

Innovation, Tourism Development and Environment Committee

From: Asnicar, Michael
Sent: Tuesday, 18 September 2018 4:44 PM
To: Innovation, Tourism Development and Environment Committee
Cc: Oakley, Richard; Lee, Brett; Hansen, David R
Subject: Submission on Waste Reduction and Recycling (Waste Levy) and Other Legislation Amendment Bill 2018

Dear Committee Secretary

Please find below a submission in relation to the *Waste Reduction and Recycling (Waste Levy) and Other Legislation Amendment Bill 2018*. Given the short timeframe provided to make a submission, there has not been the opportunity for this submission to be endorsed by Logan City Council in a formal resolution. The comments and questions below have been prepared by officers from Council's Waste & Recycling Program.

If you have any questions, please contact me.

Regards

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SUBMISSION ON WASTE & RECYCLING (Waste Levy) AND OTHER LEGISLATION AMENDMENT BILL 2018 - 18TH SEPTEMBER 2018

Section	Matter	Comments
27	Declared limits for disaster management waste	LA's act quickly to clean up following a disaster. This may include "free tipping" to expedite the recovery phase, waiting for a declaration from the chief executive could unnecessarily delay/hinder the recovery process for the community, also applies to sec 35 below.
28, 29	Application for exempt waste	The need to apply and the potential time it takes to evaluate a an application will lead to operational difficulties and recovery and reuse opportunities missed, particularly in relation to: a) Waste that has been donated but can't be reused, recycled or resold i.e. items at the Logan Recycling Market are not sold and need to be moved on and removed for disposal will require an exemption- difficult to plan what that will arise and when. d) If a waste disposal site is approached about a waste stream that is suitable for use at a levyable site for a reasonable/suitable and

		<p>operational purpose then to have to wait for an approval is not operationally realistic.</p> <p>Will the exemption be general or specific i.e. a named waste generator, set use, set period and set quantity or open ended for a particular waste type (regardless of waste generator) for a particular purpose only for a maximum period?</p>
35	Exemption for exceptional circumstances	<p>Would this reasonably include severe weather condition that do not give rise a disaster declaration? As above in S29, LA's generally move quickly to encourage a clean up after an event and would require timely notification.</p>
38	Offence to remove levyable waste for gain	<p>States ".....must not for sale or other commercial gain remove from the site waste for which the waste levy was, or is to be paid to the state. "</p> <p>We understand that it is preferred all waste has undergone a recovery process before deposit but that is not always possible or practical. Should recoverable waste be identified after deposit at the landfill cell surely it is best to recover the waste before burial otherwise the resource has been lost.</p>
44 (3.a)	Application for discounted rate for residue waste	<p>Need to better define "... a significant impact on the activity becoming established and sustained in Qld". How will that impact be measured as significant and the rate determined?</p>
44(4) and S17 of Reg	Discounted rate for waste levy for residue waste	<p>If all residue waste from MRF was exempt then no negative impact on householders would arise, however a 50% discount only is likely to see a negative impact on householders, with costs being passed on.</p>
53(2.a).(5) and 55	Person delivering waste to give information	<p>The delivery person must give the operator of the levyable waste disposal site delivery information this includes how much is levyable and how much is exempt.</p> <p>Should operator reasonably suspect false information to avoid levy charge:</p> <ul style="list-style-type: none"> i) What information must be collected (is there a prescribed form and details to be completed?) ii) Where is that information sent? iii) Who investigates the suspected avoidance or giving false/misleading information? iv) What is a reasonable excuse not to provide delivery information v) il the delivery person permitted to tip without a levy charge applied while under investigation? <p>Weighbridge operators will be asking reasonable questions to customers to determine the correct application and are likely to face resistance and hostility.</p>
59, 60	Measuring waste or other material	<p>This would mean all waste delivered to site must be measured and recorded in and out regardless if it ends up in landfill or the RRA (green waste, scrap metal waste, cardboard anything), this has significant resourcing, time and effort implications.</p>

62 - 64	Requirements for a monitoring system	Are the cctv recording/data storage requirements (S64.3.f) for systems installed by an operator the same as those required if the cctv system is required to be installed if the operator is given notice under S63? i.e. how long does the operator reasonably need to store cctv recorded images for, and what are the minimum requirements prescribed by regulation for the cctv monitoring system
73D(4)	Rebate to local Government (LG)	The requirement that all rates notice must include a line that informs "the rate payer of the amount paid to the LG and the purpose of that payment" is an unreasonable administration burden that will add to the complexity and cost in preparing and processing a rates notice.
73D(5-8)	Misinformation	Whether a LG has included or published information that is considered to be "misinformation" on the grounds it is misleading is open to interpretation, fact can be reported in a misleading way. Guidance and clear examples of what is considered acceptable would be helpful to reduce the risk of a LG falling foul of this requirement.
	Proposed Waste Levy Increase+-	The increase of the waste levy on January 1 each year creates an unnecessary and avoidable administration burden as a result of impacts and changes mid-year on rates and gate fees, much more practicable to make the change on 01 July when other fee changes may arise.
	Amendment Regulation	
10 (b)	Waste to be used at a levyable waste disposal site	Clarification on the purpose, circumstances and need for this section, operators will need to apply for exemption for suitable waste material in preparation for present or future operational works and they cannot forecast if suitable exempt waste is "likely to be delivered to the site".

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