

I certify that this is a copy of the authorised version of this Statutory Rule as at 13 December 2019, and that it incorporates all amendments, if any, made before and in force as at that date and any reprint changes made under any Act, in force before the commencement of the *Legislation Publication Act 1996*, authorising the reprint of Acts and statutory rules or permitted under the *Legislation Publication Act 1996* and made before 13 December 2019.

Robyn Webb
Chief Parliamentary Counsel
Dated 18 December 2019

TASMANIA

LITTER (INFRINGEMENT OFFENCES) REGULATIONS 2011

STATUTORY RULES 2011, No. 5

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**LITTER (INFRINGEMENT OFFENCES)
REGULATIONS 2011**

I, the Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, acting with the advice of the Executive Council, make the following regulations under the *Litter Act 2007*.

Dated 7 February 2011.

PETER G. UNDERWOOD
Governor

By His Excellency's Command,

BRIAN WIGHTMAN
Minister for Environment, Parks and Heritage

1. Short title

These regulations may be cited as the *Litter (Infringement Offences) Regulations 2011*.

2. Commencement

These regulations take effect on the day on which their making is notified in the *Gazette*.

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3. Interpretation

In these regulations –

Act means the *Litter Act 2007*.

4. Infringement offences and penalties

For the purposes of section 17 of the Act –

- (a) an offence against a provision of the Act specified in column 2 of the table in Schedule 1 is an infringement offence; and
- (b) the penalty specified in column 3 of that table for that infringement offence is the penalty applicable to that infringement offence that is payable under an infringement notice.

5. Legislation rescinded

The legislation specified in Schedule 2 is rescinded.

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**SCHEDULE 1 – INFRINGEMENT OFFENCES AND
PENALTIES**

Column 1 Item	Column 2 Offence	Regulation 4 Column 3 Penalty (penalty units)	
		(Natural person)	(Body corporate)
1.	Section 9(1): if the offence is of the kind referred to in paragraph (a) of the penalty to that section	1	1
	Section 9(1): if the offence is of the kind referred to in paragraph (b) of the penalty to that section	2	4
	Section 9(1): if the offence is of the kind referred to in paragraph (c) of the penalty to that section	5	10
	Section 9(1): if the offence is of the kind referred to in paragraph (d) of the penalty to that section	10	20
	Section 9(1): if the offence is of the kind referred to in paragraph (e) of the penalty to that section	20	50
2.	Section 9(2): if the offence is of the kind referred to in paragraph (a) of the penalty to that section	1	1
	Section 9(2): if the offence is of the kind referred to in paragraph (b) of the penalty to that section	2	4
	Section 9(2): if the offence is of the kind referred to in paragraph (c) of the penalty to that section	5	10

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Column 1	Column 2	Column 3	
Item	Offence	Penalty (penalty units)	
		(Natural person)	(Body corporate)
	Section 9(2): if the offence is of the kind referred to in paragraph (d) of the penalty to that section	10	20
	Section 9(2): if the offence is of the kind referred to in paragraph (e) of the penalty to that section	20	50
3.	Section 9(3): if the offence is of the kind referred to in paragraph (a) of the penalty to that section	2	4
	Section 9(3): if the offence is of the kind referred to in paragraph (b) of the penalty to that section	5	10
	Section 9(3): if the offence is of the kind referred to in paragraph (c) of the penalty to that section	10	20
	Section 9(3): if the offence is of the kind referred to in paragraph (d) of the penalty to that section	20	50
4.	Section 9(4): if the offence is of the kind referred to in paragraph (a) of the penalty to that section	1	1
	Section 9(4): if the offence is of the kind referred to in paragraph (b) of the penalty to that section	2	4
	Section 9(4): if the offence is of the kind referred to in paragraph (c) of the penalty to that section	5	10

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Column 1	Column 2	Column 3	
Item	Offence	Penalty (penalty units)	
		(Natural person)	(Body corporate)
	Section 9(4): if the offence is of the kind referred to in paragraph (d) of the penalty to that section	10	20
	Section 9(4): if the offence is of the kind referred to in paragraph (e) of the penalty to that section	20	50
5.	Section 9(5): if the offence is of the kind referred to in paragraph (a) of the penalty to that section	1	2
	Section 9(5): if the offence is of the kind referred to in paragraph (b) of the penalty to that section	2	4
	Section 9(5): if the offence is of the kind referred to in paragraph (c) of the penalty to that section	5	10
	Section 9(5): if the offence is of the kind referred to in paragraph (d) of the penalty to that section	10	10
	Section 9(5): if the offence is of the kind referred to in paragraph (e) of the penalty to that section	20	50
5A.	Section 9A(1)	5	10
6.	Section 11(1)	2	4
7.	Section 12(1)	2	4
8.	Section 12(2)	2	4

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Column 1	Column 2	Column 3	
Item	Offence	Penalty	
		(penalty units)	
		(Natural person)	(Body corporate)
9.	Section 13	2	4
10.	Section 14	2	4
11.	Section 15	2	4
12.	Section 16(1)	2	4
13.	Section 33	5	10
14.	Section 35(4)	8	16
15.	Section 42	2	4
16.	Section 43(2)	2	4
17.	Section 45(4)	2	4
18.	Section 46(3)	2	4
19.	Section 46(4)	2	4
20.	Section 46A(3)	2	4
21.	Section 46A(4)	2	4
22.	Section 50A(5)	5	10

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SCHEDULE 2 – LEGISLATION RESCINDED

Regulation 5

Litter (Infringement Notices) Regulations 2007 (No. 125 of
2007)

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Printed and numbered in accordance with the *Rules Publication Act 1953*.

Notified in the *Gazette* on 16 February 2011.

These regulations are administered in the Department of Primary Industries, Parks, Water and Environment.

NOTES

The foregoing text of the *Litter (Infringement Offences) Regulations 2011* comprises those instruments as indicated in the following table. Any reprint changes made under any Act, in force before the commencement of the *Legislation Publication Act 1996*, authorising the reprint of Acts and statutory rules or permitted under the *Legislation Publication Act 1996* and made before 13 December 2019 are not specifically referred to in the following table of amendments.

Citation	Serial Number	Date of commencement
¹ <i>Litter (Infringement Offences) Regulations 2011</i>	S.R. 2011, No. 5	16.2.2011
<i>Litter (Infringement Offences) Amendment Regulations 2019</i>	S.R. 2019, No. 75	13.12.2019
<i>Legislation Publication Act 1996</i>	No. 17 of 1996	13.12.2019

¹Expires 16 February 2021 - Subordinate Legislation Act 1992

TABLE OF AMENDMENTS

Provision affected	How affected
Schedule 1	Amended by No. 17 of 1996 and S.R. 2019, No. 75