

Policy



Mogale City

Local Municipality

Business Waste Management Plan

Department: Integrated Environmental Management
Municipal Health Services
Mogale City Local Municipality

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EXECUTIVE SUMMARY

The proposed policy derives its primary objectives from Waste Act of 2008 and MCLM Integrated Waste Management Bylaws of 2007. Waste Act of 2008 requires municipalities to introduce initiatives such as refuse separation at source and recycling programmes. Unless the private sector is somehow forced to take the initiative it may take longer for them to be part of the solution. Thus the policy seeks to introduce measures targeting the private sector to start with basic sustainable environmental programmes focusing on refuse separation at source and any other recycling projects. In this way the private sector will begin to take waste as serious business especially the recycling and reduction of waste considering that the municipality has to be content with high costs of landfill management yet recycling, reuse and other initiatives would reduce the volumes to be handled at the landfill thus prolong life span of the landfill and similarly reduce the costs of landfill disposal.

The policy proposes that the municipality must identify certain businesses to develop business waste management plan to ensure that the Waste Act is enforced and implemented. The implementation of this will give the municipality an opportunity to drive and ensure businesses in the area take recycling and reduction of refuse generation seriously. The municipality will be able to request that certain plans be implemented so as to ensure that the refuse generation is reduced and recycling initiatives are given the necessary attention.

ACRONYMS

BWMP	Business Waste Management Plan
MCLM	Mogale City Local Municipality
WMO	Waste Management Officer

BROAD POLICY OBJECTIVE

- To give effect to practical implementation of Waste Act of 2008 and MCLM Bylaws of 2007 to protect health and the environment by providing reasonable measures for the prevention of pollution and ecological degradation and for securing ecologically sustainable development;
 - To provide for institutional arrangements and planning matters through introduction of Business Waste Management Plan and License for Collection and Transportation of waste in MCLM;
 - To provide for implementation of national norms and standards for regulating the management of waste by all spheres of government;
 - To provide for specific waste management measures such as ensuring that more hygienic bulk or skip containers with lids are used for hotels, Bed & Break Fast, Lodges, Shopping centres and residential estates;
 - To provide for the limited licensing and control of waste management activities in MCLM
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DEFINITIONS

Business Waste: means waste that emanates from premises that are used wholly or mainly for commercial, retail, wholesale, entertainment or government administration purposes;

Building and demolition waste: means waste, excluding hazardous waste, produced during the construction, alteration, repair or demolition of any structure, includes rubble, earth, rock and wood displaced during that construction, alteration, repair or demolition;

Waste Management Officer: Designation of waste management officers
It is an officer designated in terms of Waste Management Act 2008 section 10. (3) *"Each municipality authorised to carry out waste management services by the Municipal Structures Act, 1998 (Act No. 117 of 1998), must designate in writing a Waste Management Officer from its administration to be responsible for co-ordinating matters pertaining to waste management in that municipality"*.

Waste: means any substance, whether or not that substance can be reduced, re-used, recycled and recovered—

- (a) that is surplus, unwanted, rejected, discarded, abandoned or disposed of;
 - (b) which the generator has no further use of for;
 - (c) that must be treated or disposed of; or
 - (d) that is identified as a waste by the Minister by notice in the Gazette, and includes waste generated by the mining, medical or other sector, but—
 - (i) a by-product is not considered waste; and
 - (ii) any portion of waste, once re-used, recycled and recovered, ceases to be waste;
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1 Business Waste Management Plan (BWMP)

The Waste Management Officer (WMO) may in respect of any activity within MCLM that results in the generation of business waste, by written notice require a person, or the business premises or the category of persons or an industry, business that generating business waste to prepare and submit a Business Waste Management Plan (BWMP) to the Waste Management Officer (WMO) for approval.

2 Preparation of Business Waste Management Plan

There shall be preparation of Business Waste Management Plans (BWMP) by certain persons or premises as identified by Waste Management Officer after notifying such persons or business premises

3 Development of Business Waste Management Plan (BWMP)

3.1 Where any activity results in the generation of business waste from one or more sources the WMO may by written notice require a person or such premises to prepare and submit BWMP for approval.

3.2 The BWMP must also highlight the following aspects;

- On site storage facility, type of bin, the details of the service provider (if not serviced by the MCLM) and the types of waste
- the impact or potential impact of the waste on health and the environment of the waste generated from the premises required to submit BWMP and the volumes in tonnes of various components of waste generated
- the environmentally sensitive nature of a natural resource or the amount of
- natural resources that is consumed in the manufacturing or production
- processes that result in the waste; and
- the manner in which an business waste management plan may contribute to
 - the avoidance or minimisation of the generation of waste;
 - the reduction of negative impacts on health and the environment; and
 - the conserving of natural resources;
 - the progressive action plan with achievable targets to introduce the waste minimisation strategy

3.3 The BWMP must give effect to the objects of this Policy:

- to identify and address the negative impact of poor waste management practices on health and the environment;
- to provide for the implementation of waste minimisation, re-use, recycling and recovery targets and initiatives;

4 Categories of Premises

4.1 Business premises which generate business waste shall be required to submit Business Waste Management Plan

4.2 The Waste Management Officer (WMO) shall identify and notify business premises which must prepare and submit BWMP

4.3 Such notice shall also outline the requirements, the timeframe for submission of such BWMP

- Such plan must include strategy for progressive introduction of programmes to minimise generation of waste, re-use, recycling and recovery
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- The period required to implement the plan (which period should not be longer than 3 months)
- Must also submit quarterly report to MCLM of successes of the plan and mitigation measures where targets were not met

5 Submission of the BWMP

- 5.1 The business premises that would have been identified to submit the BWMP must be given 60 days to prepare and make submission from the day of expiry of the notification
- 5.2 The Waste Management Officer must within 30 days inform the applicants of any additional information required or approve such a BWMP
- 5.3 BWMP may not be approved if relevant information as indicated in the notification is not sufficient or is misleading
- 5.4 WMO may decide to conduct in loco inspection to verify information supplied
- 5.5 WMO may decide to conduct or request the identified business to appoint external auditor within specified to conduct independent audit to be submitted to WMO

6 Failure to Submit BWMP / Non Compliance

- 6.1 Failure to submit BWMP or failure to submit additional required information, or failure to implement after being properly informed will result in contravention of this policy and penalty shall be R10 000-00 which shall be payable to MCLM within a period of 30 days after being informed that the business premises has failed to submit the BWMP or additional required information
- 6.2 Failure to submit the BWMP MCLM must include the penalty fee of R10 000-00 in the rates and taxes account of such business premises
- 6.3 Failure to pay the penalty fee, MCLM must apply the credit control measures to recoup the penalty fee from the relevant business premises

7 Validity of BWMP

- 7.1 The BWMP shall be valid for a period of 24 months or as may be determined by the WMO
- 7.2 Each business premises must submit their own BWMP, irrespective of whether they are owned by the same person

8 Prohibition of Bulk Containers

- 8.1 The appropriate refuse storage facility is 240l bins or any other storage facility prescribed by the WMO for the following business; hotels, bed & breakfast, lodges, shopping centres and residential estates
- 8.2 The use of skips or bulk containers in these establishments are prohibited and can only be allowed if the container is having a lid, due to unhygienic conditions of skip or bulk containers unless the WMO has consented to such use or has issued conditions for use of skips and bulk containers
- 8.3 Service charges for the containers will be determined through the tariffs charges.

9 Administration Fee

The administration fee payable on submission of BWMP application for consideration shall be determined on annual basis through tariff policy of MCLM

10 Bibliography

Waste Act no. 59 of 2008

MCLM Integrated Waste Management Bylaws of 2007

City of Johannesburg Integrated Waste Management Policy 2011

City of Johannesburg Waste Management Bylaws

City of Cape Town Integrated Waste Management Bylaws (Pg 6756)

City of Cape Town Tariff Policies 2008/09

General Waste Collection Standards for Gauteng 2010

WRDM Municipal Health Service Bylaws

Ekurhulene Metropolitan Municipality Solid Waste Bylaws 2002

National Waste Management Strategy 2010

National Road Traffic Act 1996 (93 of 1996)
