



NOTICE TO LOCAL GOVERNMENTS

Waste Avoidance and Resource Recovery Act 2007

Transitional provisions continue Local laws made under the *Health Act 1911* and Fees and charges fixed under the *Health Act 1911*.

Schedule 5 of the *Waste Avoidance and Resource Recovery Act 2007* contains the following transitional provisions:-

3. Local laws under *Health Act 1911* continued

(1) Any local law made by a local government under the *Health Act 1911* section 112A or 134(20), (21), (22), (23), (24), (29) (in relation to waste services) or (30) and of effect on the commencement day continues to be of effect as if it were made under this Act and may be amended or repealed accordingly.

(2) For the purposes of the *Local Government Act 1995* section 3.16(1) a local law referred to in subclause (1) and made after the coming into operation of the *Local Government Act 1995* is to be regarded as having commenced on the day on which it was made under the *Health Act 1911*.

4. Fees and charges fixed under *Health Act 1911* continued

(1) Any charge fixed under the *Health Act 1911* section 106 that is imposed per waste receptacle continues to be of effect as if it were a charge imposed under section 67.

(2) Any fee or charge for the removal of refuse fixed by resolution by a local government under the *Health Act 1911* section 344C and of effect on the commencement day continues to be of effect as if it were a fee or charge prescribed by local law under this Act.

For new local laws in relation to waste services, look to the provisions of Part 6 — Waste services, Division 3 — Local laws and local government rates, fees and charges of the *Waste Avoidance and Resource Recovery Act 2007*.

