

1994

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Minister for the Environment, Land and Planning)

**Water Pollution (Amendment) Bill 1994**

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**A BILL**

**FOR**

**An Act to amend the *Water Pollution*  
*Act 1984***

The Legislative Assembly for the Australian Capital Territory enacts as follows:

**Short title**

- 5     **1.** This Act may be cited as the *Water Pollution (Amendment) Act 1994*.

**Commencement**

2. This Act commences on the day on which it is notified in the *Gazette*.

**Principal Act**

- 10     **3.** In this Act, "Principal Act" means the *Water Pollution Act 1984* .<sup>1</sup>

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84064 1994/120 (T64/94)

**Interpretation**

4. Subsection 5 (1) of the Principal Act is amended by omitting "this Act" from the definition of "licence" and substituting "section 20".

**Grant or refusal of licence**

5 5. Subsection 20 (1) of the Principal Act is amended by omitting "the Authority shall grant a licence to the applicant" and substituting—

"the Authority shall by notice in writing given to the applicant—

(d) grant a licence with or without conditions; or

(e) refuse to grant a licence".

**10 Conditional licences**

6. Subsection 21 (1) of the Principal Act is amended by omitting subsection (1) and substituting the following subsection:

15 "(1) For the purpose of granting a licence, the Authority shall have regard to the need to ensure that the pollution of waters arising out of the discharge of waste in pursuance of the licence is reduced to the lowest practicable level and shall specify such conditions in relation to the licence as are reasonably necessary to satisfy that need."

**Duration**

20 7. Section 23 of the Principal Act is amended by omitting "12 months" and substituting "3 years".

**Further amendments**

8. The Principal Act is further amended as set out in the Schedule

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**SCHEDULE**

Section 8

25

**FURTHER AMENDMENTS**

**Paragraphs 5 (2) (a), (b) and (c)—**

Insert "or she" after "he".

**Subsection 8 (1)—**

(a) Omit "him", substitute "the Authority".

30

(b) Insert "or her" after "his" (wherever occurring).

**SCHEDULE—continued**

**Subsection 22 (2)—**

Insert “or she” after “he”.

**Subsection 26 (2)—**

Insert “or her” after “him”.

5 **Paragraph 27 (6) (c)—**

Insert “or her” after “him”.

**Subsection 28 (1)—**

Insert “or she” after “he”.

**Section 29—**

10 Insert “or she” after “he”.

**Subsections 32 (1) and (2)—**

Insert “or she” after “he”.

**Subsection 32 (3)—**

(a) Insert “or she” after “he” (wherever occurring).

15 (b) Insert “or her” after “him” (wherever occurring).

**Subsection 32 (4)—**

Insert “or she” after “he”.

**Paragraph 32 (4) (e)—**

Insert “or she” after “he”.

20 **Paragraph 32 (4) (f)—**

Insert “or her” after “his”.

**Subsection 32 (5)—**

Insert “or she” after “he”.

**Section 33—**

25 (a) Insert “or her” after “his”.

(b) Insert “or she” after “he”.

**SCHEDULE—continued****Subsection 34 (1)—**

Insert “or she” after “he”.

**Paragraph 34 (1) (c)—**

Insert “or her” after “his”.

**5 Subsection 34 (4)—**

(a) Insert “or she” after “he” (wherever occurring).

(b) Insert “or her” after “his”.

(c) Insert “or her” after “him”.

**Subsection 35 (1)—**

10 (a) Insert “or she” after “he”.

(b) Insert “or her” after “his”.

**Subsection 35 (2)—**

(a) Insert “or she” after “he” (wherever occurring).

(b) Insert “or her” after “him” (wherever occurring).

**15 Subsection 36 (1)—**

(a) Insert “or she” after “he”.

(b) Insert “or her” after “his”.

**Subsection 36 (2)—**

Insert “or she” after “he”.

**20 Paragraphs 36 (2) (a), (b) and (c)—**

(a) Insert “or she” after “he” (wherever occurring).

(b) Insert “or her” after “his”.

**Paragraph 37 (a)—**

Insert “or her” after “his”.

**25 Paragraphs 38 (2) (a) and (b)—**

Insert “or her” after “him”(wherever occurring).

**Subsection 45 (3) (a)—**

Insert “or her” after “him”.

**SCHEDULE—continued**

**Paragraph 45 (3) (b)—**

Insert “or her” after “his”.

**Paragraph 45 (3) (c)—**

(a) Insert “or her” after “him”.

5 (b) Insert “or her” after “his”.

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**NOTE**

1. Reprinted as at 31 January 1994.

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Printed by Authority of Liz Harley, ACT Government Printer

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