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STATUTORY INSTRUMENTS

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**1990 No. 2635 (C. 74)**

**ENVIRONMENTAL PROTECTION**

**The Environmental Protection Act 1990  
(Commencement No. 4) Order 1990**

*Made - - - - 18th December 1990*

The Secretary of State, in exercise of the powers conferred upon him by section 164(3) of the Environmental Protection Act 1990(a), hereby makes the following Order:

**Citation**

1. This Order may be cited as the Environmental Protection Act 1990 (Commencement No. 4) Order 1990.

**Provisions coming into force on 19th December 1990**

2. Section 3 of the Environmental Protection Act 1990 shall come into force on 19th December 1990.

**Provisions coming into force on 1st January 1991**

3. Sections 1, 2, 4 to 28, 100 to 104, 105 (in so far as it is not already in force), 159 and 162(2) (in so far as it relates to Part V of Schedule 16) of the Environmental Protection Act 1990 shall come into force on 1st January 1991.

**Revocation**

4. Article 3 of the Environmental Protection Act 1990 (Commencement No. 3) Order 1990(b) is hereby revoked.

18th December 1990

*Michael Heseltine*  
One of Her Majesty's  
Principal Secretaries of State

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(a) 1990 c.43.  
(b) S.I. 1990/2565.

**EXPLANATORY NOTE***(This note is not part of the Order)*

Article 2 of this Order brings into force on 19th December 1990 section 3 of the Environmental Protection Act 1990 ("the 1990 Act") which confers power on the Secretary of State to make regulations and plans in relation to emission limits and quality objectives.

Article 3 of the Order brings into force on 1st January 1991 other provisions of the 1990 Act relating to—

- (a) integrated pollution control and air pollution control by local authorities (this new system of control will not in practice come into operation until regulations are made under Part I of the 1990 Act);
- (b) the appointment of a chief inspector and other inspectors under the Radioactive Substances Act 1960 (c. 34) ("the 1960 Act");
- (c) inspectors' enforcement powers, hearings and appeals, and fees and charges under the 1960 Act;
- (d) the withdrawal of exemptions of the United Kingdom Atomic Energy Authority from certain requirements of the 1960 Act and other minor and consequential amendments and repeals of that Act;
- (e) the application to the Crown of the 1990 Act and of regulations and orders made under it.

Article 4 revokes article 3 of the Environmental Protection Act 1990 (Commencement No. 3) Order 1990. This Order provides a comprehensive list of the provisions of the 1990 Act which are brought into operation on 1st January by commencement order.

**NOTE AS TO EARLIER COMMENCEMENT ORDERS***(This note is not part of the Order)*

The following provisions of the Environmental Protection Act 1990 have been brought into force by commencement orders made before the date of this Order:

<i>Provisions</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
ss. 128 to 139, save for the amendments made by ss. 128, 130 and 132	5.11.1990	1990/2226
s. 89(7), (8), (9), (11), (12) and (13)	12.11.1990	1990/2243
s. 105 (partially)	7.12.1990	1990/2565