
STATUTORY INSTRUMENTS

2006 No. 656 (C. 16)

**ENVIRONMENTAL PROTECTION,
ENGLAND AND WALES**

**The Clean Neighbourhoods and Environment
Act 2005 (Commencement No. 4) Order 2006**

Made - - - - *6th March 2006*

The Secretary of State makes the following Order in exercise of the powers conferred by section 108(3)(d) of the Clean Neighbourhoods and Environment Act 2005⁽¹⁾.

Citation and interpretation

1.—(1) This Order may be cited as the Clean Neighbourhoods and Environment Act 2005 (Commencement No. 4) Order 2006.

(2) In this Order “the 2005 Act” means the Clean Neighbourhoods and Environment Act 2005.

Provisions coming into force on 7th March 2006

2. The following provisions of the 2005 Act shall come into force on 7th March 2006—
- (a) section 49(1);
 - (b) section 49(2) for the purpose of enabling regulations to be made by the Secretary of State under section 52(1)(a) of the Environmental Protection Act 1990⁽²⁾;
 - (c) section 49(3);
 - (d) section 49(6) for the purpose of enabling regulations to be made by the Secretary of State under section 52(3)(a) of the Environmental Protection Act 1990.

Provisions coming into force on 6 April 2006

3. The following provisions of the 2005 Act shall come into force on 6 April 2006—
- (a) section 49(4);
 - (b) section 49(2) and (6), in so far as not already in force;

⁽¹⁾ 2005 c. 16.

⁽²⁾ 1990 c. 43. Section 52 was amended by the Clean Neighbourhoods and Environment Act 2005, sections 49, 106 and Schedule 4.

- (c) section 49(8) for the purpose of enabling guidance to be given by the Secretary of State under section 52(8A)(a) of the Environmental Protection Act 1990;
- (d) section 49(9);
- (e) the following provisions of paragraph 3 of Schedule 4—
 - (i) sub-paragraphs (1) to (4); and
 - (ii) sub-paragraph (6) for the purposes of amendments to section 52(1) and (3) of the Environmental Protection Act 1990,and section 106 in so far as it relates to those provisions.

Ben Bradshaw
Parliamentary Under Secretary of State
Department for Environment, Food and Rural
Affairs

6th March 2006

EXPLANATORY NOTE

(This note is not part of the Order)

This commencement Order brings into force section 49 (other than section 49(5) and (7)) of the Clean Neighbourhoods and Environment Act 2005 ([2005 c. 16](#)) (“the Act”). Section 49 deals with payments by waste disposal and waste collection authorities for recycling and disposal of waste.

Article 2 brings into force on 7th March 2006 certain provisions in section 49 of the Act which confer powers on the Secretary of State to make Orders and Regulations.

Article 3 brings into force on 6th April 2006 the remainder of section 49 of the Act (other than section 49(5) and (7)) in so far as not already in force and paragraph 3 of Schedule 4, other than the provisions in this paragraph dealing with amendments to sections 52(2) and (4) of the Environmental Protection Act [1990 \(c. 93\)](#).

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Clean Neighbourhoods and Environment Act 2005 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>
Sections 11 to 13 as to England	18th October 2005	2005/2896 (C.122)
Sections 15 to 17 as to England	18th October 2005	2005/2896 (C.122)
Section 32 as to England and Wales	1st July 2005	2005/1675 (C.69)
Sections 42 to 44 as to England and Wales	18th October 2005	2005/2896 (C.122)
Section 47 as to England	18th October 2005	2005/2896 (C.122)
Section 53 as to England	18th October 2005	2005/2896 (C.122)
Sections 87 to 95 (Part 8), as to England and Wales	1st January 2006	2005/3439 (C.144)
Schedule 2 as to England and Wales	1st January 2006	2005/3439 (C.144)
Schedule 3 as to England and Wales	1st January 2006	2005/3439 (C.144)
Paragraph 4 of Schedule 4 as to England	18th October 2005	2005/2896 (C.122)
Part 1 of Schedule 5 (in part) as to England	18th October 2005	2005/2896 (C.122)
Part 4 of Schedule 5 (in part) as to England	18th October 2005	2005/2896 (C.122)

Status: This is the original version (as it was originally made).

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Part 8 of Schedule 5 as to England and Wales	1st January 2006	2005/3439 (C.144)