

GUYANA

No. 1 of 1981

BY-LAWS

Made Under

THE MUNICIPAL AND DISTRICT COUNCILS ACT

(Cap. 28:01)

IN EXERCISE OF THE POWERS CONFERRED BY SECTIONS 303 and 304 OF THE MUNICIPAL AND DISTRICT COUNCILS ACT, THE FOLLOWING BY-LAWS HAVE BEEN MADE BY THE MAYOR AND COUNCILLORS OF THE CITY OF GEORGETOWN AND APPROVED BY THE MINISTER:—

- Citation.** 1. These By-laws may be cited as the City of Georgetown (Collection and Disposal of Waste) By-laws 1981.
- Interpretation.** 2. In these By-laws —
- “Cleansing Department” means the Cleansing Department of the City Council;
- “Cleansing Officer” means any person lawfully performing the duties of the office of Cleansing Officer in the Cleansing Department and includes any subordinate officer or employee thereof who may be authorised by the Cleansing Officer to perform any duty under these by-laws;
- “combustible waste” means any waste substance capable of incineration or burning and includes garbage, paper, rags, grass and leaves;

“commercial waste” means any waste, combustible or non-combustible, arising out of the operation of trade, business or industry and all other waste not arising from or incidental to the normal occupation of any dwelling house or residence but does not include by-products of any trade, business or industry having commercial value and regularly handled in the ordinary course of such trade, business or industry unless such by-products or the handling of them are a nuisance or a menace to public health;

“householder” means the person who holds or occupies a house as his own dwelling and that of his household;

“non-combustible waste” means any waste substance incapable of incineration or burning;

“waste” means all trash, rubbish, garbage, carcass and other refuse or discarded matter and includes commercial waste, whether combustible or not.

3. The receptacle for waste shall be of metal, plastic or other suitable impervious material approved by the City Council, water tight, movable, of such size as may be easily handled by one person when full or of a capacity not exceeding six cubic feet and kept clean, disinfected and properly covered with a well fitting cover when not required to be opened. Receptacle  
for waste

4. (1) Where only one householder occupies a whole building he shall provide a sufficient number of receptacles necessary for the accumulation of waste over a period of four days. Persons who  
are to pro-  
vide  
receptacles

(2) Where more than one person, whether as tenant or householder, occupies any buildings, the owner or lessee thereof or his agent shall be responsible for providing the requisite number of receptacles for the accumulation of waste over a period of four days.

(3) In the case of buildings, yards and places of a public character, such as churches, chapels, schools and other places of a similar nature, whether in use or not the person in charge of such buildings, yards or other places shall be deemed to be the occupiers who shall be able to provide the requisite number of receptacles for the accumulation of waste over a period of four days.

5. In all cases where by these by-laws the occupiers of premises are bound to perform any act, if there shall be no occupier or if there is a difficulty in ascertaining who is the occupier, the owner of such premises shall be liable. Liability  
of owner.

Waste remov- 6. Waste shall be removed from any building or ed and plac- premises and deposited in a receptacle as soon as practicable; ed in recep- it shall not remain exposed in any building or premises for longer tacle, than is necessary for it to be removed and deposited in a recep- tacle.

Waste Drain- 7. Before wet or moisture-laden house refuse or gar- ed and wrap- bage is deposited in a receptacle it shall be drained of moisture ed before and property wrapped in paper or other combustible material. deposited.

Waste to be 8. Waste shall be placed in a receptacle located in placed in accordance with the directions of the Cleansing Officer at a point receptacle conveniently on the premises or other place which can conveniently be reached located. from a road, street or alleyway used as a means of access for the removal of waste.

Waste not to 9. Subject to by-law 10 no person shall throw, place, be thrown scatter or deposit or cause to be thrown, placed, scattered or de- about, posited waste in any street, sidewalk, parapet, alleyway or other public place or private property; such waste shall be put in a receptacle provided for the purpose.

Prohibition 10. No person shall dump or caused to be dumped against dumping of dirt or waste of any sort on any street, sidewalk, parapet, alley- waste, way, or other public place or on any private property without the written consent of the Cleansing Officer, or the owner, as the case may be:

Provided that no such dumping of waste shall give reasonable grounds for complaint or become a nuisance or pre- judicial to health or in any manner whatsoever amount to a violation of any law.

Fees for 11. (1) The owner or custodian of an animal shall im- removal and mediately on knowing of its death notify the Cleansing Officer disposal of thereof for the purpose of the removal and disposal of the car- carcass. cass in such manner as the Cleansing Officer considers fit.

(2) The Cleansing Officer may charge a fee for the re- moval and disposal of a carcass except that of a small animal, namely. a cat or a dog.

Removal of 12. (1) Waste placed in a receptacle provided and main- waste from tained by the City Council on a street, sidewalk, parapet, alley- receptacle. way or other public place shall be collected by the Cleansing Officer. Waste placed in a receptacle on private premises, shall be removed by the Cleansing Officer or a licensed commercial waste collector or any other authorised person.

(2) No unauthorised person shall wilfully remove or interfere with any such receptacle or its contents.

13. Such waste as a person may dispose of while travelling in the City shall be thrown into small receptacles placed and maintained by the City Council on a street, sidewalk, parapet, alleyway or other public place for that purpose. Other waste from household, trade, business, industry or any other source shall not be thrown into such receptacles.

Disposal of waste by persons travelling in the City.

14. Waste of any kind found on any street, sidewalk, parapet, alleyway or other public place shall be removed by the Cleansing Officer.

Waste in public place to be removed by Cleansing Officer

15. The Cleansing Officer shall so arrange the times for the collection of waste in the City that the accumulation of waste or the contents of receptacles shall not give reasonable grounds for complaint or become a nuisance or prejudicial to health.

Collection and disposal of waste to avoid nuisance

16. (1) No waste shall be transported through the City by anyone, except the Cleansing Officer or a licensed commercial waste collector or any other authorised person.

Transportation of waste

(2) Slaughterhouse offal, soap, grease and other putrescible commercial waste shall be transported through the City in closed carts or vehicles only, which shall at no time be kept open for longer than is necessary to receive the waste to be deposited therein, and shall immediately thereafter proceed by the most direct route to the site where the waste is to be dumped.

17. (1) A person producing commercial waste in large quantities shall store it separately from the accumulation of non-commercial waste. Such commercial waste shall be collected and transported at the expense of the producer thereof by the Cleansing Officer or a licensed commercial waste collector or any other authorised person.

Storage, transportation and disposal of commercial waste

(2) Commercial waste shall be transported to a controlled tip operated by the City Council or a public incinerator or a private incinerator referred to in by-law 19.

18. A fee may be charged for the disposal of commercial waste at any controlled tip or incinerator referred to in by-law 17 (2).

Fees chargeable for disposal of commercial waste.

- Private incinerators. 19. Nothing in these by-laws shall be construed as prohibiting the use of a private incinerator approved by the City Council for the incineration of combustible waste provided such incinerator is operated in accordance with the directions of the City Council and is not a source of nuisance.
- Licence for commercial waste collector. 20. A person who desires to be engaged in the business of commercial waste collection shall on application pay such sum as may be fixed by the City Council for a yearly or half yearly licence.
- Application for licence for commercial waste collector. 21. An application for a commercial waste collector's licence shall be made to the Town Clerk on forms provided by him. If the Town Clerk is satisfied that the applicant is a responsible person capable of conducting the business of a commercial waste collector in full compliance with the rules referred to in by-law 26, he shall notify the City Treasurer, who shall thereupon issue a licence to the applicant upon payment of the licence fee.
- Revocation of licence of commercial waste collector. 22. Where a licensed commercial waste collector fails to comply with the rules referred to in by-law 26 the Town Clerk may revoke his licence:  
  
Provided that no licence shall be revoked until the holder of it has had an opportunity of being heard and showing cause against the revocation before the Town Clerk.
- Prohibition of discharge of substance harmful to health or property. 23. No person shall discharge or cause to be discharged into any street, sidewalk, parapet, alleyway or public place any substance harmful to health or property, or permit any noisome or offensive steam, gas, vapours or fumes harmful to health or property to escape or to be discharged from any chimney, pipe or other vent.
- Discharge of steam or hot water prohibited. 24. No person shall discharge or cause to be discharged steam or hot water from any boiler into any street, sidewalk, parapet, alleyway or other public place.
- Drains. 25. The occupiers of all houses, stores, warehouses, or other premises within the limits of the City shall keep their drains free any obstruction.
- Rules. 26. The City Council may, by resolution to be published in the Gazette and in any daily newspaper circulating in the City, prescribe rules for the effective administration of the

provisions of these by-laws, including rules governing the collection, transportation, and disposal of waste by a licensed commercial waste collector.

27. The Cleansing Officer or other local government officer in the service of the City Council or any member of the town constabulary for the City or any member of the Police Force may enter and inspect at all reasonable times any premises or place for the purpose of administering these by-laws, and any person who obstructs, assaults or hinders any person performing the duties vested in him by these by-laws shall, on summary conviction, be guilty of an offence under these by-law.

28. The Cleansing Officer or other local government officer in the service of the City Council or any member of the town constabulary for the City or any member of the Police Force is hereby authorised to institute and prosecute any legal proceedings against any person for any breach of these by-laws.

29. A person who contravenes any of these by-laws is liable on summary conviction to a fine of not more than one hundred dollars or imprisonment for a term of not more than three months and in the case of a continuing offence to a further fine of fifteen dollars for each day of such continuance after notice of the breach shall have been served by the City Council.

30. The City Council may recover in a court of competent jurisdiction from any person the expenses incurred by it in consequence of a breach of any by-law by that person.

31. The Scavenging and Cleansing of the City By-laws are hereby revoked.

Made by the Mayor and Councillors of the City of Georgetown this 8th day of December, 1980.

*E. L. Mayers,*  
Town Clerk.

Approved this 19th day of November, 1981.

*O. E. Clarke,*  
Minister of Regional Development