

Serial 17
Environment Protection Authority Amendment Bill 2008
Mr Chandler

A Bill for an Act to amend the *Environment Protection Authority Act*

NORTHERN TERRITORY OF AUSTRALIA

ENVIRONMENT PROTECTION AUTHORITY AMENDMENT ACT 2008

Act No. [] of 2008

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2008

An Act to amend the *Environment Protection Authority Act*

[Assented to [] 2008]
[Second reading [] 2008]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the *Environment Protection Authority Amendment Act 2008*.

2 Act amended

This Act amends the *Environment Protection Authority Act*.

3 Amendment of section 3 (Definitions)

Section 3

insert (in alphabetical order)

major project, see section 5A.

4 Amendment of section 5 (Functions)

(1) Section 5, heading

omit, substitute

Functions – general advice and recommendations

(2) Section 5(1)(b)(i) and (c)

omit

in accordance with criteria and arrangements agreed with the Minister

5 New section 5A

After section 5

insert

5A Function – major projects

It is a function of the Authority to give advice and make recommendations to the Territory in relation to a proposed project the Chief Minister decides is likely to have a significant effect on the environment (a **major project**).

6 New section 21A

After section 21

insert

21A Tabling etc. of advice or recommendation for major projects

- (1) As soon as practicable after giving advice or making a recommendation for a major project, the Authority must give a copy of the advice or recommendation to the Speaker and the Minister.
- (2) The Authority must give the advice or recommendation to the Minister at least 5 days before giving it to the Speaker.
- (3) The Speaker must, within 3 sitting days after receiving the advice or recommendation, table it in the Legislative Assembly.

7 Amendment of section 22 (Annual report)

(1) Section 22(1)

omit

Minister

substitute

Speaker

(2) Section 22(2)

omit

Minister must, within 6

substitute

Speaker must, within 3

8 Repeal and substitution of section 25

Section 25

repeal, substitute

25 Notice of decisions

If the Authority gives advice or makes a recommendation to the Territory, the Minister must, as soon as practicable after a decision is taken on the advice or recommendation:

- (a) give written notice to the Authority of the decision; and
- (b) table a statement about the decision in the Legislative Assembly.