
STATUTORY INSTRUMENTS

2007 No. 611

The Waste (Amendment) (Northern Ireland) Order 2007

Transport of waste

Registration requirements and conditions

14.—(1) Article 39 of the 1997 Order (power to make regulations about registration of carriers) is amended as follows.

(2) In paragraph (2)—

- (a) in sub-paragraph (c), omit “free of charge”;
- (b) omit sub-paragraph (d);
- (c) in sub-paragraph (e), omit “free of charge”.

(3) In paragraph (3), omit sub-paragraph (a) (provision as to form of applications).

(4) In paragraph (4)—

- (a) for “paragraph (3)(a) and (c)” substitute “paragraph (3)(c)”; and
- (b) omit sub-paragraph (a) (further provision as to form of application).

(5) After paragraph (5) insert—

“(5A) Regulations under this Article 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
- (b) the revocation by the Department of the registration of a carrier of controlled waste who has breached a condition imposed on him under sub-paragraph (a).

(5B) Provision contained in any regulations under this Article by virtue of paragraph (5A) may, in particular, include provision—

- (a) for inspection by the Department of the vehicles of registered carriers of controlled waste for the purpose of ensuring compliance with conditions imposed under paragraph (5A)(a);
- (b) for the Department to impose charges on registered carriers of controlled waste in respect of such inspections.”.

(6) In paragraph (6), for “to (5)” substitute “to (5B)”.

(7) In Article 40 of the 1997 Order (restrictions on power under Article 39), in paragraph (2), after “except” insert “in accordance with regulations under paragraph (5A) of that Article or”.