



EXEMPTION NOTICE

Exemption number	SUP0002/2024/1
Issued under	Regulation 20(2C)
Exemption type	Class of persons
Exemption holder	Manufacturers, suppliers and purchasers of the prescribed plastic items listed in Table 1 of this exemption notice
DWER file number	
Date of issue	28 May 2024
Duration	Ends 30 June 2026

Table 1: Prescribed plastic items and exempt specified circumstance

Prescribed plastic items	Specified exempt circumstance	Exemption reason
Electronic goods using moulded expanded plastic packaging (Regulation 3BB(1)(c)) weighing greater than 25 kilograms net product weight	This class exemption applies to supply chain issues of electronic products that weigh greater than 25 kilograms and under 45 kilograms net product weight, that under regulation would be required to replace expanded plastic packaging with an alternative.	Supply chain issues



Declaration

In accordance with regulation 20(2C) of the *Environmental Protection (Prohibited Plastics and Balloons) Regulations 2018* I consider that it is reasonably necessary to grant Exemption Notice SUP0002/2024/1.

I HEREBY EXEMPT the Exemption Holder from regulation 17F(1) of the *Environmental Protection (Prohibited Plastics and Balloons) Regulations 2018*, subject to the conditions set out in this notice.

A handwritten signature in black ink that reads "Daniel Nevin".

Daniel Nevin
EXECUTIVE DIRECTOR
STRATEGIC POLICY

Officer delegated under section 20
of the *Environmental Protection Act 1986*

28 May 2024

Interpretation

In this Exemption Notice:

- (a) the words 'including', 'includes' and 'include' in conditions mean "including but not limited to", and similar, as appropriate;
- (b) where any word or phrase is given a defined meaning, any other part of speech or other grammatical form of that word or phrase has a corresponding meaning;
- (c) unless specified otherwise, any reference to a section of an Act refers to that section of the EP Act; and
- (d) unless specified otherwise, all definitions are in accordance with the EP Act.

Conditions

Conditions of supply

1. The Exemption Holder may supply the prescribed plastic items listed in Table 1 of this Exemption Notice in the specified exempt circumstance and for the corresponding exemption reason only.

Reporting

2. Before 30 April 2026, the Exemption Holder, or someone using this exemption, must prepare and submit to the CEO an Exemption Evaluation Report that provides the following information:
 - (a) Company name;
 - (b) Which products their use of the exemption relates to;
 - (c) Or within 30 days of adding a new product using this exemption.

Non-compliance reporting

3. Within 14 business days of becoming aware of any non-compliance with the conditions of this Exemption Notice, the Exemption Holder must notify the CEO in writing of that non-compliance and include in that notification the following information:
 - (a) which condition was not complied with;
 - (b) the time and date when the non-compliance occurred;
 - (c) the details and result of any investigation undertaken into the cause of the non-compliance;
 - (d) what action has been taken and the date on which it was taken to prevent the non-compliance occurring again; and
 - (e) what action will be taken and the date by which it will be taken to prevent the non-compliance occurring again.

Revocation or Variation

4. In accordance with regulation 20(5) of the regulations this exemption notice may be revoked or varied by the CEO or a Delegated Officer at any time by written notice.
-

END OF CONDITIONS

Definitions

In this Exemption Notice, the terms in Table 2 have the meanings defined.

Table 2: Definitions

Term	Definition
CEO	<p>means Chief Executive Officer of the Department of Water and Environmental Regulation.</p> <p>“submit to / notify the CEO” (or similar), means either:</p> <p style="padding-left: 40px;">Director General Department administering the Environmental Protection Act 1986 Locked Bag 10 Joondalup DC WA 6919</p> <p>or:</p> <p style="padding-left: 40px;">plastic-exemptions@dwer.wa.gov.au</p>
Delegated officer	an officer under section 20 of the EP Act
Electronic goods	<p>These items primarily relate to white and brown goods that include, but are not limited to:</p> <ul style="list-style-type: none"> • Televisions • Dishwashers • Rangehoods • Washing machines • Dryers • Ovens • Cooktops and hotplates • Fridges and freezers • Cooking appliances <p>These products are typically packaged on automated production lines, handled using mechanical equipment for lifting, and stacked in warehouse storage.</p>
EP Act	means the <i>Environmental Protection Act 1986</i> (WA)
purchasers or receivers	means any person, business, venue, store or retail outlet that has purchased (at a cost) or received (free of charge, or at a cost) the prescribed plastic items identified in Table 1 of this Exemption Notice
regulations	<i>means the Environmental Protection (Prohibited Plastics and Balloons) Regulations 2018.</i>
supply	has the same meaning given to that term in the regulations