

2010-2011-2012

The Parliament of the
Commonwealth of Australia

THE SENATE

Presented and read a first time

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**Renewable Energy (Electricity)
Amendment (Excessive Noise from Wind
Farms) Bill 2012**

No. , 2012

(Senators Madigan and Xenophon)

**A Bill for an Act to amend the *Renewable Energy
(Electricity) Act 2000*, and for related purposes**

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OPC drafter to complete	
1. Does this Bill need a message? (See H of R Practice, fifth ed, pp409-414, and OGC advice.) If yes: <ul style="list-style-type: none">• List relevant clauses/items—• Prepare message advice (see Drafting Direction 4.9)• Give a copy of the message advice to the Legislation area.	No
2. Does this Bill need a notice? (See H of R Standing Order 178 and Drafting Direction 3.2.) If no list relevant clauses/items—	Yes
3. Is there any constitutional reason why this Bill should not be introduced in the Senate? (See Constitution sections 53 and 55 and Drafting Direction 3.2.)	No

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A Bill for an Act to amend the *Renewable Energy (Electricity) Act 2000*, and for related purposes

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The Parliament of Australia enacts:

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1 Short title

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This Act may be cited as the *Renewable Energy (Electricity) Amendment (Excessive Noise from Wind Farms) Act 2012*.

1 **2 Commencement**

2 This Act commences on the day this Act receives the Royal
3 Assent.

4 **3 Schedule(s)**

5 Each Act that is specified in a Schedule to this Act is amended or
6 repealed as set out in the applicable items in the Schedule
7 concerned, and any other item in a Schedule to this Act has effect
8 according to its terms.
9

1 **20AB Wind farms—publishing on internet information about noise,**
2 **wind speed and direction, weather conditions and power**
3 **output**

- 4 (1) The nominated person for an accredited power station that is a
5 wind farm must ensure that information prescribed by the
6 regulations relating to the following is published on the internet:
7 (a) noise attributable to the wind farm;
8 (b) wind speed and direction at the wind farm;
9 (c) weather conditions at the wind farm;
10 (d) power output of individual turbines at the wind farm.

- 11 (2) The information must be published on the internet in accordance
12 with any requirements prescribed by the regulations for the
13 purposes of this subsection.

14 Example: A requirement that the information be published in real time.

15 **6 Subsection 30E(3)**

16 Omit “may”, substitute “must”.

17 **7 Subsection 30E(3)**

18 Omit “law of”, substitute “law (whether written or unwritten) of or in
19 force in”.

20 **8 After subsection 30E(4)**

21 Insert:

22 *Wind farms—excessive noise*

- 23 (4A) The Regulator must, by written notice, suspend the accreditation of
24 an accredited power station that is a wind farm if the Regulator
25 believes on reasonable grounds that the wind farm is creating
26 excessive noise (see subsection 14(6)).
- 27 (4B) The accreditation is suspended until the Regulator believes on
28 reasonable grounds that the wind farm is not creating excessive
29 noise. The notice must include a statement to that effect.

