
STATUTORY RULES OF NORTHERN IRELAND

2003 No. 496

The Landfill Regulations (Northern Ireland) 2003

PART II

LANDFILL PERMITS

Closure and after-care procedures for landfills

- 15.**—(1) The following closure and after-care procedures shall apply to all landfills.
- (2) The procedures may relate to the closure of the whole of the landfill or part of it.
- (3) The closure procedure shall begin –
- (a) when the conditions specified in the landfill permit are satisfied
 - (b) when the Chief Inspector approves the initiation of the closure procedure following a request from the operator; or
 - (c) by a reasoned decision of the Chief Inspector which shall be set out in a closure notice served on the operator in accordance with regulation 16.
- (4) A landfill shall not be definitively closed until –
- (a) such reports as may be required by the Chief Inspector have been submitted to it by the operator; and
 - (b) the Chief Inspector –
 - (i) has assessed all the reports submitted by the operator;
 - (ii) has carried out a final on-site inspection; and
 - (iii) has notified the operator by notice in writing that he approves the closure.
- (5) Following definitive closure of a landfill, after-care procedures shall ensure that –
- (a) the operator remains responsible for the maintenance, monitoring and control for such period as the Chief Inspector determines is reasonable, taking into account the time during which the landfill could present hazards;
 - (b) the operator notifies the Chief Inspector of any significant adverse environmental effects revealed by the control procedures and takes the remedial steps required or approved by the Chief Inspector; and
 - (c) the operator is responsible for monitoring and analysing landfill gas and leachate from the landfill and the groundwater regime in its vicinity in accordance with Schedule 3 for as long as the Chief Inspector considers that the landfill is likely to cause a hazard to the environment.
- (6) Notwithstanding regulation 19 of the 2003 Regulations (Application to surrender a permit for a Part A installation or Part A mobile plant) and regulation 21 of the 2003 Regulations (Revocation of permits), the Chief Inspector shall not accept any complete or partial surrender of a landfill permit, or revoke it in whole or part, for as long as it considers that the landfill (or the relevant part of it) is likely to cause a hazard to the environment.

Status: This is the original version (as it was originally made).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

(7) The operator shall not be relieved from liability under the conditions of the landfill permit by reason of the Chief Inspector's approval of closure under paragraph (4)(b)(iii).