

Item 8.10	Making of Amendment Local Law No. 1 (Community Health and Environmental Management) 2019 and Amendment Subordinate Local Law No. 2 (Community Health and Environmental Management) 2019
Appendix B	Amendment Subordinate Local Law No. 2 (Community Health and Environmental Management) 2019

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## Sunshine Coast Regional Council

### Amendment Subordinate Local Law No. 2 (Community Health and Environmental Management) 2019

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## Part 1 Preliminary

### 1 Short title

This subordinate local law may be cited as *Amendment Subordinate Local Law No. 2 (Community Health and Environmental Management) 2019*.

### 2 Commencement

This subordinate local law commences on the day it is published in the gazette.

## Part 2 Amendment of Subordinate Local Law No. 3 (Community Health and Environmental Management) 2011

### 3 Subordinate local law amended

This part amends *Subordinate Local Law No. 3 (Community Health and Environmental Management) 2011*.

### 4 Insertion of pt 7A (Pneumatic waste infrastructure)

After section 10—

*insert—*

## Part 7A Pneumatic waste infrastructure

### 11 Definitions for this part

(1) In this part—

*Approved Contractor* has the meaning given by the Prescribed Waste Infrastructure Standards.

*AWCS Waste* has the meaning given by the Prescribed Waste Infrastructure Standards.

*AWCS Waste Fraction* has the meaning given by the Prescribed Waste Infrastructure Standards.

*Bulk Cardboard Waste* has the meaning given by the Prescribed Waste Infrastructure Standards.

*Bulk Glass Waste* has the meaning given by the Prescribed Waste Infrastructure Standards.

*minimum component standards* means the minimum standards for components for use in pneumatic waste infrastructure set out in the Prescribed Waste Infrastructure Standards.

*Non-AWCS Waste* see the authorising local law, section 35(1),

and this subordinate local law, section 13.

*Non-AWCS Waste Fraction* has the meaning given by the Prescribed Waste Infrastructure Standards.

*Non-AWCS Waste Receptacle* has the meaning given by the Prescribed Waste Infrastructure Standards.

*Non-AWCS Waste Service Point* has the meaning given by the Prescribed Waste Infrastructure Standards.

*non-pneumatic waste infrastructure* means infrastructure for the collection of Non-AWCS waste.

*Organic Waste* has the meaning given by the Prescribed Waste Infrastructure Standards.

*periodic inspection and servicing requirements* means the minimum maintenance standards for private pneumatic waste infrastructure set out in the Prescribed Waste Infrastructure Standards.

*pneumatic waste infrastructure* see the authorising local law, section 26.

*Prescribed Waste Infrastructure Consent* has the meaning given by the Prescribed Waste Infrastructure Standards.

*Prescribed Waste Infrastructure Standards* means the document titled 'Prescribed Waste Infrastructure Standards' available on the local government's website.

*Serviced Premises* has the meaning given by the Prescribed Waste Infrastructure Standards.

*Under Sink Macerator* has the meaning given by the Prescribed Waste Infrastructure Standards.

*Waste Storage Area* has the meaning given by the Prescribed Waste Infrastructure Standards.

- (2) Other terms related to waste management used in this part are to be interpreted by reference to the Prescribed Waste Infrastructure Standards.

## 12 Operating requirements—Authorising local law, s 32(1)

For section 32(1) of the authorising local law, the operating requirements for pneumatic waste infrastructure are—

*General requirement to minimise disruptions*

- (a) all reasonable action is to be taken as soon as is reasonably practicable to troubleshoot a matter that is disrupting the operation of the pneumatic waste infrastructure; and
- (b) if the pneumatic waste infrastructure is disrupted or will be disrupted, a notice is to be given to the local government as soon as is reasonably practicable which

states that the pneumatic waste infrastructure is being disrupted or will be disrupted; and

*General operation*

- (c) the pneumatic waste infrastructure is to be operated to ensure the following—
- (i) power supply for the pneumatic waste infrastructure is uninterrupted; and
  - (ii) the communication system for the pneumatic waste infrastructure is uninterrupted; and
  - (iii) the operation of the pneumatic waste infrastructure does not interrupt the operation of connected pneumatic waste infrastructure operated by the local government; and

*Disposal of AWCS Waste*

- (d) where AWCS Waste is disposed of using waste infrastructure at a property and pneumatic waste infrastructure is operational, the AWCS Waste must be disposed of in the pneumatic waste infrastructure; and
- (e) AWCS Waste is not to be disposed of in the non-pneumatic waste infrastructure if the pneumatic waste infrastructure is operational; and
- (f) AWCS Waste is only to be disposed of in an inlet designated for the relevant AWCS Waste Fraction; and

*Operation of the discharge valve*

- (g) the discharge valve for the release of the AWCS Waste from the pneumatic waste infrastructure to the local government's pneumatic waste infrastructure is only to be operated by the local government; and

*Requirements for display of signage*

- (h) the signage for pneumatic waste infrastructure is to—
- (i) be displayed at each inlet; and
  - (ii) be fixed on or above the inlet; and
  - (iii) state the AWCS Waste Fraction for the inlet; and
  - (iv) be consistent with the local government's 'Automated Waste Collection System – Education and Communication Plan'; and

*Safe use of the infrastructure*

- (i) the pneumatic waste infrastructure is to be safe for use; and

*Education material for the infrastructure*

- (j) education material for the use of the pneumatic waste

infrastructure is to be—

- (i) consistent with the local government's "Automated Waste Collection System – Education and Communication Plan"; and
- (ii) provided to a user of the pneumatic waste infrastructure; and

*Environmental health*

- (k) the operation of the infrastructure must not attract fly breeding or vermin infestation; and
- (l) the operation of the infrastructure must be kept free of pests and conditions offering harbourage for pests; and

*Maintenance*

- (m) the pneumatic waste infrastructure is to be maintained—
  - (i) in accordance with any relevant law;
  - (ii) to ensure safe and functional operation;
  - (iii) in accordance with any relevant Prescribed Waste Infrastructure Consent;
  - (iv) to comply with any warranty and manufacturer's recommendation;
  - (v) to comply with any relevant health, safety and quality standard; and
  - (vi) to comply with the periodic inspection and servicing requirements, which must be undertaken by an Approved Contractor; and

*Record keeping and reporting for maintenance work*

- (n) the record keeping and reporting for the maintenance of the pneumatic waste infrastructure is to be—
  - (i) carried out by the owner; and
  - (ii) retained by the owner for a minimum of five years; and
  - (iii) provided to the local government within 2 business days upon request; and

*Maintenance personnel*

- (o) the pneumatic waste infrastructure is to be maintained by an Approved Contractor; and

*Notice of maintenance work*

- (p) a notice is to be given to the local government, as soon as reasonably practicable, of any maintenance of the pneumatic waste infrastructure that—
  - (i) may disrupt the operation of the pneumatic waste

infrastructure; or

- (ii) for a safety reason requires the local government to be given notice of the maintenance; or
- (iii) is in response to a request by the local government to complete the maintenance; and

*Replacement components*

- (q) a replacement component for the pneumatic waste infrastructure must—
  - (i) meet the minimum component standards for private pneumatic waste infrastructure set out in the Prescribed Waste Infrastructure Standards, including any requirement about whether the component is to be an ENVAC proprietary product, non ENVAC proprietary product or another product; and
  - (ii) be installed in a manner that ensures the safe operation of the pneumatic waste infrastructure; and

*Repairs*

- (r) when a repair to the pneumatic waste infrastructure is required, a notice is to be given to the local government or another entity nominated by the local government as soon as is reasonably practicable stating the nature of the repair and the strategy for the repair; and
- (s) when a repair to the pneumatic waste infrastructure has been completed, a notice is to be given to the local government or another entity nominated by the local government as soon as is reasonably practicable stating the nature of the repair completed and when the repair was completed;
- (t) all repairs are to use components which comply with the minimum component standards.

**13 Non-AWCS Waste—Authorising local law, s 35(1)**

For section 35(1) of the authorising local law, waste defined as Non-AWCS Waste in the Prescribed Waste Infrastructure Standards is declared to be Non-AWCS Waste.

**14 Management of waste unsuitable for pneumatic waste infrastructure—Authorising local law, s 35(2)**

- (1) For section 35(2)(a) of the authorising local law, the requirements<sup>1</sup> for the disposal and handling of Non-AWCS

<sup>1</sup> The occupier of premises must ensure that these requirements are complied with – see authorising local law, section 35(3).

Waste are—

*Disposal*

- (a) Non-AWCS Waste is not to be disposed of in the pneumatic waste infrastructure; and
- (b) where Non-AWCS Waste other than Organic Waste is disposed of using waste infrastructure at a property, it is to be disposed of in a Non-AWCS Waste Receptacle in the Waste Storage Area; and

*Handling*

- (c) Bulk Glass Waste is not to be emptied or transferred from one Non-AWCS Waste Receptacle to another Non-AWCS Waste Receptacle, except within the Waste Storage Area.
- (2) For section 35(2)(b) of the authorising local law, the requirements<sup>2</sup> for the maintenance and operation of facilities and equipment used for the storage, processing and removal of Non-AWCS Waste are—

*Storage of Non-AWCS Waste*

- (a) a Waste Storage Area is to be maintained and operated in accordance with the minimum requirements in the Prescribed Waste Infrastructure Standards; and
- (b) Non-AWCS Waste and Non-AWCS Waste Receptacles are not to be placed outside the Waste Storage Area, except for the purpose of collection from the Non-AWCS Waste Service Point, and for no longer than necessary for such collection to occur; and

*Processing of Non-AWCS Waste*

- (c) if Bulk Glass Waste will be generated at the premises, glass processing equipment is to be maintained and operated in accordance with the requirements in the Prescribed Waste Infrastructure Standards; and
- (d) if Bulk Cardboard Waste will be generated at the premises, cardboard processing equipment is to be maintained and operated in accordance with the requirements in the Prescribed Waste Infrastructure Standards; and
- (e) an Under Sink Macerator is to be maintained and operated in accordance with the requirements in the Prescribed Waste Infrastructure Standards; and

*Waste receptacles*

- (f) Non-AWCS Waste Receptacles are to be maintained and

<sup>2</sup> The owner of premises must ensure that these requirements are complied with – see authorising local law, section 35(4).

operated in accordance with the requirements in the Prescribed Waste Infrastructure Standards; and

*Collection*

- (g) Non-AWCS Waste and Non-AWCS Waste Receptacles are to be collected from the Non-AWCS Waste Service Point; and
- (h) collection vehicles are to collect Non-AWCS Waste at the Non-AWCS Waste Service Point in accordance with the requirements in the Prescribed Waste Infrastructure Standards; and

*Requirements for display of signage*

- (i) the signage for the non-pneumatic waste infrastructure is to—
  - (i) be displayed at each Waste Storage Area; and
  - (ii) be fixed on or above the collection point; and
  - (iii) state the Non-AWCS Waste Fraction for the collection point; and
  - (iv) be consistent with the local government's 'Automated Waste Collection System – Education and Communication Plan'; and

*Safe use of the infrastructure*

- (j) the non-pneumatic waste infrastructure is to be safe for use; and

*Education material for the infrastructure*

- (k) education material for the use of the non-pneumatic waste infrastructure is to be—
  - (i) consistent with the local government's 'Automated Waste Collection System – Education and Communication Plan'; and
  - (ii) provided to a user of the non-pneumatic waste infrastructure.