



**CITY OF GOSNELLS**

2120 Albany Highway  
Gosnells WA 6110

Telephone: 9397 3000  
Facsimile: 9397 3333

## **Health (Miscellaneous Provisions) Act 1911**

### **Extract from Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Amendment Regulations 1998**

# **DECOMMISSIONING OF SEPTIC SYSTEMS**

**January 2017**

HEALTH (MISCELLANEOUS PROVISIONS) ACT 1911

EXTRACT FROM HEALTH (TREATMENT OF SEWAGE AND  
DISPOSAL OF EFFLUENT AND LIQUID WASTE) AMENDMENT  
REGULATIONS 1998

**DECOMMISSIONING OF SEPTIC SYSTEMS**

*Division 3 - Decommissioning of an apparatus*

**Regulation 20**

The regulations in this Division apply to all districts as if they were local laws made under the Act.

***Apparatus to be decommissioned in certain circumstances***

**Regulation 20A**

Where a premises is connected to a sewer, the owner of those premises shall decommission any apparatus on the premises under regulation 21:

- (a) if there is a material change in the use of the premises, not more than 60 days after the day on which the change in use occurred;
- (b) not more than 60 days after the day on which every person who was an owner of the premises at the time the premises was connected to the sewer ceases to be an owner of the premises; or
- (c) if foundations for a building on the premises are to be built closer than 1.2 metres to the apparatus or a building is to be constructed above the apparatus, before work commences on building the foundations or before the build is constructed above the apparatus, as the case may be.

***Decommissioning an apparatus***

**Regulation 21**

Where an apparatus is required to be decommissioned under these regulations or as a condition of an approval of another apparatus on the same premises, the apparatus shall be decommissioned by-

- (a) emptying the apparatus in accordance with:
  - (i) the *Environmental Protection (Controlled Waste) Regulations 2004*; or
  - (ii) regulation 46,as the case requires;

## Decommissioning of Septic Systems

City of Gosnells

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- (b) in the case of a septic tank or aerobic treatment unit:
  - (i) the removal of the tank or unit; or
  - (ii) where it is not practicable to remove the tank or unit, the breaking up of the base of the tank or unit;
- (c) the backfilling of the apparatus with clean fill; and
- (d) in the case where the decommissioning is a condition of an approval, the carrying out of such other works as may be specified in writing by the approving body.