1995 No. 237

PUBLIC HEALTH

The Litter Control Areas Order (Northern Ireland) 1995

Made	*2nd June 1995*
Coming into operation . . .	*7th July 1995*

The Department of the Environment, in exercise of the powers conferred on it by Article 10(1) and (2) of the Litter (Northern Ireland) Order 1994(**a**), and of all other powers enabling it in that behalf, hereby makes the following order:

Citation and commencement

1. This order may be cited as the Litter Control Areas Order (Northern Ireland) 1995 and shall come into operation on 7th July 1995.

Land which may be designated as a litter control area

2.—(1) Subject to paragraph (2), land of the following descriptions may be designated under Article 10(3) of the Litter (Northern Ireland) Order as, or as part of, a litter control area—

(*a*) car parks to which the public are entitled or permitted to have access;

(*b*) land forming a retail shopping development;

(*c*) land to which the public are entitled or permitted to have access, which is open to the air, and which forms part of a business or office park or an industrial or trading estate;

(*d*) land used as a cinema, theatre, concert hall, bingo hall, casino, dance hall, swimming bath, skating rink, gymnasium or area for other indoor or outdoor sports or recreations, or as an amusement arcade or centre;

(*e*) any part of an inland beach or the seashore (that is to say every cliff, bank, barrier, dune, beach, flat or other land adjacent to and above the place to which the tide flows at mean high water springs) which is—

frequently used by large numbers of people, and

managed by the person having direct control of it as a tourist resort or recreational facility;

(*f*) any esplanade or promenade which is above the place to which the tide flows at mean high water springs;

(*g*) land which is, or is part of, an airport licensed by the Civil Aviation Authority under an Order in Council under Section 60 of the Civil

(a) S.R. 1994/1896 (N.I. 10); *See* Article 2(2) for the definition of "the Department"

Aviation Act 1982(**a**) other than an airport to which Article 25 of the Airports (Northern Ireland) Order 1994(**b**) applies and which is operated by an airport operator (within the meaning of that Order);

(*h*) land which is, or is part of, a marina, or other similar recreational boating facility and is above the place to which the tide flows at mean high water springs other than an area used solely for repairing boats;

(*i*) land to which the public are entitled or permitted to have access, which is open to the air, and which is under the direct control of a health service body as defined in Article 7 of the Health and Personal Social Services (Northern Ireland) Order 1991(**c**) or a National Health Service trust established under Article 10(1) of that Order;

(*j*) land on which a market is held, other than land forming part of a road;

(*k*) land forming, or forming part of, a camping or caravan site (including a mobile home site) which is used for more than 28 days in one year.

(2) Land as respects which Article 7(1)(*a*) to (*e*) of the Litter (Northern Ireland) Order imposes a duty may not be designated as, or as part of, a litter control area.

Sealed with the Official Seal of the Department of the Environment on 2nd June 1995.

(L.S.) *John Crowther*
Assistant Secretary

(**a**) 1982 c. 16
(**b**) S.I. 1994/426 (N.I. 1)
(**c**) S.I. 1991/194 (N.I. 1)

EXPLANATORY NOTE

(This note is not part of the Order)

This order specifies the descriptions of land which may be designated by district councils as litter control areas under Article 10(3) of the Litter (Northern Ireland) Order 1994.