

CAYMAN ISLANDS



Supplement No. 1 Published with Extraordinary Gazette dated Friday, 23
December, 1994

**THE GARBAGE AND REFUSE DISPOSAL
(AMENDMENT) (NO. 2) REGULATIONS 1994**

- (a) the person licensed under the Tourism Law, 1974, or taking an annual licence in respect thereof under the Trade and Business Licensing Law (Revised) (as the case may be); or
 - (b) if there is no such person, then by the person having the control or management thereof.
4. The fee for a bar shall be paid by the person who is the licensee thereof under the Liquor Licensing Law, 1974."

Made in Council the 20th day of December, 1994.

MONA N. BANKS-JACKSON
Clerk of Executive Council.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations increase the fees payable for garbage and refuse disposal collection carried out by the Department of the Environment. The fees were last increased in 1990. The Regulations provide that late payment of fees carries an interest penalty. The Regulations also offer an incentive to participate in the Department of the Environment's forthcoming recycling scheme. Occupiers of premises who participate in the recycling scheme will be eligible to pay reduced collection fees. Further details will be announced in due course by the Department.

(2)	EMPTYING OF CONTAINERS –	
	Daily	\$ 1,800.00
	3 days per week	\$ 900.00
	2 days per week	\$ 750.00
	One per week	\$ 300.00
(3)	ROLL-OFF/ROLL-ON (FEES FOR USE)	
	Con. stationary – 28 cubic yards	\$ 4,200.00
	Open top – 20 cubic yards	\$ 3,000.00
(4)	EMPTYING OF CONTAINERS	
	Daily	\$ 6,846.00
	Three days per week	\$ 3,432.00
	Two days per week	\$ 2,300.00
	Once per week	\$ 1,200.00
4.	REMOVAL OF DERELICT VEHICLES	
	Central George Town	\$ 50.00
	West Bay to George Town	\$ 50.00
	George Town to Bodden Town	\$ 50.00
	Bodden Town and eastwards	\$ 60.00
5.	REMOVAL OF ANIMAL CARCASSES	
(1)	LARGE CARCASS	
	George Town	\$ 50.00
	West Bay	\$ 50.00
	Bodden Town	\$ 50.00
	Districts east of Bodden Town	\$ 60.00
(2)	SMALL CARCASS (DOGS, CATS, ETC.)	\$ 25.00
6.	PORTABLE TOILETS	
	Daily (with servicing)	\$ 75.00
	Monthly (without servicing)	\$ 250.00

Notes

1. The fee for a private house or condominium unit shall be paid by the person registered or deemed to be registered under the Registered Land Law (Revised) as the owner.
2. The fee for apartments and offices shall be paid by the person having control of the whole building.
3. The fee for a hotel, restaurant, lodging house, and business premises other than offices, shall be paid by –

CAYMAN ISLANDS

THE PUBLIC HEALTH LAW 1981

**THE GARBAGE AND REFUSE DISPOSAL
(AMENDMENT) (NO. 2) REGULATIONS 1994**

The Governor in Council, in exercise of the powers conferred on him by sections 50 and 52 of the Public Health Law, 1981 (a), and of all other powers enabling him in that behalf, makes the following Regulations:

Title and commencement

1. These Regulations may be cited as the Garbage and Refuse Disposal (Amendment) (No. 2) Regulations 1994 and shall come into force on 1st January 1995.

Amendment of the Garbage and Refuse Disposal Regulations 1975.

2. (1) The Garbage and Refuse Disposal Regulations 1975 are amended by revoking regulation 10 (including the scale of annual fees specified in paragraphs A to K, inclusive, of that regulation) and substituting the following regulation –

"10. (1) The scale of annual fees specified in the Schedule to these Regulations shall apply in respect of garbage and refuse disposal collection in service areas.

(2) Every fee specified in the Schedule in respect of a collection of garbage or refuse shall be due and payable, in accordance with this regulation, fourteen days after the first day of January in each year by the occupier of any premises where that collection is carried out.

(3) Any fee specified in the Schedule which is due and payable under this regulation

(a) shall, in respect of premises in Grand Cayman, be paid to the Financial Secretary, and shall, in respect of premises in Cayman Brac or Little Cayman, be paid to the District Commissioner; and

(b) shall be recoverable by the Department as a civil debt.

(a) Law 6 of 1981, to which there are amendments not relevant to these Regulations.

2

(4) Any fee or part of a fee specified in the Schedule which is due and payable shall carry interest at the prescribed rate in respect of the period beginning on the date when the fee or part of the fee becomes due and payable and ending on the date on which the fee or part of the fee is paid.

(5) In paragraph (4) above "the prescribed rate" means such rate as may be determined by the Governor in Council for the purposes of this regulation; and different rates may be prescribed for different fees or classes of fee.

(6) Where he is informed that the Department is satisfied as mentioned in paragraph (7) below, the Financial Secretary may abate the fee in respect of any garbage and refuse disposal collection that would, apart from this subsection, be due and payable by the occupier of premises at which that collection is carried out.

(7) The Financial Secretary may abate a fee where he is informed the Department is satisfied that the occupier of any premises in a service area is complying, to the Department's satisfaction, with the conditions of any recycling scheme carried out by the Department in that area.

(8) The amounts by which any fee may be abated by the Financial Secretary under this regulation shall be determined by the Financial Secretary having regard to –

- (a) the costs of operating the recycling scheme and any revenue or other financial benefit derived by the Department from the recycling scheme; and
- (b) the extent to which the occupier who is liable to pay the fee to be abated has complied with the conditions of the recycling scheme."

(2) The Garbage and Refuse Disposal Regulations 1975 are amended by adding at the end of those Regulations the following Schedule –

THE SCHEDULE Regulation 10

FEEES FOR GARBAGE AND REFUSE DISPOSAL COLLECTION

1. PRIVATE HOMES, HOTELS, ETC., RESTAURANTS AND BARS

(1) PRIVATE HOUSES AND APARTMENTS \$ 50.00

Provided that the Financial Secretary may, in his discretion, waive this fee in whole or in part, whether prospectively or retrospectively, if he is satisfied that (having regard to the financial circumstances of the person liable under these Regulations for payment of the fee) it is equitable for him to do so.

(2) CONDOMINIUM UNITS \$ 150.00

3

(3) HOTELS

1 to 19 bedrooms	\$ 800.00
20 to 39 bedrooms	\$ 1,600.00
40 to 60 bedrooms	\$ 2,500.00
61 to 100 bedrooms	\$ 3,000.00
101 to 150 bedrooms	\$ 4,000.00
over 150 bedrooms	\$ 5,500.00

(4) LODGING HOUSES (OTHER THAN HOTELS) \$ 225.00

(5) RESTAURANTS (WITHOUT BARS)

Seats	
1 to 15	\$ 250.00
16 to 30	\$ 500.00
31 to 50	\$ 600.00
51 to 75	\$ 800.00
over 75	\$ 1,000.00

(6) RESTAURANTS (WITH BARS)

Seats	
1 to 15	\$ 300.00
16 to 30	\$ 600.00
31 to 50	\$ 800.00
51 to 75	\$ 1,000.00
over 75	\$ 1,200.00

(7) BARS (WITHOUT RESTAURANTS) \$ 800.00

2. BUSINESS PREMISES

(1) OFFICES \$ 200.00

(2) OTHER THAN OFFICES –

- (a) small (less than 1/4 cubic yard of garbage and refuse per week) \$ 200.00
- (b) medium (1/4 to 1 cubic yard of garbage and refuse per week) \$ 800.00
- (c) (more than 1 cubic yard of garbage and refuse per week) \$ 1,600.00

3. CONTAINERS

(1) REAR LOADER, FRONT LOADER, SKIFF (FEES FOR USE)

2 cubic yard	\$ 350.00
4 cubic yard	\$ 700.00
6 cubic yard	\$ 1,000.00
8 cubic yard	\$ 1,200.00