

WA302*

Country Towns Sewerage Act 1948

Country Towns Sewerage Amendment By-laws (No. 2) 2007

Made by the Minister under the *Country Towns Sewerage Act 1948* section 102 and the *Water Agencies (Powers) Act 1984* section 34.

1. Citation

These by-laws are the *Country Towns Sewerage Amendment By-laws (No. 2) 2007*.

2. The by-laws amended

The amendments in these by-laws are to the *Country Towns Sewerage By-laws 1952**.

[* *Reprint 4 as at 29 April 2005.*

For amendments to 7 March 2007 see Western Australian Legislation Information Tables for 2005, Table 4, and Gazette 30 June 2006.]

3. By-law 36 amended

(1) By-law 36(3) is amended as follows:

(a) in paragraph (i) by deleting all of the paragraph after “thereof” and inserting instead —

“

for any of the following purposes —

(i) ascertaining whether the quality, quantity, or rate of discharge of industrial waste complies with the conditions of the permit and of the by-laws;

- (ii) affixing an identification tag to any treatment apparatus referred to in paragraph (j) or otherwise marking such apparatus for the purposes of identification;
 - (iii) removing an identification tag or mark referred to in subparagraph (ii);
 - (iv) taking samples of industrial waste for analysis and otherwise;
 - (v) inspecting the treatment apparatus;
 - (vi) making any measurement or assessment of the volume of the industrial waste admitted into the Corporation's sewer;
 - (vii) any other purpose set out in this by-law.
- ”;
- (b) after paragraph (i) by inserting —
- “
- (ia) The occupier of the property shall —
 - (i) ensure, as far as practicable, that any identification tag or mark that the Corporation uses to identify the treatment apparatus under paragraph (i)(ii) is not removed or defaced or otherwise damaged; and
 - (ii) as soon as practicable after the occupier becomes aware that any such tag or mark is removed or defaced or otherwise damaged, notify the Corporation of the removal or damage.
- ”;
- (c) in paragraph (j) by deleting the comma after “by-law”;
- (d) in paragraph (j) by deleting all of the paragraph after “expense” and inserting instead —
- “
- and at such intervals as may be considered necessary by the Corporation to ensure the efficient operation of such apparatus.
- ”;
- (e) after paragraph (j) by inserting —
- “
- (ja) The occupier shall, after any cleansing or maintenance of a treatment apparatus required under paragraph (j) that is done on or after 1 July 2007 —
 - (i) notify the Corporation in writing of the cleansing or maintenance within 7 days after the day on which it is done; and

- (ii) include in the notification the identification information on or in the tag or mark that the Corporation uses to identify the apparatus under paragraph (i)(ii).

”.

- (2) After by-law 36(3), the following sub-by-law is inserted —

“

- (4) The Corporation may at any time, by notice in writing given to the occupier of a property from which industrial waste is permitted to be discharged —
 - (a) vary or remove any condition of the permit imposed by the Corporation; or
 - (b) impose a new condition on the permit.

”.

4. **Transitional provision**

By-law 36 of the *Country Towns Sewerage By-laws 1952*, as amended by these by-laws, applies, after the commencement of these by-laws, in relation to a permit to discharge industrial waste, whether the permit is granted before, on or after that commencement.

JOHN KOBELKE, Minister for Water Resources.
