

Serial 73

Environment Legislation Amendment (Safe Air) Bill 2026

Mr Burgoyne

A Bill for an Act to amend the *Environment Protection Act 2019*, the *Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Act 2005*, the *Waste Management and Pollution Control Act 1998* and the *Waste Management and Pollution Control (Administration) Regulations 1998*

NORTHERN TERRITORY OF AUSTRALIA

ENVIRONMENT LEGISLATION AMENDMENT (SAFE AIR) ACT 2026

Act No. [] of 2026

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2026

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An Act to amend the *Environment Protection Act 2019*, the *Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Act 2005*, the *Waste Management and Pollution Control Act 1998* and the *Waste Management and Pollution Control (Administration) Regulations 1998*

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[Assented to [] 2026]
[Introduced [] 2026]

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary matters

1 Short title

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This Act may be cited as the *Environment Legislation Amendment (Safe Air) Act 2026*.

2 Commencement

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- (1) This Act, other than Parts 3 and 4, commences on the day after the day on which the Administrator's assent to this Act is declared.
- (2) Parts 3 and 4 commence on 1 January 2027.

Part 2 Amendment of Environment Protection Act 2019

3 Act amended

This Part amends the *Environment Protection Act 2019*.

5 4 Part 6A inserted

After section 126

insert

Part 6A Environmental monitoring schemes

126A Definition

10 In this Part:

environmental monitoring scheme means a program for monitoring environmental quality or the impacts on the environment or human health of actions, including substances or other matters resulting from those actions.

15 126B Environmental monitoring schemes

(1) The Regulations may establish one or more environmental monitoring schemes.

(2) Without limiting subsection (1), the Regulations may provide for the following in relation to an environmental monitoring scheme:

- 20 (a) the purpose of the scheme;
- (b) the actions and the region or area to which the scheme applies;
- (c) the establishment, operation and administration of the scheme;
- 25 (d) the appointment of one or more persons as a scheme administrator or as joint scheme administrators, and the conferral of functions and powers on the administrator or administrators;

- 5 (e) the requirement for specified persons or classes of persons to make contributions towards all or part of the costs or anticipated costs of establishing, operating and administering the scheme;
- (f) in relation to the contributions to be made by persons, or different classes of persons:
- (i) the method of calculating those contributions, whether by reference to region, area, type of action or other criteria; or
- 10 (ii) the Minister to have the power to determine, by *Gazette* notice, the method of calculating those contributions, whether by reference to region, area, type of action or other criteria;
- 15 (g) the establishment of a fund for the scheme, including payments into and out of the fund and requirements relating to accounting, auditing and reporting;
- (h) compliance, enforcement and reporting requirements in relation to the scheme;
- 20 (i) any other matter necessary or convenient for the establishment, operation or administration of the scheme.

Part 3 Amendment of Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Act 2005

5 Act amended

25 This Part amends the *Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Act 2005*.

6 Part 4 heading replaced

Part 4, heading

omit, insert

30 **Part 4 Application of waste management and pollution control legislation**

Division 1 Waste Management and Pollution Control Act 1998

7 Part 4, Division 2 inserted

After section 8

insert

**Division 2 Waste Management and Pollution Control
(Administration) Regulations 1998**

9 Application of Regulations

The *Waste Management and Pollution Control (Administration) Regulations 1998* have effect as if the following had been inserted after regulation 3B(5) of those Regulations:

- (6) The annual fee for a licence to conduct the activity specified in Schedule 2, Part 2, item 6 to the Act, is 0.01 revenue units for each tonne of hydrocarbons that the NT EPA determines, having regard to the design of the onshore gas plant in which the activity is to be conducted, is likely to be handled in the plant in a 12 month period.

**Part 4 Amendment of waste management and
pollution control legislation**

Division 1 Waste Management and Pollution Control Act 1998

8 Act amended

This Division amends the *Waste Management and Pollution Control Act 1998*.

9 Schedule 2 amended

Schedule 2, at the end

insert

Note for Schedule 2

This Schedule is modified by section 8 of the Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Act 2005.

Division 2 Waste Management and Pollution Control (Administration) Regulations 1998

10 Regulations amended

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This Division amends the *Waste Management and Pollution Control (Administration) Regulations 1998*.

11 Regulation 3B amended (Annual fee)

(1) Regulation 3B(5)

omit

item 5 of Part 2 of Schedule 2 to the Act is \$0.00115

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insert

Schedule 2, Part 2, item 5 to the Act is 0.01 revenue units

(2) Regulation 3B, at the end

insert

Note for regulation 3B

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This regulation is modified by section 9 of the Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Act 2005.

12 Part 4 inserted

After regulation 18

insert

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Part 4 Transitional matter for Environment Legislation Amendment (Safe Air) Act 2026

19 Application of amendments

25

(1) Regulation 3B(5) as amended by the *Environment Legislation Amendment (Safe Air) Act 2026* applies only in relation to an annual licence fee that becomes payable on or after 1 January 2027.

(2) Regulation 3B(5), as in force immediately before 1 January 2027, continues to apply in relation to an annual licence fee that becomes payable before 1 January 2027.

Part 5 Repeal of Act

13 Repeal of Act

This Act is repealed on the day after it commences.