

## **ENVIRONMENT PROTECTION (ENVIRONMENTAL FEES) RULES 2005**

In exercise of the powers conferred by paragraph 60(2) (n) of the Environment Protection Enactment 2002 [*Enactment No. 12 of 2002.*], the Minister makes the following rules.

### **Citation and commencement.**

1. This rules may be cited as the Environment Protection (Environmental Fees) Rules 2005 and shall come into force on such date as the Minister may, by notification in the *Gazette*, appoint.

### **Interpretation.**

2. In this rules –

"Department" means the Environment Protection Department;

"Director" means the Director of the Environment Protection Department;

"Enactment" means the Environment Protection Enactment 2002; and

"Minister" means the Minister for the time being responsible for environmental protection.

### **Fees to be charged and collected.**

3. (1) The Director shall charge fees as specified in this Schedule for the processing of proposal for mitigation measures, terms of reference of environmental impact assessment and environmental impact assessment reports under section 16 of the Enactment.

(2) The Director shall determine and collect fees for the sale of any environmental handbooks, guidelines, and reports published by the Department.

**Processing of proposal, terms of reference and report.**

4. (1) No proposal for mitigation measures, terms of reference of environmental impact assessment or environmental impact assessment report submitted to the Director for his approval, shall be processed by the Director unless such fees as specified in the Schedule are fully paid.

(2) If the proposal for mitigation measures, terms of reference of environmental impact assessment or environmental impact assessment report upon processing, is not approved by the Director, any fresh submission of such proposal, terms of reference or report thereof shall be deemed to be a new submission, and shall not be processed by the Director unless such fees as specified in the Schedule are fully paid.

**Mode of payment of fees.**

5. (1) All payment of fees shall be made –
- (a) in cash; or
  - (b) by money order, cashier's order, postal order, banker's order, or banker's draft, and shall be payable to the Director of the Environment Protection Department and crossed with the words "Account Payee Only".
- (2) An official receipt shall be issued for every payment received.

**Transitional and saving provision.**

6. Any payment for the processing of terms of reference of environmental impact assessment or environmental impact assessment report made before the coming into force of this Rules, shall be deemed to be the payment made for the processing of such terms of reference of environmental impact assessment or environmental impact assessment report under this Rules.

SCHEDULE  
(Subrule 3(1) and Rule 4)

PROCESSING FEES

|    | <i>Report/Terms of Reference</i>                              | <i>Fees</i>                     |
|----|---|---------------------------------|
| 1. | Proposal for Mitigation Measures                              | RM 100.00 per unit/<br>project  |
| 2. | Terms of Reference of Normal Environmental Impact Assessment  | RM200.00 per unit/<br>project   |
| 3. | Terms of Reference of Special Environmental Impact Assessment | RM500.00 per unit/<br>project   |
| 4. | Normal Environmental Impact Assessment Report                 | RM1,000.00 per<br>unit/ project |
| 5. | Special Environmental Impact Assessment Report                | RM2,000.00 per<br>unit/ project |

Made this 23rd day of August 2005.

TAN SRI DATUK CHONG KAH KIAT,  
*Minister of Tourism, Culture and Environment.*