



Environment Act 2021

2021 CHAPTER 30

PART 3

WASTE AND RESOURCE EFFICIENCY

Producer responsibility

50 Producer responsibility obligations

- (1) In Schedule 4—
 - (a) Part 1 confers power on the relevant national authority to make regulations about producer responsibility obligations;
 - (b) Part 2 confers power on the relevant national authority to make regulations about the enforcement of regulations made under Part 1.
- (2) In this section and that Schedule “relevant national authority” means—
 - (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers or the Secretary of State;
 - (c) in relation to Scotland, the Scottish Ministers or the Secretary of State;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs in Northern Ireland or the Secretary of State.
- (3) Regulations under Schedule 4 made by the Secretary of State may not contain provision that could be contained in regulations under that Schedule made by another relevant national authority, unless that authority consents.
- (4) Regulations under Schedule 4 that contain only provision for, or in connection with, the variation of targets specified in the regulations are subject to the negative procedure.
- (5) Otherwise, regulations under Schedule 4 are subject to the affirmative procedure.
- (6) The following are repealed—
 - (a) in the Environment Act 1995, sections 93 to 95;

Changes to legislation: There are currently no known outstanding effects for the Environment Act 2021, Cross Heading: Producer responsibility. (See end of Document for details)

- (b) the Producer Responsibility Obligations (Northern Ireland) Order 1998 (S.I. 1998/1762 (N.I. 16)).

Commencement Information

- I1** S. 50 not in force at Royal Assent, see [s. 147\(3\)-\(6\)](#)
- I2** [S. 50](#) in force at 24.1.2022 for E. by [S.I. 2022/48](#), [reg. 2\(i\)](#) (with [reg. 6](#))
- I3** [S. 50](#) in force at 28.2.2022 for N.I. by [S.R. 2022/54](#), [art. 2\(1\)\(b\)](#) (with [art. 3](#))
- I4** [S. 50](#) in force at 7.3.2022 for W. by [S.I. 2022/223](#), [regs. 1\(2\), 2\(a\)](#) (with [reg. 3](#))
- I5** [S. 50](#) in force at 9.11.2022 for S. by [S.S.I. 2022/305](#), [reg. 2\(a\)](#) (with [reg. 3](#))

51 Producer responsibility for disposal costs

- (1) Schedule 5 confers power on the relevant national authority to make regulations requiring the payment of sums in respect of the costs of disposing of products and materials.
- (2) In this section and that Schedule “relevant national authority” means—
 - (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers or the Secretary of State;
 - (c) in relation to Scotland, the Scottish Ministers or the Secretary of State;
 - (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs in Northern Ireland or the Secretary of State.
- (3) Regulations under Schedule 5 made by the Secretary of State may not contain provision that could be contained in regulations under that Schedule made by another relevant national authority, unless that authority consents.
- (4) Regulations under Schedule 5 are subject to the affirmative procedure.

Commencement Information

- I6** [S. 51](#) in force at 9.1.2022 for E.W.S., see [s. 147\(2\)\(a\)](#)
- I7** [S. 51](#) in force at 28.2.2022 for N.I. by [S.R. 2022/54](#), [art. 2\(1\)\(c\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Environment Act 2021, Cross Heading:
Producer responsibility.