

STATUTORY INSTRUMENTS

2007 No. 1156

**ENVIRONMENTAL PROTECTION,
ENGLAND AND WALES**

**The Waste Management (Miscellaneous
Provisions) (England and Wales) Regulations 2007**

<i>Made</i>	- - - -	<i>28th March 2007</i>
<i>Laid before Parliament</i>		<i>4th April 2007</i>
<i>Coming into force</i>	- -	<i>2nd May 2007</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 33(3) of the Environmental Protection Act 1990 ^{M1} and by section 2(2) of the Clean Air Act 1993 ^{M2}.

He has had regard in exercising his powers under section 33(3) of the Environmental Protection Act 1990 to the matters referred to in section 33(4) of that Act.

Marginal Citations

- M1** 1990 c. 43.
M2 1993 c. 11.

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Waste Management (Miscellaneous Provisions) (England and Wales) Regulations 2007.

(2) These Regulations come into force on 2nd May 2007.

(3) These Regulations extend to England and Wales only.

Amendment of Schedule 3 to the Waste Management Licensing Regulations 1994

^{F1}**2.**

- F1** Regs. 2-5 omitted (6.4.2008) by virtue of [The Environmental Permitting \(England and Wales\) Regulations 2007 \(S.I. 2007/3538\)](#), reg. 1(1)(b), **Sch. 21 para. 53** (with regs. 69-72)

Changes to legislation: There are currently no known outstanding effects for the *The Waste Management (Miscellaneous Provisions) (England and Wales) Regulations 2007*. (See end of Document for details)

^{F1}3.

F1 Regs. 2-5 omitted (6.4.2008) by virtue of [The Environmental Permitting \(England and Wales\) Regulations 2007 \(S.I. 2007/3538\)](#), reg. 1(1)(b), **Sch. 21 para. 53** (with regs. 69-72)

^{F1}4.

F1 Regs. 2-5 omitted (6.4.2008) by virtue of [The Environmental Permitting \(England and Wales\) Regulations 2007 \(S.I. 2007/3538\)](#), reg. 1(1)(b), **Sch. 21 para. 53** (with regs. 69-72)

^{F1}5.

F1 Regs. 2-5 omitted (6.4.2008) by virtue of [The Environmental Permitting \(England and Wales\) Regulations 2007 \(S.I. 2007/3538\)](#), reg. 1(1)(b), **Sch. 21 para. 53** (with regs. 69-72)

Amendment to the Clean Air (Emission of Dark Smoke) (Exemption) Regulations 1969

6. Item 6 in the table in Schedule 1 to the Clean Air (Emission of Dark Smoke) (Exemption) Regulations 1969 ^{M3} is omitted.

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Marginal Citations

M3 [S.I. 1969/1263](#) as amended by [S.I. 2005/1082](#).

Department for Environment, Food and Rural
Affairs

Ben Bradshaw
Minister of State

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Waste Management Licensing Regulations 1994 (“the 1994 Regulations”) and the Clean Air (Emission of Dark Smoke) (Exemption) Regulations 1969. The 1994 Regulations implement (in part), in relation to England and Wales, Council Directive [75/442/EEC](#) on waste and Council Directive [1999/31/EC](#) on the landfill of waste.

Regulation 3 amends paragraph 47(1)(g) of Schedule 3 to the 1994 Regulations so that under this exemption an application of liquid milk to land may only be made once a month.

Regulation 4 amends paragraph 48 of Schedule 3 to the 1994 Regulations so that under this exemption any application of plant tissue to land must be made in accordance with any conditions that may have been imposed by a notice served under either the Plant Health (England) Order 2005 or the Plant Health (Wales) Order 2006.

Regulation 5 inserts new paragraphs into Schedule 3 to the 1994 Regulations to provide for exemptions from waste management licensing for activities involving the disposal of pesticide solution into a lined biobed and treatment of the land with the biobed itself, the treatment of land with ash from the incineration of pig or poultry carcasses and the treatment of land with dredging spoil from farm ditches.

Regulation 6 omits item 6 in the table in Schedule 1 to the Clean Air (Emission of Dark Smoke) (Exemption) Regulations 1969. This amendment removes an exemption for the emission of dark smoke caused by the open burning of containers lightly contaminated with pesticides.

A partial regulatory impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector is available from Waste Management Division, Permitting and Development Unit, Department for Environment, Food and Rural Affairs, 6/E7, Ashdown House, 123 Victoria Street, London SW1E 6DE and is annexed to the Explanatory Memorandum which is available alongside the instrument on the OPSI website.

Changes to legislation:

There are currently no known outstanding effects for the The Waste Management (Miscellaneous Provisions) (England and Wales) Regulations 2007.