

Disposal of Waste Free of Charge at Moreton Bay Regional Council's Waste Management Facilities for eligible Residents, Ratepayers, Community Groups and Charities

Head of Power

Local Government Act 2009
Environmental Protection Act 1994
Moreton Bay Regional Council Local Law No 7 (Waste Management) 2018

Related Legislation

Waste Reduction and Recycling (Waste Levy) Amendment Regulation 2019
Waste Reduction and Recycling (Waste Levy) Amendment Act 2019
Waste Reduction and Recycling Act 2011
Environmental Protection (Regulated Waste) Amendment Regulation 2018
Environmental Protection Regulation 2008.

Objective

To establish eligibility criteria and identify the nature and category of domestic waste and recycling that can be disposed of, free of charge at Moreton Bay Regional Council's waste management facilities by eligible residents, ratepayers and community groups and charity organisations.

Definitions

Authority Letters means a written authority issued by the Chief Executive Officer or Delegate that authorises the disposal of the specified waste free of charge.

Charitable Organisations means an entity that—

- (a) operates on a not-for-profit basis; and
- (b) is registered as a charity under the *Collections Act 1966*; and
- (c) is a Deductible Gift Recipient for the purposes of laws administered by the Australian Taxation Office of the Commonwealth; and
- (d) actively and consistently operates a recycling or re-use program for—
 - (i) providing emergency assistance; or
 - (ii) otherwise supporting the charitable purposes of the entity; and
- (e) Holds waste levy exemption status under *the State of Queensland's waste levy legislation*

Construction and Demolition (C&D) Waste means waste defined as C&D waste in the *Waste Reduction and Recycling (Waste Levy) Amendment Regulation 2019* which is generated as a result of carrying out building work within the meaning of the *Building Act 1975*, section 5. and is non-putrescible waste arising from a construction or demolition activity. It may include materials such as brick, timber, concrete and steel.

Commercial / Industrial (C&I) Waste means waste defined as C&I waste in the *Waste Reduction and Recycling (Waste Levy) Amendment Regulation 2019* and includes waste from schools, restaurants, offices, retail and wholesale businesses, and manufacturing industries. In the case of green waste, it includes material delivered by commercial operations. Also includes waste produced by community groups, charities, residential care facilities from their activities.

Commercial Vehicle means a vehicle registered in a business name and/or a vehicle exceeding 3 tonne gross weight, and/or a vehicle being used for commercial activity for a fee or reward.

Community Groups means churches, schools, sporting clubs, scouts and other organisations working for the benefit of the wider community.

Deemed weight means the waste is measured and recorded in compliance with the weight measurement criteria prescribed by *Waste Reduction and Recycling (Waste Levy) Amendment Regulation 2019*.

Domestic Recyclable Waste means recyclable waste which has been generated by residents as a result of the ordinary use or occupation of domestic/residential premises.

Domestic Waste means waste resulting from the ordinary domestic use or occupation of a house, flat, apartment or unit. It does not include waste discharged to a sewer. Domestic waste may also be referred to as household waste. In practice, domestic waste includes the material that householders place in their general waste bins or the mixed waste they self-deliver to landfills and transfer stations.

Domestic Vehicle means any vehicle other than a commercial vehicle and that is registered as a private use vehicle.

Eligible (for free household (MSW) waste disposal) means a householder that occupies a residential dwelling located within the Moreton Bay Regional Council area and for which the annual urban or rural waste utilities charge is paid, and the waste is Not delivered by a commercial operator or a person/entity for fees and/or reward.

Fee Schedule means the relevant fees and charges for waste disposal at Moreton Bay Regional Council's waste management facilities as set by Council.

General Waste means waste (anything left over, surplus or an unwanted by-product that cannot be re-used or recycled) other than Hazardous or Regulated Waste.

Green waste means grass clippings, tree, bush and shrub trimmings, branches and other similar material resulting from domestic or commercial gardening, landscaping or maintenance activities. Generally, green waste relates to separated material delivered directly to council landfills and transfer stations and does not include any contamination of General Waste or Regulated Waste.

Gross Weight means the total weight of the vehicle plus the waste load as measured by Council waste management facilities and waste transfer stations with weighbridges.

Load means 1 load = up to and including 250kg of waste and/or green waste.

Municipal Solid Waste (MSW) has the meaning of *Schedule 4: Waste Reduction and Recycling (Waste Levy) Amendment Regulation 2019*. 1. Municipal Solid waste is -

- (a) waste generated by a household if—
 - (i) the waste is collected from domestic premises—
 - (A) by or for an occupant of the premises, unless the waste is collected under a commercial arrangement; or
 - (B) by or for a local government; and
 - (ii) the waste is not waste generated from an activity carried out at domestic premises under a commercial arrangement; or
- (b) the following waste collected by or for a local government—
 - (i) waste generated from street sweeping;
 - (ii) waste collected from public rubbish bins;
 - (iii) waste generated from maintaining a public space, including, for example, a public garden and public park;
 - (iv) large items collected from domestic premises by a kerbside collection service.

Recyclable Waste means clean and inoffensive waste that is declared by Council to be recyclable waste and which can therefore be re-used or recycled.

Regulated Waste means waste classified by Queensland's *Environmental Protection Act 1994* (EP Act) and includes hazardous wastes listed in the relevant schedules of the *Environmental Protection Regulation 2008*, the *Waste Reduction and Recycling (Waste Levy) Amendment Regulation 2019* and *Environmental Protection (Regulated Waste) Amendment Regulation 2018*. It includes asbestos, pesticides, a range of waste chemicals and chemical compounds, and other industrial wastes. e.g. tyres, oil, batteries, paints, chemicals.

- **category 1 regulated waste**, for schedule 4, see the *Environmental Protection Regulation 2008*, section 64A
- **category 2 regulated waste**, for schedule 4, see the *Environmental Protection Regulation 2008*, section 64A(4).

Required Identification means suitable identification that will prove their residency within the Moreton Bay Regional Council area. This includes a driver's licence or some form of photo identification showing their Moreton Bay Regional Council address, or alternatively suitable photo identification **in conjunction** with documentation identifying that they are a resident or non-resident ratepayer within the Moreton Bay Regional Council area.

Application

This Policy applies to the free disposal of municipal solid waste (MSW) and recycling by eligible residents, ratepayers, waste levy exempt and/or Council approved events, community groups and charity organisations at Council's Waste Management Facilities.

Limitation

This Policy does not apply to any waste delivered by a commercial operator or person or entity that provide the waste services for fees and/or reward. This policy applies to MSW, Greenwaste and recyclables from eligible generators only and does not include hazardous materials and regulated wastes.

Policy Statement

1. Eligible Moreton Bay Regional Council residents, ratepayers, charitable organisations and community groups are entitled to free disposal of general waste, greenwaste and recyclables at Council's Waste Management Facilities within the limits prescribed in Table 1.
2. Where a person is not able to present the required identification proving their residency within the Moreton Bay Regional Council area or an authority letter, they will be charged to dispose of the waste in accordance with Council's Fees and Charges schedule current at the time of disposal.
3. Waste not eligible for free disposal includes:
 - a) All commercial / industrial waste (C&I), unless specified in Table 1.
 - b) All construction and demolition waste (C&D), unless specified in Table 1.
 - c) All regulated waste, unless specified in Table 1.
 - d) Any waste emanating from a premise where the person disposing of the waste is not the resident and has been engaged to do so for a fee or reward,
 - e) Regulated waste, waste with a moisture content of more than 10% and other hazardous materials, including explosives and hot embers.

4. On receipt of a written application, the Chief Executive Officer or their delegate is authorised to:
- Issue authority letters to dispose waste free of charge at Council's Waste Management Facilities, as referred to in Table 1;
 - Issue appropriate authorities for the disposal of waste free of charge at Council's Waste Management Facilities should extenuating or special circumstances apply;
 - Administer the terms of this Policy; and
 - Apply additional terms and conditions in relation to disposal requirements and locations.
 - Reimburse waste disposal fees charged at Council's Waste Management Facilities where extenuating circumstances apply.

TABLE 1

Disposer	Type of Vehicle	Authority Restrictions
Residents (with the presentation of the required photo identification proving their residency within the Moreton Bay Regional Council area)	Domestic vehicle - under 3 tonne gross weight	<p>Authorities not required for:</p> <ul style="list-style-type: none"> municipal solid waste, domestic green waste and domestic sorted recycling, and up to 2 tonnes of construction and demolition waste per financial year. <p>Construction and demolition waste in excess of 2 tonnes per financial year will be charged in accordance with the current fee schedule.</p>
Residents (with the presentation of the required photo identification proving their residency within the Moreton Bay Regional Council area)	<p>Commercial vehicle less than three (3) tonnes Registered Gross Vehicle Mass</p> <p>Or</p> <p>Domestic vehicle - exceeding 3 tonne gross weight</p>	<ul style="list-style-type: none"> Statement confirming domestic origin of waste to be signed at weighbridge in all instances where waste is delivered in a commercial vehicle or domestic vehicle exceeding 3 tonne gross weight, and Identification proving residence in the Moreton Bay Regional Council area. <p>Authorities not required for:</p> <ul style="list-style-type: none"> domestic recyclable waste or domestic waste (MSW) or a combination of these waste types, up to a maximum of 500kg or 3m³ per visit <p>Authorities required in all other instances and limited to:</p> <ul style="list-style-type: none"> up to 3 tonnes or 6 loads per financial year for domestic recyclable waste or domestic waste; and up to 2 tonnes or 4 loads construction and demolition waste per year. <p>Any waste in excess of the above will be charged in accordance with the current fee schedule.</p>
Friend or relative or volunteer disposing of waste on a resident's behalf (where the	Domestic or commercial vehicle less than 3 tonnes	<p>Authorities are required in all instances and will be limited to:</p> <ul style="list-style-type: none"> up to 2 tonnes per financial year, which can include:

Policy: 2150-042 - Disposal of Waste Free of Charge at Moreton Bay Regional Council's Waste Management Facilities for eligible Residents, Ratepayers, Community Groups and Charities

service is not provided for fee or reward)	Registered Gross Vehicle Mass	<ul style="list-style-type: none"> ○ construction and demolition waste. <p>Any waste in excess of the above will be charged in accordance with the current fee schedule.</p>
Ratepayers (non-residents – owners of rental properties that are not a Body Corporate or manage/maintain a property for fee and reward)	Domestic or commercial vehicle less than 3 tonnes Registered Gross Vehicle Mass	<p>Authorities are required in all instances and will be limited to:</p> <ul style="list-style-type: none"> • up to 2 tonne per property per financial year, which can include: <ul style="list-style-type: none"> ○ domestic recyclable waste; ○ domestic waste (MSW); and ○ construction and demolition waste. <p>Any waste more than the above will be charged in accordance with the current fee schedule.</p> <p>Greenwaste - unlimited</p>
Owner of vacant land	Domestic or commercial vehicle less than three (3) tonnes Registered Gross Vehicle Mass	<p>Authorities are required in all instances and will be limited to:</p> <ul style="list-style-type: none"> • up to 2 tonne per property per financial year for recyclable waste only.
Council approved Community Groups and Sporting Organisations	Domestic or commercial vehicle less than three (3) tonnes Registered Gross Vehicle Mass	<p>Authorities are required in all instances and will be limited to:</p> <ul style="list-style-type: none"> • up to a total of 3 tonnes per financial year, which can include: <ul style="list-style-type: none"> ○ general waste; ○ recyclable waste; ○ green waste ○ up to 2 tonne of construction and demolition waste per financial year. <p>Waste levy exemption certificates for eligible programs/events are to be submitted with the application for a Waste Disposal Authority.</p> <p>Any waste more than the above will be charged in accordance with the current fee schedule.</p>
Charities	Domestic or commercial vehicle less than three (3) tonnes Registered Gross Vehicle Mass	<p>Authorities are required in all instances and will be limited to:</p> <ul style="list-style-type: none"> • up to a total of 3 tonnes per financial year, which can include waste that does not attract the waste levy such as: <ul style="list-style-type: none"> ○ general waste; ○ recyclable waste; and ○ green waste

Policy: 2150-042 - Disposal of Waste Free of Charge at Moreton Bay Regional Council's Waste Management Facilities for eligible Residents, Ratepayers, Community Groups and Charities

		<p>Waste levy exemption certificates for eligible programs are to be submitted with the application for a Waste Disposal Authority.</p> <p>Any waste more than the above will be charged in accordance with the current fee schedule.</p>
Senior residential complexes with Council waste services where the waste is <u>delivered by the residents themselves</u>	Domestic or commercial vehicle less than 3 tonnes Registered Gross Vehicle Mass	<p>Authorities are required in all instances and will be limited to:</p> <ul style="list-style-type: none"> • up to a total of 3 tonnes per financial year, which can include waste that does not attract the waste levy such as: <ul style="list-style-type: none"> ○ general household waste; ○ recyclable waste; and ○ green waste <p>Any waste more than the above will be charged in accordance with the current fee schedule.</p>
Schools and other education facilities	Domestic or commercial vehicle less than 3 tonnes Registered Gross Vehicle Mass	<p>Authorities are required in all instances and will be limited to:</p> <ul style="list-style-type: none"> • up to a total of 3 tonnes per financial year, which can include waste that does not attract the waste levy such as: <ul style="list-style-type: none"> ○ recyclable waste; and ○ green waste <p>Waste levy exemption certificates for eligible events</p> <p>Any waste more than the above will be charged in accordance with the current fee schedule.</p>
<p>Special circumstances -</p> <ul style="list-style-type: none"> • Council supported events • Hardships • Projects that benefit the whole community • Bushland and waterway restoration and improvement activities • Sporting Carnival/s and fetes 	Domestic or commercial vehicle less than 3 tonnes Registered Gross Vehicle Mass	<p>Authorities are required in all instances and will be limited to non-waste leviable waste and programs, including:</p> <ul style="list-style-type: none"> • Two annual clean-up events per organisation or group not exceeding 2 tonnes of greenwaste waste; • Two annual clean-up events per organisation or group not exceeding 2 tonnes of recyclable waste <p>Waste levy exemption certificates are to be submitted with the application for a Waste Disposal Authority.</p> <p>Charges for any additional waste taken to the landfill or transfer station for disposal will be based on community benefit delivered.</p> <p>Authority letter is required for any waste that attracts the waste levy.</p>

Policy: 2150-042 - Disposal of Waste Free of Charge at Moreton Bay Regional Council's Waste Management Facilities for eligible Residents, Ratepayers, Community Groups and Charities

Related Documents

This Policy complements and is to be implemented in conjunction with other Council policies, directives and relevant documents published by other agencies including, but not limited to:

GUIDELINE DOCUMENT No1 - Fee Exemption for Waste Disposal at Moreton Bay Regional Council's Waste Management Facilities for Residents, Ratepayers, Community Groups and Charitable Organisations

Review Triggers

This Policy will be reviewed for applicability, effectiveness, and consistency with relevant legislation, Council resolutions, and other Council documents. Reviews of this policy will occur as required, or at least once every two years.

Responsibility

This Policy is to be:

- (1) implemented by the Chief Executive Officer; and
- (2) reviewed and amended in accordance with the "Review Triggers" by the Manager Waste Services.

Policy: 2150-042		Official Version: A6544655	
Disposal of Waste Free of Charge at Moreton Bay Regional Council's Waste Management Facilities for eligible Residents, Ratepayers, Community Groups and Charities			
Document Control			
Version / Reviewed	Version Adoption (Council meeting / Minute Page) Reviewed (revision comment)	Date	Word version reference
Version 1	09/501-502	17.3.2009	Version of PDF
Version 2	<i>Amended to reflect new legislation</i>	16.2.2012	Version of PDF
Version 3	Coordination Committee (MP. 19/1241) <i>Supersedes Policy 12-2150-042 - Disposal of Waste Free of Charge at Moreton Bay Regional Council's Waste Management Facilities for Residents, Ratepayers and Community Groups</i>	25.6.2019	A17821291