

Serial 109
Environmental Offences and Penalties Amendment Bill 2010
Mr Hampton

A Bill for an Act to amend the *Environmental Offences and Penalties Act 1996*

NORTHERN TERRITORY OF AUSTRALIA

ENVIRONMENTAL OFFENCES AND PENALTIES AMENDMENT ACT 2010

Act No. [] of 2010

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2010

An Act to amend the *Environmental Offences and Penalties Act 1996*

[Assented to [] 2010]
[Second reading [] 2010]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the *Environmental Offences and Penalties Amendment Act 2010*.

2 Act amended

This Act amends the *Environmental Offences and Penalties Act 1996*.

3 Amendment of section 3 (Reference to environmental offences)

(1) Section 3(1)(a) and (b), at the end

insert

or

(2) After section 3(1)

insert

(2) For examples of the designation of offences as mentioned in subsection (1)(a) to (d), see section 58C of the *Energy Pipelines Act*.

4 Amendment of section 4 (Penalty for environmental offence level 1)

(1) Section 4(1)(a)

omit, substitute

(a) not less than 385 penalty units and not more than 3 850 penalty units; or

(2) Section 4(2)

omit

\$125,000 and not more than \$1,250,000

substitute

1 924 penalty units and not more than 19 240 penalty units

5 Amendment of section 5 (Penalty for environmental offence level 2)

(1) Section 5(1)

omit

\$10,000 and not more than \$100,000

substitute

154 penalty units and not more than 1 540 penalty units

(2) Section 5(2)

omit

\$50,000 and not more than \$500,000

substitute

770 penalty units and not more than 7 700 penalty units

6 Amendment of section 6 (Penalty for environmental offence level 3)

(1) Section 6(1)

omit

\$5,000 and not more than \$50,000

substitute

77 penalty units and not more than 770 penalty units

(2) Section 6(2)

omit

\$25,000 and not more than \$250,000

substitute

385 penalty units and not more than 3 850 penalty units

7 Amendment of section 7 (Penalty for environmental offence level 4)

(1) Section 7(1)

omit

\$5,000

substitute

77 penalty units

(2) Section 7(2)

omit

\$25,000

substitute

385 penalty units

8 Amendment of section 8 (Infringement offences)

(1) Section 8(a)(i)

omit

\$200

substitute

1.7 penalty units

(2) Section 8(a)(ii)

omit

\$1,000

substitute

8.8 penalty units

(3) Section 8(b)(i)

omit

\$100

substitute

0.8 penalty unit

(4) Section 8(b)(ii)

omit

\$500

substitute

4.4 penalty units

9 Amendment of section 10 (Regulations)

Section 10

omit

all the words after "make"

substitute

regulations under this Act.