
STATUTORY INSTRUMENTS

1997 No. 3044 (C.112)

ENVIRONMENTAL PROTECTION

**The Environment Act 1995
(Commencement No. 10) Order 1997**

Made - - - - 16th December 1997

The Secretary of State, in exercise of his powers under section 125(3) of the Environment Act 1995(1), hereby makes the following Order:

Citation

1. This Order may be cited as the Environment Act 1995 (Commencement No. 10) Order 1997.

Provisions coming into force on 23rd December 1997

2. The following provisions of the Environment Act 1995 shall come into force on 23rd December 1997:

- sections 82 to 86;
- section 90 and Schedule 11 in so far as they are not already in force;
- section 120(1) in so far as it relates to paragraph 46(5) of Schedule 22.

Signed by authority of the Secretary of State,

Michael Meacher
Minister of State,
Department of the Environment, Transport and
the Regions

16th December 1997

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

EXPLANATORY NOTE

(This note is not part of the Order)

Part IV of the Environment Act 1995 makes provision for local authorities to contribute to the management of air quality within their areas. This Order brings into force on 23rd December 1997 all of the provisions of Part IV which are not already in force. It also brings into force on that date section 4(4A) of the Environmental Protection Act 1990, which requires local authorities to have regard to the National Air Quality Strategy published under section 80 of the 1995 Act when exercising their powers under Part I of the 1990 Act to prevent or minimise air pollution released from processes prescribed for local control.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Environment Act 1995 have been brought into force by commencement orders made before the date of this Order.

<i>Provision</i>	<i>Date of commencement</i>	<i>S.I. No.</i>
Section 1	28.07.1995	1995/1983
Section 2	01.04.1996	1996/186
Section 3(1)	01.04.1996	1996/186
Section 3(2) to (8)	28.07.1995	1995/1983
Section 4	28.07.1995	1995/1983
Section 5	01.02.1996 01.04.1996	1996/186
Section 6	01.04.1996	1996/186
Section 7	28.07.1995	1995/1983
Section 8	01.04.1996	1996/186
Section 9	28.07.1995	1995/1983
Sections 10 and 11	01.04.1996	1996/186
Section 12	28.07.1995	1995/1983
Sections 13 to 19	01.04.1996	1996/186
Sections 20 to 23	12.10.1995	1995/2649
Sections 25 to 29	01.04.1996	1996/186
Sections 30 to 32	12.10.1995	1995/2649
Sections 33 to 35	01.04.1996	1996/186
Section 36	12.10.1995	1995/2649

<i>Provision</i>	<i>Date of commencement</i>	<i>S.I. No.</i>
Section 37	28.07.1995 and 01.04.1996	1995/1983 and 1996/186
Sections 38 to 40	28.07.1995	1995/1983
Section 41	21.09.1995 01.02.1996 and 01.04.1996	1995/1983 and 1996/186
Section 42	21.09.1995	1995/1983
Sections 43 to 52	28.07.1995	1995/1983
Sections 53 and 54	01.04.1996	1996/186
Section 55	01.02.1996 and 01.04.1996	1996/186
Section 56	28.07.1995	1995/1983
Section 57 (partially)	21.09.1995	1995/1983
Section 58 (partially)	21.09.1995	1995/1983
Section 59 (partially)	12.10.1995	1995/2649
Section 60(3), (4), (5)(a) and (7)	01.07.1997	1997/1626
Section 78 and Schedule 10 (partially), with savings	23.11.1995 01.04.1996 and 01.04.1997	1995/2950 and 1996/2560
Section 80	01.02.1996	1996/186
Section 81	01.04.1996	1996/186
Sections 87 to 89	01.02.1996	1996/186
Section 90 and Schedule 11 (partially)	01.02.1996	1996/186
Section 91	01.02.1996	1996/186
Section 92	01.04.1996	1996/186
Sections 93 to 95	21.09.1995	1995/1983
Section 96(1), (5) and (6) and Schedules 13 and 14 (England and Wales)	01.11.1995	1995/2765
Section 96(1), (5) and (6) and Schedule 13 and 14 (Scotland)	01.01.1997	1996/2857
Section 96(2)	01.11.1995	1995/2765
Section 96(3)	01.01.1997	1996/2857
Section 96(4) (partially)	01.11.1995	1995/2765
Section 96(4) (partially) (Scotland)	01.01.1997	1996/2857
Sections 97 to 103	21.09.1995	1995/1983
Section 104	01.04.1996	1996/186

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<i>Provision</i>	<i>Date of commencement</i>	<i>S.I. No.</i>
Section 105 and Schedule 15	21.09.1995 01.02.1996 01.04.1996 and 01.01.1999	1995/1983 and 1996/186
Sections 106 to 114	01.04.1996	1996/186
Section 115	01.04.1996	1995/2950 and 1996/186
Section 116 and Schedule 21 (partially)	21.09.1995	1995/1983
Section 116 and Schedule 21 (partially)	01.07.1997	1997/1626
Section 117	01.04.1996	1996/186
Section 118(1) to (3), (4) and (5) (partially) and (6)	01.04.1996	1996/186
Section 119	01.04.1996	1996/186
Section 120(1) and Schedule 22 (partially)	12.10.1995 21.09.95 01.02.1996 01.04.1996 21.11.1996 and 31.12.1996	1995/1983 1995/2649 1996/186 and 1996/2909
Section 120(2) and Schedule 23 (partially)	01.04.1996 and 01.01.1999	1995/1983 and 1996/186
Section 120(3) and Schedule 24 (partially)	21.09.1995 01.11.1995 01.02.1996 01.04.1996 31.12.1996 01.01.1997 01.04.1997 and 01.01.1999	1995/1983 1995/2765 1996/186 1996/2560 1996/2857 and 1996/2909
Section 120(4) to (6)	28.07.1995	1995/1983
Sections 121 to 124	28.07.1995	1995/1983
Paragraph 7(2) of Schedule 7	01.04.1997	1996/2560