



EXEMPTION NOTICE

Environmental Protection (Controlled Waste) Regulations 2004 Part 4, Regulation 49

Exemption number CWE12/2021

In accordance with regulation 49(1), I am satisfied that:

- (a) the circumstances in which this exemption is requested are justifiable and accountable; and
- (b) the exemption will not adversely affect the operation of the Environmental Protection (Controlled Waste) Regulations 2004.

and

I HEREBY EXEMPT Western Australia Police Force from Parts 2 and 3 of the Environmental Protection (Controlled Waste) Regulations 2004 on the terms and conditions set out in this notice.

Activity to which this exemption applies

- Transportation of controlled waste collected from clandestine drug laboratory operations by Police Officers and Police Auxiliary Officers acting under the direction of the Commissioner of Police to Cleanaway Co Pty Ltd located at 4 Mason Road, Kwinana WA 6167, for disposal.
- The waste in question consists of items contaminated with the residue of prohibited drugs or reaction waste, as well as diluted acids and bases, all of which are considered controlled waste under the abovementioned Regulations.

Exempted regulations

The Western Australia Police Force is exempted from compliance with the following regulations;

- Parts 2 and 3.

Conditions of this exemption

1. The waste will be contained within steel and plastic drums.
2. Waste is to be transported in various vehicles operated by Police Officers and Police Auxiliary Officers acting under the direction of the Commissioner of Police only.



3. The waste is to be transported to the Cleanaway Co Pty Ltd waste facility located at 4 Mason Road, Kwinana WA 6167 (Part V licence number L6297/1993/11).

In accordance with subregulation 49(2E) if a condition of this exemption notice is breached, the exemption ceases to have effect.

Reasons for Granting of this exemption

1. The application is specific to police activities, with waste collected from clandestine drug laboratories rather than medical, nursing, dental, veterinary, pharmaceutical or other related activities.
2. The collection and destruction of these substances is to prevent potential impacts on public health.
3. Collection and destruction is undertaken in accordance with the *Misuse of Drugs Act 1981*.
4. Exemption CWE05/2018 expired on 30 September 2018.
5. The circumstances in which this exemption is requested are justifiable and accountable and the exemption will not adversely affect the operation of these Regulations.

Period of Exemption

This exemption begins on the date of this notice and ends on 30 September 2024.

Revocation or Variation

In accordance with subregulation 49(2) this exemption notice may be revoked or varied by me at any time by written notice.

Dated the 23rd day of December 2021.

Shaun Hodges
Acting Executive Director, Compliance and Enforcement
Department of Water and Environmental Regulation

Delegation No. 151