

- (h) Any receptacles as provided by a Licensed Waste Collector and approved by Council for the purpose of collecting Commercial Household Waste;
- (i) Any other receptacle as provided by Council from time to time for the purpose of collecting Commercial Household Waste.

63 Maintenance of reusable Approved Receptacles

- (1) Reusable Approved Receptacles must be kept clean and in good repair, covered at all times and the contents protected from rain or ingress or egress of flies or vermin.

64 Use of Approved Receptacle

- (1) No waste other than Commercial Household Waste shall be placed in a Commercial Household Waste Approved Receptacle.
- (2) Commercial Household Waste placed in a reusable Approved Receptacle must be placed in a manner which allows the whole of the contents to fall out easily and cleanly when the receptacle is emptied.
- (3) Approved Receptacles must not contain Prohibited Waste or be overloaded. The maximum permitted weight of an approved bag is 15 kilograms.

65 Placement of Commercial Household Waste for collection

Time

- (1) Commercial Household Waste must be put out for collection not earlier than 5 pm and not later than 6 pm on the day of collection unless otherwise directed by Council from time to time.

Place

- (2) Approved Receptacles for Commercial Household Waste (other than cages and skip bins) must be placed in an upright position within the Waste Collection Area.
- (3) Cages and skips must not be placed in a Waste Collection Area or in a Public Place without the Council's approval.

Maximum Number

- (4) The number of Approved Receptacles put out from each property for collection or emptying must not exceed the maximum number determined by the Council from time to time (if any) and publicly notified.

66 Retrieval of uncollected Waste

- (1) Waste which is not collected on the day for collection must be removed from the Waste Collection Area at the end of that day or by 8.30am on the day following, by the Occupier of the property from which the waste was generated.
- (2) Waste left in the Waste Collection Area after 8.30 a.m on the day following the day for collection may be removed by the Council and the cost of collection and disposal of that uncollected waste (except in any case where the missed collection was to be undertaken by the Council) shall be borne by the Occupier of the property from which the waste was generated.

67 Retrieval of reusable Approved Receptacle

- (1) Reusable Approved Receptacles, whether full or empty, must be removed from the Waste Collection Area before 8.30 am on the day following the day for collection by the Occupier and the owner of the property from which the reusable Approved Receptacle came.

68 Waste collectors to be licensed and authorised

- (1) No person other than the Occupier of the property from which the waste was generated shall remove Commercial Household Waste from a Waste Collection Area or from a property, unless licensed to collect Commercial Household Waste under this bylaw.

69 Obstruction of Licensed Waste Collectors

- (1) No person shall obstruct or hinder any Licensed Waste Collector from removing Commercial Household Waste in accordance with a Licence under this bylaw.

70 Offences

- (1) Every person breaches this bylaw who fails to comply with:

- Clause 61(1)
- Clause 62(1),(2)
- Clause 63(1)
- Clause 64(1),(2),(3)
- Clause 65(1),(2),(3),(4)
- Clause 66(1)
- Clause 67(1)
- Clause 68(1)
- Clause 69(1)

- (2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000^e.

^e As stipulated by the Local Government Act 2002.

Commercial Waste

71 **Definition**

- (1) “**Commercial Waste**” means any Solid Waste resulting from the carrying on of any business, manufacture, process, trade, market, or other undertaking and includes Recyclable Waste which is not accepted by the Council for separate collection, Paper Waste, Inorganic Waste or Green Waste but does not include Commercial Household Waste, Prohibited Waste, Hazardous Waste or Trade Waste.

72 **Accumulation of Commercial Waste**

- (1) The Occupier and the owner of a property must not permit or suffer any accumulation of Commercial Waste in or about that property to be or become unsightly, offensive, a nuisance or likely to be injurious to health.

73 **Contract for Removal**

- (1) A licensed Commercial Waste collector (which is not a licensed Commercial Waste collector dealing with its own commercial waste) shall not collect, transport or dispose of commercial waste unless it does so in accordance the terms of its licence and the terms of its contract with its customer.
- (2) A licensed Commercial Waste collector dealing with its own Commercial Waste shall be required to act in accordance with the terms of its licence.
- (3) A contract for the collection of Commercial Waste may include such provisions, being provisions which are not inconsistent with the provisions of any Commercial Waste collection Licence, as the parties think fit and shall include the following terms:
 - (a) Commercial Waste must be placed in an Approved Receptacle;
 - (b) Approved Receptacles must bear distinctive colours or symbols to distinguish them from other Approved Receptacles;
 - (c) only Commercial Waste may be placed in Commercial Waste Approved Receptacle
 - (d) the dates and times for collection of Commercial Waste;
 - (e) if the place for collection is not within the customer’s premises, the place for collection.

74 **Multi Unit Properties**

- (1) Every owner of any Multi Unit Property for which building consent is granted after 1 January 2006 must make adequate provision for Commercial Waste within the property to the satisfaction of the Council. Any Multi Unit Property for which building consent is granted after 1 January 2006 must be accompanied by a waste management plan which identifies: an adequate area for the storage of Approved Receptacles which is accessible to Occupiers and

waste collectors; the methods to be employed to minimise noise and odour and to keep the area hygienic, free from vermin or other infestations and protected from theft and vandalism.

75 Retrieval of uncollected Commercial Waste

- (1) Commercial Waste which is not collected on the day for collection must be removed from the Waste Collection Area at the end of that day by the Occupier of the property from which the waste was generated.
- (2) Commercial Waste left in the Waste Collection Area after 8.30am on the day following the day for collection may be removed by the Council and the cost of collection and disposal of that uncollected waste (except in any case where the missed collection was to be undertaken by the Council) shall be borne by the Occupier of the property from which the waste was generated.

76 Retrieval of reusable Approved Receptacle

- (1) Reusable Approved Receptacles, whether full or empty, must be removed from the Waste Collection Area before the expiry of the day for collection by the Occupier of the property from which the reusable Approved Receptacle came.

77 Waste collectors to be licensed and authorised

- (1) No person other than the Occupier of the property from which the waste was generated shall remove Commercial Waste from a Waste Collection Area or from a property, unless licensed to collect Commercial Waste under this bylaw.

78 Obstruction of Licensed Waste Collectors

- (1) No person shall obstruct or hinder any Licensed Waste Collector from removing Commercial Waste in accordance with a license under this bylaw.

79 Offences

- (1) Every person breaches this bylaw who fails to comply with:

Clause 72(1)
Clause 73(1),(2)
Clause 74(1)
Clause 75(1)
Clause 76(1)
Clause 77(1)
Clause 78(1)

- (2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000⁷.

⁷ As stipulated by the Local Government Act 2002.

Prohibited Waste

80 **Definition**

(1) **“Prohibited Waste”** means:

- (a) any broken glass, broken china, broken plastic, hacksaw blade, razor blade, skewer, syringe, knife or any other object or material capable by reason of its shape or sharpness of causing injury unless any such waste is properly and sufficiently contained so as to prevent injury damage or loss;
- (b) any sharp object or material capable of puncturing the Approved Receptacle or capable by reason of its brittleness of shattering in the course of collection; unless such waste is properly and sufficiently wrapped or contained so as to prevent injury damage or loss;
- (c) any explosive, hot ashes, flammable material, infectious material, or any other matter, thing or waste of any kind whatsoever that may endanger any person, animal or vehicle which may come in to contact with it at any time prior to during or following collection before or during collection or during or after disposal;
- (d) any liquid or any viscous fluid;
- (e) any radioactive wastes, but excluding domestic smoke detectors;

[Advice Note: Domestic smoke detectors may be disposed of as Household Waste]

- (f) any used oil, lead-acid batteries, refrigerators and/or freezers that have not been de-gassed;
- (g) any Hazardous Waste.

81 **Accumulation of Prohibited Waste**

- (1) The Occupier and the owner of a property must not permit or suffer any accumulation of Prohibited Waste in or about that property to be or become unsightly, offensive, a nuisance or likely to be injurious to health.
- (2) Prohibited Waste must not be put out for collection in the Waste Collection Area or any other Public Place

82 **Waste collectors to be licensed and authorised**

- (1) No person other than the Occupier of the property from which the waste was generated shall collect, transport or dispose of Prohibited Waste unless licensed to do so under this bylaw.

83 **Obstruction of Licensed Waste Collectors**

- (1) No person shall obstruct or hinder any Licensed Waste Collector from removing Prohibited Waste in accordance with a Licence under this bylaw.

84 **Offences**

(1) Every person breaches this bylaw who fails to comply with:

Clause 81(1),(2)

Clause 82(1)

Clause 83(1)

(2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000⁸.

⁸ As stipulated by the Local Government Act 2002

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Hazardous Waste

85 **Definition**

- (1) “**Hazardous Waste**” means any waste that:
- (a) contains hazardous substances at sufficient concentrations to exceed the minimum degrees of hazard specified by *Hazardous Substances (Minimum Degrees of Hazard) Regulations 2000* under the *Hazardous Substances and New Organism Act 1996*, or
 - (b) meets the definition for infectious substances included in the *Land Transport Rule: Dangerous Goods 1999* and *NZ Standard 5433: 1999 – Transport of Dangerous Goods on Land*; or
 - (c) meets the definition for radioactive material included in the *Radiation Protection Act 1965* and *Regulations 1982*; or
 - (d) is publicly notified by the Council from time to time to be hazardous and to require special handling for the purposes of collection transportation or disposal.

86 **Accumulation of Hazardous Waste**

- (1) The Occupier and the owner of a property must not permit or suffer any accumulation of Hazardous Waste in or about that property to be or become unsightly, offensive, a nuisance or likely to be injurious to health.

87 **Contract for Removal**

- (1) A licensed Hazardous Waste collector shall not collect, transport or dispose of Hazardous Waste unless it does so in accordance with the terms of its licence and the terms of its contract with its customer.
- (2) The delivery of Hazardous Waste to a Council operated service for collection and disposal of Hazardous Waste shall not be an offence under this bylaw.
- (3) A contract for the collection of Hazardous Waste may include such provisions, being provisions which are not inconsistent with the provisions of any Hazardous Waste collection Licence, as the parties think fit and shall include the following terms:
- (a) Hazardous Waste must be placed in an Approved Receptacle;
 - (b) Approved Receptacles must bear distinctive colours or symbols to distinguish them from other Approved Receptacles;
 - (c) only Hazardous Waste may be placed in a Hazardous Waste Approved Receptacle;
 - (d) the dates and times for collection of Hazardous Waste;
 - (e) if the place for collection is not within the customer’s premises, the place for collection.

88 Waste collectors to be licensed and authorised

- (1) No person shall remove Hazardous Waste from a Waste Collection Area or from a property, unless licensed to collect Hazardous Waste under this bylaw.

89 Obstruction of Licensed Waste Collectors

- (1) No person shall obstruct or hinder any Licensed Waste Collector from removing Hazardous Waste in accordance with a Licence under this bylaw.

90 Offences

- (1) Every person breaches this bylaw who fails to comply with:

Clause 86(1)

Clause 87(1)

Clause 88(1)

Clause 89(1)

- (2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000⁹.

⁹ As stipulated by the Local Government Act 2002.

Part 4

Offence to Deposit Waste, Trolleys and Receptacles on Public Land

91 Depositing Waste, Trolleys and Receptacles on Public Land

- (1) No person shall Deposit, or permit, or suffer the Deposit of, any waste or Litter in a Public Place other than in a manner provided for by this bylaw.
99. Without limiting the generality of clause 91(1) no person shall:
 - (a) place or leave or abandon any Trolley, or receptacle in any Public Place; or
 - (b) being the Occupier of a property, allow or fail to take reasonable steps to prevent the escape of any waste, Trolley, or receptacle from that property into, on or upon any Public Place, waterway or channel.

92 Removal, Impounding and disposal of Trolleys and Receptacles found on Public Land

- (2) In any case where a Trolley or receptacle has been found in a Public Place waterway or channel, the Council may remove and impound the Trolley or receptacle and Council shall if reasonable and if the owners identity is known give notice to the owner to remove that Trolley or receptacle within 24 hours; and
- (3) Council may remove and impound the Trolley or receptacle if:
 - (a) the owner fails to collect the Trolley or receptacle within 24 hours of notification by Council;
 - (b) in the reasonable opinion of Council immediate removal and impoundment is required.
- (3) Where any Trolley or receptacle is so impounded Council:
 - (a) shall, if the owner's identity is known or reasonably ascertained, give notice to the owner that the Trolley or receptacle has been impounded as soon as practicable after the impounding;
 - (b) shall make the Trolley or receptacle available for collection, if the owner requests the return of the Trolley or receptacle and they meet Council's reasonable costs in seizing, impounding, transporting, and storing the property.
- (4) Council may dispose of any Trolley or receptacle impounded pursuant to this bylaw by way of sale or otherwise as it thinks fit where:
 - (a) it has been impounded for 3 months or more; and
 - (b) after giving the owner (if the owner's identity is known or reasonably ascertained), at least 14 working days' notice of the Council's intention to do so.

- (5) Any proceeds from Council's disposal of the Trolley or receptacle must be applied to pay:
- (a) first, the reasonable costs incurred by Council in seizing, impounding, transporting, storing and disposing of the Trolley or receptacle;
 - (b) second, any surplus to the owner of the Trolley or receptacle.
- (6) Where the proceeds from Council's disposal of the Trolley do not meet Council's costs in seizing, impounding, transporting, storing and disposing of the Trolley or receptacle, these costs shall remain a debt due by the owner to Council.

93 Identification of ownership of Trolleys and Receptacles

- (1) Within 6 months of the introduction of this bylaw all Trolleys and receptacles provided by a commercial enterprise to its customers to carry or transport goods within or from its commercial premises shall be clearly marked in a manner which plainly and permanently identifies the name and location of the specific commercial enterprise the Trolleys are from, and the name of the owner, if this is different from the commercial enterprise.

94 Offences

- (1) Every person breaches this bylaw who fails to comply with:
- Clause 91(1),(2)(a),(b)
 - Clause 93(1)
- (2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000¹⁰.

¹⁰ As stipulated by the Local Government Act 2002.

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Part 5

Offence to Deposit Unaddressed Unsolicited Material

95 Depositing unaddressed, unsolicited material

- (1) No person shall Deposit, cause, permit or authorise the Deposit of any material other than solicited or addressed material in a letterbox marked "Addressed Mail Only";
- (2) No person shall Deposit, cause, permit or authorise the Deposit of any material other than solicited or addressed material and community newspapers, community news letters and public notices in a letterbox marked "Addressed Mail and Newspapers Only";
- (3) No person shall Deposit, cause, permit or authorise the Deposit of any unaddressed unsolicited advertising material including circulars, leaflets, brochures, magazines or flyers in a letterbox marked "No Circulars" or "No Advertising Material" or "No Junk Mail"
- (4) No person shall Deposit, cause permit or authorise the Deposit of any unaddressed unsolicited advertising material including circulars, leaflets, brochures, magazines or flyers on any parked vehicle, parked in a Public Place
- (5) For the purposes of clauses 1, 2, 3 addressed means any mail or material that has a street address (i.e. street/road name and number) and unaddressed means any mail or material that does not have a street address i.e. street/road name and number.
- (6) For the purposes of clause 3 advertising material, circulars, junk mail is any material which predominantly:
 - (a) offers to supply goods or services; or
 - (b) advertises or promotes goods or services; or
 - (c) advertises or promotes a supplier, or prospective supplier of goods or services; or
 - (d) offers to supply land, property or buildings; or an interest in land, property or buildings; or
 - (e) advertises or promotes a supplier, or prospective supplier, of land, property or buildings or an interest in land, property or buildings; or
 - (f) advertises or promotes a business opportunity or investment opportunity; or
 - (g) advertises or promotes a provider, or prospective provider, of a business opportunity or investment opportunity;

but does not include:

- i. any newspaper, community newspaper, community newsletter;
- ii. public notices from government bodies or territorial authorities;
- iii. public notices from charities or charitable institutions.

96 **Offences**

(1) Every person breaches this bylaw who fails to comply with:

Clause 95(1),(2),(3),(4)

(2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000¹¹.

97 **Operation**

(1) Clauses 95 and 96 shall not become operative until 1 July 2006.

¹¹ As stipulated by the Local Government Act 2002.

Part 6

Public Litter Bins and Recyclable Waste Collection Bins

98 No person shall:

- (1) place any Household Waste, Green Waste, Inorganic Waste, Commercial Household Waste, Commercial Waste, Prohibited or Hazardous Waste in any public litter bin or public Recyclable Waste collection bin; or
- (2) put or attempt to put any waste into a public litter bin or Recyclable Waste collection bin if the bin is already full; or
- (3) remove any waste from a public litter bin or Recyclable Waste collection bin unless authorised by Council to do so; or
- (4) attach any advertising material (including but not limited to stickers and posters) to, or paint or vandalise any public litter bins or public Recyclable Waste collection bins unless authorised by Council to do so.

99 Maintenance of public litter bins

- (1) Any Occupier required by Council to provide public litter bins in any Public Place in the vicinity of those premises for the Deposit of Litter shall maintain the litterbins and empty and dispose of all Litter Deposited therein, to Council's satisfaction.

100 Obligations of litter bin owners

- (1) The owner of litter bins provided under clause 99 shall ensure that such litter bins are:
 - (a) regularly emptied so that they do not become full or overflow;
 - (b) thoroughly cleaned and sanitised.

101 Litter collection

- (1) All Litter from Council owned public litter bins must be collected and disposed of by a Licensed Waste Collector.

102 Offences

- (1) Every person breaches this bylaw who fails to comply with:

Clause 98(1),(2),(3),(4)

Clause 99(1)

Clause 100(1),(a),(b)

Clause 101(1)

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- (2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000¹²

¹² As stipulated by the Local Government Act 2002.

Part 7

Waste Management for Special Events

103 **Obligation of organisers of special events**

- (1) The organiser of a special event held in or on a Public Place shall at the time of making application to Council for consent to the use of that Public Place provide, to the satisfaction of Council, a waste management plan produced for the special event.
- (2) The waste management plan shall identify:
 - (a) an estimate of the types and volumes of waste to be generated by the event;
 - (b) any opportunities for waste minimisation;
 - (c) the steps to be taken to maximise the use and collection of recyclable or re-usable materials;
 - (d) the waste and Recyclable Waste collection, storage and transportation equipment to be provided;
 - (e) the method of and person responsible for the collection and disposal of waste generated by the event;
 - (f) the arrangements made for the provision of post-event waste analysis and reporting of that information to the Council.

104 **Offences**

- (1) Every person breaches this bylaw who fails to comply with:
Clause 103(1),(2),(a),(b),(c),(d),(e),(f)
- (2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000¹³

¹³ As stipulated by the Local Government Act 2002.

Part 8

Waste Management Facilities

105 Definition

- (1) “**Waste Management Facilities**” means land or buildings used for the management treatment or disposal of waste and includes a Landfill, cleanfill, commercial composting operations, recovery operations (scrap metal merchants), Transfer Stations, tips, recycling centres, transfer points, waste pads, transportation points and waste consolidation points.

106 Operation of Waste Management Facilities

- (1) The Council may own and operate Waste Management Facilities.
- (2) Any person wishing to operate a Waste Management Facility must obtain a Licence to do so under this bylaw.

107 Offences

- (1) No person shall:
- (a) Deposit or dispose of at a Waste Management Facility any waste which is not permitted to be disposed of at that facility;
 - (b) Deposit or dispose of ,at any location within a Waste Management Facility which has been marked off, and designated for a particular type of waste, any other waste type;
 - (c) Deposit or dispose of any Hazardous Waste, Prohibited Waste, Special Waste, or Trade Waste at a Waste Management Facility unless authorised to do so by the operator of that facility;
 - (d) Enter a Waste Management Facility without authorisation from the operator of that facility; or
 - (e) Move or remove any article, material or waste found in a Waste Management Facility without the permission of the operator of that facility.
- (2) Every person breaches this bylaw who fails to comply with
Clause 107(1)(a),(b),(c),(d),(e)
- (3) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000¹⁴.

¹⁴ As stipulated by the Local Government Act 2002.

Part 9

Licensing of Waste Collectors and Waste Operators of Waste Management Facilities

108 Waste Collectors and Operators to be Licensed

- (1) Any person involved in the removal, collection or transportation of waste from within or to, or disposal of waste from, the Council's district and the total amount of the waste to be removed collected and transported in any 12 month period will exceed 20 tonnes must obtain a Licence to do so from the Council; or
- (2) It is an offence to remove Inorganic Waste placed in a Waste Collection Area if;
 - a. such Inorganic Waste is repeatedly being taken for the purpose of resale or commercial gain; or
 - b. is removed in a manner likely to cause:
 - i. injury; or
 - ii. scattering of waste; or
 - iii. damage or breakage of any items put out for Inorganic Waste collection which could in the reasonable opinion of Council become a nuisance.
- (3) Clause 108(2) shall not apply to Licensed Waste Collectors contracted to Council to collect Inorganic Waste as a public waste collection service.
- (4) Any person involved in the operation of a Waste Management Facility must obtain a Licence to do so from the Council; or

109 Licences

- (1) Applications for Licences must be made in the prescribed form, describe the activities in respect of which the Licence is sort and be accompanied by a cheque for the amount of the application and processing fees and such further supporting information as the Council may require to enable processing of the application.
- (2) The Council will process the application with all due speed and diligence.
- (3) Licences shall be granted in the discretion of the Council, upon and subject to such terms and conditions as the Council thinks fit.
- (4) A Licence is personal to the holder and is not transferable.

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110 **Matters to be considered**

- (1) When exercising its discretion to grant a Licence and the conditions to be imposed under it, the Council may take into account such matters as bearing on the suitability to hold a Licence including but not limited to the following:
- a. The extent to which the licensed activities will promote public health and safety and achievement of the Council's waste management plan and waste reduction initiatives.
 - b. The type of waste to be removed collected or transported.
 - c. The manner of treatment (if any) and disposal of the waste type, and the identity of the Waste Management Facility at which it is proposed that treatment or disposal will occur.
 - d. The frequency and location of the waste collection, removal, transportation or disposal services.
 - e. The specifications of the vehicles, equipment and Approved Receptacles to be used for the collection, removal, transportation or disposal of waste.
 - f. The applicant's experience, reputation and track record in the waste industry, including any known past operational issues which may affect, or may in the future affect, the applicant's performance.
 - g. The applicant's financial position.
 - h. The terms and conditions under which such disposal of waste is permitted and the existence of or need for any statutory approvals, authorisations or consents required to be held or complied with in respect of such disposal.

111 **Licence conditions**

- (1) The terms and conditions upon which a Licence may be granted include, but are not limited to the following:
- a. Term – A Licence shall be granted for a term of 5 years and is able to be renewed for a further 5 years.
 - b. Licence Fee -- The licensee must pay an annual Licence fee in an amount determined by the Council from time to time and publicly notified notwithstanding a Licence term of 5 years.
 - c. Bond – The licensee must post a bank guaranteed (or cash, at the licensee's election) performance bond for an amount not exceeding \$150,000, or such amount as determined by the Council from time to time on an individual case by case basis and publicly notified.

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- d. Compliance with standards – The licensee must comply with the Council’s standards and policies for waste collection, removal, transportation or disposal services including, in respect of collection services:
 - i. The collection of any Litter within 5 metres of an Approved Receptacle awaiting collection and any Litter spillage from the licensee’s vehicle during the collection, removal, transportation or disposal process.
 - ii. Provision of waste collection services on the days and at the times nominated by Council.
- e. Provision of information – The licensee must provide waste data to the Council during the term of the Licence in the form and at the times determined by the Council from time to time including the following data:
 - i. Waste log books for each vehicle operated in accordance with the Licence recording the quantity, source and destination of each waste type and the point in time when such data was recorded during the waste collection, removal, transportation or disposal process.
 - ii. Weighbridge receipts.
 - iii. Gate records of waste tonnage.
- f. Waste levy – The licensee to pay a waste levy of an amount fixed by the Council from time to time and levied on the basis of the amount of waste collected removed or transported for disposal (at the point of the first disposal at a Waste Management Facility). At the introduction of this bylaw the waste levy payable pursuant to this bylaw shall be fixed at the rate paid by each Licensed Waste Collector and Operator pursuant to their current licence (under Bylaw 30). The Council may later change these levy rates pursuant to its power and the processes outlined in the Local Government Act 2002. The waste levy will provide financial incentives and disincentives for the producers of waste, assist the Council to fund waste minimisation initiatives and the recovery of costs incurred by Council in relation to licensed waste activities.

112 Failure to comply with Licence conditions

- (1) Every licensee breaches this bylaw who fails to act in full compliance with the terms and conditions of its Licence and may be liable on conviction by the courts for that breach to a fine not exceeding \$20,000¹⁵.

¹⁵ As stipulated by the Local Government Act 2002.