



Environmental Protection Act 1990

1990 CHAPTER 43

PART I

INTEGRATED POLLUTION CONTROL AND AIR POLLUTION CONTROL BY LOCAL AUTHORITIES

Provisions as to offences

27 Power of chief inspector to remedy harm.

- (1) Where the commission of an offence under section 23(1)(a) or (c) above causes any harm which it is possible to remedy, [^{F1}the appropriate Agency] may, subject to subsection (2) below—
 - (a) arrange for any reasonable steps to be taken towards remedying the harm; and
 - (b) recover the cost of taking those steps from any person convicted of that offence.
- (2) [^{F2}The Environment Agency or SEPA, as the case may be, shall not exercise its] powers under this section except with the approval in writing of the Secretary of State and, where any of the steps are to be taken on or will affect land in the occupation of any person other than the person on whose land the prescribed process is being carried on, with the permission of that person.

Textual Amendments

- F1** Words in s. 27(1) substituted (1.4.1996) by 1995 c. 25, s. 120(1), **Sch. 22 para. 60(1)**(with ss. 7(6), 115); **S.I. 1996/186, art.3**
- F2** Words in s. 27(2) substituted (1.4.1996) by 1995 c. 25, s. 120(1), **Sch. 22 para. 60(2)**(with ss. 7(6), 115); **S.I. 1996/186, art. 3**

Status:

Point in time view as at 01/04/2003. This version of this provision has been superseded.

Changes to legislation:

Environmental Protection Act 1990, Section 27 is up to date with all changes known to be in force on or before 05 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.