



Clean Neighbourhoods and Environment Act 2005

2005 CHAPTER 16

PART 5

WASTE

CHAPTER 1

TRANSPORT OF WASTE

36 Registration requirements and conditions

- (1) Section 2 of the Control of Pollution (Amendment) Act 1989 (c. 14) (power to make regulations about registration of carriers) is amended as follows.
- (2) In subsection (2)—
 - (a) in paragraph (c), omit “free of charge”;
 - (b) omit paragraph (d);
 - (c) in paragraph (e), omit “free of charge”.
- (3) In subsection (3), omit paragraph (b) (provision as to form of applications).
- (4) In subsection (3A)—
 - (a) for “paragraphs (b) and (d)” substitute “ paragraph (d) ”; and
 - (b) omit paragraph (a) (further provision as to form of application).
- (5) After subsection (4) insert—

“(4A) Regulations under this section may include provision for—

 - (a) the registration of a person as a carrier of controlled waste to be subject to conditions relating to the vehicles used by him in transporting such waste; or

Changes to legislation: Clean Neighbourhoods and Environment Act 2005, Section 36 is up to date with all changes known to be in force on or before 16 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (b) the revocation by a regulation authority of the registration of a carrier of controlled waste who has breached a condition imposed on him under paragraph (a) above.
- (4B) Provision contained in any regulations under this section by virtue of subsection (4A) above may, in particular, include provision—
 - (a) for inspection by a regulation authority of the vehicles of registered carriers of controlled waste for the purpose of ensuring compliance with conditions imposed under subsection (4A)(a) above;
 - (b) for a regulation authority to impose charges on registered carriers of controlled waste in respect of such inspections.”
- (6) In subsection (5), for “to (4)” substitute “ to (4B) ”.
- (7) In section 3 of that Act (restrictions on power under section 2), in subsection (2), after “except” insert “ in accordance with regulations under subsection (4A) of that section or ”.

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Commencement Orders yet to be applied to the Clean Neighbourhoods and Environment Act 2005

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2007/120 art. 3](#) Amendment to earlier commencing S.I. 2006/2797