 | **ü** | May inform EPA's actions and expectations |
| Air quality research | 25 | **ü** | May inform EPA's actions and expectations |
| Emergency abatement plan | 26 | û | Replaced by Victoria’s Emergency Management Framework established in the *Emergency Management Legislation Amendment Act 2018* |
| Local air quality management | 27 (1, 3, 4) | **ü** | May inform EPA's actions and expectations |
| 27 (2, 5-6) | û | No longer applicable |
| Modelling of air emissions | 28 | **ü** | May inform EPA's actions and expectations |
| Establishment of air quality regions | 29 | **ü** | May inform EPA's actions and expectations |
| Air quality management in air quality control regions | 30 | **ü** | May inform EPA's actions and expectations |
| Air quality Improvement Plans in air quality control regions | 31 | **ü** | May inform EPA's actions and expectations |
| Air Quality Forecasting and Reporting | 32 | **ü** | May inform EPA's actions and expectations |
| Management of Greenhouse Gases | 33 | **ü** | May inform EPA's actions and expectations |
| Management of Ozone-Depleting Substances | 34 | û | Replaced by the Regulation 111, and Commonwealth legislation |
| Management of Motor Vehicles and Fuels | 35 | û | Replaced by the Regulations Part 5.6, Commonwealth legislation and other Victorian Government planning and transport policy |
| Management of Other Mobile Sources | 36 | **ü** | May inform EPA's actions and expectations |
| Management of Prescribed Burning | 37(1) | û | No longer applicable |
| 37(2) | **ü** | May inform EPA's actions and expectations |
| Management of Waste Burning | 38(1-2) | û | Covered by Council local laws |
| 38 (3) | û | The EP Act prohibits the deposit of waste, including through burning, unless it is authorised under the law |
| Management of solid fuel heaters | 39 | û | Replaced by the Regulations 109 and 110 |
| Management of large line and area-based sources of emissions | 40 (1-2) | û | No longer applicable |
| 40 (3-4) | **ü** | May inform EPA's actions and expectations |
| Definitions |  | **ü** | Where appropriate to clauses that contribute to the state of knowledge |
| Class 1, 2, 3 and unclassified indicators and design criteria | Sch. A | û | Replaced by Regulation 4 and schedule 4 of the Regulations |
| Intervention levels for class 1, 2 and 3 indicators | Sch. B | û | No longer applicable |
| Modelling emissions to air | Sch. C | û |
| Emission limits for stationary sources  in Victoria | Sch. D | û |
| Emission limits for new stationary sources in air quality control regions | Sch. E | û |
| Air quality control regions | Sch. F | **ü** | May inform EPA's actions and expectations |
| Alert levels for selected class 1 indicators | Sch. G | û | Replaced by Victoria’s Emergency Management Framework established in the *Emergency Management Legislation Amendment Act 2018* |
| Applied, adopted or incorporated documents | | Relevance and explanation | |
| EPA 1191 (2007) PEM - Mining and extractive industry | | **ü** | May contribute to the state of knowledge for clause 40 in the SEPP |
| EPA 824 (2002) PEM - Greenhouse gas emissions and energy efficiency in industry | | **ü** | May contribute to the state of knowledge for clause 33 in the SEPP |
| EPA 829 (2002) PEM - Minimum control requirements for stationary sources | | û | No longer applicable |

SEPP – Control of Noise from Commerce, Industry and Trade

|  |  |  |  |
| --- | --- | --- | --- |
| Control of noise from commerce, industry and trade | Clause | Relevance and explanation | |
| Title, purpose, status | 1-3 | û | No longer applicable |
| Application | 4 | û | No longer applicable |
| Contents | 5 | û | No longer applicable |
| Policy goal | 6 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Boundary | 7 | û | The Regulations adopt the urban growth boundary |
| Beneficial Uses | 8 | û | Replaced by the ERS Part 3 Ambient Sound |
| Premises | 9 | û | Replaced by the Regulations Part 5.3 |
| Environmental quality objectives and indicators | 10-12 | û | Replaced by the Regulations Part 5.3 and the Incorporated Noise Protocol[[1]](#footnote-2) |
| Attainment program | 13-14 | û | Replaced by Regulation 118 |
| 15 | û | Replaced by the Regulations Part 5.3 |
| 16 | û | Replaced by Regulation 118 and the Incorporated Noise Protocol |
| Compliance policy | 17 | û | Part of the GED reasonably practicable considerations |
| 17A - F | û | No longer applicable |
| 17G | û | Replaced by the EP Act and the GED |
| Cumulative noise | 18 | û | Replaced by Regulation 119 |
| Equipment | 19 | û | Replaced by the EP Act and the GED |
| Land use planning | 19A | û | No longer applicable |
| Definitions | 20 | û | Replaced by the Regulations and the Incorporated Noise Protocol |
| Measurement of Noise | Sch. A | û | See the Regulations Part 5.3 and the Incorporated Noise Protocol |
| Determination of noise limits | Sch. B | û |
| Measurement of background levels | Sch. C | û |
| Determination of derived noise limit | Sch. D | û |
| Applied, adopted or incorporated documents | | Relevance and explanation | |
| EPA 316a Designation of Types of Zones and Reservations in the Metropolitan Region Planning Schemes for the Purposes of State Environment Protection Policy (Control of Noise from Commerce, Industry and Trade) No. N-1 | | û | Replaced by the Incorporated Noise Protocol |

## SEPP – Control of music noise from public premises

|  |  |  |  |
| --- | --- | --- | --- |
| Control of music noise from public premises | Clause | Relevance and explanation | |
| Title, | 1 | û | No longer applicable |
| Application | 2 | û | No longer applicable |
| Contents | 3 | û | No longer applicable |
| Policy goal | 4 | **ü** | May inform EPA's actions and expectations |
| Boundary | 5 | û | Replaced by the Regulations Part 5.3 |
| Beneficial uses | 6 | û | Replaced by the ERS Part 3 Ambient Sound |
| Premises | 7-9 | û | Replaced by the Regulations Part 5.3 |
| Compliance | 10 | û | Replaced by the Regulations Part 5.3 |
| Environmental quality objectives and indicators | 11-12 | û | Replaced by the Incorporated Noise Protocol |
| Effective noise level | 13 | û | Replaced by Regulations 125 and 130 |
| Indoor venues | 14 | û | Replaced by the Incorporated Noise Protocol |
| 15 | û | Replaced by Regulation 125 |
| 16 | û | Replaced by the Incorporated Noise Protocol |
| Outdoor venues | 17-18 | û | Replaced by the Incorporated Noise Protocol |
| Attainment program | 19-21 | û | Covered by the EP Act and Part 5.3 of the Regulations |
| Monitoring | 22 | û | Covered by the EP Act |
| Stringent conditions | 23 | û | Covered by the EP Act |
| Indoor venues | 24-25 | û | No longer applicable |
| Temporary buildings | 26 | û | Replaced by Regulation 130 |
| Operating times | 27 | û | Replaced by Regulations 128 and 129. A permit is also required to operate outside of hours – Table: Schedule 1 of the Regulations |
| Noise control notice | 28 | û | Replaced by the EP Act and the GED |
| Limit on concerts per year | 29 | û | Permit required to hold more than 6 concerts – Table: Schedule 1 of the Regulations |
| Scheduled areas | 29A | û | Replaced by the Incorporated Noise Protocol |
| 29B(a) | û | Covered by the Melbourne Planning Scheme |
| 29B(b) | û | Replaced by the Incorporated Noise Protocol |
| 29C | û | Replaced by the GED and for noise management plans |
| Extra concerts | 30-34 | û | Permit required to hold more than 6 concerts – Table: Schedule 1 of the Regulations |
| Definitions | 35 | û | Replaced by Regulation 4 and the Incorporated Noise Protocol |
| Operating hours for indoor venues | Sch. A | û | Replaced by Regulation 123 |
| Location of measurement point | Sch. B1 | û | Replaced by the Incorporated Noise Protocol |
| Common measurement | Sch. B2 | û |
| Assessment specific to indoor venues | Sch. B3 | û | Replaced by the Regulations Part 5.3 and Incorporated Noise Protocol |
| Definition of scheduled area | Sch. C | û | Replaced by the Incorporated Noise Protocol |

## SEPP – Prevention and management of contamination of land

|  |  |  |  |
| --- | --- | --- | --- |
| Prevention and management of contamination of land | Clause | Relevance and explanation | |
| Title, commencement | 1-2 | û | No longer applicable |
| Policy area | 3 | û | No longer applicable |
| Application | 4 | û | No longer applicable |
| Content | 5 | û | No longer applicable |
| Goal | 6 | **ü** | May inform EPA's actions and expectations |
| Policy principles | 7 | û | Replaced by the EP Act Chapter 2 |
| Policy intent | 8 | **ü** | May inform EPA's actions and expectations |
| Land use | 9 | û | Replaced by the ERS Part 4 Land |
| Beneficial uses | 10 | û | Replaced by the ERS Part 4 Land |
| Indicators and objectives for land | 11 | û | Replaced by the ERS Part 4 Land |
| Responsibilities | 12 | **ü** | May inform EPA's actions and expectations |
| Planning authorities and responsible authorities | 13 | **ü** | Planning authorities must fulfil their *Planning and Environment Act 1987* functions consistently with the EP Act, including recognising the role of the GED and guidance |
| Planning scheme amendments, planning permits and change of land use | 14 | û | Replaced by updated polices and guidance made under the *Planning and Environment Act 1987* (for example Planning Practice Note 30), and future guidance under the EP Act’s audit scheme |
| Regional catchment strategies | 15 | **ü** | May inform EPA's actions and expectations |
| Application of chemicals or waste to land | 16 (1) | **ü** | May inform EPA's actions and expectations |
| 16 (2) | **ü** | May inform EPA's actions and expectations, noting the EP Act duties also apply |
| Prevention of contamination of land | 17 (1) | û | The GED replaces this with broader application to any person engaging in an activity |
| 17 (2a-c) | **ü** | May inform EPA's actions and expectations, noting the EP Act duties also apply |
| 17 (3-4) | û | Environment improvement plans are not a formal tool under the EP Act. Replaced by the duties. |
| Material with potential to impact the environment | 18 | û | Replaced by the EP Act duty to manage contaminated land |
| Site contamination assessment | 19 | û | The EP Act regulates these circumstances |
| Sampling and analysis of soils and sediments | 20 | **ü** | May inform EPA's actions and expectations |
| Polluted land | 21 | û | The EP Act defines “contaminated land” and includes a duty to manage risks of harm from contaminated land |
| Management strategies | 22 | û | Replaced by the EP Act duty to manage contaminated land, and guidance supporting the duty |
| Clean-up levels | 23 | **ü** | May inform EPA's actions and expectations |
| Depth of clean-up | 24 | **ü** | May inform EPA's actions and expectations |
| Transport and disposal of waste soils and sediments | 25 | û | The waste duties in the EP Act regulate these circumstances |
| Statutory environmental audits | 26 (1) | **ü** | May inform EPA's actions and expectations |
| 26 (2) | û | The EP Act regulates these circumstances |
| 26 (3) | **ü** | May inform EPA's actions and expectations, and subject to updated polices and guidance made under the *Planning and Environment Act 1987*. |
| 26 (4) | **ü** | May inform EPA's actions and expectations |
| Notification to potential occupiers | 27 (1-2) | û | Section 214 of the EP Act regulates these circumstances |
| 27 (3) | **ü** | May inform EPA's actions and expectations |
| Research and monitoring | 28 | **ü** | May inform EPA's actions and expectations |
| Codes of practice and guidelines | 29 | **ü** | May inform EPA's actions and expectations |
| Public awareness | 30 | **ü** | May inform EPA's actions and expectations |
| Reporting policy implementation | 31 | **ü** | May inform EPA's actions and expectations |
| List of definitions | 32 | **ü** | Where appropriate to clauses that may inform EPA's actions and expectations and where equivalent terms are not defined in the ERS or Regulations |
| Applied, adopted or incorporated documents | | Relevance and explanation | |
| National Environment Protection (Assessment of Site Contamination) Measure | | **ü** | Clause 23 (b); and the ERS Table 3 of Part 4 Land incorporates relevant schedules |
| Australia New Zealand Food Standards Code | | **ü** | Relevant schedule incorporated in the ERS Table 3 of Part 4 Land |
| IWRG701 - Sampling and analysis of waters, wastewaters, soils and wastes | | **ü** | May contribute to the state of knowledge for clause 20 in the SEPP |

# Waste management policies

Waste management policies no longer have a formal legal status under the EP Act.

The following tables set out EPA’s view on the relevance of WMP clauses for potential use as a contribution to the state of knowledge or to inform EPA's likely actions and expectations at the time of commencement of the EP Act.

Each table should be read with reference to the amended EP Act and the Environment Protection Regulations 2021 (the Regulations).

## WMP – Siting, design and management of landfills

|  |  |  |  |
| --- | --- | --- | --- |
| Landfills | Clause | Relevance and explanation | |
| Title, commencement, revocation | 1-3 | û | No longer applicable |
| Application | 4 | û | No longer applicable |
| Contents | 5 | û | No longer applicable |
| Definitions | 6 | **ü** | Where appropriate to clauses that may contribute to the state of knowledge and where equivalent terms are not defined in the ERS or Regulations |
| Objectives | 7 | **ü** | May inform EPA's actions and expectations |
| Policy principles | 8 | û | Replaced by the EP Act Chapter 2 |
| Policy intent | 9 | **ü** | May inform EPA's actions and expectations |
| Implementation | 10 | **ü** | May inform EPA's actions and expectations |
| Strategic land use planning | 11 | **ü** | May inform EPA's actions and expectations |
| Waste management planning | 12 | **ü** | Guidance for the GED; may inform EPA's actions and expectations |
| Landfill site selection | 13 (1) | **ü** | May inform EPA's actions and expectations |
| 13 (2) | û | Replaced by Regulation 101 and schedule 8 of the Regulations |
| 13 (3) | **ü** | May inform EPA's actions and expectations |
| Works approval and licensing | 14 (1) | **ü** | May inform EPA's actions and expectations |
|  | 14 (2) | û | The EP Act requires all operating landfills to be "permissioned" |
|  | 14 (3) | û | No longer applicable |
| General requirements | 15 | **ü** | May inform EPA's actions and expectations |
| Specific Requirements | 16 | **ü** | May inform EPA's actions and expectations |
| Landfills exempt from licensing | 17 | û | The EP Act requires all operating landfills to be "permissioned" |
| Recycling facilities | 18 | **ü** | May inform EPA's actions and expectations |
| Prohibited waste to landfill | 19 | **ü** | May inform EPA's actions and expectations |
| Landfill gas | 20 | **ü** | Guidance for the GED |
| Environmental improvement plan | 21 | û | No longer a formal tool under the EP Act, it is replaced by the duties. |
| Areas where landfill sites must not be established or extended into | Sch. A | û | Replaced by Regulation 101 and schedule 8 of the Regulations |
| Applied, adopted or incorporated documents | | Relevance and explanation | |
| EPA 788.3 - Siting, design, operation and rehabilitation of landfills | | **ü** | May contribute to the state of knowledge for clauses 6, 11, 13 and 15 in the WMP |

## WMP – Movement of controlled waste between states and territories

|  |  |  |  |
| --- | --- | --- | --- |
| Movement of controlled waste | Clause | Relevance and explanation | |
| Title, commencement, revocation | 1-3 | û | No longer applicable |
| Definitions | 4 | û | Replaced by Regulations 4, 71 and 72 |
| Policy objectives | 5 | **ü** | May inform EPA's actions and expectations |
| Policy intent | 6 | **ü** | May inform EPA's actions and expectations |
| Policy principles | 7 | û | Replaced by the EP Act Chapter 2 |
| Schedules | 8 | û | Replaced by the Regulations Part 4.2 |
| Exclusions | 9 | û | Replaced by the Regulations Part 4.2 |
| Exemptions | 10 | û | Replaced by Regulation 85 |
| Features for the establishment of a system for the movement of controlled wastes | 11 | û | Replaced by the Regulations Part 4.2, Division 3 and permissions for interstate waste transport – Table: schedule 1 |
| Failure to provide information, or giving false or misleading information | 12 | û | Covered by section 137 of the EP Act |
| Confidentiality | 13 | û | Covered by section 453 of the EP Act |

## WMP – E-waste

|  |  |  |  |
| --- | --- | --- | --- |
| E-waste | Clause | Relevance and explanation | |
| Objective | 1 | **ü** | May inform EPA's actions and expectations |
| Commencement | 2 | û | No longer applicable |
| Definitions | 3 | **ü** | Where appropriate to assist interpreting the key terms in the Regulations |
| Application | 4 | û | Replaced by the Regulations Part 4.2 and schedule 1 |
| General requirements | 5 | **ü** | May inform EPA's actions and expectations |
| Requirements for e-waste service providers | 6 | **ü** | May inform EPA's actions and expectations |
| Records retention | 7 | **ü** | May inform EPA's actions and expectations |
| Compliance | 8 | **ü** | May inform EPA's actions and expectations |
| Table of applied, adopted or incorporated matter | 9 | **ü** | For incorporated documents that may contribute to the as state of knowledge or inform EPA's likely actions and expectations |
| Applied, adopted or incorporated documents | | Relvance and explanation | |
| Australian Standard/New Zealand Standard 5377:2013 - Collection, storage, transport and treatment of end-of-life electrical and  electronic equipment | | **ü** | May contribute to the state of knowledge for clauses 6 and 8 in the WMP |

## WMP - Industrial waste management policy: Waste acid sulfate soils

|  |  |  |  |
| --- | --- | --- | --- |
| Waste acid sulfate soils | Clause | Relevance and explanation | |
| Title, commencement, review of policy, revocation | 1-4 | û | No longer applicable |
| Contents | 5 | û | No longer applicable |
| Definitions | 6 | **ü** | Where appropriate to clauses that may inform EPA's actions and expectations |
| Objectives | 7 | **ü** | May inform EPA's actions and expectations |
| Policy area | 8 | **ü** | May inform EPA's actions and expectations |
| Best practice management | 9 | **ü** | May inform EPA's actions and expectations |
| On-site management of waste acid sulfate soil | 10 | û | No longer applicable |
| Part does not apply to certain dredge spoil material | 11 | **ü** | May inform EPA's actions and expectations |
| Part does not apply to certain extractive and mining premises | 12 | **ü** | May inform EPA's actions and expectations |
| Disposal or reuse of waste acid sulfate soil | 13 | **ü** | May inform EPA's actions and expectations |
| Disposal or reuse to be in accordance with environment management plan | 14 | **ü** | May inform EPA's actions and expectations |
| Management of waste contaminated acid sulfate soil | 15 | **ü** | May inform EPA's actions and expectations |
| Application for approval of environment management plan | 16 | û | Subject to process requirements of the EP Act |
| Approval of environment management plan | 17(1) | û | Subject to process requirements of the EP Act |
| 17(2) | **ü** | May inform EPA's actions and expectations for a designation or a declaration of use |
| 17(3) | û | Subject to process requirements of the EP Act |
| Rescinding approval or amendment of environment management plan | 18-19 | û | Subject to process requirements of the EP Act |
| Applied, adopted or incorporated documents | | Relevance and explanation | |
| EPA 655.1 Information Bulletin Acid Sulfate Soil  and Rock | | **ü** | Some aspects (such as minimum sampling) may continue to support the state of knowledge. Otherwise, largely covered by national guidance. |

## WMP – Combustible recyclable and waste materials

|  |  |  |  |
| --- | --- | --- | --- |
| Combustible recyclable and waste materials | Clause | Relevance and explanation | |
| Objective | 1 | **ü** | May inform EPA's actions and expectations |
| Commencement, revocation | 2-3 | û | No longer applicable |
| Definitions | 4 | û | Replaced by permissions scheme under the EP Act |
| Application | 5 | **ü** | May inform EPA's actions and expectations |
| Risk management | 6 | **ü** | May inform EPA's actions and expectations |
| Management and storage | 7 | **ü** | May inform EPA's actions and expectations |
| Emergency management plan | 8 | **ü** | May inform EPA's actions and expectations |
| Applied, adopted or incorporated documents | | Relevance and explanation | |
| EPA 1667 Management and storage of combustible recyclable and waste materials guideline | | **ü** | May contribute to the state of knowledge for clauses 6, 7 and 8 in the WMP, and guidance for the GED |

## WMP – Industrial Waste Management Policy: Protection of the ozone layer

|  |  |  |  |
| --- | --- | --- | --- |
| Protection of the ozone layer | Clause | Relevance and explanation | |
| Title, commencement, revocation, contents, application | 1-5 | û | No longer applicable |
| Circumstances in which policy may be revoked or varied | 6 | û | No longer applicable |
| Obligation to comply with industrial waste management policies | 7 | û | No longer applicable |
| Definitions | 8 | û | No longer applicable |
| Objectives | 9 | **ü** | May inform EPA's actions and expectations |
| Principles | 10 | û | Replaced by the EP Act Chapter 2 |
| Policy intent, strategic approach, implementation | 11-13 | **ü** | May inform EPA's actions and expectations |
| Obligation to adopt alternatives and minimise emissions of ozone-depleting substances | 14 | **ü** | May inform EPA's actions and expectations, noting Regulation 111 requirements for handling methyl bromide |
| Recovery of ozone-depleting substances | 15 | û | Replaced by Regulation 111 |
| Ozone layer protection boards | 16 | û | No longer applicable |
| Registration and accreditation | 17-20, 22 | û | No longer applicable |
| Codes of practice | 21 | û | No longer applicable |
| Suppliers to record and report consumption data | 23 | û | No longer applicable |
| Environment improvement plans | 24-25 | û | No longer applicable |
| Labelling, registration and handling | 26-28 | û | No longer applicable |
| Obligations relating to halon fire protection equipment | 29 | û | No longer applicable |
| Savings for existing boards, registrations and accreditations | 30 | û | No longer applicable |
| Ozone-depleting substances | Sch A | û | No longer applicable |
| Activities under clause 15: recovery of ozone-depleting substances | Sch B | û | No longer applicable |
| Activities under clause 17: registration and accreditation | Sch C | û | No longer applicable |
| Essential use criteria for use of halon portable fire extinguishers and halon fire suppression systems | Sch D | û | No longer applicable |

## WMP – Solid fuel heating

|  |  |  |  |
| --- | --- | --- | --- |
| Solid fuel heating | Clause | Relevance and explanation | |
| Title, commencement, application | 1-3 | û | No longer applicable |
| Contents and definitions | 4 | û | Replaced by the Regulations Part 5.2, Division 2 |
| Objectives | 5 | **ü** | May inform EPA's actions and expectations |
| Principles | 6 | û | Replaced by the EP Act Chapter 2 |
| Intent of the policy | 7 | **ü** | May inform EPA's actions and expectations |
| Implementation of the policy | 8(1) | **ü** | May inform EPA's actions and expectations |
| Manufacture of solid fuel heaters | 9 | û | Replaced by Regulation 109 |
| Supply of solid fuel heaters | 10 | û | Replaced by Regulation 110 |
| Installation of solid fuel heaters | 11 | û | No longer applicable |
| Research, Information and education | 12-13 | **ü** | May inform EPA's actions and expectations |
| Applied, adopted or incorporated documents | | Relevance and explanation | |
| Australian Standard/New Zealand Standard 4012 Domestic solid fuel burning appliances – Method for determination of power output and efficiency | | **ü** | Incorporated in Regulations 109 and 110 |
| Australian Standard/New Zealand Standard 4013 Domestic solid fuel burning appliances – Method for determination of flue gas emission | | **ü** | Incorporated in Regulations 109 and 110 |

## WMP – Used packaging materials

|  |  |  |  |
| --- | --- | --- | --- |
| Used packaging materials | Clause | Relevance to state of knowledge or EPA’s regulatory actions | |
| Title, commencement, revocation | 1-3 | û | No longer applicable |
| Dependence on the covenant, exemptions/deemed compliance, definitions | 4 | û | Replaced by the Regulations Part 4.3 |
| Background and goals | 7-8 | **ü** | May inform EPA's actions and expectations |
| Scope | 9 | û | Replaced by the Regulations Part 4.3 |
| Principles | 10 | û | Replaced by the EP Act Chapter 2 |
| Statutory obligation and rights | 11 | û | Replaced by the Regulations Part 4.3 |
| Recovery data | 12 | û |
| Enforcement obligations | 13 | û |
| Information and reporting | 14-18 | û |
| Applied, adopted or incorporated documents | | Relevance to state of knowledge or EPA’s regulatory actions | |
| Australian Packaging Covenant 2017 | | **ü** | Incorporated in Regulations 4 and 93 |

## 

## WMP – National Pollutant Inventory

|  |  |  |  |
| --- | --- | --- | --- |
| National Pollutant Inventory | Clause | Relevance to state of knowledge or EPA’s regulatory actions | |
| Title, commencement, revocation | 1-3 | û | No longer applicable |
| Definitions | 4 | û | Replaced by the Regulations Part 5.2, Division 1 |
| Purposes and goals | 5 | **ü** | May inform EPA's actions and expectations |
| Principles | 6 | û | Replaced by the EP Act Chapter 2  Replaced by the Regulations Part 5.2, Division 1 |
| Reporting obligations and thresholds | 7-12 | û |
| Supply of information to the Commonwealth by the Authority | 13-15 | û |
| Information integrity, confidentiality, security and legal status | 16-20 | û |
| Table 1 – list of substances for the NPI | Sch. A | û |

1. *Noise limit and assessment protocol for the control of noise from commercial, industrial and trade premises and entertainment venues*, EPA Publication 1826 (as updated from time to time) [↑](#footnote-ref-2)