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STATUTORY INSTRUMENTS

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**2010 No. 1157**

**ENVIRONMENTAL PROTECTION, ENGLAND  
TRIBUNALS AND INQUIRIES, ENGLAND**

**The Environmental Civil Sanctions (England) Order 2010**

*Made* - - - - *26th March 2010*

*Coming into force* *6th April 2010*

**THE ENVIRONMENTAL CIVIL  
SANCTIONS (ENGLAND) ORDER 2010**

PART 1

Introduction

1. Citation, application and commencement
2. Regulators

PART 2

Civil sanctions, notices and undertakings

3. Civil sanctions, notices and undertakings
4. Scope
5. Combination of penalties

PART 3

Non-compliance and enforcement

6. Recovery of payments
7. Non-compliance penalties
8. Enforcement cost recovery notices

PART 4

Administration

9. Withdrawing or amending a notice
10. Appeals
11. Guidance as to use of civil sanctions
12. Additional guidance

13. Consultation on guidance
14. Publication of enforcement action
15. Power of entry  
Signature

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SCHEDULE 1 — Fixed monetary penalties

1. Power to impose a fixed monetary penalty
2. Notice of intent
3. Discharge of liability
4. Making representations and objections
5. Service of final notice
6. Contents of final notice
7. Discount for early payment
8. Grounds of appeal
9. Non-payment after 56 days
10. Criminal proceedings

SCHEDULE 2 — Variable monetary penalties, compliance notices, restoration notices and third party undertakings

1. Imposition of a variable monetary penalty, compliance notice or restoration notice
2. Notice of intent
3. Making representations and objections
4. Third party undertakings
5. Final notice
6. Contents of final notice – variable monetary penalty
7. Contents of final notice - compliance notice or restoration notice
8. Appeals against a final notice
9. Criminal proceedings

SCHEDULE 3 — Stop notices

1. Stop notices
2. Contents of a stop notice
3. Appeals
4. Completion certificates
5. Compensation
6. Offences

SCHEDULE 4 — Enforcement undertakings

1. Enforcement undertakings
2. Contents of an enforcement undertaking
3. Acceptance of an enforcement undertaking
4. General provisions on enforcement undertakings
5. Discharge of an enforcement undertaking
6. Inaccurate, incomplete or misleading information
7. Non-compliance with an enforcement undertaking

SCHEDULE 5 — Offences

Explanatory Note

**Changes to legislation:**

There are currently no known outstanding effects for the The Environmental Civil Sanctions (England) Order 2010.