



Offences and Enforcement

PRACTICE NOTE TW04

This Practice Note is part of a series of notes developed to assist with the use and implementation of the Central Hawke's Bay District Council's Trade Waste Bylaw 2021.

Offences and Enforcement

In the 2021 trade waste bylaw, Warning Notices have been introduced. These may be issued following a review process if Council has concerns with the characteristics of the trade waste discharge from your premises. For example there is a consent compliance failure and the issue causing it remains unresolved, or there is concern the trade waste discharge quality has the potential to deteriorate and cause a consent breach either of the trade waste discharge, or has the potential to impact on the wastewater system.

Figure 1 summarises the approach Council may take if there are concerns with your trade waste discharge quality, or known issues at your premises which may impact on the trade waste discharge quality.

It is Council's intention to work with any trade waste dischargers having issues with their trade waste discharge quality to make sure that there is an improvement plan in place, and actions working towards resolution of the issues are clear and timely, to reduce the impact on the wastewater network. Any issues you have at your premises can affect what Council discharges to the environment from the wastewater system, which can affect a wide range of people and activities, not only in this district.

Council has powers under the Local Government Act 2002 (LGA) to recover costs where damage or nuisance has been caused by a discharge to the wastewater network, and can also take the formal enforcement route under the LGA if required. It should be noted that if issues cannot be resolved which impact on the quality of the trade waste discharge to the satisfaction of Council, and the process in Figure 2 is followed, Council can cancel your consent to discharge trade waste to the wastewater system. Council will make every effort to work with you before this point is reached.



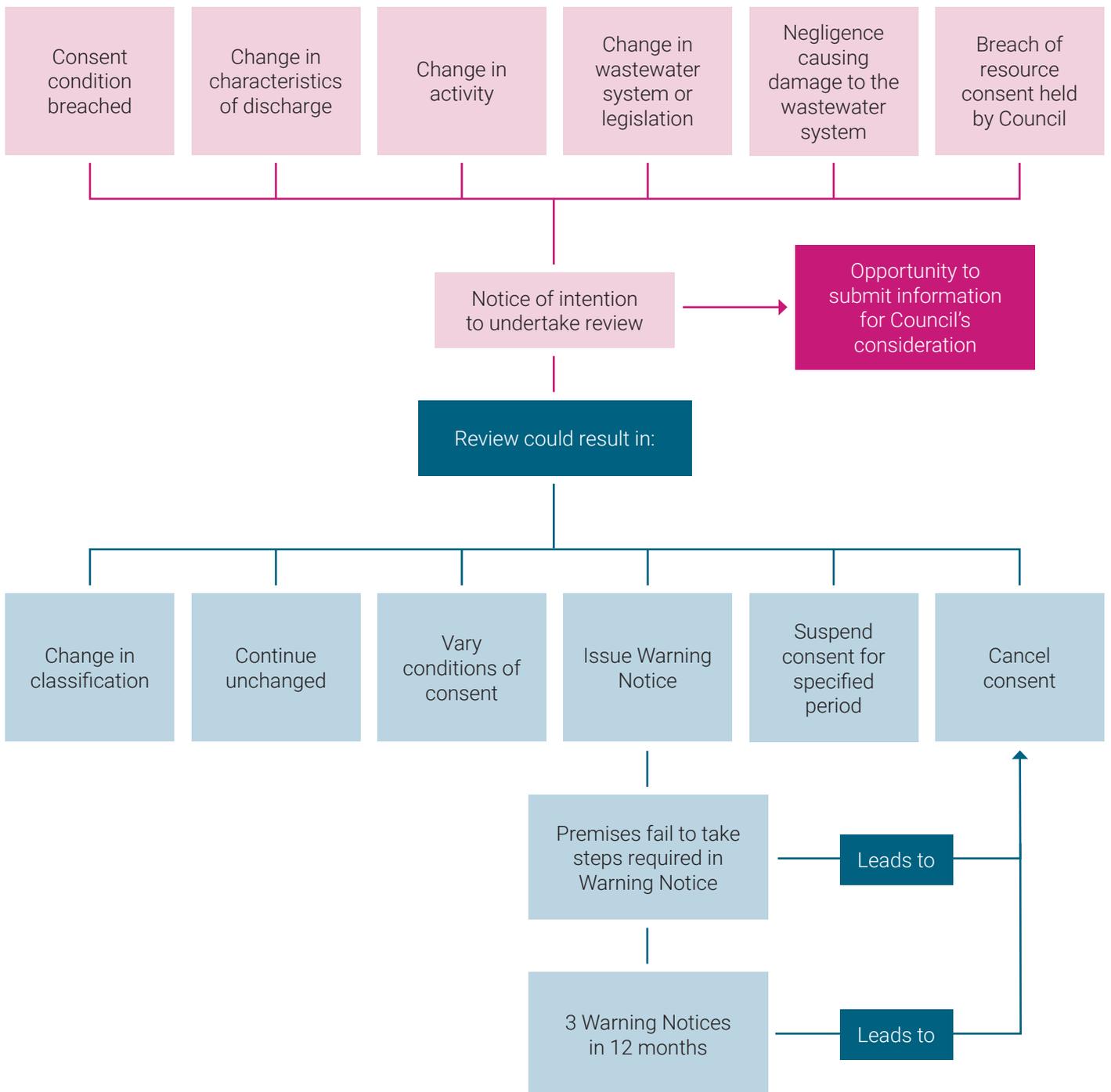


Figure 1 - control of trade waste - potential enforcement route