

**ENVIRONMENT PROTECTION AUTHORITY
NSW**

ENVIRONMENTALLY HAZARDOUS CHEMICALS ACT 1985

**CHEMICAL CONTROL ORDER IN RELATION TO DIOXIN-CONTAMINATED
WASTE MATERIALS**

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NOTICE is hereby given pursuant to section 21 of the Environmentally Hazardous Chemicals Act, 1985, that the State Pollution Control Commission has made a chemical control order under section 22 of the said Act in relation to dioxin-contaminated waste materials.

The terms of the chemical control order are as follows:-

1. *Definitions:*

In this order:

- 1.1 *Commission* means the State Pollution Control Commission.
- 1.2 *Dioxin* means 2,3,7,8-tetrachlorodibenzo-p-dioxin.
- 1.3 *Dioxin-contaminated waste materials* means those waste materials that, when tested using a method approved by the Commission, are found to contain more than 1 part in 100 million by weight (i.e. 10^{-8} w/w) of dioxin.
- 1.4 The *Act* means the Environmentally Hazardous Chemicals Act 1985.

2. *Prohibition of Prescribed Activities:*

The following prescribed activities are prohibited:

- 2.1 The disposing of dioxin-contaminated waste materials.
- 2.2 The processing, keeping, selling, distributing or conveying of dioxin-contaminated waste materials, except in accordance with a licence issued by the Commission.

3. *Terms:*

The following terms shall govern the issue of licences under paragraph 2.2:

- 3.1 A separate licence shall be obtained in relation to each premises at which an activity referred to in paragraph 2.2 is carried on. Any such licence may permit the conveying of dioxin-contaminated waste materials to other premises.

- 3.2 Licences may have conditions relating to remedial action to be taken in the event of the premises becoming contaminated or other contamination occurring by reason of the carrying on of the licensed activity and, in accordance with section 34 of the Act, may require the applicant to lodge with the Commission security in such form as the Commission considers appropriate for the performance of such conditions.
- 3.3 Licences shall contain conditions relating to the physical security of premises and measures necessary to minimize the risk of environmental harm.
- 3.4 Licences shall contain conditions relating to the monitoring of any licensed activities and of the environment in relation to those activities, including conditions for the reporting and certification of the results of any monitoring.
- 3.5 Licences issued in accordance with paragraph 2.2 may allow the processing of wastes to reduce the dioxin content.

Wastes or waste residues which after processing do not contain the level of dioxin specified in paragraph 1.3 shall be kept, conveyed or disposed of subject to the approval of the Commission and in compliance with any further conditions determined, including conditions relating to the declaration to the Commission on the level of dioxin contained.

4. *Commencement*

This chemical control order shall take effect on and from 14th April, 1986.

5. The Commission has made this order on the advice of the Hazardous Chemicals Advisory Committee. The Committee's advice was given following consideration of a report on the Commission's assessment of the potential impacts on the environment of dioxin-contaminated waste materials, including evaluation of submissions received in response to a notice given of its intention to make the order. Copies of the assessment report are available from the Secretary, State Pollution Control Commission, 157 Liverpool Street, SYDNEY 2000.

PETER STANDEN,
Director, State Pollution Control Commission