STATUTORY INSTRUMENTS

2001 No. 661

ENVIRONMENTAL PROTECTION, ENGLAND

The Environmental Protection (Waste Recycling Payments) (Amendment) (England) Regulations 2001

Made - - - - -	*2nd March 2001*
Laid before Parliament	*9th March 2001*
Coming into force - -	*1st April 2001*

The Secretary of State, in exercise of the powers conferred upon him by section 52(8) of the Environmental Protection Act 1990(**a**), and of all other powers enabling him in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Environmental Protection (Waste Recycling Payments) (Amendment) (England) Regulations 2001 and shall come into force on 1st April 2001.

(2) These Regulations extend to England only.

Amendment of regulations

2. For the Schedule to the Environmental Protection (Waste Recycling Payments) Regulations 1992(**b**) in relation to England substitute—

(**a**) 1990 c. 43. The Secretary of State can exercise these powers only in relation to England; *see* article 2 of, and the entry relating to the Environmental Protection Act 1990 in Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) and section 52 of the Scotland Act 1998 (c. 46).
(**b**) S.I. 1992/462; the Schedule was substituted by S.I. 2000/831.

[DETR 2089]

"THE SCHEDULE Regulation 2(5)

REPRESENTATIVE SAVINGS IN WASTE DISPOSAL COSTS

Type of waste disposal authority	*Saving in waste disposal costs per tonne*
A London waste disposal authority for an area which includes an inner London borough. The council of an inner London borough. The Common Council of the City of London.	£53.92
A London waste disposal authority which comprises outer London boroughs. The council of an outer London borough.	£47.55
The Greater Manchester Waste Disposal Authority. The Merseyside Waste Disposal Authority. The council of a metropolitan district.	£39.96
Any other waste disposal authority in England.	£32.33 where the authority incurs any transport costs in disposing of similar wastes, and £23.44 in other cases."

Revocation

3. The Environmental Protection (Waste Recycling Payments) (Amendment) (England) Regulations 2000(**a**) (which last substituted a new Schedule to the 1992 Regulations) are hereby revoked.

Signed by authority of the Secretary of State
for the Environment, Transport and the Regions

Michael Meacher
Minister of State,
Department of the Environment,
Transport and the Regions

2nd March 2001

(**a**) S.I. 2000/831.

EXPLANATORY NOTE

(This note is not part of the Regulations)

Section 52(1) of the Environmental Protection Act 1990 requires waste disposal authorities to pay waste collection authorities amounts representing their net savings on the disposal of waste retained by collection authorities for recycling.

Section 52(3) of that Act confers a power on waste disposal authorities to pay persons other than waste collection authorities equivalent amounts for waste collected by them for recycling.

The Environmental Protection (Waste Recycling Payments) Regulations 1992 made provision for the determination of a waste disposal authority's net saving of expenditure for the purposes of section 52(1) or (3) of that Act in relation to such waste. The Schedule to those Regulations provides figures for determining a waste disposal authority's net saving of expenditure where this could not otherwise be determined because sufficient accurate information was not available, or could only be obtained at disproportionate cost. These Regulations increase those figures by an average of three per cent in relation to England to take account of increases in landfill tax and rises in the Retail Price Index.

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