

Penalty



Penalty for illegal waste deposition offences under the Waste Disposal Ordinance:

Clause	Offence	Maximum penalty
Section 16A	Illegal deposition of waste	\$200,000 and 6-month imprisonment;
Section 16B	Deposition of construction waste without obtaining permission of the lot owners and EPD's acknowledgement through the prior notification procedures	\$500,000 and 6-month imprisonment for a second or subsequent offence; An additional daily fine of \$10,000 for a continuous offence
Section 16C	Provision of false information in the notification form Failure to display a copy of the acknowledged form during the depositing activity	\$100,000



Construction waste means any substance that is generated from construction works and abandoned and usually includes rock, rubble, sand, concrete, asphalt, brick, tile, etc. Please refer to the Waste Disposal (Charges for Disposal of Construction Waste) Regulation for detailed definition.

Enquiry

For more information on the Waste Disposal (Amendment) Ordinance 2013, please contact EPD

Hotline: 2838 3111

Email: enquiry@epd.gov.hk

Website: www.epd.gov.hk



Waste Disposal (Amendment) Ordinance 2013

Enhanced control of the deposition of construction waste on private land



環境保護署

Environmental Protection Department

The Environmental Protection Department (EPD) has been enforcing section 16A of the Waste Disposal Ordinance (WDO) against illegal deposition or dumping of waste. A person commits an offence if he deposits or causes another person to deposit waste in any place except with the permission of any owner or lawful occupier of the place.

To enhance the control of the deposition or dumping of construction waste on private land, sections 16B and 16C have been enacted under the Waste Disposal (Amendment) Ordinance 2013, requiring a person to obtain EPD's acknowledgement through the prior notification procedures before the commencement of the depositing activity. Furthermore, the construction waste depositor (e.g. the contractor or the dump truck driver transporting construction waste) must ensure a copy of the acknowledged form is displayed in a conspicuous place on the lot before depositing the waste.

The prior notification procedures are not applicable under the following circumstances:

1. the deposition forms part of building works carried out according to the Buildings Ordinance (Application to the New Territories) Ordinance or Buildings Ordinance, such as village houses (commonly known as "small houses") built by indigenous inhabitants; or
2. the total area of construction waste on the same private lot (regardless of who deposited the waste) does not exceed 20 square metres after the deposition.

**Before deposition
of construction
waste on a
private lot**



1

Obtain the **written permission** of the **sole owner or all of the owners** of the lot



2

Submit to EPD a duly **completed and signed form "EPD-238"** at least **21 calendar days before** the intended date of the deposition



3

Acquire **EPD's acknowledgement** on the form "EPD-238"

4

Display a copy of Part C and Part D of the acknowledged form in a **conspicuous place** on the lot **at all times** during the depositing period



5

Deposition of construction waste

