



## **DIVISION: Integrated Waste Management**

### **Policy on Waste Management services**

Mogale city local municipality

P.O Box 94,

Krugersdorp

1740

Cnr Commissioner 7

& Market Street,

Krugersdorp

**2025/26**

## **Introduction**

Section 9 of waste Act no. 59 of 2008 requires that municipalities should apply their executive authority to deliver waste management services in their area of jurisdiction. The formulation and adoption of waste management policy is fulfillment of this legislative mandate aimed at progressive improvement of delivery of waste management services in the city.

The Policy on Waste Management Services 2025/26 outlined below will seek to impose minimum requirements to be met by all in MCLM to improve the hygienic and living conditions in the city. All residents and businesses in the city are expected to strictly adhere to this new Policy on Waste Management Services 2025/26 highlighted in this document which in turn are in line with provincial and national policy instruments namely the National Domestic Waste Collection Standard of 2010 and General Waste Collection Standards of Gauteng of 2010.

The Municipal Integrated Waste Management Bylaws no. 59 of 2023 and the Policy on Waste Management Services 2025/26 both impose fines to be paid in case of contravention to ensure that hygienic standards are adhered to and implemented by all those involved with waste management including residents of the city and businesses alike. This is to prevent unscrupulous citizens and waste management companies from penetrating into the waste sector and creating nuisance, vermin infestation, environmental pollution, and health problem. The municipality shall expect all waste generators to play their role in and to observe their duty of care to avoid environmental pollution and harm to public health, failure to comply shall leave the municipality with no option but to apply punitive measures.

This policy is meant to strengthen waste management service delivery and equally introduce other measures to ensure the sustainability of waste management services and the affordability thereof to the local communities. Enforcement of National Domestic Waste Collection Standard of 2010 and General Waste Collection Standards of Gauteng, MCLM waste management policies and bylaws will be fundamental the basis for this policy.

All the strategies proposed are underpinned by the waste management hierarchy. The punitive measures are meant to strengthen enforcement and to ensure compliance as well as to bring all major generators of waste to adhere to the principles of duty of care as outlined in National Environmental Management Act, No. 107 of 1998, (NEMA). The challenges related to illegal dumping, littering, uncontrolled generation of waste, undeveloped stands, 240l bins, shopping

centers waste minimization initiatives, waste levy, body corporates service points and minimization initiatives, waste transporters, denial of access to municipal officials, and all other aspects of waste management services are all addressed in this policy. Furthermore, the policy deals with new tariffs for waste management services to enforce them.

## **Definitions**

### **Waste minimization plan**

Shall have the same meaning as **business waste management plan** and can be used interchangeably in terms of this policy, previous waste management policies and any promulgated municipal bylaws before the approval of this policy

### **Domestic waste**

Means waste, excluding hazardous waste, that emanates from premises that are used wholly or mainly for residential, educational, health care, sport or recreation purposes

### **Garden waste**

Garden waste is the accumulated plant matter from gardening activities which involve cutting or removing vegetation, i.e. cutting the lawn, weed removal, hedge trimming or pruning consisting of lawn clippings, leaf matter, wood and soil

### **Health care waste**

Means waste generated at a health establishment and includes both health care general waste and health care risk waste

### **Waste transporters**

Anyone transporting waste within the jurisdiction of MCLM shall register each vehicle transporting waste with the municipality and shall ensure that the vehicle is at all times roadworthy.

### **Accredited service provider**

Anyone who transports waste and has been duly registered with the municipality and has been accorded the status of accreditation by virtue of good compliance rate and is highly supportive of all municipal waste management initiatives, provincial and national norms and standards, and

must be compliant with all aspects of waste management and above all be an integral part of waste management system is thus willing to support the municipality in any emergency where such is feasible.

### **1.0 Notice for Waste service**

- a) The owner of the premises shall inform the municipality 30 days prior to occupation and generation of waste that the premises are ready to be occupied and will soon start generating waste, failure to do so shall attract the fine of R10 000 in the municipal account of such offender.
- b) The municipality has the mandate and authority to collect and transport waste within MCLM unless the municipality grant permission and accreditation to other service providers who should, in turn, be properly registered with the municipality to collect and transport waste, in line with municipal conditions and policies as well as bylaws.
- c) Nobody shall collect or transport waste in MCLM without prior arrangement with MCLM and is granted permission to do so or is a waste transporter whose permit shall state the need to adhere to the National Domestic Waste Collection Standard of 2010 and General Waste Collection Standards of Gauteng and MCLM waste management policies and bylaws.
  - i. Household refuse removal shall remain the sole responsibility of the Municipality
  - ii. No person shall render household refuse collection without prior permission by the municipality.
  - iii. No person shall enter into private household refuse removal service agreement without the approval of the municipality.
  - iv. Every household in Mogale City shall be charged for refuse removal, whether using private service provider or Municipal service.
  - v. Households who choose to use private service provider without the approval of the municipality are still expected to pay the monthly refuse removal tariff and the municipality reserve the right to deny such service provider access at the Landfill.
- d) All waste transporters and waste collection service providers shall apply to the municipality for registration before transportation of waste within the MCLM area of jurisdiction.
- e) Waste transporters without valid registration will be detained at the municipal landfill site or at the municipal traffic Department until the fine of R10 000 is paid.

- f) Every premises be it residential, business, commercial, industrial, or farm, whether such is developed or not, whether occupied or not, must pay applicable waste management levy as determined by the municipality.
- g) Every generator of waste shall be liable to report accurate waste quantities generated and comply with all municipality requirements.
- h) Municipal service providers and contractors shall pay normal applicable tariff for the use of municipal landfill site or waste treatment and handling facilities unless the authorized official would have prescribed otherwise in writing.
- i) Any municipal tender which purports generation of waste must during the scope of works charge waste transporter's applicable fees.
- j) All residents of MCLM and businesses are expected and required to progressively reduce waste generated by themselves and are required to do all in their power to avoid generating waste and are therefore expected to sort, separate reuse, recover and or recycle the waste they generate.
- k) Once the waste has been generated all measures should be taken to minimize, reuse, separate, sort, recover, or recycle such waste.
- l) Every resident and or business shall not receive municipal waste services without paying for such waste services unless there is prior arrangement, otherwise such resident or business shall pay for the arrears limited to, or not more than six months charge.
  - a. In addition, the municipality must fine them an applicable fine for none compliance.
- m) No one shall receive waste municipal services without paying for such service without any arrangements otherwise such resident or business shall be fined an amount determined or prescribed through municipal service charge or tariffs.

### **1.1 Large waste generators**

- n) Large and big waste generators which include shopping centers and malls and any other which may be determined by the municipality shall be required in terms of this policy to put in place progressive measures to submit a plan to introduce measures mentioned in paragraph (h) above of this policy.
- o) All waste generators required to produce and submit a plan to introduce measures outlined in (h) above of this policy shall be given a period of 30 days within which they should submit such a plan and failure to do so the municipality shall include a fine as determined by the municipality on the municipal account of the offender.

## **1.2 Krugersdorp CBD**

- p) Krugersdorp CBD shall be defined in terms of the following outer streets (which can be amended regularly by the municipality) and all properties inside these streets or boundaries are part and parcel of Krugersdorp CBD:
  - a. Eastern boundaries BP garage
  - b. Northern boundaries Pretoria Street properties on both sides of Pretoria Street
  - c. Southern boundaries properties on the southern part of silverite street
  - d. Western boundaries shall be Munsie street with properties on the eastern side of Munsie street
- q) All properties residential rental units, town houses, flats and businesses (except the schools, churches, government offices) within the Krugersdorp CBD shall pay for environmental waste levy and daily service as determined by the municipality
- r) The payable levy for residents is R40-00 per household excluding the 240l wheelie bins tariff and business levy per business is R89-00 for the subsequent financial years the tariff shall be determined by the municipality annually.
- s) Any generation of waste in the CBD (Whether by flats, Houses) must be classified and categorised as business waste by the nature of being in the CBD and business tariff must apply.

## **2.0 Waste Container and 240l Bins**

- a) MCLM shall supply the community with the 240l bins at the prescribed fee, whereby residents are given two options of payments for the bin as outlined in q) i) below. Alternatively, the MCLM shall enter into a MoU with bin manufacturer/supply/contractor to sell/supply bins to the community which meet MCLM specifications at the prescribed tariff.
- b) MCLM shall provide waste collection throughout the city as mandated by Waste Act no.59 of 2008 unless a dully registered waste transporter with the municipality is permitted to execute such responsibility.
- c) Where the municipality fails to render scheduled weekly curbside waste collection service, the municipality shall inform the community through ward councilor and other means of the day when the service will be available.
- d) As a basic refuse removal service, the municipality shall provide skip container services to informal settlements and rural areas as part of the rural waste management strategy.

- i) During each collection operation, only general waste shall be removed, no additional waste shall be removed if not placed inside the 240-l bin unless prior notification to arrange for extra service, at a cost, is made between the resident or business with the municipality.
  - ii) No garden waste or any other items other than domestic waste may be placed in the wheelie bin
  - iii) After emptying, each bin shall be returned to its designated place i.e. curbside.
  - iv) The waste collection teams shall be responsible for immediately cleaning up all the spillage caused by their operations. This will be done by the vehicle crew responsible for the spillage.
  - v) The waste collection teams shall not create undue noise/ nuisance in residential areas in and through which they operate.
  - vi) Waste collection service shall, under normal circumstances, not take place before 06:00 and after 17:00.
  - vii) For multi-dwelling complexes (townhouses, flats, estates, compounds, clusters, residential complexes, etc.), waste bins must be stored in waste area where sorting and separation is taking place and such communal collection area and the management of the multi-dwelling compound or complex must ensure proper access to the storage areas and that the storage areas comply with all applicable requirements.
  - viii) Multi-dwelling compounds and complexes shall implement waste hierarchy and submit their waste minimization plan with progressive target for annual waste minimization and separation at source.
- d) The municipality has the authority to determine the waste storage area, waste bin type and number of bins as well as the size of such bin facilities for all waste generators in the city;
- e) The owner or the occupier of the premises shall allow municipality waste management official access to their premises to determine the waste storage area, size and number of bins facility as well as the kind of sorting or separation activity in the premises to ensure that they are adequate and hygienic.
- f) Should the officer of the municipality be denied access to the premises for any waste investigation including but not limited to determining the condition storage facilities, sorting and separation at source in line with waste management hierarchy - in such a case the official shall inform the owner or the occupier of the premises of the intention to determine the type or number of bins and facilities, conditions for sorting and separation/bins and must charge extra new

number of bins on the municipal account even without accessing the premises if the access is denied;

g) In addition to the above, the municipality shall include on the owner's monthly municipal account an amount of R5 000 as a penalty for denying municipal officials access to the premises.

h) Should anyone verbally abuse municipal officials such owner of the premises shall pay an amount of R5 000 on their monthly municipal account.

i) The owner or the occupier of the premises shall make sure that the waste management officials are allowed access to the premises. Should the access be denied, the official shall proceed to determine the number of bins needed and conditions for sorting and the separation of waste without necessarily entering the premises and incorporate the extra charge of the bins on the monthly municipal account of the owner or occupier.

j) All 240l bins issued prior to 1 July 2023 will remain the property of the Municipality, thus if a person migrate to other areas outside MCLM's area of jurisdiction must return the bin to the MCLM. However, the bin purchased after the 1 July 2023 will remain the property of the owner and it will be the responsibility of the owner to ensure that bin is properly taken care of and secured.

i) MCLM shall provide a weekly waste collection in an area where 240l bins have been distributed to the community.

ii) In the event that 240l bins are not available the weekly waste collection will still be provided, and the affected residents shall similarly be liable to pay as if the 240l bins have been provided and the municipality shall make available such bins as soon they are available to such community or residents as well as businesses.

iii) In such circumstances the municipality shall remove all the refuse bags (4 transparent refuse bags is equal to one bin) and such shall not contain any sharp objects, or any prohibited domestic waste should the municipal team collecting waste be of the view that the waste contain sharp objects and prohibited waste they shall not collect such waste.

k) Should the municipality be unable to render waste collection as scheduled for reasons beyond their control such as community unrest, trade disruptions or strike and go-slow, weather conditions, operational circumstances or if such was missed during operation, the collection of waste will be scheduled for the subsequent week or when the situation is under control and there will be no refunds payable for the areas or residents affected.



l) where the municipality has not been able to provide 240l bins the residents shall nevertheless if feasible be provided with weekly waste collection and the payment thereof shall be similar to the weekly 240l bin service charge or tariff until such bins are provided.

m) For residents or businesses with more than one bin, such owners have the responsibility to ensure that the correct number of bins reflects on their municipal accounts, and overcharged shall not be entertained if it is not more than six months old.

n) Any municipal account with overcharge which is supported by documents shall only be entertained or processed if the period does not exceed 6 months, in instances where a longer period shall be processed only after investigation has been conducted.

o) Should the bin be damaged or lost, the owner shall replace it at applicable replacement fee.

p) The use of non-municipal bins is prohibited, anyone found using non-municipal bins shall be fined R1 000 in their municipal account, unless such bin is registered with the municipality.

q) As from the 1 July 2023 first issue, replacement, damaged or stolen will be charged in terms of the municipal applicable fee.

i) First option: six months payment plan which will be included into the Municipal account, this option only applies to residents whose Municipal accounts are up to date or there is payment arrangement for arrears with the municipality,

ii) Anyone whose account is on arrears does not qualify for this option, otherwise they must settle their municipal account in full before they can qualify.

iii) The owner or occupier of the premises must verify the number of the bins on their municipal account and shall not be allowed to request any overcharge after occupation.

r) The use of black refuse bags is prohibited for storage of domestic waste instead of transparent refuse bags are acceptable. The use of transparent bags is for safety reasons and will enable the waste teams to identify what is inside the refuse bag and to identify sharp objects.

s) All waste companies and service providers, including waste transporters, shall use transparent refuse bags and not black refuse bags.

### **3.0 Waste Transporters**

a) Anyone transporting waste in MCLM must register as a waste transporter and they must ensure that they register each and every vehicle and that they comply with the municipal registration conditions which will be reviewed annually.

- b) Anyone found transporting waste without registration with the municipality shall be fined on their municipal account and if they come from outside MCLM they shall pay an amount determined by the municipality before they be allowed to continue with their trip and such a vehicle shall be detained by the Traffic Department of the municipality until the fine is paid (if municipal finance offices are closed then the vehicle can only be released after the fine has been paid in full).
- c) Any vehicle found littering shall be fined on their municipal account an amount of determined by the municipality and if they come from outside MCLM they shall pay an amount determined by the municipality before they are allowed to proceed with their trip (if municipal finance offices are closed then the vehicle can only be released after the fine has been paid in full).
- d) Anyone found transporting waste with a torn net/ cover/ trampoline or without a net/ cover/ trampoline or littering along the way to the landfill or transporting waste without being registered with the municipality shall be fined R10 000 and this fine shall be included in their municipal account (if municipal finance offices are closed then the vehicle can only be released after the fine has been paid in full).
- e) The owner of the premises, multi-dwelling complexes, estates, complexes or body corporates whose waste collection is rendered by registered waste transporter shall ensure they are accredited shall have the option to choose either to be serviced by the municipality or to be serviced by a service provider or waste transporter accredited and dully registered presented by the municipality and
- f) The owner of the premises, multi-dwelling complexes, estates, complexes, or body corporates shall be responsible for the payment of the monthly service point for individual unit (household unit) as determined, and which shall be part of their municipal account unless serviced by the municipality.

### **3.1 Accredited municipal service provider / waste transporters**

- a) Accredited municipal service provider / waste transporters are appointed by the municipality only after complying with requirements such having attended mandatory waste management session conducted by the municipality and that they are going to be appointed as an extension of municipal waste collection services as well as having the required work tools, roadworthy vehicles including managing waste as a valuable resource, finally such service providers may be called upon by the municipality to assist with waste collection in cases of emergencies.

- b) No waste transporter shall remove and transport waste from any multi-dwelling complexes, residential complex, estate, residential compound and residential units without first applying and registering as accredited municipal service provider, which shall be valid for 12 months and shall be renewed with conditions.
- c) Such service providers shall have important responsibility and shall assume the status of an extension of municipal waste collection service with special conditions attached to their registration and license which makes them qualify for allocation of service points by the municipality and certain conditions whenever necessary.
- d) The municipality must ensure that no service provider is given more advantage of allocation of service points or new residential complexes to service, without considering other local service providers, for this reason developers and body corporates are discouraged from appointing their own service providers.
- e) No body corporates, residential estates or residential developers shall appoint a service provider without the approval of the municipality
- f) New and old residential complexes must apply to the municipality to be allocated service provider if they decide not to use municipal service but prefer the accredited service provider failure to do so will attract a fine of R10 000.
- g) Residential complexes and new residential developers shall not choose the service provider but must apply to the municipality contravening this provision will be penalized with a fine of R10 000.
- h) The accredited service providers shall attend annual municipal compulsory information sharing sessions, induction and compliance training for these service providers.
- i) Compulsory information sharing sessions, induction and compliance training must be attended every year by these service providers to keep their accreditation valid with the municipality.
- j) Failure to attend the compulsory sessions shall lead to disqualification as accredited service provider
- k) Persons at the level of management, who are project managers in the company must attend these sessions.
- l) When for any reason the relationship between the service provider and the residential complex is terminated both the complex and the service provider have the responsibility to inform the municipality a month prior such termination for the

municipality to mediate and if such is not possible the municipality must determine the process for termination.

- m) Waste transporters conducting waste collection in shopping centers and malls shall pay annually fee for their license to be valid as prescribed by the municipality.
- n) Accredited service provider will be expected to dispose of their waste at an approved municipal disposal facility. Should the service provider choose to use any other disposal site other than the Mogale City landfill, such provider shall use any approved landfill site outside the City and monthly disposal certificates shall be submitted to the Municipality.

**Body corporates, estates, or similar compounds (multi-dwelling properties)**

- a) The owner of the premises or body corporate has a responsibility to disclose the correct number of units or service points (households) in their premises or complex to the municipality to enable the municipality to determine the total monthly service point fee payable.
  - i. Any person, Body Corporate or estate and similar compounds requiring the services of the private service provider, shall apply in writing to the municipality and the municipality present service providers who are registered and accredited that are compliant to be approved by the municipality to service that establishment at an approved tariff Setout by the municipality.
  - ii. Body corporates, estates or similar compounds using the services of a waste transporter/contractor shall pay discounted tariff per service point per month into the municipal account.
  - iii. The service provider registered and accredited with MCLM shall qualify for 20% less at the municipal landfill disposal site as disposal fee.
  - iv. Service point (for the purpose of this policy) refers to the number of household (s) or unit (s) in a complex or Estate which the body corporate is expected to pay for to the municipality as per section 3 (ii) for each household or Unit per bin for refuse collection services, depending on the number of bins each household/Unit has.
  - v. Body corporate, estates and all residential compounds shall submit monthly and quarterly proof of payment of service point to the municipality.

- vi. New residential compounds or complex under construction shall be obliged to report every new occupant to the municipality for the purpose of waste collection billing and failure to do so the municipality shall fine the residential compound or complex in their municipal account.
  - vii. Failure to comply the body corporate and the contractor will forfeit the rebates and normal refuse collection, and disposal tariff charges shall apply
- b) Should the service point payable tariff be unpaid for any month the municipality must charge the payable amount and add it onto the municipal account of the body corporate, residential estate, residential complex agent and shall further be subjected to credit control measures including suspension of other municipal services like water supply, electricity supply and any other services.
  - c) Body corporates shall submit business waste management plan annual report to the municipality about their waste minimization plans which must progressively seek to achieve principles of waste hierarchy by setting new target annually with clear measures to meet the targets.
  - d) In the submission of the business waste management plan annual report the body corporate shall respond and address all issues requested by the municipality and the issues shall be reflected in such a report.
  - e) Any premises or owner who separates and sorts waste shall pay an applicable tariff.
  - f) Any waste transporter not complying with municipal requirements may be detained at the municipal traffic department until an applicable fine has been paid.
  - g) Waste transporters shall submit monthly and quarterly proof of their disposal of their waste at the municipal landfill site and the volumes of the material separated from waste collected as well as their volumes of waste sold to the buyer including the contact details of their buyers.
  - h) Failure to comply the municipality shall add both onto the waste transporter and body corporate, estates or residential compounds municipal accounts an amount of R10 000.

#### **4.0 Residential Premises**

- a) Any premises that practice waste separation at source or waste minimization and sorting shall pay basic waste collection fees as decided by the municipality.
- b) Any premises or owner who separates and sorts of waste shall report to the municipality and shall comply with all requirements of the municipality and failure to do so, such

premises or owner shall be issued with a notice to pay applicable fine on their municipal account.

### **5.0 Vacant Stands / Plots / Undeveloped / Unoccupied Sites**

- a) All premises, owners of vacant sites or unoccupied sites, or undeveloped sites must pay the monthly basic waste management service levy as determined by the municipality.
- b) For any illegal dumping found on their premises or vacant sites, unoccupied sites, or undeveloped sites the municipality shall include in their municipal account an amount of R10 000 every month until such a time that the illegal dumping has been cleared to the satisfaction of the municipality by the owner who shall report to the municipality about the date and time when such clearing of illegal dumping shall take place;

### **6.0 Waste Management Construction Certificate**

- a) Anyone building, renovating their buildings, or extending or demolition their buildings shall apply for a waste management construction certificate and an application fee will be charged for the certificate,
- b) Anyone who starts construction without the waste management construction certificate shall be fined R10 000 which shall be included in the municipal account of the owner.
- c) Anyone who leaves construction and demolition waste on the pavement outside their premises be fined R10 000 which shall be included in the municipal account of the owner.

### **7.0 Shopping Centers and Malls**

- a) The following are requirements applicable to all shopping centers and malls and large waste generators in Mogale City:
  - i) annually between July and September of every year register or renew their storage area license
  - ii) annually between July and September of every year submit waste transporter for the center or the mall
  - iii) annually between July and September of every year submit business waste management plan or waste minimization plan
  - iv) Between July and September of every year submit proof of monthly payment of environmental levy

- b) Shopping centers and malls must inform the municipality 30 days before they open to the public.
- c) All shopping centers and malls must have a dedicated waste storage area to sort and separate waste.
- d) Such waste storage area shall not be used or be converted into any other use other than the storage of waste and sorting or separation of waste
- e) All shopping centers and malls shall ensure that the waste area is kept clean and that no nuisance arises from it.
- f) The waste area shall be covered to ensure that waste is not exposed to wet weather.
- g) Shopping centers and malls must sort waste to minimize the waste transported to the landfills and such sorting areas shall always be kept clean.
- h) Shopping centers and malls shall provide the public with sufficient refuse bins to the satisfaction of the municipality on the parking grounds and immediate access roads (sphere of influence) and ensure that access roads and parking grounds are always kept clean.
- i) No business premises shall allow litter or refuse bags on their pavements or access roads. If litter is found in such areas as on the front pavement of the premises, public walks ways, access roads such premises shall be liable to pay an amount of R10 000 on their municipal account.
- j) Shopping centers and malls shall submit to the municipality the business waste management plan annual report indicating progressive and incremental targets in the implementation of waste management hierarchy with clear annual targets to reduce and minimize waste.
- k) Any shopping Centre or mall or premises who fails to submit the business waste management plan annual report as outlined in this policy and if not, they shall pay R10 000 which must be included in their municipal account, and such fine shall be included in their municipal accounts until the said shopping center or mall fully complies with provisions of this policy.
- l) The shopping centers and malls shall apply for the waste management handling permit and shall pay the applicable tariff.
- m) The municipality shall render waste collection to the shopping centers and malls unless the owner or center manager applies to the municipality to utilize the services of registered waste transporter and in such a case each renting enterprise, all stores or retail shops including banks,

eateries shall pay environmental levy per month even if the shopping Centre is fully sorting the waste.

n) The center manager shall indicate on their business waste management plan the number of stores, renting enterprises, all retails shops, banks and or eateries failure to do so the center manager shall pay R10 000 in their municipal account.

### **9.0 The sphere of influence and litter picking services**

a) The sphere of influence shall mean an area immediately around the business premises or establishment which includes access road to the business and immediate roads around such business.

b) No litter shall be allowed within the premises of any business or on the immediate streets around any business, therefore the business shall provide the public with sufficient bins in the premises and nearby streets as well as the access road to the business.

b) All retail centers should actively promote waste minimization and sorting and encourage their customers as far as is possible not to litter within the premises and within their sphere of influence.

c) Litter accumulating in the premises and its surrounding streets or sphere of influence shall be fined an amount of R10 000 which shall be included in premises or owner's monthly municipal account.

d) The municipality shall determine the sphere of influence and determine the type of waste facilities which should be used for the public accessing or leaving the premises.

e) No litter shall be allowed in front of the business premises pavements. If litter or refuse bags are found in front of the business premises, the municipality shall collect such waste from the business premises and such premises shall be fined R10 000 on their monthly municipal account and such business shall be instructed not to allow the same to recur.

f) Should the litter in front of the business premises and pavements continue the municipality shall fine the business every month that the litter is observed on the pavement

### **10.0 The contents of the business waste management plan or waste minimization plan shall include the following:**

- i) Proof of submission of the plan which shall be done every year between July and September to municipality



- ii) The type of waste generated.
- iii) The volumes generated.
- iv) Shall describe in details waste storage area or onsite storage area.
- v) Shall describe the sorting or separation process of waste within the premises and the annual targets.
- vi) Describe measures taken to mediate against any nuisance including rodents, flies and odor from waste storage area
- vii) Indicate the next destination (buyers of their sorted waste) including names and address of the buyers and the mode of transportation.
- viii) Indicate the number of employees, gender and age.
- ix) Indicate the origin of waste including their volumes and waste types from each source
  - a) The business shall be liable to pay a fine of R10 000 which will be included in the municipal account of the premises should the business fail to compile a plan.
  - b) The plan should have a clear progressive annual target to minimize and sort waste generated from the premises.
  - c) The target shall include the measure to be implemented on an incremental basis to minimize and sort waste in the premises.
  - d) The plan and its content will be reviewed annually for approval by the municipality every year between July and September.
  - e) Failure to submit the reviewed annual plan shall attract a fine of R10 000 monthly until the plan is submitted which shall be included in the municipal account of the premises.

#### **11.0 Recycling, Buy-back, Sorting Facility,(Waste handling Facilities)**

*Compost Centers, Scrap Yards, Waste Handling Facility, Waste Storage Facilities and similar entities:*

- a) Any person operating these facilities, must apply and register the facility with the municipality which shall not unnecessarily be withheld and shall then pay annual permit fee applicable and
- b) No person or premises may keep or store waste for more than 7 days without municipal permission otherwise shall be fined R10 000.
- c) Should the facility owner, operator, occupier fail to pay the annual fee, the municipality must add the annual fee onto the municipal account of those premises.
- d) And shall always observe the conditions of the permit and always keep their area hygienic as well as their surroundings.

- e) shall report any waste pickers not registered and refer them to the municipality.
- f) shall report to the municipality about the volumes of waste brought to their premises by types of customers and what types of waste was brought to the facility including by waste pickers and shall supply any other monthly information required by the municipality.
- g) Shall only deal with waste pickers registered with the municipality, failure to do such facility shall be liable to pay R10 000 in their municipal account.
- h) All waste handling facilities shall be subjected to regular inspections and compliance monitoring by the municipality
- i) Failure to comply with permit requirements or any other municipal requirements, such a facility shall be liable to pay R10 000 in their municipal account.

## **12.0 Waste Pickers**

- a) All waste pickers shall register with the municipality and shall be given conditions to comply with.
- b) No unregistered waste picker shall operate in MCLM without municipal permission.
- c) Any unregistered waste picker found on any part of the city shall pay the fine of R200.
- d) No buyback center and any other facility shall have any dealing with the unregistered waste picker.
- e) If it is found that the buyback center or any other facility is dealing with an unregistered waste picker such a buyback facility shall be fined R10 000 on their municipal account.

## **12.1 Street Vendors**

- i) No street vendors shall occupy a site or spot not allocated to them by the municipality.
- ii) No street vendor may leave their spot dirty or may litter during their operating hours.
- iii) Municipality shall disqualify any vendor who does not follow the conditions laid out for them.
- iv) Any vendor who causes disorder shall not be allowed to trade in any part of the city.
- v) Any contravention of these provisions is punishable in the form of a fine and the offender shall be liable for a fine not exceeding R200.00 which shall be payable at municipal offices and such offender shall not be allowed to trade until the proof of payment is produced.
- vi) The provision of 12.1 v) above shall also apply to anyone or any person found littering in the city and they are expected to cooperate with the municipal official and give all the

information required as well as reporting immediately to municipal offices to pay the R200 fine.

- vii) Permitted vendors shall ensure that they clean their spot daily when knocking of and in the morning.
- viii) The waste management officer or any officer so authorized shall issue a notice to offenders not to trade until they meet the conditions set out by the waste management officer.

### **13.0 Illegal Dumping**

a) Any person found causing illegal dumping in any part of the city shall pay R10 000 and be instructed to clean the illegally dumped waste.

b) Anyone causing illegal dumping using a vehicle, the registration number of the vehicle shall be used to fine the owner R10 000 on their municipal account and the vehicle impounded such individual shall be instructed to clean the illegal dumping before the vehicle can be impounded.

c) If the owner is not traceable or comes from another municipality or province or the vehicle does not have registration number plates, such vehicle shall be kept in the custody of the municipal traffic department (impounded) until the owner pays the amount of R10 000.

### **14.0 Healthcare Waste**

a) Anyone who is generating or handling healthcare waste must register with the municipality and must have an accredited service provider/Transporter to transport healthcare waste to a suitable disposal site.

Healthcare waste generators in Mogale City shall include:

Chemists and pharmacists, private clinics, medical doctors consulting rooms, dentists and similar health facilities

b) All facilities shall pay an amount to be determined annually by the municipality for healthcare waste handling generators

c) The generator/handler of health care waste should have a disposal certificate of the waste disposed of, their quantities, and the name of the disposal site.

d) Anyone transporting healthcare waste within the MCLM must register with the municipality. The transportation /generation /handling of medical waste within the MCLM without registration shall be liable to pay R10 000.

e) Anyone causing nuisance, pollution and or dumping healthcare waste illegally shall be liable to pay R50 000 daily on their municipal account until the HCRW is cleaned and the spot rehabilitated.

f) Where such generator/handler of health care waste come from outside MCLM their vehicle shall be impounded until they pay the fine of R50 000 and they shall remove such illegal dumping of healthcare waste to the satisfaction of the municipality.

f) Should labels be found on the pile of waste dumped anywhere in the city, those labels will constitute sufficient evidence to include R50 000 in the municipal account of such medical facility or healthcare service provider and the transporter of such waste will be charged R50 000 fine as per the approved guilty fines.

### **15.0 Nuisance and Pollution**

a) Anyone causing nuisance and or pollution or dumping waste or littering on public or unoccupied private open space in any part of the city shall be liable to pay an amount of R10 000 in their monthly municipal account as part of their responsibility or – Duty of Care and cradle to grave principles, as their responsibility towards MCLM in terms of this policy.

#### **15.1 Public and open space auction**

Auction events and public open space shall pay in advance an amount determined by the municipality through the tariff policy for litter picking and cleaning of the areas after the event.

They shall further appoint a service provider to clean the area and sort the waste at the area of the event and the access roads.

### **16.0 Waste disposal**

a) Waste generated in the municipal area must be disposed of at a waste disposal facility where such disposal is permitted by the Municipality.

b) all municipal service providers shall pay applicable waste disposal fee unless the waste management officer direct otherwise in writing.

b) All generators of general waste shall use MCLM landfill site to dispose their waste.

- i) It is the responsibility of the site user to notify the municipality in writing of any change in vehicle (s) ownership for the purpose of waste disposal.
  - ii) The site user shall be liable for all the waste accepted at the facility prior to the notification date.
  - iii) Waste quantities/charges at the facility during weighbridge failure shall be captured manually and estimated based on the site user averages.
  - iv) All the waste disposal disputes must be submitted to the municipality within 30(sixty) days in case the weighbridge slip was issued or 60(sixty) in case where weighbridge slip was not issued to the site user.
  - v) No refund of waste disposal charges of less than R1000, customers utilize the credit for the payment of further waste disposal at the facility.
  - vi) As OF the 1<sup>st</sup> of July 2025, everyone who is using the landfill site including municipal service providers must pay applicable tariffs except service providers appointed for waste collection by the municipality, unless if stated otherwise by the Waste Management Officer.
- c) In disposing of waste, a licensee must comply with the provisions of any other law regulating the disposal of waste.
- d) No person may burn waste either in a public or private place, for the purpose of disposing of that waste.
- e) No person may incinerate waste either in a public or private place, except in an incinerator at a place where the relevant national or Gauteng provincial authorities permit such incineration, or at a place designated by the Municipality for that purpose.
- f) Anyone found contravening the above will be liable to pay R10 000 fine

### **17.0 Appeals and disputes**

- a) Anyone looking to appeal the fines or any clause of this policy shall inform the waste management officer or authorized official in writing of such an appeal or dispute and the reasons for such appeal.
- b) the original copies of such appeal shall be submitted to the municipal manager who shall within 14 days appoint the Head of Municipal Legal Services or his representative to hear, mediate and give final decision on the matter within two months.

c) The Head of Municipal Legal Services may extend the period by a maximum of 60 days to allow the matter to be duly finalized.

c) the decision of the Head of Municipal Legal Services shall be final and binding to the parties involved.

#### **17. Amendment of Existing Waste Tariffs**

a) Private bulk containers in business premises serviced by the municipality shall be charged per collection which shall be reviewed annually.

b) Replacement of 240l bin shall be charged with new tariffs as reviewed annually.

c) Public gathering events fee for cleaning after the event shall be charged to the organizers who must have applied for such events and have received approval from the municipality.

d) Public auction organizers shall pay an applicable fee as determined by the municipality before such an event.