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STATUTORY INSTRUMENTS

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**2017 No. 1200**

**The Control of Mercury (Enforcement) Regulations 2017**

**PART 8**

Amendments and revocation

**Amendment to section 41 of the Environment Act 1995**

**48.** In section 41(1) of the EA 1995<sup>(1)</sup> (which confers power to make schemes imposing charges), after paragraph (h) insert—

“(k) as a means of recovering costs incurred by it in performing functions conferred by Regulation EU 2017/852 of the European Parliament and of the Council of 17 May 2017 on mercury, and repealing Regulation (EC) No 1102/2008<sup>(2)</sup>, the Agency, the Natural Resources Body for Wales or SEPA may require the payment to it of such charges as may from time to time be prescribed;”.

**Amendment to the Control of Major Accident Hazards Regulations 2015**

**49.** In regulation 3 of the Control of Major Accident Hazards Regulations 2015<sup>(3)</sup> (which relates to the application of those regulations), omit paragraph (2)(g)(ii).

**Amendment to the Environment (Northern Ireland) Order 2002**

**50.** In Schedule 1 to the EO 2002 (which lists purposes for which regulations may be made under Article 4 to that Order), after paragraph 9B insert—

“**9C.** Without prejudice to paragraph 9, authorising the Department to make schemes for the charging by enforcing authorities of fees or other charges as a means of recovering costs incurred by them in performing functions conferred by Regulation EU 2017/852 of the European Parliament and of the Council on mercury, and repealing Regulation (EC) No 1102/2008.”.

**Revocation of the Mercury Export and Data (Enforcement) Regulations 2010**

**51.** The Mercury Export and Data (Enforcement) Regulations 2010<sup>(4)</sup> are revoked.

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(1) 1995 c.25. Relevant amending enactments are paragraph 39 of Schedule 4 to the Flood and Water Management Act 2010 (c.29) and S.I. 2007/1711, 2007/3106, 2008/3087, 2009/890, 2011/2911, 2012/2788, 2013/755 and 2013/1821.  
(2) OJ No L 137, 24.5.2017, p1.  
(3) S.I. 2015/483, to which there are amendments not relevant to these Regulations.  
(4) S.I. 2010/265.