

Policy title	Liquid Trade Waste Regulation
Responsible manager(s)	Director, Planning and Sustainability Services
Contact officer(s)	Divisional Manager, Environmental Services
Directorate	Planning and Sustainability Services
Approval date	9 August 2022
Outcome area	2 Our community that welcomes, celebrates, and supports everyone.
Strategy	2.4 Foster a safe community
Delivery program	2.4.2 Deliver legislated health protection and regulatory programs
Operational plan	2.4.2.3 Undertake liquid trade waste inspections and/or audits

Purpose

Council is responsible for approving liquid trade waste discharges to its sewerage systems in accordance with Section 68 of the *Local Government Act 1993* (LG Act). Further, Section 90(1) of the LG Act and Clause 28 of the *Local Government (General) Regulation 2021* requires that Council obtain concurrence from the Secretary, NSW Department of Planning, Industry and Environment (DPIE) or the Secretary's nominee.

Council can assume concurrence for approval of low-risk liquid waste discharges as defined in the NSW Government's *Liquid Trade Waste Management Guidelines*. Council can also apply for authorisation to assume concurrence to approve medium risk liquid trade waste discharges subject to meeting minimum requirements, including having a current Liquid Trade Waste Regulation Policy endorsed by DPIE.

Policy aims

Assumed concurrence for low-risk and medium-risk liquid trade waste discharges provides a benefit to the Eurobodalla community through reduced liquid trade waste application processing times, and is therefore desirable. Required for assumed concurrence, this policy sets out how Council will regulate liquid trade waste discharges to its sewerage systems in accordance with the NSW *Liquid Trade Waste Management Guidelines*.

Policy statement

1	Application This policy applies to the acceptance of liquid trade waste discharges from any premises to Council's sewerage system.
2	Legislation Under s68 of the <i>Local Government Act 1993</i> a person wishing to discharge liquid trade waste to the sewerage system must obtain prior Council approval.
3	Code of practice The process of approval is set out in the Liquid Trade Waste Discharge to the Sewerage System Code of Practice.

Implementation

Requirements		Responsibility
1	Compliance process This policy will be implemented by following Council's Liquid Trade Waste Discharge to the Sewerage System Code of Practice.	Council officers
3	Enforcement The Public and Environmental Health Team will enforce the policy and determine follow-up actions.	Council officers
4	Staff Under supervision, applicable Council staff will be responsible for ensuring that policies are implemented appropriately within their work area, after they have received relevant training to do so.	Council managers and officers
5	Concerns Concerns received by Council in relation to this policy will be recorded on Council's records system and handled in accordance with Council's Customer Service or Complaints Policy. These records will be used to determine follow-up actions and analyse the history of concerns.	Council officers and public officer
6	Consultation Consultation regarding this policy will occur as relevant and may involve DPIE other relevant legislation, and public comment. Substantive changes to this policy will be placed on public exhibition for 28 days for community comment and submissions.	Council officers

Review

This policy will be reviewed every four years. It may also be reviewed and updated as necessary if:

- legislation requires it
or
- when Council's related policies, functions, structure, or activities change
or
- when technological advances or new systems change the way that Council manages liquid trade waste regulation.

The policy may be revoked at the expiration of twelve months after the declaration of the poll for the next general NSW local government election unless Council updates or revokes it sooner.

Note: *The next general local government election is expected to be held in September 2024.*

Reviews of the effectiveness of this policy could include the following:

Performance indicator	Data source(s)
Complaints	Council records
Number of applications	Council records
Internal or external audit	Audit

Governance

This policy should be read in conjunction with any related legislation, codes of practice, standards, guidelines and relevant internal policies.

Related legislation, policies and code of practice

Name	Link
Compliance Policy	https://www.esc.nsw.gov.au/council/governance/council-policies
Liquid Trade Waste Discharge to the Sewerage System Code of Practice	https://www.esc.nsw.gov.au/council/governance/council-policies
<i>Local Government Act 1993</i> (LG Act)	https://legislation.nsw.gov.au/view/html/2022-01-01/act-1993-030
<i>Local Government (General) Regulation 2021</i>	https://legislation.nsw.gov.au/view/whole/html/inforce/current/sl-2021-0460
<i>Protection of the Environment Operations Act 1997</i> (PoEO Act)	https://legislation.nsw.gov.au/view/html/inforce/current/act-1997-156
<i>Environmental Planning and Assessment Act 1979</i> (EPA Act)	https://legislation.nsw.gov.au/view/html/inforce/current/act-1979-203
NSW Department of Planning, Industry and Environment - <i>Liquid Trade Waste Management Guidelines</i> .	https://www.industry.nsw.gov.au/water/water-utilities/regulatory-assessments/liquid-trade-waste

Related external references

Name	Link
The Office of Local Government	www.olg.nsw.gov.au
NSW Department of Planning, Industry and Environment	https://www.dpie.nsw.gov.au/

Change history

Version	Approval date	Approved by	Min no.	File no.	Change
1	22 Sep 2009	Council	09/291	E06.0381 09.3418	Policy reviewed and adopted G09/99.
2	10 Sep 2013	Council	13/272	E06.0381 E13.7095	Updated template, review date, references, and links, combined previous policy 'Acceptance of Septic and Pan Waste' into this. O13/131.
3	13 June 2017	Council	17/181	E06.0381 E16.0297	Reviewed and updated references.
4	9 August 2022	Council	22/190	E06.0381 E16.0297	Reviewed and updated. GMR22/080

Internal use

Responsible officer		Director Planning and Sustainability Services			Approved by	Council
Min no	22/190	Report no	GMR22/080	Effective date	9 August 2022	
File No	E06.0381	Review date	May 2022	Pages	4	