

**Authorised Version**

**Water (Trade Waste) Regulations 2014**

**S.R. No. 88/2014**

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## **Authorised Version**

STATUTORY RULES 2014

S.R. No. 88/2014

*Water Act 1989*

### **Water (Trade Waste) Regulations 2014**

The Lieutenant-Governor as the Governor's deputy with the advice of the Executive Council makes the following Regulations:

Dated: 24 June 2014

Responsible Minister:

PETER WALSH  
Minister for Water

YVETTE CARISBROOKE  
Clerk of the Executive Council

#### **PART 1—PRELIMINARY**

##### **1 Objectives**

The objectives of these Regulations are—

- (a) to prescribe certain waste as trade waste for the purposes of the **Water Act 1989**; and
- (b) to prescribe a condition to be included in agreements for the receipt and disposal of trade waste by a water corporation.

##### **2 Authorising provision**

These Regulations are made under section 324 of the **Water Act 1989**.

##### **3 Commencement**

These Regulations come into operation on 1 July 2014.

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#### 4 Definitions

In these Regulations—

***desalination process*** means any process (whether using reverse osmosis or otherwise) by which salts and minerals are removed from water;

***emergency*** has the same meaning as in section 159A(3) of the Act;

***the Act*** means the **Water Act 1989**.

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**PART 2—TRADE WASTE**

**5 Trade waste for the purposes of the Act**

The following waste is prescribed as trade waste for the purposes of the Act—

- (a) any superfluous matter derived from, or that is a by-product of, a trade, industrial, commercial, medical, dental, veterinary, agricultural, horticultural or scientific activity;
- (b) any waste matter (other than waste matter that is discharged from private residences)—
  - (i) that consists solely or partly of food; or
  - (ii) which results from any process connected with the preparation of food;
- (c) any waste matter discharged from a laundry—
  - (i) used for the purposes of a private or public hospital, school or other institution; or
  - (ii) used for the purposes of a hotel, motel or similar establishment; or
  - (iii) where use of the laundry is subject to the payment of a fee; or
  - (iv) used for any other commercial purpose;
- (d) any waste matter discharged from—
  - (i) any cooling, refrigeration or air-conditioning system installed on premises on which any activity referred to in paragraph (a) occurs; or
  - (ii) a ship's ballast; or

- (iii) municipal or commercial swimming pools, including filter backwash effluent; or
- (iv) any primary, secondary or tertiary educational establishment where the matter is a by-product of a scientific, artistic or photographic activity or any trade based training activity;
- (e) any superfluous matter derived from, or that is a by-product of, a desalination process or that is discharged from works used in a desalination process, whether on residential or non-residential premises;
- (f) any superfluous matter derived from, or that is a by-product of, a groundwater quality monitoring system, a groundwater extraction and disposal system or a groundwater treatment system;
- (g) any superfluous matter derived from, or that is by-product of, construction activities;
- (h) run-off from water used to extinguish a fire or to deal with any other hazard or emergency on premises on which an activity referred to in paragraph (a) occurs;
- (i) leachate from any private, commercial or municipal landfill or from a commercial composting or vermiculture facility;
- (j) sewage sludge from a facility for the disposal of septic tank sludge or sewage treatment plant sludge.

**Note**

Trade waste services are provided if the water corporation so decides—see sections 173(1)(a) and 178(1)(b) of the Act.

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## PART 3—TRADE WASTE AGREEMENTS

### 6 Condition of trade waste agreements

It is a condition of a trade waste agreement that a water corporation may disconnect a trade waste connection—

- (a) during an emergency; or
  - (b) during a period where there is a threat of damage to any system used by the water corporation for the conveyance, treatment, re-use or supply, of treated wastewater; or
  - (c) during a period where the discharge of trade waste into the water corporation's sewerage system may cause the water corporation to breach a licence issued under section 20 of the **Environment Protection Act 1970** that the water corporation holds for the reprocessing, treatment, storage, containment, disposal or handling of waste.
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