

# RICHMOND VALLEY COUNCIL POLICY REGISTER

File No: R.050.03

Policy No: 1.4.11

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<b>POLICY:</b>	<b>WASTE MANAGEMENT CHARGE ADJUSTMENT</b>
<b>FUNCTION:</b>	<b>Finance</b>
<b>OBJECTIVE:</b>	<b>To establish the circumstances under which waste management charges can be adjusted in accordance with provisions of Sections 496, 501, 502 and 607 of the Local Government Act 1993 and Section 131(4) of the Local Government (General) Regulation 2005</b>
<b>DIRECTORATE:</b>	<b>CORPORATE SERVICES</b>

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## **POLICY:**

Wherever the term “waste management charge” appears in this policy, it is in reference to domestic and non domestic waste management charges unless otherwise specified.

## **A. CURRENT FINANCIAL YEAR WASTE MANAGEMENT CHARGE ADJUSTMENT**

Waste management charges are to be considered annual charges whether the service is used weekly or not. However, in relation to both domestic and non domestic waste management charges any notification of changes to services and the charge applicable will be treated as follows:

- If a domestic or non domestic waste service is cancelled within the first four months of any given financial year, i.e. by 31 October in the same financial year, a full refund of the waste management charge will be made available.
- Any cancellation or change after this date in respect of a domestic or non domestic waste service will not be eligible for any type of refund, unless:
  - (a) there is an error in the assessment (caused by reasons other than Council not being informed of the cancellation of a service or services by the ratepayer by the 31 October in the applicable financial year), or
  - (b) the amount is not lawfully recoverable, or
  - (c) it is a result of a decision of a court, or
  - (d) the Council or the General Manager believes on reasonable grounds that an attempt to recover the amount would not be cost effective, or
  - (e) the current financial year adjustment is a result of an approval of a previous year’s adjustment in accordance with Item B of this policy.

- If a new domestic or non domestic waste service to any premises is commenced in the period 1 July to 31 December in the current financial year, the full charge for either a domestic or non domestic waste management charge will apply.
- If a new domestic or non domestic waste service to any premises is commenced in the period 1 January to 30 June in the applicable financial year, 50% of the charge for either domestic or non domestic waste management charge will apply.

## **B. PREVIOUS FINANCIAL YEAR'S WASTE MANAGEMENT CHARGE ADJUSTMENT**

1. Council only allow waste management adjustments for cancellation of waste service advice from ratepayers for a maximum of two previous financial years (meaning the current financial year during which the ratepayer's cancellation advice is lodged with Council and two financial years preceding the current financial year, where applicable) unless:
  - (a) there is an error in the assessment (caused by reasons other than Council not being informed by the ratepayer of the cancellation of a waste service or services by the 31 October in the applicable financial year as outlined in Item A of this policy), or
  - (b) the amount is not lawfully recoverable, or
  - (c) it is a result of a decision of a court, or
  - (d) the Council or the General Manager believes on reasonable grounds that an attempt to recover the amount would not be cost effective.
2. If applying for previous year's waste management charge adjustment, the applicant must also supply in writing, the reason why they have not applied for a waste management adjustment during each of the previous years.
3. Council only allow previous year's waste management charge adjustment if Council's Waste Management Staff can confirm that the number of waste services actually collected during the current and each of the previous years, matches the claim of the ratepayer for the current and previous year's in question.

### **VARIATION:**

Council reserves the right to review, revoke and/or vary this policy from time to time.