
 STATUTORY INSTRUMENTS

1976 No. 731 (C. 21)

PUBLIC HEALTH, ENGLAND AND WALES

**The Control of Pollution Act 1974 (Commencement No. 5)
Order 1976**

Made - - - 12th May 1976

The Secretary of State for the Environment, as respects England, and the Secretary of State for Wales, as respects Wales, in exercise of the powers conferred on them by section 109(2) of the Control of Pollution Act 1974(a) and of all other powers enabling them in that behalf, hereby make the following order:—

1. This order may be cited as the Control of Pollution Act 1974 (Commencement No. 5) Order 1976.

2. The Interpretation Act 1889(b) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

3. The provisions of the Control of Pollution Act 1974 which are specified in column 1 of the Schedule to this order and which relate to the subject matter specified in column 2 thereof shall come into force on 14th June 1976.

SCHEDULE

Column 1 Provisions of the Act	Column 2 Subject matter of provisions
<i>In Part I</i>	
Section 3	Prohibition of unlicensed disposal of waste.
Section 4	Provisions supplementary to s. 3.
Section 5	Licences to dispose of waste.
Section 6	Provisions supplementary to s. 5.
Section 7	Variation of conditions and revocation of licences.
Section 8	Transfer and relinquishment of licences.
Section 9	Supervision of licensed activities.
Section 10	Appeals to Secretary of State from decisions with respect to licences.
Section 11	Special provisions for land occupied by disposal authorities.
Section 16	Removal of waste deposited in breach of licensing provisions.
Section 18(1) and 18(2)	Application of preceding provisions to other waste.
Section 22	Street cleaning etc.
Section 23	Prohibition of parking to facilitate street cleaning.

(a) 1974 c. 40.

(b) 1889 c. 63.

Column 1 Provisions of the Act	Column 2 Subject matter of provisions
<i>In Part V</i> Section 88	Civil liability for contravention of s. 3(3).
<i>In Schedule 3</i> Paragraph 18	
<i>In Schedule 4</i> The entry relative to the Public Health Act 1875(a)	
The entry relative to the Trunk Roads Act 1936(b)	
The entry relative to the Highways Act 1959(c).	
The entry relative to Part 1 of Schedule 11 to the London Government Act 1963(d) in so far as it repeals paragraph 14(1)(c).	

Peter Shore,

Secretary of State for the Environment.

12th May 1976.

John Morris,

Secretary of State for Wales.

11th May 1976.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into force, on 14th June 1976, provisions of the Control of Pollution Act 1974 which relate to the licensing of the disposal of controlled waste and the cleaning of streets. The Order applies to England and Wales.

(a) 1875 c. 55.

(b) 1936 c. 5.

(c) 1959 c. 25.

(d) 1963 c. 33.

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