



Landfill Disposals Tax (Wales) Act 2017

2017 anaw 3

PART 5

SUPPLEMENTARY PROVISION

CHAPTER 2

NON-DISPOSAL AREAS

55 Designation of non-disposal area

- (1) WRA may designate a part of an authorised landfill site in Wales as a non-disposal area by issuing a notice to the operator of the site.
- (2) A notice designating a non-disposal area must specify—
 - (a) the authorised landfill site to which it relates,
 - (b) the boundaries of the area that it designates, and
 - (c) the date on which the designation of the area takes effect.
- (3) The notice—
 - (a) must specify the descriptions of material that must be deposited in the non-disposal area,
 - (b) may specify descriptions of material that must not be deposited in the area,
 - (c) must require the weight of any material that is deposited in or removed from the area to be determined using a method specified in the notice,
 - (d) may specify a maximum amount of material that may be kept in the area,
 - (e) must specify the landfill site activities that may be carried out in the area, and
 - (f) must specify the maximum period for which material may be kept in the area.
- (4) The provision made by the notice under subsection (3) may include—
 - (a) provision that is subject to conditions or exceptions, and

Changes to legislation: There are currently no known outstanding effects for the Landfill Disposals Tax (Wales) Act 2017, Section 55. (See end of Document for details)

- (b) different provision for different cases (including different descriptions of material).
- (5) WRA may vary or cancel a designation under this section by issuing a further notice to the operator of the site.
- (6) A notice varying or cancelling a designation—
- (a) must set out the details of the variation or cancellation,
 - (b) must specify the date on which it takes effect, and
 - (c) may specify steps that the operator is required or permitted to take in connection with the variation or cancellation.
- (7) WRA may make, vary or cancel a designation under this section—
- (a) on the application of the operator of the authorised landfill site to which the designation relates, or
 - (b) on its own initiative.
- (8) An application for a designation, variation or cancellation must be made in writing.
- (9) If WRA refuses an application, it must issue a notice of its decision to the operator of the authorised landfill site.
- (10) Regulations may amend this section to make further or different provision about the contents of a notice issued under this section.

Commencement Information

II S. 55 in force at 25.1.2018 by S.I. 2018/35, art. 2(p)

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