

WASTE DISPOSAL (LIVESTOCK WASTE) (AMENDMENT) REGULATION 1994

(Made by the Governor in Council under section 33  
of the Waste Disposal Ordinance (Cap. 354))

1. Commencement

This Regulation shall come into operation on a day to be appointed by the Secretary for Planning, Environment and Lands by notice in the Gazette.

2. Interpretation

Regulation 2 of the Waste Disposal (Livestock Waste)

Regulations (Cap. 354 sub. leg.) is amended -

- (a) in the definition of "properly dried", by repealing everything after "means" and substituting "dried to a moisture content not exceeding 85% by weight;"
- (b) by repealing the definition of "public sewer";
- (c) in the definition of "watercourse", by repealing "public" and substituting "communal";
- (d) by adding -

"communal sewer" has the same meaning as it has in the Water Pollution Control Ordinance (Cap. 358);

"free range livestock keeping" means the keeping of livestock either wholly or partially in an outdoor environment;"

3. Containers for collection of livestock waste

Regulation 4 is amended by adding "or livestock waste restriction area" after "control area".

4. Solid livestock waste

Regulation 7(1) is amended by adding "or livestock waste restriction area" after "control area".

5. Liquid livestock waste

Regulation 8 is amended -

(a) in paragraph (1) -

(i) by adding "or livestock waste restriction area" after "control area";

(ii) in subparagraph (b)(i) and (ii), by adding "along or through properly constructed channels" before "into a soakaway-pit";

(b) in paragraph (2) -

(i) by adding "or livestock waste restriction area" after "control area";

(ii) in subparagraph (a), by adding "along or through properly constructed channels" before "into a soakaway-pit";

(iii) in subparagraph (b)(i), by repealing "public" and substituting "communal";

(c) in paragraph (3) -

(i) by repealing subparagraph (a) and substituting -

"(a) For the purpose of paragraph (2), the minimum standard to which livestock waste is to be treated

within an area specified in column 2 of the Schedule after the relevant date specified in column 3 opposite thereto shall be the standard specified in column 4.";

- (ii) in subparagraph (b) by repealing "2 out of 3 consecutive samples" and "are" and substituting "a sample" and "is" respectively.

6. Regulation added

The following is added -

"9A. Barrier to prevent liquid livestock waste from escaping

(1) Where free range livestock keeping is practised, the livestock keeper shall cause to be constructed permanent and impermeable barriers to prevent the escape of liquid livestock waste from the livestock premises, in accordance with the standards as specified in any Code of Practice relating to livestock waste.

(2) Any person who fails to comply with paragraph (1) commits an offence and shall be liable to a fine of \$50,000."

7. Offences

Regulation 10 is amended -

(a) in paragraph (1) by repealing "\$5,000" and substituting "\$50,000";

(b) in paragraph (2) -

- (i) by repealing "public sewer" and substituting "communal sewer";
- (ii) by repealing "\$5,000" and substituting "\$50,000";
- (c) in paragraph (3) by repealing "\$250" and substituting "\$5,000".

#### 8. Schedule added

The following is added -

#### "SCHEDULE

[reg. 8]

#### MINIMUM STANDARD OF LIQUID LIVESTOCK WASTE

Item	Area	Relevant Date	Standard
			biochemical oxygen demand : suspended solid (not exceeding the quantity in milligrams per litre of the waste as below)
<b>Livestock Waste Control Areas</b>			
1.	Nos. 10 to 14	1 July 1994 1 July 1996 1 July 1997	250 : 250 100 : 100 50 : 50
2.	Nos. 15 to 17	1 July 1994 1 July 1997 1 July 1998	250 : 250 100 : 100 50 : 50
3.	Nos. 18 to 25	1 July 1994 1 July 1998 1 July 1999	250 : 250 100 : 100 50 : 50
<b>Livestock Waste Restriction Areas</b>			
4.	10R, 11R, 13R & 14R	1 July 1994 1 July 1996 1 July 1997	250 : 250 100 : 100 50 : 50
5.	16R, 18R, 19R, 21R, 23R, 24R & 25R	1 July 1994 1 January 1997 1 January 1998	250 : 250 100 : 100 50 : 50

Note: For a full description of the areas in items 1, 2 and 3, see the first and second columns of the Third Schedule to the Ordinance."

Clerk to the Executive Council.

COUNCIL CHAMBER,

1994.

Explanatory Note

This Regulation amends the Waste Disposal (Livestock Waste) Regulations in consequence of amendments made to the Waste Disposal Ordinance (Cap. 354) by the Waste Disposal (Amendment) Ordinance 1994 (28 of 1994).

2. Section 2(a) re-defines the meaning of "properly dried".
3. Sections 2, 3, 4 and 5 make consequential amendments as a result of the addition of "livestock waste restriction area" in the principal Ordinance. Section 5(c) also specifies different minimum standards for livestock waste treatment for different periods of time and reduces the number of samples required to 1.
4. Section 6 requires that barriers be constructed around premises on which free range livestock keeping is practised.
5. Section 7 increases the maximum fines for contravention of the Regulations.