

**District Council of Black River (Collection and Disposal of Refuse) (Amendment)
Regulations 2015**

GN No. 209 of 2015

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THE LOCAL GOVERNMENT ACT

**Regulations made by the District Council of Black River
under sections 50, 60, 61, 157, 158 and 163 of the
Local Government Act**

1. These regulations may be cited as **the District Council of Black River (Collection and Disposal of Refuse) (Amendment) Regulations 2015**.

2. In these regulations —

“principal regulations” means the District Council of Black River (Collection and Disposal of Refuse) Regulations 2013.

3. The principal regulations are amended by —

(a) adding under Regulation 2 the following interpretations —

“gated community” means a residential community comprising of 10 or more lots or residential units, having controlled entrances and characterised by an enclosed perimeter and is managed by a syndic;

“syndic” means the person or any authorised authority responsible for the management and maintenance of a gated community.

(b) deleting paragraph (4) in regulation 12 and replacing it by the following paragraph —

(4) The Council shall not be held responsible for the non-collection of refuse from trades specified in the Schedule or from a gated community that have no agreement with the Council or which have failed to pay fees prescribed under the Schedule.

(c) adding the following new paragraphs under regulation 12—

(5) Where there is an agreement for refuse collection with the Council, the Syndic of a gated community shall pay fees set out in the schedule of these regulations for a twice weekly collection and disposal of refuse service only up to a maximum of 2 metres cube of non-compacted household and green wastes per residential unit per service.

(6) (a) The fees payable under subsection(5) in respect of a financial year shall become due on the 1 July of that year and may be paid by the syndic in two equal instalments, the first on or before 31 July and the second on or before 31 January of the ensuing year.

(b) For the period 1 January 2016 to 30 June 2016, the syndic shall pay 50 per cent of the prescribed fees not later than 31 January 2016.

(7) A surcharge of 10 per cent of the amount due shall be levied on any payment not effected within the delay specified in paragraph (6).

(8) The syndic of a gated community or the owner or occupier of a trade premises may opt to have its own refuse collection service to the satisfaction of the authorised officer of the Council in which case fees set out in the schedule will not have to be paid.

(9) The owner or occupier of a bareland may, in accordance with an agreement made with the Council and on payment of the fees set out under paragraph 4 of the schedule, have the overgrown vegetations in the bareland lopped and trimmed.

(d) deleting the Schedule and replacing it by the Schedule set out in the Schedule to these regulations;

(e) deleting the word “in place” in regulation 9.

4. These regulations shall come into operation on 1 January 2016.

Made by the District Council of Black River on 2 July 2015.

SCHEDULE

[Regulation 3]

SCHEDULE

[Regulation 14]

1. For the removal of refuse resulting from general cleaning of household, trade or commercial premises subject to availability of resources —

(a) for every lorry load or fraction of it with labour, Rs 2,000

(b) for every lorry load or fraction of it without labour, Rs 1,200

2. For the removal of refuse, per service, from supermarkets, hypermarkets, hotels, restaurants, commercial complexes or any other trades and with whom an agreement has been made with the Council under the regulation 12.

For every half lorry load or fraction thereof, Rs 500

3. For the collection and disposal of household and green wastes from a gated community under regulation 12(5), Rs 3,600 per financial year per residential unit.

4. For the lopping and trimming of overgrown vegetations in a bareland under regulation 12(9)

For every 100 square metre or fraction thereof, Rs 1,500