

Our Ref: MA009043

Mr Colin Sweet
Chief Executive Officer
Australian Landfill Owners Association
By email: info@aloga.com.au



Dear Mr Sweet

Thank you for your letter of 25 June 2021, providing feedback on the draft *Calculation of waste levy and allowable rebate claim publication* released by Environment Protection Authority Victoria (EPA). The EPA's response to the matters raised in your letter is summarised as follows:

1. Section 8.4 of the publication provides examples of the evidence required to comply with s50(a) and s50(b) of the Environment Protection Regulations 2021 (the Regulations).
2. EPA confirms that the summary spreadsheet is sufficient for retaining Waste Transport Certificates (WTCs) under the Environment Protection Act 1970. If a site is selected for audit, EPA requires the company's WTC tracking and management system records to confirm the quantities of Prescribed Industrial Waste (PIW) declared in the levy statement.
3. The reference at the bottom of page 8 of the publication has been amended to say 'Schedule 1 of Environment Protection Regulations 2021'.
4. (Section 5.6) Fill material is defined as industrial waste in the *Environment Protection Act 2017* and is subject to levy on receipt at a landfill. However, EPA will continue to consider fill material exempt where it is used in cell construction.
5. (Sections 7.3, 7.4, 8.5) In response to your comments, EPA has clarified this in section 5.3 of the publication. The permitted waste receiving area is the entire permitted premises. EPA is using the term 'permitted waste receiving area' to reflect the new legislation.
6. (Section 10.1) EPA has amended the publication to instead use the term 'waste'.
7. (Section 12) The weighing of fill material is required under s48(b) of the Regulations, however, EPA has amended the guideline by including "in instances where a landfill does not have adequate weighbridge capacity to weigh every load of fill material, a volume to mass conversion method can be used to calculate the weight. Where the volume of fill material is recorded as delivered (trailer loads, truck loads by m³ volume), the volume must be converted to weight using a density of 1.33 tonnes/m³. This must only be used for fill material not subject to levy, and only for landfills that don't have adequate weighbridge capacity, and only until 30 June 2022."
8. (Appendix C) Yes, the provision of the written procedure for each quarterly Waste Levy Statement is required as per section s48(c) of the Regulations.
9. (Appendix C) EPA may choose to conduct audits of quarterly levy statements in addition to regular annual audits.

If you would like any further information, please contact Nadeem Hussain, Program Leader – Landfill Levy on (03) 9194 5308 or nadeem.hussain@epa.vic.gov.au.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Lee Miezis', written over a light blue horizontal line.

Lee Miezis
Chief Executive Officer