

*These notes refer to the Climate Change Act 2008 (c.27)
which received Royal Assent on 26th November 2008*

CLIMATE CHANGE ACT 2008

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 5: Other provisions

Miscellaneous

Section 88: Fines for offences relating to pollution

477. *Subsection (1)* of this section amends section 105(2) of the [Clean Neighbourhoods and Environment Act 2005 \(c.16\)](#) to enable an increase in the maximum fines on summary conviction that can be provided for under the [Pollution Prevention and Control Act 1999 \(c.24\)](#).
478. This subsection will enable the maximum fines on summary conviction under regulations made under the Pollution Prevention and Control Act 1999 to be brought into line with the equivalent maximum fines under section 33(8) of the [Environmental Protection Act 1990 \(c.43\)](#) in order to ensure consistency in this area of regulation.
479. *Subsection (2)* amends the [Environmental Permitting \(England and Wales\) Regulations 2007 \(S.I. 2007/3538\)](#) so that such a change is made to those Regulations immediately on commencement of the section. This makes the penalties consistent with those which were imposed for offences against the [Waste Management Licensing Regulations 1994 \(S.I. 1994/1056\)](#).