

Status: Point in time view as at 16/03/2006. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: Clean Neighbourhoods and Environment Act 2005, Cross Heading: Environmental Protection Act 1990 (c. 43) is up to date with all changes known to be in force on or before 06 September 2023. 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. (See end of Document for details)

SCHEDULES

SCHEDULE 4

MINOR AND CONSEQUENTIAL AMENDMENTS

Environmental Protection Act 1990 (c. 43)

2 The Environmental Protection Act 1990 is amended as follows.

VALID FROM 06/04/2006

3 (1) Section 52 is amended as follows.

(2) After subsection (4) insert—

“(4A) The Secretary of State may by regulations impose on waste disposal authorities in England a duty to make payments corresponding to the payments which are authorised by subsection (3)(a) above to such persons in such circumstances and in respect of such descriptions or quantities of waste as are specified in the regulations.”

(3) In subsection (5)—

- (a) after “authorities” insert “ in Wales ”; and
- (b) for “subsection (3)” substitute “ subsection (3)(b) ”.

(4) In subsection (6), for “subsections (1), (3)” substitute “ subsections (1)(b), (3)(b) ”.

(5) In subsection (7), for “subsections (2) and (4)” substitute “ subsections (2)(b) and (4)(b) ”.

(6) In subsection (8), for “subsections (1), (2), (3), (4)” substitute “ subsections (1)(b), (2)(b), (3)(b), (4)(b) ”.

4 In section 60(1)—

- (a) in paragraph (a), for the words from “a waste disposal contractor” to the end substitute “ or under arrangements made with a waste disposal authority or by any other local authority or person ”;
- (b) in paragraph (b), for the words from “a waste disposal contractor” to the end substitute “ or under arrangements made with a waste disposal authority, by a parish or community council or by a holder of a waste management licence; or ”.

Commencement Information

- I1** Sch. 4 para. 4 in force at 18.10.2005 for E. by S.I. 2005/2896, art. 3(i)
- I2** Sch. 4 para. 4 in force at 16.3.2006 for W. by S.I. 2006/768, art. 2(c)

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5 In section 89(1), at the end of paragraph (e) insert “ and ”.

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6 In section 91(1), at the end of paragraph (e) insert “ or ”.

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7 In section 92(1), at the end of paragraph (b) insert “ or ”.

VALID FROM 06/03/2007

8 In section 95(1), after paragraph (b) insert “and
 (c) all orders made by the authority under paragraph 2(1) of
 Schedule 3A.”

VALID FROM 06/03/2007

9 In section 96(1)(b), after “section 92(9)” insert “ or 92C(3) ”.

- 10 (1) Section 161 is amended as follows.
- (2) In subsection (1) after “Secretary of State” insert “ , National Assembly for Wales ”.
- (3) After subsection (2), insert—
- “(2A) Subsection (2) does not apply to a statutory instrument made solely by the National Assembly for Wales.”
- (4) In subsection (4), at the end insert “or
 (c) which is made solely by the National Assembly for Wales.”

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