

POLICY FOR THE REPLACEMENT OF DAMAGED AND LOST WHEELED BINS

The Council provides kerbside collection services for non-recyclable waste, dry-recyclables and mixed kitchen/garden waste.

Collections are made at weekly frequencies using wheeled bins.

The collection of waste and recyclable materials, their frequency, segregation and the containers used for collection are undertaken in accordance with the provisions of the Environmental Protection Act 1990: Sections 45 and 46.

In the event that a wheeled bin is damaged or lost, the following policy statements will apply:

1. Where a wheeled bin is lost or damaged, it will be the responsibility of the occupier of the property served by the wheeled bin to provide a replacement at their own expense.
2. Developers and managing agents, responsible for the sale or letting of new and/or refurbished properties are responsible for the provision of refuse and recycling bins at their own expense. All bins are to be provided prior to first occupation of any premises.
3. Wheeled bins either damaged or lost as a result of collection operations will be replaced by the Council at no charge to the occupier.
4. Under the duty set out in the Equality Act 2010, the discretion of the Waste & Recycling Manager shall be used in cases where requests are made by residents for replacement bins where, in the opinion of the Waste & Recycling Manager, the circumstances of the applicant would warrant either a partial or in certain cases, a total waiver of the costs. In line with the Council's general policy on its fees and charges, households entitled to a partial or total waiver would be:
 - A. Thurrock residents who are 60 or over;
 - B. Thurrock residents currently receiving any of the following benefits:
 - Income Support
 - Working Tax Credits
 - Housing Benefit
 - Jobseeker's Allowance
 - Incapacity Benefit
 - Severe Disablement Allowance

- Attendance Allowance
 - Disabled Tax Credits
 - Disability Living Allowance
5. In order to be collected by Thurrock Council, all wheeled bins used must be manufactured in accordance with Standard BSEN 840 and comply with the Council's specifications, dimensions, colouring, marking and microchipping. Fully compliant wheeled bins will be supplied by the Council upon request and receipt of payment. Any bins presented by residents, developers or managing agents for collection must meet this specification.

Note: The Authority may if necessary, download CCTV information from waste collection vehicles to provide evidence to support the application of the charging system.

The following is a reproduction of the Environmental Protection Act: Sections 45 & 46

Section 45 Environmental Protection Act 1990

It shall be the duty of each waste collection authority – (a) to arrange for the collection of household waste in its area except waste – (i) which is situated at a place which in the opinion of the authority is so isolated or inaccessible that the cost of collecting it would be unreasonably high.

Section 46 Environmental Protection Act 1990

Where a waste collection authority has a duty by virtue of Section 45

(a) To arrange for the collection of household waste from any premises, the authority may, by notice served on him, require the occupier to place waste for collection in receptacles of a kind and number specified.

The kind and number of receptacles required under sub section (1) above to be used shall be such only as are reasonable but, subject to that, separate receptacles or compartments of receptacles may be required to be used for waste which is to be recycled and waste which is not.

(4) In making requirements as respects receptacles under sub section (1) above, the authority may, by the notice of that sub section, make provision to –

(i) The size, construction and maintenance of the receptacles;

(ii) The placing of the receptacles for the purpose of facilitating the emptying of them and access to the receptacles for that purpose.