STATUTORY RULES OF NORTHERN IRELAND

2013 No. 248

ENVIRONMENTAL PROTECTION

The Waste (Fees and Charges) (Amendment) Regulations (Northern Ireland) 2013

Made - - - -	*18th October 2013*
Coming into operation -	*30th November 2013*

The Department of the Environment, being a Department designated(**a**) for the purposes of section 2(2) of the European Communities Act 1972(**b**) in relation to measures relating to the prevention, reduction and elimination of pollution caused by waste, makes the following Regulations in exercise of the powers conferred by section 2(2) of that Act and Articles 4(3), 39(2) and (3) of the Waste and Contaminated Land (Northern Ireland) Order 1997(**c**).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Waste (Fees and Charges) (Amendment) Regulations (Northern Ireland) 2013 and shall come into operation on 30th November 2013.

(2) The Interpretation Act (Northern Ireland) 1954(**d**) applies to these Regulations as it applies to an Act of the Assembly.

Amendment of the Controlled Waste (Regulations of Carriers and Seizure of Vehicles) Regulations (Northern Ireland) 1999

2.—(1) The Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations (Northern Ireland) 1999(**e**) are amended in accordance with paragraph (2)—

(2) In regulation 4 (applications for registration)—

(a) in paragraph (4)(8)(a) for "£132" substitute "£135";

(b) in paragraph (4)(8)(b) for "£67" substitute "£69"; and

(c) in paragraph (4)(8)(c) for "£33" substitute "£34".

Amendment of the Waste Management Licensing Regulations (Northern Ireland) 2003

3.—(1) The Waste Management Licensing Regulations (Northern Ireland) 2003(**f**) are amended in accordance with paragraphs (2) and (3)—

(2) In regulation 18 (registration in connection with exempt activities)—

(**a**) S.I. 1992/2870
(**b**) 1972 c.68
(**c**) S.I. 1997/2778 (N.I. 19) relevant amendment is S.I. 2007/611 (N.I. 3)
(**d**) 1954 c.33 (N.I.)
(**e**) S.R. 1999 No. 362 as amended by S.R. 2011 No. 127
(**f**) S.R. 2003 No. 493 relevant amendments are S.R. 2006 No. 280, S.R. 2006 No. 519, S.R. 2009 No. 159, S.R. 2010 No. 84, S.R. 2011 No. 127 and S.R. 2011 No. 232

(a) in paragraph (12)(a) for "£806" substitute "£825";

(b) in paragraph (12)(b) for "£585" substitute "£598"; and

(c) in paragraph (12)(c) for "£585" substitute "£598".

(3) In Schedule 4 (registration of brokers and dealers of controlled waste)—

(a) in paragraph (3)(10)(a) for "£132" substitute "£135";

(b) in paragraph (3)(10)(b) for "£67" substitute "£69"; and

(c) in paragraph (3)(10)(c) for "£33" substitute "£34".

Sealed with the Official Seal of the Department of the Environment on 18th October 2013



Wesley Shannon
A senior officer of the
Department of the Environment

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Department is required to have in place a charging scheme to ensure that, so far as practicable, fees and charges payable for waste management licences under the Waste and Contaminated Land (Northern Ireland) Order 1997 (the "1997 Order") are sufficient to recover the costs for the Department in exercising its functions under the 1997 Order. However, fees for considering applications to register an undertaking carrying on an exempt activity and charges for considering applications for registration as carriers of, brokers of, or dealers in controlled waste are set out in legislation, as opposed to the charging scheme. The purpose of these regulations is to increase those legislative fees and charges.

These regulations amend regulation 4 of the Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations (Northern Ireland) 1999 which sets out the charges for registration as a carrier of controlled waste.

Also amended is regulation 18 of the Waste Management Licensing Regulations (Northern Ireland) 2003, which sets out fees in relation to registration of an undertaking or establishment carrying out activities exempted from the requirement to obtain a full waste management licence; and paragraph 3(10) of Schedule 4 to the Waste Management Licensing Regulations (Northern Ireland) 2003, which sets out fees in relation to the registration of brokers and dealers of controlled waste.

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ISBN 978-0-337-99204-9

£4.00

N5961 10/2013 435961T 19585

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