

Appendix 3: Publications (since 1996)

NEPC GENERAL

- *Report of the review of the National Environment Protection Council Acts (Commonwealth, state and territory)* — June 2001
- *NEPC revised protocol for the development of impact statements* — July 2000
- *NEPC annual report 2002–03*
- *NEPC annual report 2001–02*
- *NEPC annual report 2000–01*
- *NEPC annual report 1999–00*
- *NEPC annual report 1998–99*
- *NEPC annual report 1997–98*
- *NEPC annual report 1996–97*
- *NEPC annual report 1995–96*
- *Scoping protocol for National Environment Protection Measures* — July 1999
- *NEPC consultation protocol (revised) (bulletin)* — May 1999
- *Introducing the National Environment Protection Council (pamphlet)* — 1997

AMBIENT AIR QUALITY

- *Time activity study* — May 2004
 - *Data description report*
 - *Study I — September 2002 (summer)*
 - *Study II — February 2003 (winter)*
 - *Summary of findings*
- *Variation to the Ambient Air Quality NEPM $PM_{2.5}$* — June 2003
- *Summary of submissions received in relation to the draft variation on setting $PM_{2.5}$ standard in Australia* — June 2003
- *Technical paper on monitoring for particles as $PM_{2.5}$* — June 2003
- *Summary of submissions received in relation to the discussion paper on setting a $PM_{2.5}$ standard in Australia* — June 2002
- *Draft variation to the National Environment Protection (Ambient Air Quality) Measure for particles as $PM_{2.5}$ and associated impact statement* — October 2002
- *Discussion paper on setting a $PM_{2.5}$ standard in Australia* — February 2002
- *Issues paper on the need for a $PM_{2.5}$ standard in Australia — released to key stakeholders for comment* — May 2001
- *Summary of submissions received by the National Environment Protection Council in relation to the issues paper on the need for a $PM_{2.5}$ standard in Australia and National Environment Protection Council's responses to those submissions* — May 2001
- *Report of the Risk Assessment Taskforce* — October 2000
- *National Environment Protection (Ambient Air Quality) Measure* — May 2001
 - *Technical paper no 1: checklist for monitoring plans*
 - *Technical paper no 2: selection of regions*
 - *Technical paper no 3: monitoring strategy*
 - *Technical paper no 4: screening procedures*
 - *Technical paper no 5: data collection and handling*
 - *Technical paper no 6: meteorological measures*
 - *Technical paper no 7: accreditation of performance monitoring*

- *Technical paper no 8: annual reports for Ambient Air Quality NEPM*
- *Technical paper no 9: lead monitoring*
- *Technical paper no 10: collection and reporting of TEOM PM₁₀ data*
- *National Environment Protection Measure for Ambient Air Quality* — June 1998
- *Revised impact statement for Ambient Air Quality* — June 1998
- *Summary of submissions received by the National Environment Protection Council in relation to the draft National Environment Protection Measure and Impact Statement for Ambient Air Quality and National Environment Protection Council's responses to those submissions* — June 1998
- *Report of the Ambient Air Quality National Environment Protection Measure Monitoring Protocol Working Group* — March 1998
- *Draft National Environment Protection Measure and impact statement for Ambient Air Quality* — released for public comment — November 1997
- *A review on the existing health data on six air pollutants* — May 1997
- *Report on the monitoring and reporting protocols for the Ambient Air Quality National Environment Protection Measure* — April 1997
- *Report on the air quality management options* — April 1997

The EPHC website <www.ephc.gov.au/prc> has links to jurisdictional monitoring plans of each state, territory and the Commonwealth located on their websites.

AIR TOXICS

- *Draft National Environment Protection (Air Toxics) Measure and associated impact statement* — May 2003
- *Towards a National Environment Protection (Ambient Air Toxics) Measure* —discussion paper — March 2002
- *Ambient air toxics issues paper* — September 2001
- *Information bulletin on the proposed National Environment Protection (Ambient Air Toxics) Measure* — July 2001

NATIONAL POLLUTANT INVENTORY

- *Report of the review of the National Environment Protection (National Pollutant Inventory) Measure* — December 2001
- *National Pollutant Inventory Technical Advisory Panel final report to National Environment Protection Council* — January 1999
- *National Environment Protection Measure for the National Pollutant Inventory and memorandum of understanding relating to implementation of the National Pollutant Inventory* — February 1998
- *Summary of submissions received by the National Environment Protection Council in relation to the draft National Environment Protection Measure and impact statement for the National Pollutant Inventory and the National Environment Protection Council's responses to those submissions* — February 1998
- *Draft National Environment Protection Measure and impact statement for the National Pollutant Inventory* — released for public comment June 1997
- *National Pollutant Inventory Technical Advisory Panel report to the National Environment Protection Council* — May 1997 — released for public comment — June 1997

VARIATION TO THE NATIONAL POLLUTANT INVENTORY NEPM

- *National Environment Protection (National Pollutant Inventory) Measure as varied* — June 2000
- *Summary of submissions received by the National Environment Protection Council in relation to the draft variation to the National Environment Protection (National Pollutant Inventory) Measure and impact statement and the responses of the National Environment Protection Council to those submissions* — May 2000

- *Draft variation to the National Environment Protection (National Pollutant Inventory) Measure* — December 1999
- *Impact statement for the draft variation to the National Environment Protection (National Pollutant Inventory) Measure* — December 1999

MOVEMENT OF CONTROLLED WASTE BETWEEN STATES AND TERRITORIES

- *National Environment Protection Measure for the Movement of Controlled Waste between States and Territories* — June 1998
- *Summary of submissions received by the National Environment Protection Council in relation to the draft National Environment Protection Measure and impact statement for the Movement of Controlled Waste between States and Territories* — June 1998
- *Draft National Environment Protection Measure and impact statement for the Movement of Controlled Waste between States and Territories* — January 1998

DIESEL VEHICLE EMISSIONS

- *National Environment Protection (Diesel Vehicle Emissions) Measure* — June 2001
- *Summary of submissions received by the National Environment Protection Council in relation to the draft National Environment Protection Measure and impact statement for Diesel Vehicle Emissions* — June 2001
- *Draft National Environment Protection (Diesel Vehicle Emissions) Measure and impact statement* — February 2001
- *Diesel Vehicle Emissions National Environment Protection Measure* — discussion paper released to key stakeholders for comment — November 2000
- *Information bulletin on the proposed National Environment Protection (Diesel Vehicle Emissions) Measure* — September 2000

PREPARATORY PROJECT WORK FOR THE PROPOSED NEPM FOR DIESEL VEHICLE EMISSIONS

- *In-service emissions performance: in-service certification correlation studies* — April 2001
- *In-service emissions pilot study: fault identification and effect of maintenance* — April 2001
- *In-service emissions performance — phase 2: vehicle testing* — November 2000
- *A review of dynamometer correlations, in-service emissions and engine deterioration (CD ROM)* — March 2000
- *The Australian diesel fleet: existing vehicle characteristics and the modelling of transport demand, vehicle populations and emissions (CD ROM)* — November 1999
- *In-service emissions performance — phase 1: urban drive cycle development (CD ROM)* — March 1999

USED PACKAGING MATERIALS

- *National Environment Protection Measure for Used Packaging Materials and the National Packaging Covenant* — July 1999
- *Summary of submissions received by the National Environment Protection Council in relation to the draft National Environment Protection Measure and impact statement for Used Packaging Materials and the National Environment Protection Council's responses to those submissions* — May 1999, publicly released in July 1999
- *Draft National Environment Protection Measure and impact statement for Used Packaging Materials* — January 1999
- *Used packaging materials National Environment Protection Measure* – discussion paper released to key stakeholders for comment — June 1998

ASSESSMENT OF SITE CONTAMINATION

- *Proceedings of the Fifth National Workshop on the Assessment of Site Contamination* — January 2003
- *National Environment Protection Measure for Assessment Site Contamination 1999 including Schedule B and the summary of submissions received by the National Environment Protection Council in relation to the draft National Environment Protection Measure and impact statement for the Assessment of Site Contamination and the National Environment Protection Council's response to those submissions* — December 1999
- *Draft NEPM and impact statement for the assessment of Site Contamination* — March 1999
- *Discussion paper: Towards a NEPM for the Assessment of Contaminated sites* — July 1998

EPHC — CHEMICALS POLICY

- *Final report of the national ChemCollect program* — April 2004
- *Scoping paper — towards ecologically sustainable management of chemicals in Australia* — June 2003

EPHC — INTEGRATED NATIONAL HERITAGE POLICY

- *Making heritage happen* — June 2004
 - *Incentives and policy tools for conserving our historic heritage*
 - *Incentives and policy tools for conserving our historic heritage — summary of findings*
- *Going places: issues paper developing natural and cultural heritage tourism in Australia* — May 2003

EPHC — WASTE MANAGEMENT

- *The impacts of degradable plastic bags in Australia* — September 2003
- *Polychlorinated biphenyls management plan (revised)* — April 2003
- *National Plastic Shopping Bags Working Group report to the National Packaging Covenant Council* — December 2002
- *A national approach to waste tyres — policy discussion paper* — October 2002
- *Review of the ANZECC polychlorinated biphenyls (PCB) management plan* — September 2002

EPHC — WATER QUALITY

- *Keeping tabs on marine debris (brochure)* — December 2002

All publications are available for download from the EPHC website at www.ephc.gov.au/php/list_document_types.php.

Appendix 4: NEPM Development — How NEPMs Are Made

NATIONAL ENVIRONMENT PROTECTION MEASURES

National Environment Protection Measures (NEPMs) are broad framework-setting statutory instruments defined in NEPC legislation. They outline agreed national objectives for protecting particular aspects of the environment. NEPMs may consist of any combination of goals, standards, protocols and guidelines.

A two-thirds majority of members is required for the NEPC to make a NEPM. Implementation of NEPMs is the responsibility of each participating jurisdiction. A NEPM will take effect in participating jurisdictions once it is notified in the *Commonwealth of Australia Gazette* (although NEPMs are subject to disallowance by either House of the Commonwealth Parliament).

The NEPC legislation prescribes that NEPMs may relate to any one or more of the following (section 14 (1)):

- ambient air quality
- ambient marine, estuarine and freshwater quality
- the protection of amenity in relation to noise (but only if differences in environmental requirements relating to noise would have an adverse effect on national markets for goods and services)
- general guidelines for the assessment of site contamination
- environmental impacts associated with hazardous wastes
- the reuse and recycling of used materials.

NEPMs may also relate to motor vehicle noise and emissions and are developed by the NEPC in conjunction with the National Road Transport Commission, now known as the National Transport Commission (sections 14 (1) (g) and 14 (2)).

In making NEPMs, the NEPC must have regard to the considerations detailed in section 15 of the NEPC legislation. These considerations include:

- consistency with the Intergovernmental Agreement on the Environment
- environmental, economic, and social impacts
- relevant international agreements
- any regional environmental differences.

IMPACT STATEMENTS

Prior to making a NEPM, the NEPC must prepare a draft of the NEPM and an impact statement (section 17 of the NEPC Act). The Impact Statement must include the following:

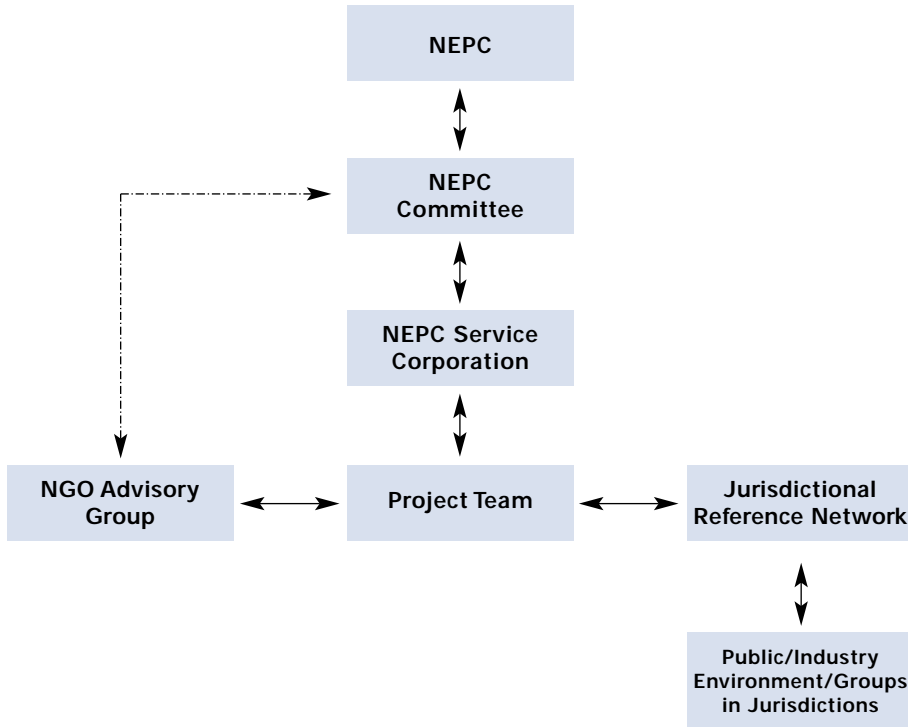
- the desired environmental outcomes
- the reason for the proposed NEPM and the environmental impact of not making the NEPM
- a statement of the alternative methods of achieving the desired environmental outcomes and the reasons why those alternatives have not been adopted
- an identification and assessment of the economic and social impact on the community (including industry) of making the proposed NEPM
- a statement of the manner in which any regional environmental differences in Australia have been addressed in the development of the proposed NEPM
- the intended date for making the proposed NEPM
- the timetable (if any) in relation to the proposed NEPM
- the transitional arrangements (if any) in relation to the proposed NEPM.

These impact statement requirements are set out in the legislation. Impact statements are developed in keeping with the requirements of the Council of Australian Governments as outlined in the *Principles and guidelines for national standard setting and regulatory action by ministerial councils and standard setting bodies*.

The NEPC legislation requires that both the draft NEPM and the impact statement be made available for public consultation for a period of at least two months. The NEPC must have regard to the impact statement and submissions received during public consultation in deciding whether to make a NEPM.

NEPM REPORTING AND CONSULTATION ARRANGEMENTS

In the development of each National Environment Protection Measure, a working structure is established as displayed in the following diagram.



The roles of these groups in NEPM development can be characterised in the following manner.

NEPC:

- initiates the development of the NEPM
- approves the release of the draft NEPM and impact statement for public consultation
- makes the NEPM.

NEPC Committee:

- appoints a NEPM Project Chair (from NEPC Committee)
- develops the proposal for the NEPM
- appoints project team experts from jurisdictions
- members are responsible for consultation in their jurisdiction.

Project Chair:

- provides policy direction for the project team
- has general oversight of the development of the draft NEPM and impact statement
- reports to NEPC Committee on progress and issues arising during development of the draft NEPM and Impact Statement.

Project team:

- develops draft NEPM and impact statement under the guidance of the Project Chair and Project Manager.

NEPC Service Corporation:

- provides Project Manager and support structures for NEPM development.

Project Manager:

- is responsible for development of a detailed NEPM proposal
- manages the project (including the project team, financials, timelines)
- acts as Executive Officer for the Non-government Organisation Advisory Group and the Jurisdictional Reference Network
- reports to the Project Chair and the NEPC Executive Officer.

Non-government Organisation Advisory Group:

- comprises senior executives from national non-government organisations (conservation, industry and professional groups)
- is chaired by the Project Chair
- provides policy advice to NEPC Committee through the Project Chair
- provides feedback to the project team.

Jurisdictional Reference Network:

- comprises one officer from each jurisdiction, who:
 - conducts whole-of-government consultation under the direction of the NEPC Committee member for the jurisdiction
 - may organise and/or conduct public consultation in their jurisdiction
 - provides feedback to the project team on jurisdictional issues
 - supplies appropriate data and information to project team to assist NEPM development.

Appendix 5: NEPM Development Model – Flow Chart

