

Waste Avoidance and Resource Recovery (e-waste) Regulations 2024

EXEMPTION NOTICE

In accordance with regulation 16 of the [Waste Avoidance and Resource Recovery \(e-waste\) Regulations 2024 \(Regulations\)](#), I, in my capacity as Chief Executive Officer (**CEO**) of the Department of Water and Environmental Regulation (**Department**) hereby approve an application for exemption under regulation 16(2)(b) of the Regulations on the terms and conditions set out in this Notice.

Regulated entities

- ☒ E-waste service provider
- ☒ Landfill operator
- ☐ Significant entity

Applicant for Exemption

Shire of Ashburton

Premises name and address

Tom Price waste disposal site: Bingarn Rd, Tom Price, WA, 6751, Australia
License number: L9408/2023/1

Exemption number EWE00006

Period of exemption

1 July 2025 to 30 June 2028

Grounds for exemption

Under regulation 16(4) of the Regulations, I, the CEO of the Department or my delegate has approved the exemption application made by the Shire of Ashburton dated 1 July 2025 as I or my delegate are satisfied that a circumstance exists in regulation 16(2) giving grounds for an exemption from a requirement imposed on the Shire of Ashburton under the Regulations as follows (see box marked with 'X')

Regulation 16(2)(a)

☐ (a) an event or circumstances beyond the control of the applicant have rendered regulated e-waste unsuitable for processing or use for resource or energy recovery; or

Regulation 16(2)(b)

☒ (b) it is unreasonable to expect the applicant to comply with the requirement because regulated e-waste is in a remote location.

Exempted regulated e-waste categories as per Schedule 1 to the Regulations:

This exemption to the Shire of Ashburton applies to the following categories of regulated e-waste in Column 1 of Schedule 1 to the Regulations and the corresponding type of waste described in Column 2:

- Screens, information technology and telecommunications
- Lighting and lamps
- Large appliances when used in a home, office or professional environment
- Temperature exchange equipment when used in a home, office or professional environment (together, **Regulated E-waste**)

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Exemption from requirements of the Regulations

E-waste service provider

Shire of Ashburton in its capacity as an **e-waste service provider**¹ is exempted from requirements imposed on it by the Regulations as follows:

- Regulation 8(1) - must not send regulated e-waste to, or leave regulated e-waste at, a landfill site.
- Regulation 9(1) - must store regulated e-waste only for the purposes of management, aggregation, treatment, processing, sorting, recycling or transfer
- Regulation 9(2) - must not store regulated e-waste for more than 12 months after the month in which it is received by the provider
- Regulation 9(3) - must not, during the collection, storage or transportation of regulated e-waste by the provider, do anything that would reduce the ability of the regulated e-waste to be treated, processed or recycled
- Regulation 9(4) - must, to the extent that the provider undertakes the separation or recycling of regulated e-waste, maximise the recovery of processed materials and minimise the amount of residual waste from the regulated e-waste
- Regulation 10(2) - must separate the regulated e-waste from the other waste

Landfill operator

Shire of Ashburton in its capacity as a **landfill operator**² is exempted from requirements imposed on it by the Regulations as follows:

- Regulation 8(5) - must not dispose of regulated e-waste that has been accepted at a landfill site to landfill.
- Regulation 14(2) – must separate the regulated e-waste from other waste

Conditions

1. The Shire of Ashburton must dispose of Regulated E-waste to the landfill site³ licensed under Part V Division 3 of the *Environmental Protection Act 1986* as a Category 64 prescribed premises Class II putrescible landfill

¹ In regulation 3 of the Regulations **e-waste service provider** means a person who conducts a business or undertaking that includes the collection or receipt of regulated e-waste for storage, management, aggregation, treatment, processing, sorting, recycling, transfer or disposal.

² In regulation 3 of the Regulations:

landfill operator means a person who occupies premises that constitute a landfill site. **landfill site** means premises that are specified in the *Environmental Protection Regulations 1987* Schedule 1 category 63, 64, 65, 66 or 89;

³ In regulation 3 of the Regulations **landfill site** means premises that are specified in the *Environmental Protection Regulations 1987* Schedule 1 category 63, 64, 65, 66 or 89

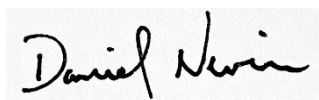
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specified in Schedule 1 to the *Environmental Protection Regulations 1987*⁴ (Licence No. L9408/2023/1) within Tom Price Waste Disposal Site (Landfill) as per the map attached to this Exemption Notice as Appendix 1.

2. If the Shire of Ashburton exceeds five tonnes of Regulated E-waste being disposed to the Landfill in an annual financial year, then the Shire must notify the CEO of the Department in writing via ewaste@dwer.wa.gov.au, and include an explanation and supporting documentation as to:
- the circumstances surrounding the excess disposal of Regulated E-waste to the Landfill; and
 - why landfilled volumes of Regulated E-waste disposed to the Landfill have exceeded original estimates; and
 - the amount by which the landfilled volume of Regulated E-waste disposed to the Landfill were exceeded; and
 - any potential or actual environmental impact of the excess disposal of Regulated E-Waste to the Landfill,
- which must satisfy the CEO of the Department or his delegate that such excess disposal of Regulated E-waste to the Landfill was reasonable.

Notes

N/A

**Daniel Nevin****ACTING DEPUTY DIRECTOR GENERAL****CLIMATE AND SUSTAINABILITY****(Delegated to exercise the CEO of the Department's powers in regulation 16 of the Regulations under [Delegation No. 6 \(DDG\) gazetted 26 April 2024](#))**

Dated this 6 day of January 2026

⁴ Category number 64 of Schedule 1 to the *Environmental Protection Regulations 1987* - Class II or III putrescible landfill site: premises (other than clean fill premises) on which waste of a type permitted for disposal for this category of prescribed premises, in accordance with the *Landfill Waste Classification and Waste Definitions 1996*, is accepted for burial. 20 tonnes or more per year.

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Appendix 1

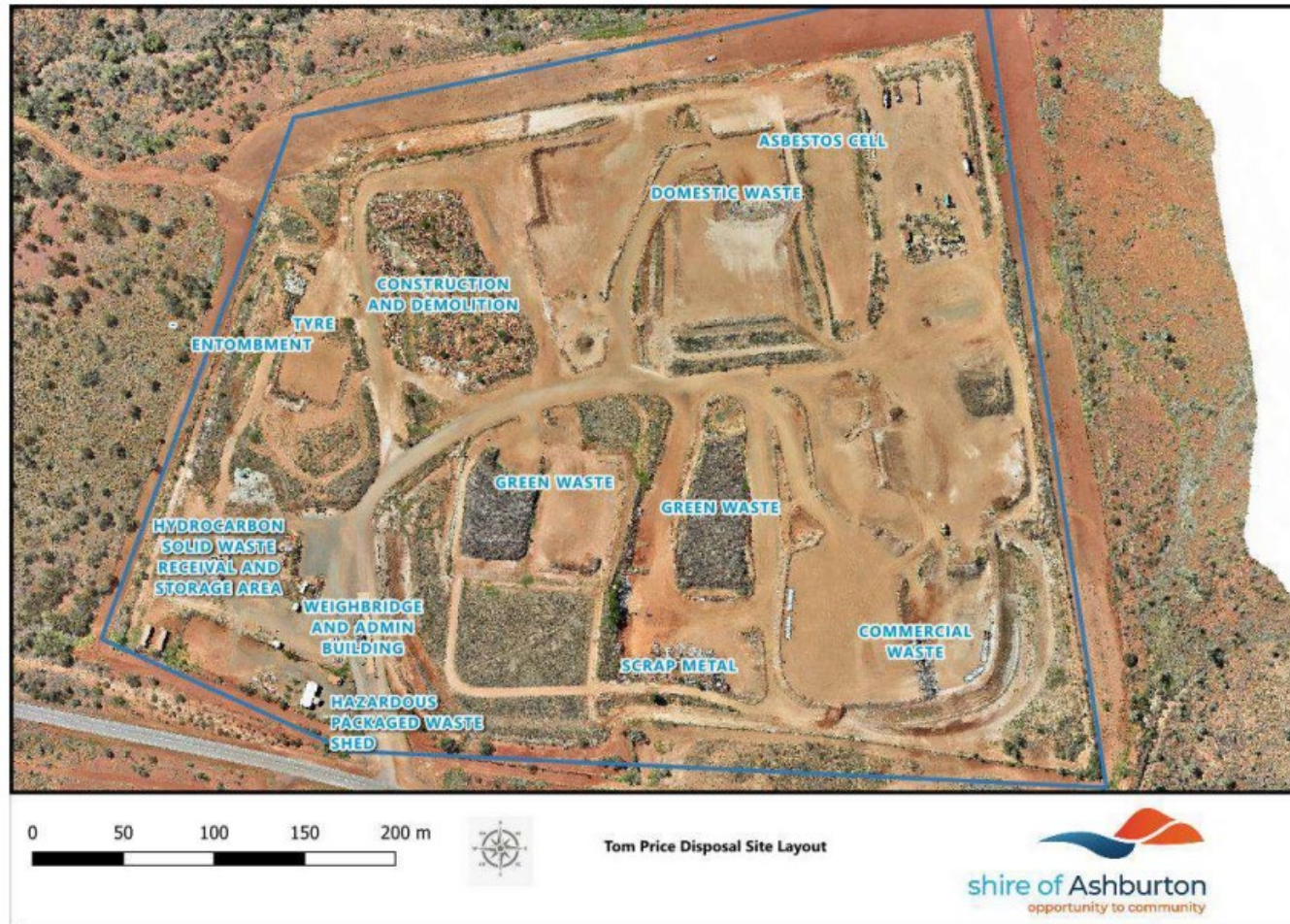


Figure 2: Premises layout

Figure 1: Map showing the landfill location on site

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