



Environmental Protection Act 1990

1990 CHAPTER 43

PART II

WASTE ON LAND

[^{F1}Integrated waste management plans: Scotland

[^{F1}44ZA Duty to prepare integrated waste management plan

- (1) It shall be the duty of a local authority to—
 - (a) prepare an integrated waste management plan; and
 - (b) submit it to the Scottish Ministers for approval.
- (2) An integrated waste management plan is a plan which—
 - (a) sets out, by reference to policies contained in [^{F2}national waste management plan] , how the local authority intends to carry out its functions as waste disposal authority and waste collection authority (its “waste management functions”); and
 - (b) without prejudice to the generality of paragraph (a) above, contains statements on such matters relating to the carrying out of those functions as the Scottish Ministers may specify in directions.
- (3) Directions under subsection (2)(b) above may, in particular, require integrated waste management plans to include statements setting out—
 - (a) levels of performance (“performance targets”) which the local authority shall, in performing its waste management functions, endeavour to meet;
 - (b) steps which the local authority proposes to take in endeavouring to meet performance targets;
 - (c) arrangements which the local authority proposes to enter into with one or more other local authorities for the purpose of securing co-operation, in the carrying out of their respective waste management functions, between the local authorities.

Changes to legislation: Environmental Protection Act 1990, Section 44ZA is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (4) Integrated waste management plans shall—
- (a) be prepared, and submitted, under subsection (1) above by such date; and
 - (b) relate to such period of time,
- as the Scottish Ministers may direct.
- (5) A local authority shall, in preparing its integrated waste management plan, have regard to such matters as the Scottish Ministers may direct.
- (6) In this section, and in sections 44ZB to 44ZD below—
- “local authority” means a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 (c. 39);
- [^{F3}“national waste management plan” means the plan mentioned in regulation 3(1) of the National Waste Management Plan for Scotland Regulations 2007 (S.S.I. 2007/251), however constituted at the time and as modified from time to time.
- “SEPA” means the Scottish Environment Protection Agency.]]

Textual Amendments

- F1** Ss. 44ZA-44ZD and preceding cross-heading inserted (S.) (1.4.2003) by Local Government in [Scotland Act 2003 \(asp 1\)](#), **ss. 34(1)**, 62(2); S.S.I. 2003/134, **art. 2(1)**, Sch.
- F2** Words in s. 44ZA(2)(a) substituted (S.) (23.3.2007) by [The National Waste Management Plan for Scotland Regulations 2007 \(S.S.I. 2007/251\)](#), **reg. 8(1)(b)(i)**
- F3** Words in s. 44ZA(6) substituted (S.) (23.3.2007) by [The National Waste Management Plan for Scotland Regulations 2007 \(S.S.I. 2007/251\)](#), {reg. (8)(1)(b)(ii)}

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 30(4A) inserted by [2021 c. 30 s. 57\(2\)](#)
- s. 33ZB(10A) inserted by [2021 c. 30 s. 69\(3\)\(b\)](#)
- s. 34ZB(8A) inserted by [2021 c. 30 s. 69\(5\)\(b\)](#)
- s. 45A-45AZG substituted for s. 45A by [2021 c. 30 s. 57\(4\)](#)
- s. 46(2)(a)(b) substituted for words by [2021 c. 30 s. 57\(5\)](#)
- s. 106A inserted by [2023 c. 6 s. 41\(2\)](#)
- s. 161(2AA)(2AB) inserted by [2016 anaw 3 s. 69\(4\)](#)