



## **EXEMPTION NOTICE**

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

**Exemption number CWE05/2024**

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 the 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).
4. Western Australia Police Force is required to keep a record of the following information about each load of controlled waste transported:
  - a. Type of controlled waste;
  - b. Amount of controlled waste;
  - c. Containment type;
  - d. Driver details;
  - e. Vehicle details;
  - f. Waste holder name and address (or location if no waste holder) where waste was collected;
  - g. Date(s) controlled waste collected and unloaded; and
  - h. Waste disposal site name and address where controlled waste was unloaded.
5. Western Australia Police Force must provide a written report to the Department of Water and Environmental Regulation relating to the transportation and unloading of the relevant controlled waste upon request.

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 are undertaken in accordance with the *Misuse of Drugs Act 1981*.
4. Exemption CWE12/2021 expires on 30 September 2024.

### **Period of Exemption**

This exemption begins on the date of this notice and ends on 20 September 2027.



### **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 20 day of September 2024.

**Ruth Dowd**  
**Executive Director Assurance**  
**Department of Water and Environmental Regulation**

*for the Chief Executive Officer*  
*under Notice of Delegation No. 167 dated 10 May 2024*