

THE STATES OF DELIBERATION
of the
ISLAND OF GUERNSEY

THE WASTE MANAGEMENT SERVICES (CHARGING) (AMENDMENT) ORDINANCE, 2024

The States are asked to decide:-

Whether they are of the opinion to approve the draft Ordinance entitled "The Waste Management Services (Charging) (Amendment) Ordinance, 2024" and to direct that the same shall have effect as an Ordinance of the States.

EXPLANATORY MEMORANDUM

Section 1 of the Waste Management Services (Charging) Ordinance, 2018 ("the 2018 Ordinance") provides that a charge is payable for waste management services through (a) bag charges and (b) an annual fixed charge for houses and business premises. These charges can be amended by the Waste Disposal Authority ("WDA") by regulation. Section 3(1) of the 2018 Ordinance provides that when the WDA amends those charges, it must calculate the new charges by imposing such charges as are necessary to meet the projected total cost to the Waste Disposal Authority and the States of providing waste management services for the year in question.

The Ordinance amends section 3 to provide that, when calculating that projected total cost, the WDA must take into account the fact that any deficit shall be funded from the General Revenue.

The Waste Management Services (Charging) (Amendment) Ordinance, 2024

THE STATES, in pursuance of their Resolution of 8th September, 2022^a, and in exercise of the powers conferred on them by sections 32A and 72 of the Environmental Pollution (Guernsey) Law, 2004^b, and all other powers enabling them in that behalf, hereby order:-

Amendment of 2018 Ordinance.

1. (1) Section 3 (basis on which charges are to be calculated) of the Waste Management Services (Charging) Ordinance, 2018^c is amended as set out below.

(2) In subsection (1), before "to meet" insert "(subject to subsection (2A))".

(3) After subsection (2), insert –

"(2A) The Waste Disposal Authority, in calculating the projected total cost under subsection (1), shall take into account that any deficit shall be funded from General Revenue."

^a Article IV of Billet d'État No. XIII of 2022.

^b Order in Council No. XIII of 2004; this enactment has been amended.

^c Ordinance No. XXV of 2018; this Ordinance has been amended.

Citation and Commencement.

2. This Ordinance may be cited as the Waste Management Services (Charging) (Amendment) Ordinance, 2024, and shall come into force on 2nd December, 2024.