

S.I. 29 of 2007

PUBLIC FINANCES ACT

*(Cap 188A)***Waste Management Fund Notice, 2007**

In exercise of the powers conferred by section 8 of the Public Finances Act, the Minister responsible for Finance hereby makes the following Notice —

1. This Notice may be cited as the Waste Management Fund Notice, 2007 and shall come into operation on the 24th September, 2007.

Citation

2. There is hereby established a Fund to be known as the Waste Management Fund (hereinafter referred to as 'the Fund'). —

Establishment of Fund

3. **In this Notice —**

Interpretation

'Board' means the Board of the Fund referred to in paragraph 6(2);

'Fund' means the Waste Management Fund established under paragraph 2;

'Redeem Center' means a place authorised as such by the Ministry responsible for environment to accept recyclable plastic bottles from the public for the purpose of recycling;

'refund' means a deposit that may be refunded by the redeem centers;

'recycler' means a person who carries out the business of recycling, as authorized by the Ministry responsible for environment.

Objectives of the Fund

4. The objective of the Fund shall be—
- (a) to make funds available for refunding deposits made by the consumer;
 - (b) to make funds available for the management of the recycling scheme;
 - (c) to assist in the sensitisation of the public in waste management issues;
 - (d) to fund other waste management initiatives in line with the policy of the Department of Environment.

Moneys of the Fund

5. The Fund shall consist of—
- (a) any money lawfully accruing to the Fund;
 - (b) any money raised from public activities by or with the approval of the Board;
 - (c) such other money as may be paid into the Fund by any person or organization in accordance with the laws of Seychelles.

Administration of the Fund

6. (1) The Fund shall be administered by the Board.
- (2) Subject to subparagraph (3) of this paragraph, the Board shall consist of—
- (a) the Principal Secretary of the Ministry responsible for environment, who shall be the Chairman;
 - (b) the Principal Secretary of the Ministry responsible for finance, who shall be the alternate Chairman;
 - (c) such other members as the Minister responsible for environment appoints on such terms as the Minister may in like manner determine, namely—
 - (i) a representative from the Ministry responsible for education;
 - (ii) two representatives of the producers;
 - (iii) a representatives from the Seychelles

Chamber of Commerce Industry;

(iv) a representative from the media;

(v) a representative from the legal profession.

(3) The Principal Secretary of the Ministry responsible for environment and the Principal Secretary of the Ministry responsible for finance may, in writing, each delegate a public officer to represent them on the Board and such public officer shall have all the powers of the person who made the delegation.

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| 7. | The Board shall not have the power to exempt nor refund any payments for any levy. | Exemptions and refunds |
| 8. | The Board will have the power to sign any agreement that helps the Fund to attain its objectives. | Power to sign agreements |
| 9. | (1) The decisions of the Board shall be taken by the majority vote of its members, with the chairman having a casting vote in the event that no majority is reached. | Proceedings of the Board |
| | (2) Subject to subparagraph (1) the Board may regulate its own meetings and proceedings. | |
| 10. | (1) The Board shall open and maintain an account with a financial institution in Seychelles, and all moneys of the Fund shall be paid into the account. | Bank Account |
| | (2) Any withdrawal from the account for the purpose of the Fund shall require the signatures of the Chairman and at least one other member. | |
| 11. | (1) The Board shall cause to be kept proper books and accounts of the moneys of the Fund and shall prepare for each calendar year a statement of accounts. | Accounts and Audit |
| | (2) The accounts and statement of accounts of the Fund shall be audited every year by an auditor appointed by the Board. | |
| | (3) The Board shall on or before the 30th April in each year | |

send to the Minister responsible for finance a copy of the statement prepared under subparagraph (1), together with a copy of the report made by the auditor on the statement, in respect of the preceeding year.

MADE this 21st day of September, 2007.

DANNY FAURE
MINISTER OF FINANCE