



**ENVIRONMENT PROTECTION (MISCELLANEOUS) AMENDMENT
ACT 1997**

No. 11 of 1997

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ELIZABETHAE II REGINAE

A.D. 1997

No. 11 of 1997

An Act to amend the Environment Protection Act 1993.

[Assented to 27 March 1997]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Environment Protection (Miscellaneous) Amendment Act 1997*.

(2) The *Environment Protection Act 1993* is referred to in this Act as "the principal Act".

Commencement

2. (1) Section 5 is to be taken to have come into operation on 1 May 1995.

(2) This Act (other than section 5) will come into operation on a day to be fixed by proclamation.

Amendment of s. 12—Membership of Authority

3. Section 12 of the principal Act is amended—

(a) by striking out from subsection (1)(b) "(who will be the deputy of the person appointed to chair the Authority)";

(b) by inserting after subsection (4) the following subsection:

(4a) The Governor may appoint a member of the Authority to be deputy of the person appointed to chair the Authority and a person so appointed may act in the place of the person appointed to chair the Authority during any absence of that person.

Insertion of s. 120A

4. The following section is inserted after section 120 of the principal Act:

False reports calling for action by Authority

120A. (1) A person who makes a false report to the Authority or to a person engaged in the administration of this Act is guilty of an offence if—

- (a) the person knows the report is false; and
- (b) the report is of a kind that would reasonably call for investigation or action by the Authority.

Penalty: Division 5 fine.

(2) Where a person is convicted of an offence against subsection (1), the court must, on application by the Authority, order the convicted person to pay to the Authority the reasonable costs and expenses incurred by the Authority in carrying out an investigation or taking other action as a result of the false report.

Amendment of sched. 2

5. Schedule 2 of the principal Act is amended by inserting after subclause (3) of clause 5 the following subclause:

(3a) An application for the granting of a works approval, licence or exemption as referred to in subclause (3) must be lodged with the Authority no later than six months after the commencement of this Act.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

E. J. NEAL, Governor