
STATUTORY INSTRUMENTS

1997 No. 2778

**The Waste and Contaminated Land
(Northern Ireland) Order 1997**

PART II

WASTE ON LAND

Collection, disposal or treatment of controlled waste

Collection of controlled waste

- 20.**—(1) Each district council shall—
- (a) arrange for the collection of household waste in its district except waste—
 - (i) which is situated at a place which in the opinion of the council is so isolated or inaccessible that the cost of collecting it would be unreasonably high, and
 - (ii) as to which the council is satisfied that adequate arrangements for its disposal have been or can reasonably be expected to be made by a person who controls the waste; and
 - (b) if requested by the occupier of premises in its district to collect any commercial waste from the premises, arrange for the collection of the waste.
- (2) Each district council may, if requested by the occupier of premises in its district to collect any industrial waste from the premises, arrange for the collection of the waste.
- (3) No charge shall be made for the collection of household waste under paragraph (1) except in prescribed cases; and in any of those cases—
- (a) the duty to arrange for the collection of the waste shall not arise until a person who controls the waste requests the council to collect it; and
 - (b) the district council may recover a reasonable charge for the collection of the waste from the person who made the request.
- (4) A person at whose request waste other than household waste is collected under this Article shall be liable to pay a reasonable charge for the collection and disposal of the waste to the district council which arranged for its collection; and the council shall recover the charge unless in the case of a charge in respect of commercial waste the council considers it inappropriate to do so.
- (5) A district council may—
- (a) construct, lay and maintain, within or outside its district, pipes and associated works for the purpose of collecting waste under this Article;
 - (b) contribute towards the cost incurred by another person in providing or maintaining pipes or associated works connecting with pipes provided by the council under sub-paragraph (a).
- (6) Articles 13 to 16 of the Water and Sewerage Services (Northern Ireland) Order 1973 (which relate to the execution of works, etc.) shall apply in relation to pipes and associated works provided

or to be provided under paragraph (5)(a) as those Articles apply in relation to works for the purpose of that Order but as if for any reference to the Department there were substituted a reference to the district council in question.

(7) A district council may contribute towards the cost incurred by another person in providing or maintaining plant or equipment intended to deal with household, commercial or industrial waste before it is collected under arrangements made by the council under paragraph (1) or (2).

(8) Anything collected under arrangements made by a district council under this Article shall belong to the council and may be dealt with accordingly.