

SCHEDULE 2

FUNCTIONS

Control of Pollution Act 1974

11. Section 30 (interpretation) shall have effect as if—

- (a) in subsection (1) the definitions of “disposal authority”, “English county disposal authority” and “relevant disposal authority” were omitted and the following definitions were inserted at appropriate places—

“‘area’, in relation to the Greater Manchester Waste Disposal Authority, means—

- (a) for the purposes of the waste disposal provisions of this Act, the metropolitan county of Greater Manchester excluding the metropolitan district of Wigan; and
(b) for the purposes of the waste regulation provisions of this Act, the whole county;

‘disposal authority’ has the meaning given by subsections (2A) to (2D) of this section;

‘English county disposal authority’ means the council of a county in England, the Greater Manchester Waste Disposal Authority or the Merseyside Waste Disposal Authority;

‘London waste disposal authority’ means an authority established by Part II, III, IV or V of Schedule 1 to the Waste Regulation and Disposal (Authorities) Order 1985;

‘waste disposal provisions’ means—

- (a) sections 1 and 2 (waste disposal arrangements and plans);
(b) section 12 (collection of waste);
(c) section 13(4) (provision of receptacles for industrial or commercial waste);
(d) section 14 (disposal of waste);
(e) section 17(2)(a) and (c) (disposal of dangerous or intractable waste);
(f) sections 19 to 21 (powers in relation to disposal of waste which is not controlled waste, reclamation of waste and production of heat and electricity from waste); and
(g) section 27(1) (interference with refuse tips and dustbins etc.);

“‘waste regulation provisions’ means—

- (a) sections 3 to 11 (disposal licences);
(b) section 16 (removal of waste deposited in breach of licensing provisions); and
(c) section 17(1)(a) and (2)(b) to (d) (directions as to disposal of dangerous or intractable waste, supervision of certain activities, recovery of expenses and charges and appeals to the Secretary of State);”

,”;

; and

- (b) after subsection (1) the following subsections were inserted—

“(2A) In Greater London the disposal authority is—

- (a) for the purposes of the waste disposal provisions of this Act—

- (i) in the area of a London waste disposal authority, that authority;

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- (ii) in the City of London, the Common Council;
 - (iii) in any other London borough, the council of that borough; and
 - (b) for the purposes of the waste regulation provisions of this Act, the London Waste Regulation Authority.
- (2B) In the metropolitan county of Greater Manchester the disposal authority is—
- (a) for the purposes of the waste disposal provisions of this Act—
 - (i) in the metropolitan district of Wigan, the district council;
 - (ii) in all other areas in the county, the Greater Manchester Waste Disposal Authority; and
 - (b) for the purposes of the waste regulation provisions of this Act, the Greater Manchester Waste Disposal Authority.
- (2C) In the metropolitan county of Merseyside the disposal authority is the Merseyside Waste Disposal Authority.
- (2D) In all other local authority areas in England the disposal authority is the council of the county or metropolitan district and in Wales it is the council of the district.”.