



Climate Change (General Exemptions) Amendment Order 2021

Patsy Reddy, Governor-General

Order in Council

At Wellington this 27th day of September 2021

Present:

Her Excellency the Governor-General in Council

This order is made under section 60 of the Climate Change Response Act 2002—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister of Climate Change made after complying with that section and sections 3A and 3B of that Act.

Contents

		Page
1	Title	2
2	Commencement	2
3	Principal order	2
4	New clause 13B inserted (Exemption for operating disposal facility disposing of waste from closed landfill)	2
	13B Exemption for operating disposal facility disposing of waste from closed landfill	2

Order

1 Title

This order is the Climate Change (General Exemptions) Amendment Order 2021.

2 Commencement

This order comes into force on 1 January 2022.

3 Principal order

This order amends the Climate Change (General Exemptions) Order 2009.

4 New clause 13B inserted (Exemption for operating disposal facility disposing of waste from closed landfill)

After clause 13A, insert:

13B Exemption for operating disposal facility disposing of waste from closed landfill

- (1) A person who carries out the activity of operating a disposal facility is exempt as a participant in respect of the part of the activity involving the disposal of waste that—
 - (a) had previously been disposed of at a landfill that is now a closed landfill; and
 - (b) is disposed of by the disposal facility on or after 1 January 2022.
- (2) In this section, **closed landfill** means a landfill that is no longer accepting waste for disposal.

Michael Webster,
Clerk of the Executive Council.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force on 1 January 2022, amends the Climate Change (General Exemptions) Order 2009 (the **principal order**).

This order amends the principal order to partly exempt persons who operate disposal facilities from being participants under the Climate Change Response Act 2002. A person who operates a disposal facility is exempt in relation to waste disposed of by the facility from 1 January 2022 that was previously disposed of at a landfill that is now a closed landfill.

2021/292

**Climate Change (General Exemptions) Amendment
Order 2021**

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*: 30 September 2021.

This order is administered by the Ministry for the Environment.

Wellington, New Zealand:

Published under the authority of the New Zealand Government—2021