

SCHEDULE 3

PARTICULARS PRESCRIBED FOR THE PURPOSE OF SECTION 78R(1)

Other environmental controls

15. Where the enforcing authority is precluded by virtue of section 78YB(3) from serving a remediation notice in respect of land which is contaminated land by reason of the deposit of controlled waste or any consequences of its deposit—

- (a) the location and extent of the contaminated land in question, in sufficient detail to enable it to be identified whether by reference to a plan or otherwise;
- (b) the matters referred to in sub-paragraphs (c), (d) and (e) of paragraph 1; and
- (c) any steps of which the enforcing authority has knowledge, carried out under section 59(1), in relation to that waste or the consequences of its deposit, and in a case where a waste collection authority (within the meaning of section 30(3)(2)) took those steps or required the steps to be taken, the name of that authority.

(1) Section 59 was amended, in relation to England and Wales, by the Clean Neighbourhoods and Environment Act 2005 (c. 16), section 43(2).

(2) Subsection (3) of section 30 was amended by the Local Government (Wales) Act 1994 (c. 19), sections 22(3) and 66(8) and Schedule 9, paragraph 17(3), and Schedule 18, and by the Local Government etc (Scotland) Act 1994 (c. 39), section 180(1) and Schedule 13, paragraph 167(3).