



Waste Local Law 2020

City of Cockburn

WASTE AVOIDANCE AND RESOURCE RECOVERY ACT 2007
LOCAL GOVERNMENT ACT 1995

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LOCAL GOVERNMENT ACT 1995

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WASTE AVOIDANCE AND RESOURCE RECOVERY ACT 2007

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CITY OF COCKBURN

Waste Local Law 2020

Under the powers conferred on it by the *Waste Avoidance and Resource Recovery Act 2007*, the *Local Government Act 1995* and under all other enabling powers, the Council of the City of Cockburn resolved on 11 June 2020 to make the following local law.

Part 1 - Preliminary

1.1 Short title

This is the *City of Cockburn Waste Local Law 2020*.

1.2 Commencement

This local law commences 14 days after the day on which it is published in the *Government Gazette*.

1.3 Repeal

The following provisions of the *City of Cockburn (Local Government Act) Local Laws 2000*, published in the *Government Gazette* on 9 October 2000, are repealed -

- (a) in Division 1 - each of the definitions in clause 7.1, except the definitions of "**receptacle**" and "**Responsible Officer**";
- (b) Division 4; and
- (c) in Division 5 - clauses 7.21 - 7.25 inclusive and clause 7.27.

1.4 Application

This local law applies throughout the district.

1.5 Interpretation

- (1) In this local law, unless the context otherwise requires –

approved means approved by the local government;

authorised person means a person appointed by the CEO under section 9.10(2) of the LG Act to perform any of the functions of an authorised person under this local law;

carriageway has the meaning in the *Road Traffic Code 2000*;

CEO means the Chief Executive Officer of the local government;

collectable waste means local government waste that is not –

- (a) liquid refuse;
- (b) liquid waste; or
- (c) non-collectable waste;

collectable waste receptacle means a receptacle for the deposit and collection of collectable waste that is –

- (a) a recycling waste receptacle;
- (b) a general waste receptacle; or
- (c) an organic waste receptacle;

collection, when used in relation to a receptacle, means the collection and removal of collectable waste from the receptacle by the local government or its contractor;

collection day means the day determined by the local government for the collection of collectable waste in the district or a part of the district;

collection time means the time on the collection day determined by the local government for the collection of collectable waste in the district or a part of the district;

costs of the local government include administrative costs;

Council means the council of the local government;

district means the district of the local government;

general waste receptacle means a receptacle for the deposit and collection of collectable waste that is not recycling waste;

LG Act means the *Local Government Act 1995*;

LG Regulations means the Local Government (Functions and General) Regulations 1996;

local government means City of Cockburn;

local government waste has the same meaning as in the WARR Act;

non-collectable waste has the meaning set out in Schedule 1;

nuisance means –

- (a) an activity or condition which is harmful or annoying and which constitutes a reasonable basis for legal liability in the tort of public or private nuisance;
- (b) an unreasonable interference with the use and enjoyment of a person of their ownership or occupation of land; or
- (c) an interference which causes material damage to land or other property on the land affected by the interference;

occupier has the meaning given to it in the LG Act;

organic waste means waste that decomposes readily, such as garden waste or food waste;

organic waste receptacle means a receptacle for the deposit and collection of garden or organic waste;

owner has the same meaning as in the LG Act;

public place includes a place to which the public ordinarily have access, whether or not by payment of a fee;

receptacle means a receptacle –

- (a) that has been supplied for the use of the premises by the local government or its contractor, or which has otherwise been approved by the local government; and
- (b) the waste from which is collected and removed from the premises by the local government or its contractor;

recycling waste receptacle means a receptacle for the deposit and collection of recycling waste;

recycling waste means –

- (a) paper and cardboard;
- (b) plastic containers comprised of polyethylene terephthalate or high density polyethylene;
- (c) glass containers;
- (d) steel containers;
- (e) aluminium containers;
- (f) liquid paper board; and
- (g) any other waste determined by the local government to be recycling waste;

specified means specified by the local government or an authorised person, as the case may be;

street alignment means the boundary between the land comprising a street and the land that abuts the street;

thoroughfare has the meaning in the Act;

verge means that part of a thoroughfare that is between the carriageway and a lot which abuts the thoroughfare and includes a nature strip;

WARR Act means the *Waste Avoidance and Resource Recovery Act 2007*;

WARR Regulations means the *Waste Avoidance and Resource Recovery Regulations 2008*;

waste has the same meaning as in the WARR Act;

waste facility means a waste facility, as defined in the WARR Act, that is operated by the local government; and

waste service has the same meaning as in the WARR Act.

- (2) Where in this local law, a duty or liability is imposed on an **owner or occupier** the duty or liability is taken to be imposed jointly and severally on each of the owners or occupiers.
- (3) If, under this local law in relation to any land, an act is required to be done or is prohibited, the owner or occupier of the land has, unless the contrary intention appears, the duty of causing to be done the act required to be done, or of preventing from being done the prohibited act, as the case may be.

[Clause 1.5 amended: No. 109 of 2026]

1.6 Local public notice of determinations

- (1) Where, under this local law, the local government has a power to determine a matter –
 - (a) local public notice, under section 1.7 of the LG Act, must be given of the matter determined;
 - (b) the determination becomes effective only after local public notice has been given;
 - (c) the determination remains in force until it is amended or revoked under this clause; and
 - (d) the determination (including any amendment or revocation) must be recorded in a publicly accessible register of determinations that must be maintained by the local government.
- (2) A determination may be amended or revoked by giving local public notice of the amendment or revocation under section 1.7 of the LG Act.
- (3) The amendment or revocation becomes effective only after local public notice has been given.

[Clause 1.6 inserted: No. 109 of 2026]

1.7 Rates, fees and charges

The local government's powers to impose rates, fees and charges in relation to waste services are set out in sections 66 to 68 of the WARR Act and sections 6.16 and 6.17 of the LG Act.

1.8 Power to provide waste services

The local government's power to provide, or enter into a contract for the provision of, waste services is dealt with in section 50 of the WARR Act.

Part 2 - Local government waste

2.1 Supply of receptacles

- (1) The local government is to supply, for the use of each premise that are, or are capable of being occupied or used for residential purposes, one or more receptacles for the collection and removal, from those premises, of collectable waste.
- (2) The owner of premises to which subclause (1) applies must –
 - (a) ensure that the fee or charge (if any) imposed by the local government in relation to each receptacle is paid to the local government; and
 - (b) ensure that each receptacle is used, in respect of those premises, in accordance with this local law.

[Clause 2.1 amended: No. 109 of 2026]

2.2 Deposit of waste in receptacles

- (1) An owner or occupier of premises must not deposit or permit to be deposited in a receptacle any non-collectable waste.
- (2) A person must not deposit waste in a receptacle that has been provided for the use of other premises without the consent of the owner or occupier of those premises.

2.3 General waste receptacles

- (1) An owner or occupier of premises must not deposit or permit to be deposited in a general waste receptacle –
 - (a) where the receptacle has a capacity of 240 litres - more than 70 kilograms of collectable waste; or
 - (b) where the receptacle has any other capacity - more than the weight determined by the local government.
- (2) Where the local government supplies recycling waste receptacles, an owner or occupier of premises must not deposit or permit to be deposited in a general waste receptacle any recycling waste.
- (3) Where the local government supplies organic waste receptacles, an owner or occupier of premises must not deposit or permit to be deposited in a general waste receptacle any organic waste.

2.4 Recycling waste receptacles

An owner or occupier of premises must not deposit or permit to be deposited in a recycling waste receptacle –

- (a) anything other than the particular type of recycling waste for which that receptacle was provided by the local government for those premises;
- (b) where the receptacle has a capacity of 240 litres - more than 70 kilograms of recycling waste; or

- (c) where the receptacle has any other capacity - more than the weight determined by the local government.

2.5 Organic waste receptacles

An owner or occupier of premises must not deposit or permit to be deposited in an organic waste receptacle –

- (a) anything other than the particular type of organic waste for which that receptacle was provided by the local government for those premises;
- (b) where the receptacle has a capacity of 240 litres - more than 70 kilograms of organic waste; or
- (c) where the receptacle has any other capacity - more than the weight determined by the local government.

2.6 Direction to place or remove a receptacle

- (1) An authorised person may give a written direction to an owner or occupier of specified premises –
 - (a) to place a receptacle in respect of those premises for collection; or
 - (b) to remove a receptacle in respect of those premises after collection.
- (2) The direction under subclause (1) may specify when the placement or removal is to occur, or where the receptacle is to be placed, or both.
- (3) An owner or occupier of premises must comply with a direction given under this clause.

[Clause 2.6 amended: No. 109 of 2026]

2.7 Duties of owner or occupier

An owner or occupier of premises must –

- (a) except for a reasonable period before and after collection time, keep each receptacle in a storage space or area that is behind the street alignment;
- (b) take reasonable steps, if placing a receptacle for collection on the verge adjoining the premises, or other area as determined by the local government, ensure that, within a reasonable period before collection time, each receptacle is –
 - (i) within 1 metre of the carriageway;
 - (ii) placed so that it does not unduly obstruct any footpath, cycle way, right-of-way or carriageway,
 - (iii) facing squarely to the edge of and opening towards the carriageway,or in such other position as is approved in writing by the local government;
- (c) take reasonable steps to ensure that the premises are provided with an adequate number of receptacles; and

- (d) if the receptacle is lost, stolen, damaged or defective, notify the local government, as soon as practicable, after the event.

[Clause 2.7 amended: No. 109 of 2026]

2.8 Exemption

- (1) An owner or occupier of premises may apply in writing to the local government for an exemption from compliance with the requirements of clause 2.7(a) or (b).
- (2) The local government may grant, with or without conditions, or refuse an application for exemption from compliance under this clause.
- (3) An exemption granted under this clause must state –
 - (a) the premises to which the exemption applies;
 - (b) the period during which the exemption applies; and
 - (c) any conditions imposed by the local government.
- (4) An exemption granted under this clause ceases to apply –
 - (a) if the local government decides, on reasonable grounds, that there has been a failure to comply with a condition of the exemption; and
 - (b) from the date that the local government informs the owner or occupier of its decision under clause 2.8(4)(a).

[Clause 2.8 amended: No. 109 of 2026]

2.9 Damaging or removing receptacles

A person, other than the local government or its contractor, must not –

- (a) damage, destroy or interfere with a receptacle; or
- (b) except as permitted by this local law or as authorised by the local government, remove a receptacle from any premises to which it was delivered by the local government or its contractor.

[Clause 2.9 amended: No. 109 of 2026]

2.10 Verge collections

- (1) This clause applies in respect of a verge waste collection (such as a green waste, or a bulk waste, verge collection) that the local government –
 - (a) has advertised for all or part of its district; or
 - (b) has arranged for one or more specified properties.
- (2) Unless with and in accordance with the approval of the local government, a person –
 - (a) must deposit waste only during the period of time, and in accordance with other terms and conditions, specified in the advertisement or the arrangement made by the local government in relation to that verge waste collection; and

- (b) must otherwise comply with those terms and conditions.
- (3) Where waste has been deposited on a verge for a verge waste collection, a person must not remove any of that waste for a commercial purpose but may remove it for any other purpose.
- (4) Except where waste is lawfully removed from a verge under this clause, a person must not disassemble, or tamper with any waste deposited on a verge for a verge waste collection so as to increase the risk of harm to any person.
- (5) Clause 2.10(3) does not apply to the local government or a person engaged or contracted by the local government in relation to the verge waste collection.

[Clause 2.10 inserted: No. 109 of 2026]

Part 3 - General duties

3.1 Duties of an owner or occupier

- (1) In this clause –
bin includes a receptacle.
- (2) An owner or occupier of premises must -
 - (a) take reasonable steps to ensure that –
 - (i) a sufficient number of bins are provided to contain all waste which accumulates or may accumulate in or from the premises; and
 - (ii) all waste that accumulates on the premises is placed in the bins;
 - (b) ensure that –
 - (i) each bin is kept clean and in good condition and repair; and
 - (ii) unless it is a receptacle (waste from which is collected and removed from the premises by the local government or its contractor), each bin is emptied regularly;
 - (c) take all reasonable steps to –
 - (i) prevent fly breeding and keep each bin free of flies, maggots, cockroaches, rodents and other vectors of disease; and
 - (ii) prevent the emission of offensive or noxious odours from each bin;
 - (d) ensure that each bin does not cause a nuisance to an occupier of adjoining premises; and
 - (e) whenever directed to do so by an authorised person, thoroughly clean, disinfect, deodorise and apply a residual insecticide to each bin.

[Clause 3.1 inserted: No. 109 of 2026]

3.1A Suitable enclosure

(1) In this clause –

suitable enclosure means an enclosure –

- (a) of sufficient size to accommodate all bins used on the premises but, in any event, having a floor area not less than the size approved by the local government;
- (b) constructed of brick, concrete, corrugated compressed fibre cement sheet or other smooth and impervious material of suitable thickness approved by the local government;
- (c) having a width of at least 2m, with walls not less than 1.8m high and an access way not less than 1m wide and fitted with a self-closing gate; and
- (d) containing a smooth and impervious floor that –
 - (i) is not less than 75mm thick; and
 - (ii) is evenly graded to an approved liquid refuse disposal system.

(2) An owner or occupier of premises that –

- (a) consist of more than 5 dwellings; or
- (b) are used for commercial or industrial purposes,

must, if required by the local government –

- (c) provide a suitable enclosure for the storage and cleaning of all bins used on the premises; and
- install in the enclosure a tap connected to an adequate supply of water.

(3) An owner or occupier of premises required to provide a suitable enclosure under this clause must keep the enclosure thoroughly clean and disinfected.

[Clause 3.1A inserted: No. 109 of 2026]

3.2 Removal of waste from premises

(1) A person must not remove any waste from premises unless that person is –

- (a) the owner or occupier of the premises;
- (b) authorised to do so by the owner or occupier of the premises; or
- (c) authorised in writing to do so by the local government.

(2) A person must not remove any waste from a receptacle without the approval of –

- (a) the local government; or
- (b) the owner or occupier of the premises at which the receptacle is ordinarily kept.

[Clause 3.2 amended: No. 109 of 2026]

3.3 Receptacles and containers for public use

A person must not, without the approval of the local government—

- (a) deposit household, commercial or other waste from any premises on, or into; or
- (b) remove any waste from,

a receptacle provided for the use of the general public in a public place.

[Clause 3.3 amended: No. 109 of 2026]

3.4 Building and development sites

- (1) In this clause –

building site means any land in respect of which a building permit issued under the *Building Act 2011* is current and on which commenced work has commenced; and

development site includes any land in respect of which there is a current development or subdivision approval, and any land on which construction work, earthworks, clearing of scrub, trees or overgrowth or any other site works are taking or have taken place, whether or not the works are subject to a development or subdivision approval.

- (2) The owner or occupier of a building site or development site must, at all times, provide and maintain one or more bins, available for use on the site, that are designed –
 - (a) to contain any waste likely to be produced on the site; and
 - (b) to prevent waste being blown from the bin by wind.
- (3) From the commencement until the completion of works on a building site or development site, the owner or occupier must take reasonable steps –
 - (a) to ensure that all waste on the land is placed and contained in the bin and prevented from being blown from the site by wind;
 - (b) keep the site as free as is reasonably practicable from any waste;
 - (c) maintain the verge immediately adjacent to the site free of waste from the site; and
 - (d) ensure that the bin is emptied when full.
- (4) The owner or occupier of a building site or development site must ensure that, within 2 days of the completion of works on the site –
 - (a) the site and the verge immediately adjacent to it are cleared of all waste; and
 - (b) all bins are removed from the site.

[Clause 3.4 inserted: No. 109 of 2026]

Part 4 - Operation of waste facilities

4.1 Operation of this Part

This Part applies to a person who enters a waste facility.

4.2 Hours of operation

The local government may from time to time determine the hours of operation of a waste facility.

4.3 Signs and directions

- (1) The local government or an authorised person may regulate the use of a waste facility –
 - (a) by means of a sign; or
 - (b) by giving a direction to a person within a waste facility.
- (2) A person within a waste facility must comply with a sign or direction under subclause (1).
- (3) An authorised person may direct a person who commits, or is reasonably suspected by an authorised person of having committed an offence under this clause, to leave the waste facility immediately.
- (4) A person must comply with a direction under subclause (3).

[Clause 4.3 amended: No. 109 of 2026]

4.4 Fees and charges

- (1) Unless subclause (3) applies, a person must, on or before entering a waste facility or on demand by an authorised person, pay the fee or charge as assessed by an authorised person.
- (2) An authorised person may assess the fee or charge in respect of a particular load of waste at a rate that applies to any part of that load, even if that rate is higher than the rate that would apply to any other part of the load.
- (3) Subclause (1) does not apply –
 - (a) to a person who disposes of waste in accordance with the terms of -
 - (i) a credit arrangement with the local government; or
 - (ii) any other arrangement with the local government to pay the fee or charge at a different time or in a different manner; and
 - (b) to the deposit of waste owned by the local government, or in the possession of an employee on behalf of the local government.

[Clause 4.4 amended: No. 109 of 2026]

4.5 Depositing waste

- (1) A person must not deposit waste at a waste facility other than –

- (a) at a location determined by a sign and in accordance with the sign; and
 - (b) in accordance with the direction of an authorised person.
- (2) The local government may determine the classification of any waste that may be deposited at a waste facility.

4.6 Prohibited activities

- (1) Unless authorised by the local government, a person must not –
- (a) remove any waste or any other thing from a waste facility;
 - (b) deposit at a waste facility that is a landfill site any waste that is toxic, poisonous or hazardous, or the depositing of which is regulated or prohibited by any written law;
 - (c) light a fire in a waste facility;
 - (d) remove, damage or otherwise interfere with any flora in a waste facility;
 - (e) remove, injure or otherwise interfere with any fauna in a waste facility; or
 - (f) damage, deface or destroy any building, equipment, plant or property within a waste facility.
- (2) A person must not act in an abusive or threatening manner towards any person using, or engaged in the management or operation of, a waste facility.

Part 5 - Objection and review rights

[Heading to Part 5 amended: No. 109 of 2026]

5.1 Objection and review

Division 1 of Part 9 of the LG Act applies to a decision under this local law to grant, renew, vary or cancel –

- (a) an approval under clause 2.7(b);
- (b) an exemption under clause 2.8(2);
- (c) an authorisation under clause 2.9(b);
- (d) an approval under clause 2.10(2);
- (e) an authorisation under clause 3.2(1)(c);
- (f) an approval under clause 3.2(2)(a); and
- (g) an approval under clause 3.3.

[Clause 5.1 amended: No. 109 of 2026]

[Clauses 5.2-5.5 deleted: No. 109 of 2026]

Part 6 - Enforcement

6.1 False or misleading statement

A person must not make a false or misleading statement in connection with an application in respect of an approval, exemption or authorisation.

6.2 Legal proceedings and evidence

Provisions relating to legal proceedings and evidence are contained in Subdivisions 3 and 4 of Division 2 of Part 9 of the LG Act.

6.3 Offences and general penalty

(1) A person who –

- (a) fails to do anything required or directed to be done under this local law; or
- (b) does an act or omits to do an act contrary to this local law,
commits an offence.

(2) A person who commits an offence under this local law is liable, on conviction –

- (a) to a penalty not exceeding \$5,000; and
- (b) if the offence is a continuing offence, to an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.

6.4 Prescribed offences and modified penalties

(1) An offence against a clause specified in Schedule 2 is a prescribed offence for the purposes of section 9.16(1) of the LG Act.

(2) In accordance with section 9.16 of the LG Act, an authorised person who has reason to believe that a person has committed an offence against this local law may, within 28 days after the alleged offence is believed to have been committed, give an infringement notice to the alleged offender.

(3) In accordance with section 9.17 of the LG Act, a person who does not contest an allegation that they have committed the offence against this local law may, within the time specified in an infringement notice or within such further time as may, in any particular case, be allowed by the CEO, pay the modified penalty for that offence which, in accordance with section 9.21 of the LG Act, has the effect of preventing the local government from commencing a prosecution for the alleged offence.

(4) The amount of the modified penalty for a prescribed offence is that specified adjacent to the clause in Schedule 2 –

- (a) in the case of a first offence the modified penalty will be that prescribed in column 4 of that Schedule; and
- (b) in the case of a subsequent offence the modified penalty will be that prescribed in column 5 of that Schedule.

(5) Provisions relating to modified penalties in general are contained in Subdivision 2 of Division 2 of Part 9 of the LG Act.

6.5 Other costs and expenses

- (1) A person who is convicted of an offence under this local law is to be liable, in addition to any penalty imposed under clause 6.3, to pay to the local government the costs and expenses incurred by the local government in taking remedial action such as –
 - (a) removing and lawfully disposing of toxic, hazardous or poisonous waste; or
 - (b) making good any damage caused to a waste facility.
- (2) The costs and expenses incurred by the local government are to be recoverable, as a debt due to the local government, in a court of competent jurisdiction.

6.6 Form of notices

- (1) Where a vehicle is involved in the commission of an offence, the form of the notice referred to in section 9.13 of the LG Act is that of Form 1 in Schedule 1 of the LG Regulations.
- (2) The form of the infringement notice given under section 9.16 of the LG Act is that of Form 2 in Schedule 1 of the LG Regulations.
- (3) The form of the infringement withdrawal notice given under section 9.20 of the LG Act is that of Form 3 in Schedule 1 of the LG Regulations.

[Part 6 inserted: No. 109 of 2026]

Schedule 1 - Meaning of 'non-collectable waste'

[Clause 1.5(1)]

non-collectable waste means –

- (a) hot or burning material;
- (b) household hazardous waste, including paint, acids, alkalis, fire extinguishers, solvents, pesticides, oils, gas cylinders, batteries, chemicals and heavy metals;
- (c) any other hazardous material, such as radioactive waste;
- (d) any explosive material, such as flares, or ammunition;
- (e) electrical and electronic equipment;
- (f) hospital, medical, pharmaceutical, veterinary, laboratory or pathological substances;
- (g) construction or demolition waste;
- (h) sewage;
- (i) 'controlled waste' for the purposes of the *Environmental Protection (Controlled Waste) Regulations 2004*;
- (j) any object that is greater in length, width, or breadth than the corresponding dimension of the receptacle or that will not allow the lid of the receptacle to be tightly closed;
- (k) waste that is or is likely to become offensive or a nuisance, or give off an offensive or noxious odour, or to attract flies or cause fly breeding unless it is first wrapped in non- absorbent or impervious material or placed in a sealed impervious and leak-proof container; and
- (l) any other waste determined by the local government to be non-collectable waste.

Schedule 2 - Prescribed offences

Item no.	Clause no.	Description	Modified penalty	Modified penalty - subsequent offence
1	2.1(2)(a)	Failing to pay fee or charge	\$250	\$500
2	2.1(2)(b)	Failing to ensure lawful use of receptacle	\$250	\$500
3	2.2(1)	Depositing non-collectable waste in a receptacle	\$250	\$500
4	2.2(2)	Depositing waste in another receptacle without consent	\$500	\$750
5	2.3(1)	Exceeding weight capacity of a general waste receptacle	\$250	\$500
6	2.3(2) and (3)	Depositing unauthorised waste in a general waste receptacle	\$250	\$500
7	2.4(a)	Depositing unauthorised waste in a recycling waste receptacle	\$250	\$500
8	2.4(b) and (c)	Exceeding weight capacity of a recycling waste receptacle	\$250	\$500
9	2.5(a)	Depositing unauthorised waste in an organic waste receptacle	\$250	\$500
10	2.5(b) and (c)	Exceeding weight capacity of an organic waste receptacle	\$250	\$500
11	2.6(3)	Failing to comply with a direction concerning placement or removal of a receptacle	\$250	\$500
12	2.7(a)	Failing to keep a receptacle in the required location	\$250	\$500
13	2.7(b)	Failing to place a receptacle for collection in a lawful position	\$250	\$500
14	2.7(c)	Failing to provide a sufficient number of receptacles	\$250	\$500
15	2.7(d)	Failing to notify of a lost, stolen, damaged or defective receptacle	\$250	\$500
16	2.9(a)	Damaging, destroying or interfering with a receptacle	\$500	\$750
17	2.9(b)	Removing a receptacle from premises	\$500	\$750
18	2.10(2)	Failing to comply with a term or condition of verge waste collection	\$250	\$500
19	2.10(3)	Removing waste for commercial purposes	\$250	\$500
20	2.10(4)	Disassembling or tampering with deposited for collection	\$250	\$500
21	3.1(2)(a)(i)	Failing to provide a sufficient number of bins	\$250	\$500
22	3.1(2)(b)(i)	Failing to keep a bin clean and in a good condition and repair	\$250	\$500
23	3.1(2)(b)(ii)	Failing to empty a bin regularly	\$250	\$500
24	3.1(2)(c)(i)	Failing to prevent fly breeding and vectors of disease in a bin	\$250	\$500

Item no.	Clause no.	Description	Modified penalty	Modified penalty - subsequent offence
25	3.1(2)(c)(ii)	Failing to prevent the emission of offensive odours from a bin	\$250	\$500
26	3.1(2)(d)	Allowing a bin to cause a nuisance	\$500	\$750
27	3.1(2)(e)	Failing to comply with a direction to clean, disinfect or deodorise a bin	\$250	\$500
28	3.1A(2)	Failure to comply with suitable enclosure requirements	\$500	\$750
39	3.1A(3)	Failure to keep enclosure clean and disinfected	\$500	\$750
30	3.2(1)	Unauthorised removal of waste from premises	\$250	\$500
31	3.2(2)	Removing waste from a receptacle without approval	\$250	\$500
32	3.3(a)	Depositing unauthorised waste into waste receptacle provided for use of the general public	\$500	\$750
33	3.3(b)	Removing waste from waste receptacle provided for use of the general public	\$250	\$500
34	3.4(2)	Failing to provide and maintain required bins	\$500	\$750
35	3.4(3)(a)	Failing to ensure waste not blown from bins	\$500	\$750
36	3.4(3)(b)	Failing to keep site free of waste	\$500	\$750
37	3.4(3)(c)	Failing to maintain verge free of waste	\$500	\$750
38	3.4(3)(d)	Failing to ensure bin is emptied when full	\$500	\$750
39	3.4(4)(a)	Failing to clear site of all waste	\$500	\$750
40	3.4(4)(b)	Failing to remove bins from site	\$500	\$750
41	4.3(2)	Failing to comply with a sign or direction	\$250	\$500
42	4.3(4)	Failing to comply with a direction to leave	\$250	\$500
43	4.4(1)	Disposing waste without payment of fee or charge	\$500	\$750
44	4.5(1)	Depositing waste contrary to sign or direction	\$250	\$500
45	4.6(1)(a)	Removing waste without authority in a waste facility	\$500	\$750
46	4.6(1)(b)	Depositing toxic, poisonous or hazardous waste at a waste facility	\$500	\$750
47	4.6(1)(c)	Lighting a fire in a waste facility	\$500	\$750
48	4.6(1)(d)	Removing or interfering with any flora in a waste facility	\$250	\$500
49	4.6(1)(e)	Removing or interfering with any fauna without approval in a waste facility	\$250	\$500
50	4.6(1)(f)	Damaging, defacing or destroying any building, equipment, plant or property within a waste facility	\$500	\$750
51	4.6(2)	Acting in an abusive or threatening manner	\$500	\$750

[Schedule 2 inserted: No. 109 of 2026]

Dated 11 June 2020

The Common Seal of the City of Cockburn was affixed by authority of a resolution of Council
in the presence of -

Mayor

Acting Chief Executive Officer

Consented to –

Chief Executive Officer
Department of Water and Environmental Regulation

Dated: 28 May 2020