

**Bills Committee on Waste Disposal
(Charging for Municipal Solid Waste) (Amendment) Bill 2018**

**List of follow-up actions arising from the discussion
at the meeting on 15 April 2019**

The Administration is requested to take the following actions:

- (a) provide information on statutory provisions (i) similar to the proposed section 20L(1) of the Waste Disposal Ordinance (Cap. 354), under which a "waste collection officer" as defined in the Waste Disposal (Charging for Municipal Solid Waste) (Amendment) Bill 2018 ("the Bill") (i.e. a person who is employed by the Government etc.) who is acting in the course of providing removal services at a refuse collection point ("RCP") or by a waste vehicle ("WV") would not commit an offence if the person deposits non-compliant waste ("NCW") at RCP or onto WV, whereas another person not employed by the Government but acting in the same way would commit an offence; and (ii) particularly, providing for similar differential treatment for government employees and non-government employees due to possible disciplinary action with more serious implications for government employees, and provide examples of related past cases;
- (b) regarding some members' concern that people who take part in voluntary waste removal activities (such as coastal clean-up activities) but do not use designated bags would inadvertently commit offences under the Bill (if it is passed), explain (i) how the Administration would promote the continuation of such voluntary activities after the implementation of the proposed municipal solid waste ("MSW") charging scheme; and (ii) what related volunteers would be expected to do in order to avoid the commission of offences under the Bill;
- (c) explain whether the Administration will consider introducing the following amendments to the Bill to enhance the protection of property management companies ("PMCs") and frontline cleaning workers who provide waste collection/removal services in buildings: (i) adding a defence clause to the effect that PMCs/frontline cleaning workers would not commit an offence related to the depositing or delivery of NCW if they have maintained documentation to prove that the NCW concerned has first been deposited in the premises by another party, and (ii) providing that PMCs will have the right to recover from a waste producer any loss or expenditure suffered when handling NCW deposited in the premises by the waste producer; and if the Administration will not consider the above, the reasons for that;

- (d) regarding the pilot outreaching services in the Eastern District, Kwun Tong and Sha Tin, (i) elaborate on the progress of the outreaching teams in establishing a direct communication network with various stakeholders and (ii) provide the value-for-money indicators for assessing the work of the outreaching teams;
- (e) provide recent statistics on prosecutions against illegal dumping of construction and demolition waste to demonstrate the effectiveness of the Environmental Protection Department ("EPD")'s enhanced enforcement efforts;
- (f) explain why the Food and Environmental Hygiene Department ("FEHD") is planning to install its own surveillance camera system near RCP at Tai Shui Hang Village (which is a fly-tipping black spot), even though EPD has already installed a surveillance camera system at the same location;
- (g) further to the actual numbers of cleaning workers employed by FEHD and its contractors with a breakdown by districts provided in LC Paper No. CB(1)875/18-19(02), and for comparison purposes, elaborate on the estimated number of people currently employed for the collection of recyclables with breakdowns (i) by collection channels (e.g. projects/collection points under the Community Recycling Network, the Government's contracts for collection of recyclables from recycling bins at public places, etc.) and (ii) by districts; and
- (h) clarify whether the proposed MSW charging scheme has already been mentioned in any tender documents for the Government's waste collection service contracts, and if so, how the Government will assist prospective tenderers in calculating the cost implications of the proposed MSW charging scheme.