



Environmental Protection Act 1990

1990 CHAPTER 43

PART II

WASTE ON LAND

Waste Management Licences

[^{F1}44 Offences of making false or misleading statements or false entries.

- (1) A person who—
 - (a) in purported compliance with a requirement to furnish any information imposed by or under any provision of this Part, [^{F2}or] will need corrections
 - (b) [^{F3}for the purpose of obtaining for himself or another any grant of a licence, any modification of the conditions of a licence, any acceptance of the surrender of a licence or any transfer of a licence,] makes a statement which he knows to be false or misleading in a material particular, or recklessly makes any statement which is false or misleading in a material particular, commits an offence.
- (2) [^{F4}A person who intentionally makes a false entry in any record required to be kept by virtue of a licence commits an offence.]
- (3) A person who commits an offence under this section shall be liable—
 - (a) on summary conviction, to a fine not exceeding the statutory maximum;
 - (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding two years, or to both.]

Textual Amendments

- F1** S. 44 substituted (1.4.1996) by [1995 c. 25, s. 112, Sch. 19 para. 4\(1\)](#) (with [ss. 7\(6\), 115, 117](#)); [S.I. 1996/186, art. 3](#)
- F2** Word in s. 44(1)(a) repealed (E.W.) (6.4.2008) by [The Environmental Permitting \(England and Wales\) Regulations 2007 \(S.I. 2007/3538\)](#), [regs. 73, 74\(2\)](#), [Sch. 21 para. 11\(a\)](#), [Sch. 23](#) (with [reg. 72, Sch. 4](#))

Status: Point in time view as at 26/09/2012.

Changes to legislation: Environmental Protection Act 1990, Section 44 is up to date with all changes known to be in force on or before 10 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- F3** S. 44(1)(b) repealed (E.W.) (6.4.2008) by [The Environmental Permitting \(England and Wales\) Regulations 2007 \(S.I. 2007/3538\)](#), regs. 73, 74(2), Sch. 21 para. 11(b), **Sch. 23** (with reg. 72, Sch. 4)
- F4** S. 44(2) repealed (E.W.) (6.4.2008) by [The Environmental Permitting \(England and Wales\) Regulations 2007 \(S.I. 2007/3538\)](#), regs. 73, 74(2), Sch. 21 para. 11(b), **Sch. 23** (with reg. 72, Sch. 4)

Commencement Information

- I1** S. 44 not in force at Royal Assent, see s. 164(3); s. 44 in force at 1.5.1994 save for purposes of application to activities specified in art. 2(2) of the commencing S.I. and otherwise in force in relation to those activities in accordance with art. 3 of the commencing S.I. by [S.I. 1994/1096](#), **arts. 2(2)(3), 3** (as amended by [S.I. 1994/2487](#), **art. 2** and [S.I. 1994/3234](#), **art. 2**)

Status:

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