

Policy for Approval for Elected Member to Attend Conferences, Seminars and Training Opportunities

1. Training and Development Principles

The following principles underpin Waitakere's approach to training and development for Elected Members:

- Elected Member training begins with the induction of new Elected Members. Newly elected Members will come from a variety of backgrounds and have differing degrees of training needs when they enter office.
- Elected Members will have ongoing training and professional development needs which should be met to ensure they are able to fulfil their roles.
- Because having inadequately trained Elected Members potentially is more costly than providing training, Waitakere will invest in training.

2. Criteria and Basis for Approval

The criteria for attendance include:

- The major subject of the event is of significant relevance to the Council, and includes a significant policy/governance content.
- Attendance at the event is relevant for obtaining and understanding of policies and initiatives taken by other local authorities relevant to this Council's activities.

The training needs and work programme of Waitakere Elected Members and therefore the basis for approval of travel and attendance are:

- Training on specific Elected Member duties and responsibilities;
- Training on systems used in Waitakere City;
- Portfolio training development;
- Advocacy and representation of Council Policy;
- Sharing knowledge and successes including acceptance of recognition and prizes.

3. The Training and Development Process

Some training will need to be conducted triennially, some annually, and others on an as-needs basis. Training needs or gaps can be identified by Elected Members and proposals made to fill them. Some of the training areas that may need to be covered are:

3.1 Triennial Training (New Elected Members)

- Governance;
- Relationship with Chief Executive Officer;
- Roles and responsibilities of local authorities;
- Meetings - Standing Orders;
- Communication/public speaking;
- Waitakere's IM network;
- Consultation - Liaising with constituents;
- Cultural awareness;

- Important policies and plans;
- Council controlled organisations;
- How to be a good chairperson;
- Group dynamics and Codes of Conduct;
- Training tailored to each committee, dealing in detail with the legislation and policies which affect it.

3.2 Annual Training

- Speed-reading;
- Negotiation.

3.3 As Needed

- Seminars on new or amended legislation affecting the Council;
- Updating IM changes.

4. Conferences

Conferences can play an important role in the ongoing professional development of Elected Members. Attendance at conferences and seminars is included in this Policy.

5. Approval for Training, Meetings, Seminars and Conferences

The adoption of this policy gives specific delegated authority to the Mayor and Chief Executive Officer.

All Elected Member attendance at any event, meeting, conference, seminar or training opportunity will be required to be approved by the Mayor. The Mayor's assessment will be made on the criteria and basic training needs as required in 2 above and provided in the application.

Attendance by the Mayor at any event, meeting, conference, seminar or training opportunity will be required to be approved by the Chief Executive Officer.

In both cases, applications may be required to be supported by the appropriate Director or Senior Manager insofar as the assessed benefit to the attendee or the Council is determined before approval is granted.

5.1 Selection of Appropriate Conferences

The Local Government Conference and the Planning Institute Conference are pre-approved on an annual basis and the Community Boards Conference is pre-approved on a Biennial basis. All other conferences will be considered upon application. Attendance at the pre-approved conferences will be by delegated authority.

5.2 Proposals

Before attendance at a conference is approved, a written proposal has to be provided to the Mayor. A form for Elected Members to fill in, which would among other things identify how the conference will benefit the Member/Committee/Council/Community Board and the estimated cost of attending the conference, is attached to this Policy document.

5.3 Who/how Many Would Attend

Attendance would be approved by the Mayor assessed on the criteria and training needs basis. Multiple representations will also be considered in light of the criteria and training needs basis.

Although there would be no limit on the number of Elected Members that could attend a specific conference, if the total estimated cost of the conference was over \$1000 there may be a need to limit attendance. Sometimes one or two Elected Members would be able to report back to the other Elected Members and pass on information they had received. If there are a number of Members wishing to attend a specific conference the Mayor will determine the priority of attendees, again based on his assessment of the greatest benefit.

6. Budget

The Council provides budget for professional development and other travel and representation expenditure for Councillors as part of the Annual plan. The Executive Suite and Democracy and Support Services support budget allocations in the Annual Plan for the Mayor and Elected Members respectively. The Democracy and Support Services also support some budget provided for Community Board Members and Te Taumata Runanga Members.

7. Associated Expenses

Members need to be mindful of all costs associated with attendance at meetings, conferences e.g. accommodation travel and meals.

7.1 Travel and Accommodation

Travel and accommodation will be booked by Democracy and Support Services. Every effort will be made to arrange travel and accommodation to suit the specific needs of the Elected Member. As a general principal, accommodation will be at places nominated by the conference or seminar organisers for the duration of the event. Staying at other places that are more expensive, or for longer than the times directly related to the event, may require some additional payment by the Elected Member.

If an Elected Member wishes to stay the night at a one-day conference approval will be given on a case by case basis. Sometimes it is cheaper and indeed necessary to stay overnight the night before or the night of a conference. If this were desired it would need to be requested in the proposal.

Elected Members would be reimbursed for travel to and from the airport. This would include covering the cost of taxis and/or car parking. The cost of any car travel will be at the rate set by the Remuneration Authority. Elected Members will need to provide receipts and fill in a claims form to be reimbursed for other travel expenses.

7.2 Meal Allowances

Elected Members will be reimbursed for the actual and reasonable costs of any meal and other reasonable and legitimate expenses they incur while attending a conference/training. Elected Members will need to produce receipts and fill in a claims form.

NAME:

Conference/Seminar etc details:

When:

Where:

Registration fee

\$ _____

Will this conference involve travel?

Yes No

Will this conference involve accommodation?

Yes No

Estimated cost of attending:

\$ _____

(Including registration, travel and accommodation)

The criteria for attendance include:

- The major subject of the event is of significant relevance to the Council, and includes a significant policy/governance content
- Attendance at the event is relevant for obtaining and understanding of policies and initiatives taken by other local authorities relevant to this Council's activities
- The training or work programme needs of Waitakere Elected Members including:
 - Training on specific Elected Member duties and responsibilities
 - Training on systems used in Waitakere City
 - Portfolio training development
 - Advocacy and representation of Council Policy
 - Sharing knowledge and successes including acceptance of recognition and prizes

Please explain how you or the Council may benefit by attending this conference/seminar etc.

This application may be required to be supported by the appropriate Director or Senior Manager insofar as the assessed benefit to the attendee or the Council is determined before approval is granted.

Approved by: _____

A4



Waitakere City Council
Te Tatao o Waitakere

Report Back on Conference

Members)

INSERT COMMITTEE NAME COMMITTEE
(to be circulated to all Elected

1. PURPOSE OF REPORT

To report back to all Elected Members on the Conference including the subjects covered and an opinion of the value of attendance by Elected Members.

2. DETAILS ON THE CONFERENCE/SEMINAR ETC

What was the name of the conference?

What was the subject of the conference?

When was the conference held?

Where was the conference held?

Who attended from Waitakere City Council?

Who were the main speakers? (Include details of their qualifications/expertise.)

What was the criteria for your approval to attend this conference?

3. SUBJECTS COVERED

What subjects did the main speakers cover?

Please provide a summary based on your notes/recollection of the main points raised by the speaker(s).

Did you attend special subject discussion groups/seminars? On what subject(s)?

Please provide a summary based on your notes/recollection of the main points raised by the speaker/discussion group.

4. MATERIAL FOR CIRCULATION

Did you receive any material/information that should be circulated? Give details here.

Please attach to the end of the report.

5. BENEFIT TO COUNCIL/ELECTED MEMBERS

How do you feel the conference benefited the Council?

Did the conference add to your ability to perform your job? How?

Did the conference increase your understanding of the subject area? How?

Was there an opportunity to network with other attendees? Was this a useful opportunity?

What recommendations or suggestions would you make for the Council/Officers to follow up?

Report prepared by:

AS

Waitakere City Council Waste Bylaw 2005

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Part 1

Introduction

1 Citation

This Bylaw may be cited as the Waitakere City Council Waste Bylaw 2005

2 Commencement

This Bylaw comes into force on 1 August 2005 (“the commencement date”).

3 Revocation

Waitakere City's Bylaw 30 and Chapter 6 of its general bylaws; removal of refuse, bailing and disposal is revoked with effect from the commencement date.

4 Purpose

This Bylaw is made pursuant to section 145 of the Local Government Act 2002, sections 542 and 684(1)(15) of the Local Government Act 1974, section 12 of the Litter Act 1979 and sections 64(1) and 65 of the Health Act 1956. The purpose of this Bylaw is to regulate Waste Management Facilities and the collection, transportation and disposal of waste. In addition, from the commencement date all collectors, transporters and disposers of waste in excess of 20 tonnes per annum and operators of Waste Management Facilities are to be subject to a licensing system and may be required to pay a levy on the waste collected, transported and disposed of in accordance with that Licence. The levy is intended to introduce a system of financial incentives and disincentives consistent with its waste reduction objectives which will assist the Council to manage waste in a manner which is consistent with its statutory responsibilities and waste management objectives.

5 Objectives

The objectives of this Bylaw are:

- To monitor and regulate the collection, transportation, disposal and management of waste in such a way as to encourage minimisation of waste being generated and disposed of in Waitakere City.
- To promote Council's waste minimisation and waste reduction objectives.
- To assist in the implementation of Council's Waste Management Plan and the New Zealand Waste Strategy.
- To ensure effective and efficient waste management in the Council's area.
- To impose specific performance standards and requirements for waste collection, transportation, disposal and treatment services for the benefit of the public.

Part 2

Interpretation

6 Definitions

"*Addressed*" has the meaning in clause 95(5).

"*Addressed Mail Only*" has the meaning in clause 95(1).

"*Addressed Mail and Newspapers Only*" has the meaning in clause 95(2).

"*Advertising Material*" has the meaning in clause 95(6).

"*Approved Receptacle*" means a container or bag used for the keeping of waste and approved by the Council pursuant to the provisions of this bylaw.

"*Circulars*" has the meaning in clause 95(6).

"*Commercial Household Waste*" has the meaning in clause 60.

"*Commercial Waste*" has the meaning in clause 71.

"*Council*" means ~~North Shore Waitakeru~~ City Council and shall include all Council officers authorised to act on Council's behalf.

"*Deposit*" means in relation to waste to:

- a) cast, place, throw or drop; and
- b) to cause or permit waste or other material or thing to be cast, placed, thrown or dropped.

"*Green Waste*" has the meaning in clause 31.

"*Hazardous Waste*" has the meaning in clause 85.

"*Household Waste*" has the meaning in clause 7.

"*Inorganic Waste*" has the meaning in clause 53.

"*Junk Mail*" has the meaning in clause 95(6).

"*Kitchen Food Waste*" means solid organic food waste including vegetable scraps, meat, fish and bone discards, or any other such food waste arising or resulting from domestic housekeeping activities.

"*Landfill*" means land upon which the deposit and disposal of Solid Waste can lawfully occur.

“Licence” means a licence granted by Council under this bylaw.

“Licensed Waste Collector” means a person which has a Licence to collect, transport or dispose of waste.

“Licensed Waste Operator” means a person which has a Licence to operate a Waste Management Facility.

“Litter” includes refuse, rubbish, animal remains, glass, metal, garbage, plastic, debris, dirt, filth, rubble, ballast, stones, earth, or waste matter, or any other thing of a like nature.

“Litter Control Officer” means any person appointed under section 5, or deemed to have been appointed under section 6 of The Litter Act 1979 as a litter control officer.

“Multi Unit Property” means a property comprising two or more separately occupied residential units or business occupancies, whether in the same building or in separate buildings, and held either in common ownership or in separate ownership.

“Occupier” means any person who occupies any land or building and, if the land or building is unoccupied, includes the owner.

“Paper Waste” has the meaning in clause 44.

“Person” includes a company or other corporate body.

“Prohibited Waste” has the meaning in clause 80.

“Property” means land or buildings which are separately occupied.

“Public Place” means every road, footpath, court, alley, pedestrian mall, lane, access way, reserve, park, sportsfield, recreation ground, domain, beach, river, lake, foreshore and building which is open to or used by the public as of right, and every place to which the public has access.

“Publicly notified” means published in a notice published in a newspaper or newspapers circulating in the district to which the notice relates.

“Recyclable Waste” has the meaning in clause 18.

“Scavenger” means a Person who removes any waste, except for the purpose of placing the same in a litter bin, from any Waste Collection Area.

“Solid Waste” means any waste generated as a solid or converted to a solid for disposal.

“Special Waste” means any waste which requires special disposal because of environmental considerations or the operational requirements of the Landfill at which disposal is to occur but does not include Household Waste, Commercial Household Waste, Recyclable Waste, Green Waste, Paper Waste, Inorganic Waste, Commercial Waste, Prohibited Waste, Hazardous Waste, Trade Waste or liquid waste of any nature.

“Trade Waste” means any sewage or liquid, with or without matters in suspension or solution, produced in the course of any trade or industrial process.

“Transfer Station” means land or buildings to which waste is delivered for sorting or consolidation before being taken away for treatment, processing, recycling or disposal.

“Trolley” means any movable receptacle on wheels, and includes a shopping trolley.

“Unaddressed” has the meaning in clause 95(5).

“Waste” means any solid, material or thing that is discarded, discharged or selected for disposal and includes;

- Commercial Waste, Household Waste, Commercial Household Waste, Green Waste, Hazardous Waste, Inorganic Waste, Kitchen Food Waste, Paper Waste, Prohibited Waste, Recyclable Waste and Special Waste
- an object which has been abandoned
- Litter

“Waste Collection Area” means the area on the road reserve outside the property from which the waste originates immediately adjacent to the kerb and limited in size so that the placement of the waste does not unduly interfere with the free passage of pedestrians or such other place approved by Council as a Waste Collection Area.

“Waste Management Facilities” means facilities where waste is managed and includes, but is not limited to, Landfill sites, Transfer Stations, tips, recycling centres, transfer points, waste pads, transportation points, cleanfill sites, composting facilities or waste consolidation points.

Part 3

Waste Types

Household Waste

7 **Definition**

- (1) **“Household Waste”** means Solid Waste resulting from domestic housekeeping operations. Household Waste does not include waste of a domestic nature emanating from commercial premises (“Commercial Household Waste”), Recyclable Waste, Green Waste, Paper Waste, Inorganic Waste, Commercial Waste, Prohibited Waste, Hazardous Waste, Trade Waste or liquid waste of any nature.

8 **Accumulation of Household Waste**

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

9 **Provision of Approved Receptacle**

- (1) Every Occupier must use an Approved Receptacle for Household Waste.
- (2) Every owner of a Multi Unit Property is to provide Approved Receptacles for Household Waste and kerbside recyclables to the Occupiers of units in that Multi Unit Property.
- (3) Every owner of any Multi Unit Property for which building consent is granted after 1 January 2006 must make adequate provision for Household 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.
- (4) Approved Receptacles for Household Waste include:
 - (a) Paper bag approved by Council and sold by or on behalf of Council or Licensed Waste Collectors;
 - (b) Plastic bag approved by Council and sold by or on behalf of Council or Licensed Waste Collectors;
 - (c) Biodegradable bags approved by Council and sold by or on behalf of Council or Licensed Waste Collectors for specific Council services;
 - (d) Mobile bin approved by Council and provided by or on behalf of Council or Licensed Waste Collectors;

- (e) Any receptacle provided by a Licensed Waste Collector and approved by Council for the purpose of collecting Household Waste;
- (f) Any other receptacle provided by or on behalf of Council from time to time for the purpose of collecting Household Waste.

10 Maintenance of reusable Approved Receptacles

- (1) Reusable Approved Receptacles must be kept clean and in good repair, covered at all times with a close-fitting lid where provided or securely tied and the contents protected from rain or ingress or egress of flies or vermin.

11 Use of Approved Receptacle

- (1) No waste other than Household Waste shall be placed in a Household Waste Approved Receptacle.
- (2) 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.

12 Placement of Household Waste for collection

Time

- (1) Household Waste must be put out for collection no earlier than 5.30 pm the evening before, and no later than 7.30 am on the morning of the day for collection unless otherwise directed from time to time by Council.

Place (Waste Collection Area)

- (2) Approved Receptacles for Household Waste must be placed in an upright position within the Waste Collection Area.

Maximum number

- (3) 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.

13 **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 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.

14 **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 and the owner of the property from which the reusable Approved Receptacle came.

15 **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 Household Waste from a Waste Collection Area or from a property, unless licensed to collect Household Waste under this bylaw.

16 **Obstruction of Licensed Waste Collectors**

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

17 **Offences**

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

Clause 8(1)
Clause 9(1),(2),(3)
Clause 10(1)
Clause 11(1),(2),(3)
Clause 12 (1),(2),(3)
Clause 13(1)
Clause 14(1)
Clause 15(1)
Clause 16(1)

- (2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000.¹

¹ As stipulated by the Local Government Act 2002.

Recyclable Waste

18 **Definition**

- (1) “**Recyclable Waste**” means any rags, second hand or used clothing, textiles, wood, concrete, steel, paper, steel cans, tin cans, aluminium cans, glass, plastic products including plastic containers and other items publicly notified by the Council from time to time. Recyclable Waste does not include Household Waste, Commercial Household Waste, Green Waste, Paper Waste, Inorganic Waste, Commercial Waste, Prohibited Waste, Hazardous Waste, Trade Waste or liquid waste of any nature.

Advice Notes:

- **Recyclable Waste is all waste that is potentially recyclable but this does not necessarily mean that it will be able to be put out for collection by Council in its kerbside Recyclable Waste Collections. Only that Recyclable Waste which is described below under the heading ‘Kerbside Recyclable Waste Collections’ (~~paragraph clause 20~~) will be collected by Council in its Kerbside Recyclable Waste collections.**
- **While Recyclable Waste can include paper it explicitly excludes paper which falls within the definition of “Paper Waste” and reference should be made to ~~the~~ clause 44(1) of the bylaw for the definition of ‘Paper Waste’.**

19 **Accumulation of Recyclable Waste**

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

20 **Kerbside Recyclable Waste Collections**

- (1) Only the following Recyclable Waste may be placed in the Waste Collection Area:

~~ii~~(a) **Residential:**

~~i~~(i) all rags and clothing; and

~~ii~~(ii) aluminium cans, steel cans, glass bottles (clear, amber and green) and plastic recyclable containers of a type publicly notified by Council from time to time; and

~~iii~~(iii) any other recyclable items as publicly notified by the Council from time to time;

which arise from, or result from residential housekeeping activities.

b-(b) **Commercial:**

h(i) aluminium cans, steel cans, glass bottles (clear, amber and green) plastic recyclable containers of a type publicly notified by Council from time to time; and

h(ii) any other recyclable items as publicly notified by the Council from time to time.

which arise from, or result from housekeeping activities undertaken on commercial premises for and on behalf of staff who work at those commercial premises.

21 Provision of Approved Receptacle for Recyclable Waste for Kerbside Recyclable Waste collections

- (1) Every Occupier must use an Approved Receptacle for kerbside recyclable collection.
- (2) Every owner of a Multi Unit Property is to provide Approved Receptacles for kerbside recyclable collection to Occupiers of units of that Multi Unit Property.
- (3) Every owner of any Multi Unit Property for which building consent is granted after 1 January 2006 must make adequate provision for Recyclable 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.
- (4) Approved Receptacles for Recyclable Waste include:
 - (a) Plastic crate approved by Council and provided by or on behalf of Council or other Licensed Waste Collectors;
 - (b) Mobile recycling bin approved by Council and provided by or on behalf of Council or other Licensed Waste Collectors;
 - (c) Any receptacle as provided by a Licensed Waste Collector and authorised by Council for the purpose of collecting Recyclable Waste;
 - (d) Any receptacle as provided by Council or on behalf of Council from time to time for the purpose of collecting Recyclable Waste.

22 Maintenance of reusable Approved Receptacle

- (1) Reusable Approved Receptacles for Recyclable Waste must be kept clean and in good repair.

23 Use of reusable Approved Receptacle

- (1) No waste other than Recyclable Waste shall be placed in a Recyclable Waste Approved Receptacle.
- (2) Recyclable Waste may only be placed in the Waste Collection Area if it is in a receptacle approved for kerbside Recyclable Waste collection.
- (3) Recyclable 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.
- (4) Approved Receptacles must not contain Prohibited Waste or be overloaded.

24 Placement of Kerbside Recyclable Waste for Collection

Time

- (1) Residential recyclable waste for kerbside collection must be put out for collection no earlier than 5.30 pm the evening before and no later than 7.30 am on the morning of the day for collection unless otherwise directed from time to time by Council.
- (2) Commercial recyclable waste for kerbside collection must be put out for collection not earlier than 5pm and not later than 6pm on the day for collection unless otherwise directed from time to time by Council.

Place (Waste Collection Area)

- (3) Approved Receptacles for recyclable waste for kerbside collection must be placed in an upright position as close to the kerb as possible within the Waste Collection Area.

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.

25 Retrieval of uncollected Recyclable 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 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.

26 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 and the owner of the property from which the reusable Approved Receptacle came.

27 Recyclable Waste not to be disposed of in Landfill

- (1) Recyclable Waste must not be disposed of in Landfill unless authorised by Council.

28 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 Recyclable Waste from a Waste Collection Area or from a property, unless licensed to collect Recyclable Waste under this bylaw.

29 Obstruction of Licensed Waste Collectors

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

30 Offences

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

- Clause 19(1)
- Clause -20(1),(2)
- Clause 21(1),(2),(3)
- Clause 22(1)
- Clause 23(1),(2),(3)
- Clause 24(1),(2),(3),(4)
- Clause 25(1)
- Clause 26(1)
- Clause 27(1)
- Clause 28(1)
- Clause 29(1)

- (2) Every person who breaches this bylaw may be liable on conviction by the courts to a fine not exceeding \$20,000².

² As stipulated by the Local Government Act 2002.

Green Waste

31 **Definition**

- (1) “Green Waste” means compostable plant material but does not include Household Waste, Commercial Household Waste, Recyclable Waste, Paper Waste, Inorganic Waste, Prohibited Waste, Hazardous Waste, Trade Waste or liquid waste of any nature.

32 **Accumulation of Green Waste**

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

33 **Kerbside Collections of Green Waste**

- (1) Green Waste may only be placed in the Waste Collection Area where it comes from or results from gardening activities on residential property or gardening activities on commercial property which are ancillary to the commercial activities taking place on the property, and which is not:
- (a) tree trunks or limbs larger than 100mm diameter;
 - (b) flax, bamboo, palm leaves, toitoi, cabbage tree material;
 - (c) tuberous material such as ginger plant;
 - (d) noxious plants and plant pests as defined by the Auckland Regional Council from time to time;
 - (e) animal products including manure; or
 - (f) soil and timber

unless publicly notified by Council from time to time.

34 **Provision of Approved Receptacle**

- (1) Every Occupier must use an Approved Receptacle for Green Waste should they use that service.
- (2) Approved Receptacles for Green Waste include:
- (a) Mobile bin approved by Council and provided by Council or other Licensed Waste Collectors;
 - (b) Wool sacks or strengthened bags approved by the Council and provided by Council or other Licensed Waste Collectors.

35 **Maintenance of reusable Approved Receptacle**

- (1) Reusable Approved Receptacles must be kept clean and in good repair.
- (2) Reusable Approved Receptacles must be used in a manner which minimises any adverse effects of the storage of Green Waste in that receptacle to surrounding Occupiers.

36 **Use of Approved Receptacle**

- (1) No waste other than Green Waste shall be placed in an approved Green Waste receptacle.
- (2) Green Waste may only be placed in the Waste Collection Area if it is in a receptacle approved for Green Waste kerbside collection.
- (3) Green 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.
- (4) Approved Receptacles must not contain Prohibited Waste or be overloaded.

37 **Placement of Green Waste for collection**

Time

- (1) Green Waste may only be put out for collection in accordance with the Green Waste collection contract between the Occupier or the owner and the licensed Green Waste collector.

Place (Waste Collection Area)

- (2) Approved Receptacles for Green Waste must be placed in an upright position within the Waste Collection Area.

38 **Retrieval of uncollected Green 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 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.