
STATUTORY INSTRUMENTS

1978 No. 1049

**Pollution Control and Local Government
(Northern Ireland) Order 1978**

PART II

WASTE ON LAND

Waste other than controlled waste

Art. 18 rep. by 1997 NI 19

Removal of waste deposited on land

19.—(1) If any waste, other than controlled waste or a motor vehicle, is deposited on any land in the open air or on any other land forming part of a road in the district of a district council in contravention of^{F1} Article 31(2) of the Waste and Contaminated Land (Northern Ireland) Order 1997 or Article] 28(1), the council may, subject to paragraph (2), remove the waste.

(2) A district council may not exercise its powers under paragraph (1) as respects waste deposited on land appearing to the council to be occupied by any person unless the council has served on him notice that the council proposes to remove the waste and he has failed to serve on the council, within the prescribed period, notice that he objects to the proposal.

(3) A district council by whom any waste is removed under paragraph (1) may recover the cost of doing so and of disposing of it from any person who deposited the waste on the land or any person convicted of an offence under^{F1} Article 31(2) of the Waste and Contaminated Land (Northern Ireland) Order 1997 or Article] 28(1) in consequence of the depositing of the waste on that land.

F1 1997 NI 19

Powers of district councils as respects other waste

20. Each district council may collect information about, and make arrangements for the disposal of, waste which is situated or likely to be situated in its district and is not controlled waste; but nothing in section 98 of the Local Government Act (Northern Ireland) 1972 or in Article 72 or 76 shall apply to functions conferred on a district council or information collected by a district council under this Article.

Arts. 21—24 rep. by 1997 NI 19

Arts. 25—28 rep. by 1994 NI 10

Changes to legislation:

There are currently no known outstanding effects for the Pollution Control and Local Government (Northern Ireland) Order 1978, Waste other than controlled waste.