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STATUTORY RULES OF NORTHERN IRELAND

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**2013 No. 161**

**The Landfill (Amendment) Regulations (Northern Ireland) 2013**

**Citation and commencement**

1. These Regulations may be cited as the Landfill (Amendment) Regulations (Northern Ireland) 2013 and shall come into operation on 4<sup>th</sup> July 2013.

**Interpretation**

2.—(1) The Interpretation Act (Northern Ireland) 1954(1) applies to these Regulations as it applies to an Act of the Northern Ireland Assembly.

(2) In these Regulations “the principal Regulations” means the Landfill Regulations (Northern Ireland) 2003(2).

**Amendment of the principal Regulations**

3.—(1) In Regulation 2(2) of the principal Regulations—

(a) insert the following definition at the appropriate place—

““the Directive” means Council Directive [99/31/EC](#) of 26<sup>th</sup> April 1999 on the landfill of waste as amended by Council Directive 2011/97/EU of 5<sup>th</sup> December 2011 as regards specific criteria for the storage of metallic mercury considered as waste;”;

(b) for the words from “and other expressions used in these Regulations” to the end substitute the words “and other expressions used in these Regulations and the Directive shall have the same meaning as in the Directive.”

(2) In regulation 9 of the principal Regulations, in paragraph (1), for sub-paragraph (a) substitute—

“(a) any waste in liquid form other than—

(i) sludge; and

(ii) metallic mercury,

but including waste water;”.

(3) Schedules 1 to 3 (amendments to Schedules 1 to 3 of the principal Regulations) have effect.

**Amendment of the Control of Major Accident Hazards Regulations (Northern Ireland) 2000**

4. In Regulation 3 of the Control of Major Accident Hazards Regulations (Northern Ireland) 2000(3), in paragraph (3), for sub-paragraph (d) substitute—

“(d) waste landfill sites except—

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(1) [1954 c.33 \(NI\)](#)

(2) [S.R. 2003/496](#) as relevantly amended by [S.R. 2004 No. 297](#) and [S.R. 2009 No. 159](#)

(3) [S.R. 2000 No. 93](#). Regulation 3(3)(d) was substituted by regulation 2(3)(a) of [S.R. 2005 No. 305](#).

- (i) tailing ponds or dams and other operational tailings disposal facilities containing dangerous substances, in particular when any such facilities are used in connection with the chemical and thermal processing of minerals;
- (ii) sites used for the storage of metallic mercury in accordance with a permit issued under Part 2 of the Pollution Prevention and Control Regulations (Northern Ireland) 2003 or, as the case may be, Part 2 of the Pollution Prevention and Control (Industrial Emissions) Regulations (Northern Ireland) 2013.”.

Sealed with the Official Seal of the Department of the Environment on 6<sup>th</sup> June 2013.

(L.S.)

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Environment