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Protection of the Environment Operations Act 1997

Notice of intention to prepare draft Protection of the Environment Policy

I, Tony Chappel, for and on behalf of the Environment Protection Authority (EPA) give notice under section 15 of the *Protection of the Environment Operations Act 1997* (the Act), that the EPA intends to prepare a draft Protection of the Environment Policy (PEP) pursuant to Chapter 2 of the Act.

The intention of the draft PEP will be to require public authorities, as defined in the Dictionary and section 32 of the Act, in their capacity as a proponent, consent authority or determining authority for a project to:

- take into consideration the PEP provisions for all new public infrastructure proposals, including State Significant Infrastructure, commencing from July 2024
- consider how the public infrastructure proposal has:
 - reported embodied carbon emissions and analysed options to reduce embodied carbon in its design and construction stages
 - prioritised the use of low carbon recycled substitute materials or remanufactured substitute materials derived from waste streams generated within NSW.

The PEP is intended to complement the *State Environmental Planning Policy (Sustainable Buildings) 2022* which commences on 1 October 2023.

The final scope, intent and design of the draft PEP will be informed by consultation of government, industry, and the community during 2023, including public exhibition of the draft PEP and impact statement in accordance with sections 17 and 18 of the Act.

Dated 10 February 2023



TONY CHAPPEL
Chief Executive Officer
NSW Environment Protection Authority