

COMMONWEALTH OF DOMINICA

ARRANGEMENT OF REGULATIONS

REGULATION

1. Short title.
2. Interpretation.
3. Requirement to connect to sewerage system.
4. Charges for sewerage service.
5. Application for connection to sewerage system.
6. Guarantee or deposit for services rendered.
7. Refusal of application for service.
8. Liability of customer and owner.
9. Transfer of debts.
10. Disconnection.
11. Reconnection.
12. Change in use or occupancy of property served.
13. Billing.
14. When payment due.
15. Application for sewerage system extension.
16. Company to keep plan.
17. Refusal of application for extension.
18. Costs for sewerage system extension.
19. Specifications of materials.
20. Location of public and private sewer connections.
21. Ownership of sewer connections.
22. Illegal sewerage connections.
23. Execution of works on sewerage system.
24. Removal or relocation of pipes, etc.
25. Maintenance of sewerage works.
26. Access to premises.
27. Estimates for work to be carried out.
28. Interruption of sewerage service.
29. Only sewage to be discharged into sewerage system.
30. Swimming pools.
31. Other substances prohibited from discharge into sewerage system.

REGULATION

32. Medical or biomedical waste.
33. Waste from septic tanks.
34. Disposal of grey water.
35. Provision of grease traps.
36. Air vents, etc.
37. Dangerous trees.
38. Building near sewer.
39. Sewer overflows.
40. Sewer blockages.
41. Replacement of old sewer connections.
42. Take over of private sewerage systems.
43. Agents.
44. Bonds and guarantees.
45. Offences.
46. Repeal and savings.
47. Transitional.
48. Commencement.

SCHEDULE 1.

SCHEDULE 2.

COMMONWEALTH OF DOMINICA

STATUTORY RULES AND ORDERS NO. 61 OF 1997

REGULATIONS

MADE by the Minister after consultation with the Dominica Water and Sewerage Company Limited under section 68 of the Water and Sewerage Act, (Chap. 43:40).

(Gazetted 20th November, 1997).

1. These Regulations may be cited as the – Short title.
SEWERAGE REGULATIONS 1997.

2. In these Regulations, unless the context otherwise Interpretation.
requires –

“Act” means the Water and Sewerage Act; Ch. 43:40.

“backflow” means a reversal of the normal direction of the flow of sewage;

“clean-out” means an access, covered or capped, in a waste water collection system used for inserting equipment to facilitate the clearing of an obstruction in a sewer connection, or the inspection or cleaning of such connection;

“Company” means the Dominica Water and Sewerage Company Limited, and also any person duly authorised by the Company;

“customer” means any person to whom any service is provided under these Regulations;

“grey water” means waste water which has been used for bathing, washing clothes, dishes, containers or other domestic use, but excludes any human waste;

“manhole” means an opening in a sewer used for the purpose of enabling personnel or equipment to enter or leave a sewer;

- “owner”, in relation to any building or land, means a person, other than a mortgagee not in possession, who for the time being is entitled to dispose of the right of ownership of the building or land whether in possession or reversion, and also a person holding or entitled to the rights and profits of the building or land under a lease or agreement the unexpired term whereof exceeds three years, or the landlord or his agent if the landlord is absent or under any disability, or if there be no such agent, the occupier of the building;
- “private sewer connection” means the sewer pipe between the public sewer connection and a customer’s exterior wall or sewer clean-out;
- “public sewer connection” means the Company owned pipe between the Company’s sewer main and a private sewer connection;
- “receiving waters” means any body of water into which final effluent is discharged;
- “septic tank” means any on site chamber or disposal system into which flows and collects the sewage of any property which is not connected to the public sewerage system and treatment plant;
- “settleable solid” means any solid which settles to the bottom of a cone-shaped container in a 60 minute period;
- “sewage” means domestic liquid waste, including human waste and grey water, industrial, commercial and such other waste as is not prohibited under these Regulations;
- “Sewer Master Plan” means a plan showing the sewerage system and any extensions thereto;
- “sewerage system” means the network of sewer pipes, manholes, clean-outs, sewers and other structures into which sewerage is discharged and conveyed to a treatment plant;
- “sewer line” means a pipe for the collection and transmission of sewerage and includes a pipe to which sewer connections are made; and

“waste water treatment plant” means any device or structure used or designed for treating waste water in order to reduce the contaminants present therein to the required effluent characteristics.

3. (1) The Company may, by written notice, require the owner of any property in any area in which it has declared any sewerage works to be effective to connect that land to the works in the manner and in the time specified in the notice.

Requirement to connect to sewerage system.

(2) Where the notice referred to in subregulation (1) is not complied with, the Company may carry out the necessary work and recover the expenses incurred from the owner.

(3) Whenever the owner of any property fails to undertake any work required of him under this regulation, the occupier thereof may, with the written approval of the Company, execute the work and may deduct the cost thereof, with interest at the rate of ten per cent per annum until repayment is made from any rent due or becoming due from him to that owner, or may recover the same from the owner.

4. The owner of any property in any area in which the Company has declared any sewerage works is liable for the charges specified in Schedule 1 whether or not the land is connected to the works or is occupied.

Charges for sewerage service. Schedule 1.

5. (1) Notwithstanding the provisions of regulation 3, the owner of property or his agent may apply to the Company, in writing, to be connected to the sewerage system.

Application for connection to sewerage system.

(2) Where –

- (a) there is no sewer service available in the area in which an applicant requests a connection; or
- (b) an application by any person for an extension of the sewerage system is refused by the Company for any reason,

the applicant shall apply to the Environmental Health Department for permission to dispose of his waste on site.

(3) Before connecting to the sewerage system, any commercial, industrial or other property not used for residential purposes, the Company may require an assessment of the volume and nature of the waste which is to be discharged into the sewerage system and shall not connect such land unless it is satisfied that the wastes to be discharged into the sewerage system meet the requirements of these Regulations.

(4) As soon as any property which was connected to a septic tank is connected to the public sewerage system, the owner or occupier shall cease to use it and shall take such steps as are necessary to ensure that the septic tank does not pose any health or other hazard.

Guarantee or
deposit for services
rendered.

6. (1) Before making any connection, the Company shall prepare a written estimate of the cost and the owner shall pay the Company the amount estimated.

(2) The Company may also require the owner to pay a deposit or other guarantee to ensure payment for the services it renders.

(3) The Company shall then carry out the connection and if the actual cost of the connection is greater than the estimated cost the owner shall pay the Company the difference, and if the actual cost of the connection is less than the estimated cost, the Company shall reimburse the owner.

(4) Notwithstanding the provisions of this regulation, the owner shall not pay the Company less than the minimum connection fee specified in Schedule 1.

Schedule 1.

(5) The Company may increase the amount of the guarantee or deposit of any person who persistently fails to pay his bills on time, and it may also vary the amount of such guarantee or deposit if any alteration in the volume of sewage discharged so justifies.

(6) Where the Company increases the amount of any guarantee or deposit, it shall notify the customer concerned in writing at least thirty days before it effects the increase and may disconnect the water supply service of the customer if he does not, within the thirty days, pay the amount so notified.

(7) Where the Company refuses an application for a connection to the sewerage system, it shall return, to the customer, any guarantee, security, deposit or connection fee paid.

7. The Company may refuse an application for a sewer service if –

Refusal of application for service.

- (a) any plans or other information required of an applicant are either not supplied or, being supplied, do not meet the necessary requirements;
- (b) the applicant has otherwise contravened any provision of these Regulations; or
- (c) in its opinion, granting such service would result in the sewerage system being overloaded.

8. (1) Every owner who is connected to the sewerage system is liable for payment in respect of any services rendered to the property.

Liability of customer and owner.

(2) Notwithstanding any agreement between the owner and the occupier of any premises, the Company may recover any charges payable in respect of the premises from the owner and occupier jointly or severally.

9. The Company may transfer, from one account of a customer or user to another account of that customer or user, any debt for services rendered to him and not paid for, and may also charge, to the account of a customer or user, any debt contracted under the Act or these Regulations.

Transfer of debts.

10. The Company may disconnect the water connection serving any person where that person –

Disconnection.

- (a) is indebted to the Company for any services rendered;
- (b) applies to the Company in writing to effect such disconnection; or
- (c) contravenes any provision of these Regulations.

Reconnection.

11. Any person whose water supply has been disconnected for failure to pay any bill may apply to the Company to reconnect him to the service and shall pay the reconnection fee specified in Schedule 1, and any outstanding amount due and payable by him.

Schedule 1.

Change in use or occupancy of property served.

12. (1) A customer shall notify the Company in writing of any change in the use, occupancy, property served or other matter which may affect the fees or charges payable under these Regulations, or of any change in any information supplied on the customer's application for sewerage services.

(2) Where any change in the details referred to in subregulation (1) entitles a customer to a reduction in any fees or charges, or to a refund of fees or charges paid in advance, the reduction or refund shall take effect from the date of notice to the Company, or from the actual date of the change, whichever occurs later.

(3) The discharge of grey water into any place other than the Company's sewerage system shall not be a ground for any adjustment under this regulation, nor shall any amount which is less than 10% of the metered quantity of water be considered for purposes of the adjustment.

Billing.

13. The Company shall bill customers at such intervals as it considers appropriate.

When payment due.

14. (1) All charges for sewage disposal services shall become due and payable not later than thirty days after the bill therefor has been rendered, provided that if the due date for payment falls on a Saturday, Sunday or public holiday, the next working day shall be considered as the due date.

(2) A customer shall not be relieved from paying any bill by virtue of the non-receipt by him of an invoice.

(3) The Company may disconnect the water supply of any customer whose payment is overdue.

Application for sewerage system extension.

15. (1) A person whose property is located in an area in which the Company sewerage system has not yet made available a public

sewer connection may apply in writing to the Company for an extension of the sewerage system to his property.

(2) The application shall be accompanied by a plan drawn up by a person qualified to draw up such plan, showing the location and boundaries of the property to be served, and the further information required by the Company.

16. (1) The Company shall keep at its office for inspection by any person during its working hours, a Sewer Master Plan showing the sewerage system and any extensions thereto.

Company to keep plan.

(2) The Company shall not charge any fee for the inspection of the Sewer Master Plan.

17. (1) The Company may refuse an application for the extension of a sewerage system where –

Refusal of application for extension.

- (a) the size and location of the extension do not conform to the Sewer Master Plan;
- (b) the extension does not conform to the hydraulic gradients and pressures of any part of the sewerage system to which it will be connected; or
- (c) the extension is likely to adversely affect any person whose property is connected to that part of the sewerage system to which the extension is to be connected.

(2) The Company may, where there is more than one applicant, require the applicants to allow it to consolidate the extension to ensure that it meets the long term needs of the area in which it is to be made.

18. (1) Where it enters into an agreement to extend the sewerage system to any property, the Company shall –

Costs for sewerage system extension.

- (a) conduct a survey of the area in which the extension is to be laid;
- (b) prepare a design of the proposed extension; and

(c) prepare, for the applicant, a written estimate of the likely cost of the extension.

(2) Notwithstanding the provisions of subregulation (1), the applicant may conduct the necessary surveys and draw up the necessary estimates and designs of the proposed extension, and where he elects to do so, shall cause them to be prepared by a certified engineer and shall then submit them or cause them to be submitted to the Company.

(3) Where, in the same area, more than one person applies for an extension of the sewerage system, the applicants concerned may share the costs related thereto amongst themselves.

(4) Where it is necessary for the Company to lay a sewer pipe which is larger than eight inches in diameter in order to serve an area larger than the one for which any application for an extension has been made, the Company shall share in the cost of laying the extension.

(5) The Company's share in the cost of laying the extension shall be the difference between the cost of laying the extension required by the applicant, and the cost of laying the larger pipe.

(6) The Company may require an applicant to pay, in advance, the entire estimated cost of laying the extension.

Specifications of materials.

19. (1) Any person laying a sewer connection shall ensure that only rigid, water tight PVC pipes having a minimal diameter of four inches and a minimum slope of 2% or $\frac{1}{4}$ inch per horizontal foot are used for such connection.

(2) Any person who wishes to utilise any pipe whose specifications differ from those specified in subregulation (1) shall request the written authority of the Company to do so, and the Company shall authorise him if, in its opinion, the waste water flow associated with the number of fixtures in the building concerned justifies the deviation requested.

Location of public and private sewer connections.

20. (1) The location of public sewer connections shall be at the discretion of the Company, provided that where the topography of

the land allows, it shall endeavour to place the connection at the location requested by the applicant for a connection.

(2) The Company may permit the installation of two private sewer connections in the same trench on either side of the property boundary as long as the two connections are three feet apart.

(3) The Company may install a public sewer connection to serve two or more residences.

21. The Company shall own all public sewer connections and shall be responsible for maintaining them in a state of good repair.

Ownership of sewer connections.

22. (1) Except as may be permitted under these Regulations, no person other than the Company shall connect any pipe or fixture to a public sewer.

Illegal sewerage connections.

(2) Where any person effects a connection to the sewerage system contrary to subregulation (1), the Company shall give that person written notice to effect a disconnection within the time specified in the notice.

(3) If the person fails to effect the disconnection the Company shall, at that person's expense, effect a disconnection.

(4) A person who has effected a connection contrary to this regulation shall pay the Company the charge it estimates is due and payable for waste water or sewage discharged into a public sewer through the connection.

(5) Notwithstanding the provisions of subregulation (1), the Company may, taking into account the circumstances of an illegal connection, permit its subsistence.

23. Except as may be permitted under these Regulations, no person other than the Company shall operate the sewerage system, effect a connection or execute any other work on the sewerage system.

Execution of works on sewerage system.

Removal or
relocation of pipes,
etc.

24. (1) Any owner or other person who wishes to remove or relocate any pipe, valve, manhole or other fitting or appurtenance owned by the Company shall apply to the Company, in writing, for the removal or relocation and shall bear the cost thereof if the Company authorises it.

(2) The Company may refuse an application under this regulation if, in its opinion, a public sewer or any part of the sewerage system would be endangered.

Maintenance of
sewerage works.

25. (1) The Company shall maintain all public sewer connections in a state of good repair and shall, for that purpose, inspect the works at such intervals as it considers appropriate.

(2) Every customer shall maintain his private sewer connection in a state of good repair and shall repair forthwith, at his own expense, any leaks or damage thereto.

Access to premises.

26. (1) Where it becomes necessary for the Company to inspect, move, alter or repair any public sewer located on private property, or to effect any connection to the sewerage system, the owner or occupier of such property shall provide access to the Company to enable it to execute such work.

(2) The owner or occupier shall also provide access to the property, if necessary, to enable the Company to disconnect the water supply.

(3) Where the work is to be done indoors, the owner or occupier shall, during any reasonable hour, provide the Company access.

(4) Any person desiring access under this regulation shall show his identification to the owner or occupier of the property.

Estimates for work
to be carried out.

27. (1) The Company shall, where it enters into an agreement to make a water connection to property to which access is unduly difficult, prepare an estimate, in writing, of the cost of the work to be executed.

(2) The Company may, before preparing such estimate, request a deposit it considers appropriate in order to offset the cost of the work should it be executed.

28. (1) The Company shall, whenever reasonably possible, notify the public of any intended interruption of its sewerage service. Interruption of sewerage service.

(2) Notwithstanding the provisions of subregulation (1), the Company may, without any prior notification, interrupt sewerage services in order to –

(a) carry out emergency repairs; or

(b) prevent damage to the sewerage system,

where, during any strike, war or act of God an interruption becomes necessary.

(3) The Company shall make every effort to re-establish the services as soon as possible.

(4) The Company is not liable for any interruption of sewerage services effected for any purpose specified in subregulation (2).

29. (1) No person shall connect, to his property or any part thereof, any pipe or fixture which will allow drainage water, storm water, or surface water to enter or be discharged into the sewerage system. Only sewage to be discharged into sewerage system.

(2) Any person to whose property or any part thereof is connected any such piping or fixture shall, at his own expense, disconnect the piping or fixture forthwith.

30. The owner or occupier of any property on which is located a swimming pool shall discharge the waste water from such swimming pool into a storm drain. Swimming pools.

31. (1) No person shall discharge, into the sewerage system, any waste containing the following pollutants: Other substances prohibited from discharge into sewerage system.

-
- (a) gasoline, benzene, naphtha, fuel oil, acetone or similar liquid or gaseous substance in such amounts as the Company may consider to be –
- (i) hazardous to humans or animals;
 - (ii) excessively odorous;
 - (iii) likely to cause a fire or an explosion; or
 - (iv) likely to damage the sewer system;
- (b) any toxic, poisonous or other substance in amounts which the Company may, taking into account the circumstances of each case, consider that either on its own or in interaction with another substance, may –
- (i) interfere with sewage collection or the treatment of sewage;
 - (ii) constitute a public nuisance;
 - (iii) constitute a hazard to the life or health of humans or animals; or
 - (iv) constitute any other undesirable risk;
- (c) any liquid or vapour of a temperature of more than 113 degrees Fahrenheit (45 degrees Celsius) at the point closest to its discharge into the sewerage system;
- (d) any corrosive or other substance which is likely to cause or is capable of causing, damage to the sewerage system or any part thereof, or of causing injury to any employee of the Company;
- (e) industrial waste with a pH lower than 6.0 or higher than 10.5 unless the Company has, in writing, taking into account the circumstances of each case, authorised its discharge into the system;
- (f) any liquid or other substance whose total mass in arsenic, cadmium, chromium, copper, nickel, lead or zinc exceeds the following quantities in relation to the volume of waste water discharged –

- (i) less than 47 500 gallons per day or 9 pounds per day;
- (ii) 47 500 to 190 000 gallons per day or 13 pounds per day; or
- (iii) more than 190 000 gallons per day or 26 pounds per day,

as the case may be;

- (g) phenols whose concentration exceeds 1 part per million;
- (h) any substance such as fuller's earth, diatomaceous earth, lime residue, lime slurry, cloth, plastic, wool, metallic compound or other substance which is likely to –
 - (i) interfere with the free flow of sewage;
 - (ii) adversely affect the treatment or disposal of sewage; or
 - (iii) damage sewage screening or communication facilities;
- (i) any substance with a concentration of more than 1500 parts per million of dissolved solids such as chlorides and sulphates;
- (j) any waste with a concentration of suspended solids and biochemical oxygen demand BOD₅ (5 days at 68 degrees Fahrenheit or 20 degrees Celsius) exceeding 350 parts per million, and those with settleable solids in concentrations exceeding 175 parts per million;
- (k) waste of any kind which the Company considers to contain excessive colouration;
- (l) any waste containing noxious elements or having antibiotic effect which, either by itself or in interaction with another element, may alter the biological processes in the receiving waters;

- (m) garden or agricultural waste, or brewery grain waste;
- (n) metal, glass, tar, asphalt, plastic, wood and other similar substances;
- (o) engine oil, transmission oil, brake fluid or other liquid waste from automobiles or other machinery;
- (p) bones, egg shells, chicken feathers and other similar matter;
- (q) waste from garbage grinders and non-domestic waste from handling of food containing particles larger than $\frac{1}{2}$ an inch in diameter;
- (r) any substance as the Company may determine as containing excessive amounts of chlorine;
- (s) any effluent which has not been treated; or
- (t) waste containing lard, wax, fats or oil, whether emulsified or not, or any element which may solidify or become viscous, in excess of 60 parts per million for substances of vegetable origin, and 15 parts per million for substances of mineral origin.

(2) For the purposes of subregulation (1), effluent which has been diluted shall not be regarded as having been treated.

(3) (a) Except with the Company's written authorisation, no person may discharge the following substances, in concentrations exceeding those specified in Schedule 2 into the sewerage system –

- (i) any liquid or other substance containing cyanide or cyanide oxidizable chlorination such as CN, or other similar liquid or substance,
- (ii) heavy metals such as nickel, lead, iron, chromium, copper, zinc, or
- (iii) any similar toxic substance such as sulphide, arsenic, cadmium, mercury or tin.

(b) The Company may require any person whom it authorises under paragraph (a) to first treat the substance being discharged in accordance with such established standards or rules as it may specify.

(4) (a) No person shall discharge any isotope or radio active substance into the sewerage system.

(b) The Company may, where it is satisfied that the half-life or concentration of any isotope or radio-active substance does not exceed the limits established by any international agency in its standards for potable water, issue, to any person who applies to do so, a special permit to discharge, into the system, such isotopes or radio-active substances as it may specify.

32. (1) Any person who discharges medical or biomedical waste into the sewerage system shall do so in accordance with the provisions of this regulation. Medical or biomedical waste.

(2) Only the following substances may be discharged into the sewerage system:

- (a) human excreta;
- (b) teeth, hair and nails;
- (c) food which is in liquid form or which is crushed;
- (d) blood and biological fluid emanating from –
 - (i) the care of a patient in isolation;
 - (ii) care related to dialysis; or
 - (iii) microbiology, pathology or research laboratories, if that blood or biological fluid has been decontaminated and it or the waste water in which it may be conveyed, is conveyed directly to a waste water treatment plant without any overflow;
- (e) blood and biological fluid emanating from other medical care unless there is doubt as to whether it might present a risk if the waste water is conveyed directly to a waste water treatment plant; and

(f) any liquid substance which is not specified in subregulation (3) and which does not present a risk to human health or the environment.

(3) No person shall discharge the following substances into the sewerage system:

- (a) any substance the discharge of which is prohibited under regulation 31;
- (b) human anatomical waste consisting of body parts or organs, but excluding teeth, hair, nails, blood and other biological fluids;
- (c) animal anatomical waste consisting of carcasses, body parts or organs, blood and biological fluids;
- (d) any biological tissue, cell culture or microbial culture or material which has come into contact with such tissue or culture, used in a medical or veterinary biology laboratory;
- (e) live vaccine;
- (f) any instrument or object which has come into contact with blood or with a biological fluid or tissue, and has been used in a medical, dental or veterinary biology laboratory;
- (g) any pathogenic micro-organisms or substances containing such organisms;
- (h) any drugs, medicines or chemicals from the pharmaceutical industry; and
- (i) any receptacle which contains or contained blood, or any material which has been saturated with blood and has been used in any medical or in a medical biology laboratory.

Waste from septic tanks.

33. No person shall discharge or cause to be discharged into the sewerage system, any waste from a septic tank unless he has been authorised by the Company in writing to do so.

34. Where a sewerage system exists, no person shall discharge grey water – Disposal of grey water.

- (a) into any ditch;
- (b) into any gutter;
- (c) into any body of water which is protected or from which the Company sources its water supply; or
- (d) onto any land.

35. (1) Where a sink at a hotel, restaurant, boarding house or other similar place where grease is used is connected to the sewerage system, the owner of such place shall install and maintain a grease trap specified by the Company. Provision of grease traps.

(2) The owner of a garage, motor vehicle service station or other similar place from which industrial waste which may contain grease and other similar substances shall install and maintain a grease trap specified by the Company.

36. Every owner of property shall provide, at his own expense, any air vents required, and shall also, at his own expense, provide a clean-out outside the building, as close to the exterior wall as possible. Air vents, etc.

37. (1) Where it is of the opinion that any tree on any property poses a danger to the public sewerage system, the Company shall give such owner written notice requiring him to remove the tree at his own expense within the time specified in the notice. Dangerous trees.

(2) If any owner who has been given notice under subregulation (1) fails to comply with the notice, the Company may remove the tree and charge the owner for the removal.

38. No person shall erect any building, or cause or allow any person to erect any building, within five feet of any sewer line owned by the Company. Building near sewer.

39. Every owner shall install a check valve on his private sewer connection to prevent a back flow of sewage occurring, and shall be responsible for the proper operation and maintenance of that valve. Sewer overflows.

Sewer blockages.

40. (1) Every customer from whose property any object or substance which blocks or damages a private or public sewer connection, sewer line or any part thereof shall bear the cost of the removal of that object or substance, or, where it becomes necessary, the repair to any part of the said private or public connection, sewer line or any part thereof.

(2) A customer shall bear the cost of any repairs to his private sewer connection which is occasioned by structural damage.

Replacement of old sewer connections.

41. (1) The Company shall, at its own expense, replace any public sewer connections which, in its opinion, require replacement.

(2) An owner shall, at his own expense, install a pump or other necessary equipment if the lowest fixture on his property falls below the hydraulic gradeline of the street; and the pumping system shall be installed in accordance with the standards or conditions specified by the Company.

Take over of private sewerage systems.

42. (1) Any person who owns a private sewerage system or represents such person may apply in writing to the Company for it to take over ownership of the said system.

(2) Every application made under this regulation shall be accompanied by a plan showing the locality and boundaries of the properties that are served or are intended to be served, and the point, on the public sewerage system at which the system is connected.

(3) The applicant shall also specify, in his application, the method of sewage disposal being used, and shall include any other information required by the Company.

(4) The Company may, at the applicant's expense, and before it takes over a system, carry out such tests, cleaning, inspections or repairs to the system as may be necessary to ensure that the system satisfies the standards specified by it.

(5) Where the system to be taken over by the Company has not yet been built, the applicant shall enter into an agreement with

the Company whereby the system is to be built in accordance with the standards specified by the Company; and the applicant shall post a bond or guarantee of an amount of at least 50% of the estimated cost of the work.

(6) The Company may refuse an application for a system take over where the system downstream of such system lacks the capacity to handle the design flow of the system to be taken over.

(7) Where the system to be taken over has a pumping system the Company may require the applicant either through a cash advance or by payment by instalments agreed upon, to recompense the Company for future power costs.

(8) Where there is no applicant but a system to be taken over by the Company does not meet the standards specified by it, the Company may carry out any necessary remedial work, and shall levy the fee or charge it considers appropriate on any person served or to be served by the system.

(9) For the purposes of this regulation, a system owned by a Ministry or agency of the Government shall be deemed to be a private system, and the applicant shall be the appropriate Minister or his delegate.

43. (1) The Company may, where it considers it necessary or expedient, appoint, upon such terms and conditions as it may determine, any person as its agent to administer these Regulations. Agents.

(2) The Company shall, in determining the cost of its working operations, take into account any amount payable to a person acting as its agent.

44. (1) Notwithstanding the provisions of any regulation, the Company may require, from any person who undertakes any construction to effect any works under these Regulations, a bond or guarantee from a bank or insurance company. Bonds and guarantees.

(2) Where a person constructs or operates a waste water treatment plant, the bond or guarantee shall extend for a period of ten years from the coming into operation of the waste water

treatment plant if the plant is operated by that person, and one year if it is to be constructed or operated by the Company.

Offences.

45. (1) Any person who –

- (a)* wilfully, maliciously or negligently breaks or damages any pipe, valve or other fixture belonging to the Company;
- (b)* assaults, molests, hinders or incites any person to assault, molest or hinder any authorised agent or servant of the Company in the performance of any duty or the exercise of any power conferred by these Regulations; or
- (c)* contravenes any other provision of these Regulations,

commits an offence and is liable to a fine of five hundred dollars and to imprisonment for six months.

Repeal and savings.
Vol. IV of the Rev.
L of Dom. 1961
p.1187.

46. (1) The Roseau City Council Sewerage By-law is hereby repealed.

(2) Anything lawfully done under or in accordance with the repealed By-law, and not being inconsistent with these Regulations, shall not be invalidated by the repeal of the By-law and shall be deemed to have been done under and in accordance with these Regulations.

Transitional.

47. An owner or occupier who, having lawfully done any thing under the repealed By-law and who is now required to remedy or rectify that thing shall do so within six months of the coming into force of these Regulations.

Commencement.

48. These Regulations shall be deemed to have come into force on the 1st day of November, 1997.

SCHEDULE 1

(Regulations 4, 6
and 11).

SEWER TARIFFS

- | | |
|---|---------|
| 1. Monthly flat rate for provision of service to a property | \$10.60 |
|---|---------|

SEWER CONNECTION FEES

- | | |
|----------------|----------|
| 2. Minimum fee | \$250.00 |
|----------------|----------|

SEWER RECONNECTION FEES

- | | |
|---|----------|
| 3. Reconnection fee for water supply where disconnection effected by Company for non-payment or other contravention | \$100.00 |
|---|----------|
-

(Regulation 31).

SCHEDULE 2
Maximum Concentrations

Parametres	Maximum concentrations in parts per million
BOD ₅	350
Chlorides (as Cl ⁻)	1500
Fluoride	15
Mineral Oil	15
Oil & Grease	60
pH	6 ≤ pH ≤ 10.5
Phenols	1
Settleable solids	175
Sewerage temperature	113°F
SS (Suspended Solid)	350
Sulphates (as SO ₄ ⁻²)	1500
Vegetable Oil	150
Liquid or substances containing matter at a concentration exceeding the quantity prescribed hereunder	
Cyanides oxydizable by Chlorination (as CN)	2
Total arsenic As	1
Total cadmium Cd	2
Total chromium Cr	5
Total copper Cu	5
Total cyanides (as CN)	2
Total iron Fe	2
Total lead Pb	2
Total mercury Hg	0.05
Total nickel Ni	5
Total sulphides (as S)	5
Total tin Sn	5
Total zinc Zn	10

Made this 29th day of October, 1997.

EARL M. WILLIAMS
*Minister for Communication,
Works & Housing.*

DOMINICA

Printed by the Government Printer at the Government Printery, Roseau

(Price \$4.80 cents)