



# Victoria Government Gazette

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**VICTORIA**  
State  
Government

Environment,  
Land, Water  
and Planning

## Subordinate Legislation Act 1994

### NOTICE OF DECISION

## Environment Protection Act 2017

As Minister responsible for the **Environment Protection Act 2017**, I give notice under section 12 of the **Subordinate Legislation Act 1994** that, further to public consultation on a Regulatory Impact Statement (RIS), I have decided to recommend the making of the Environment Protection Amendment (Waste Tyres – Silage Production) Regulations 2022 (the proposed Regulations).

The RIS and a draft of the proposed Regulations were advertised for public comment from 26 May to 27 June 2022. Six submissions were received and have been considered in accordance with section 11(3) of the **Subordinate Legislation Act 1994**.

After consideration of the submissions, I have decided to recommend that the proposed Regulations be made, with amendments to the draft of the proposed Regulations that were released for public comment. The amendments to the proposed Regulations following public consultation include the following:

- Amending definitions in regulation 4 of the proposed Regulations to:
  - o include a simple definition of ‘silage’;
  - o add an additional definition for ‘forage’ to include reference to purpose grown crops and residual crops both being used to make silage;
  - o include direct reference to the anaerobic process in the definition of ‘silage production’; and
  - o remove the now redundant definition of animal production.
- Amending the ‘description of prescribed permission activity’ in regulation 6(3) of the proposed Regulations to ‘using 5 m<sup>3</sup> or more of waste tyres as weights during silage production, including storing waste tyres for that purpose.’

More details on how submissions have been considered and responded to are set out in the Statement of Reasons document published on the Engage Victoria website (<https://engage.vic.gov.au/delwp-review-regulation-waste-tyre-use-and-storage-farms>), and available on request by emailing [tyresonfarms@delwp.vic.gov.au](mailto:tyresonfarms@delwp.vic.gov.au)

After the proposed Regulations are made, they will become available for download from [www.legislation.vic.gov.au](http://www.legislation.vic.gov.au) The proposed Regulations will commence on the day of their making with a temporary prescribed exemption until 1 July 2023.

HON. LILY D’AMBROSIO

Minister for Environment and Climate Action

**SPECIAL**

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