

INFRASTRUCTURE

Resource Recovery

4.4.1

TITLE: FEE CONCESSIONS AT WASTE MANAGEMENT FACILITY

ADOPTED: OCM 28 October 2010 – Pages 187 – 191

REVIEWED: OMC 15 March 2012 – Pages 96 – 103
OMC 27 March 2014 – Pages 94 -99
OMC 17 December 2015 – Pages 110 -121

ASSOCIATED LEGISLATION:

**ASSOCIATED
DOCUMENTS:** Annual Fees And Charges Schedule

**REVIEW
RESPONSIBILITY:** Director Infrastructure

DELEGATION:

Previous Policy Number 3.1.17

Objective:

To provide guidance as to how charitable, not-for-profit and/or community organizations or individuals may qualify for a reduction in Council's Annual Fees and Charges as applied to waste materials delivered to the Waste Management Facility (WMF).

Principle:

All persons and organisations shall pay 100% of the Shire's adopted Annual Fees and Charges as applicable to waste materials delivered to the Waste Management Facility, unless:

- they are endorsed to access charity tax concessions by the Australian Tax Office, or
- they are bona fide community "not for profit" organizations; and
- they present a letter of approval from the Chief Executive Officer.

If a person (organisation) can prove they are a "not for profit" organisation they may qualify for a 50% reduction in Scheduled Fees or Charges.

This policy applies to the "Sanitation – General Refuse" section of the Shire's Annual Fees and Charges Schedule as adopted by Council with the exception of:

- a) Household Domestic Refuse, Standard Pick-up Service Charge,
- b) Refuse Additional Pick-up Services Charge; and
- c) Goods for Sale.

Definitions:

Charity Organisation: means an organisation that has a written “endorsement notification” from the Australian Tax Office (ATO). This requires application to the ATO and approval for the organisation to access certain tax concessions.

Not-for-Profit Organisation: means an organisation that is an incorporated body which has in its constitution a requirement that it is an entity “whose principal objective is not the generation of profit.” (AASB 136 Aus 6.2).

Community Sporting Group: means a Community Sporting organisation that is an incorporated body which has in its constitution a requirement that all profits are distributed amongst its members and/or applied to furthering the objects of the sport.

Indigenous Community Group: means a Community Indigenous organisation that is an incorporated body which has in its constitution a requirement that all profits are distributed amongst its members and/or applied to improving the well-being of the community.

Community Group: means a Community organisation that is an incorporated body which has in its constitution a requirement that all profits are applied to improving the well-being of the community.

Eligible Organisations shall include Charity Organisations, registered Not-For-Profit Community Organisations, Community Sporting Groups, Indigenous Community Groups, and other Community Groups.

State Government Departments, other Government Agencies, NGOs and Businesses do not qualify as eligible organisations.

Policy:

1. A person may apply in writing to the Chief Executive Officer for a concession/waiver of 50% of fees for a specific project stating the basis upon which the exemption is claimed and providing documentary evidence of eligibility;
2. All applications are to be submitted and considered at the administration building. No applications shall be considered at the Waste Management Facility gate;
3. Only a person who presents a written approval at the Waste Management Facility gate, signed by the Shire of Broome’s Chief Executive Officer, shall be eligible to be charged at a reduced rate for depositing waste materials at the Waste Management Facility;
4. The concession applicable for approved organisations is 50% of the scheduled rate only;
5. The intention of the fee concession policy is for ‘one-off’ events. Applications for annual or bulk concessions will only be considered in circumstances where the waste is generated from ongoing operations that improve the well being of the community. Annual or bulk concessions are at the complete discretion of the Shire of Broome;
6. Proof of being an eligible “not for profit/charity” organisation requires the same degree of proof as for the Shire’s Annual Community Sponsorship Grants

Program which allows for the Shire to contribute to a community project under certain criteria including:

- Being an Incorporated "not-for-profit" Organisation with an approved Constitution;
- Being an Organisation endorsed to access charity tax concessions by the Australian Tax Office;
- The applicant organisation shall be based within the Shire of Broome;
- The applicant contributes at least 50% to the cost charged;