

Status: Point in time view as at 18/01/2008.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Clean Neighbourhoods and Environment Act 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 4

MINOR AND CONSEQUENTIAL AMENDMENTS

Environmental Protection Act 1990 (c. 43)

2 The Environmental Protection Act 1990 is amended as follows.

3 (1) Section 52 is amended as follows.

(2) After subsection (4) insert—

“(4A) The Secretary of State may by regulations impose on waste disposal authorities in England a duty to make payments corresponding to the payments which are authorised by subsection (3)(a) above to such persons in such circumstances and in respect of such descriptions or quantities of waste as are specified in the regulations.”

(3) In subsection (5)—

- (a) after “authorities” insert “ in Wales ”; and
- (b) for “subsection (3)” substitute “ subsection (3)(b) ”.

(4) In subsection (6), for “subsections (1), (3)” substitute “ subsections (1)(b), (3)(b) ”.

(5) In subsection (7), for “subsections (2) and (4)” substitute “ subsections (2)(b) and (4)(b) ”.

(6) In subsection (8), for “subsections (1), (2), (3), (4)” substitute “ subsections (1)(b), (2)(b), (3)(b), (4)(b) ”.

Commencement Information

I1 Sch. 4 para. 3(1)-(4) in force at 6.4.2006 by S.I. 2006/656, art. 3(e)(i)

I2 Sch. 4 para. 3(6) in force at 6.4.2006 for specified purposes by S.I. 2006/656, art. 3(e)(ii)

4 In section 60(1)—

- (a) in paragraph (a), for the words from “a waste disposal contractor” to the end substitute “ or under arrangements made with a waste disposal authority or by any other local authority or person ”;
- (b) in paragraph (b), for the words from “a waste disposal contractor” to the end substitute “ or under arrangements made with a waste disposal authority, by a parish or community council or by a holder of a waste management licence; or ”.

Commencement Information

I3 Sch. 4 para. 4 in force at 18.10.2005 for E. by S.I. 2005/2896, art. 3(i)

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I4 Sch. 4 para. 4 in force at 16.3.2006 for W. by S.I. 2006/768, **art. 2(c)**

5 In section 89(1), at the end of paragraph (e) insert “ and ”.

Commencement Information

I5 Sch. 4 para. 5 in force at 6.3.2007 for E. by S.I. 2007/390, **art. 2(a)**

I6 Sch. 4 para. 5 in force at 18.1.2008 for W. by S.I. 2007/3371, **art. 2(a)**

6 In section 91(1), at the end of paragraph (e) insert “ or ”.

Commencement Information

I7 Sch. 4 para. 6 in force at 6.3.2007 for E. by S.I. 2007/390, **art. 2(a)**

I8 Sch. 4 para. 6 in force at 18.1.2008 for W. by S.I. 2007/3371, **art. 2(a)**

7 In section 92(1), at the end of paragraph (b) insert “ or ”.

Commencement Information

I9 Sch. 4 para. 7 in force at 6.3.2007 for E. by S.I. 2007/390, **art. 2(a)**

I10 Sch. 4 para. 7 in force at 18.1.2008 for W. by S.I. 2007/3371, **art. 2(a)**

8 In section 95(1), after paragraph (b) insert “and
(c) all orders made by the authority under paragraph 2(1) of
Schedule 3A.”

Commencement Information

I11 Sch. 4 para. 8 in force at 6.3.2007 for E. by S.I. 2007/390, **art. 2(a)**

I12 Sch. 4 para. 8 in force at 18.1.2008 for W. by S.I. 2007/3371, **art. 2(a)**

9 In section 96(1)(b), after “section 92(9)” insert “ or 92C(3) ”.

Commencement Information

I13 Sch. 4 para. 9 in force at 6.3.2007 for E. by S.I. 2007/390, **art. 2(a)**

I14 Sch. 4 para. 9 in force at 18.1.2008 for W. by S.I. 2007/3371, **art. 2(a)**

10 (1) Section 161 is amended as follows.
(2) In subsection (1) after “Secretary of State” insert “, National Assembly for Wales ”.
(3) After subsection (2), insert—
 “(2A) Subsection (2) does not apply to a statutory instrument made solely by the
 National Assembly for Wales.”
(4) In subsection (4), at the end insert “or
(c) which is made solely by the National Assembly for Wales.”

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