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STATUTORY INSTRUMENTS

1997 No. 2778 (N.I. 19)

The Waste and Contaminated Land
(Northern Ireland) Order 1997

- - - - 26th November 1997

THE WASTE AND CONTAMINATED LAND
(NORTHERN IRELAND) ORDER 1997

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4. Prohibition on unauthorised or harmful deposit, treatment or disposal, etc., of waste
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5. Duty of care, etc., as respects waste
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- Article 83—Amendments and repeals

SCHEDULES

SCHEDULE 1 —

- 1. Production or consumption residues not otherwise specified below.
- 2. Off-specification products.
- 3. Products whose date for appropriate use has expired.
- 4. Materials spilled, lost or having undergone other mishap, including any materials, equipment,
- 5. Materials contaminated or soiled as a result of planned actions (e.g. residues from cleaning operations,
- 6. Unusable parts (e.g. reject batteries, exhausted catalysts,
- 7. Substances which no longer perform satisfactorily (e.g. contaminated acids, contaminated solvents, exhausted tempering salts,
- 8. Residues of industrial processes (e.g. slags, still bottoms,
- 9. Residues from pollution abatement processes (e.g. scrubber sludges, baghouse dusts, spent filters,
- 10. Machining or finishing residues (e.g. lathe turnings, mill scales,
- 11. Residues from raw materials extraction and processing (e.g. mining residues, oil field slops,
- 12. Adulterated materials (e.g. oils contaminated with PCBs,
- 13. Any materials, substances or products whose use has been banned by law.
- 14. Products for which the holder has no further use (e.g. agricultural, household, office, commercial and
- 15. Contaminated materials, substances or products resulting from remedial action with respect to land.

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16. Any materials, substances or products which are not contained in the above categories.

SCHEDULE 2 — APPEALS AND DECISIONS REFERRED TO THE PLANNING APPEALS COMMISSION

PART I — APPEALS UNDER ARTICLE 17, 41 OR 58

1. This paragraph applies to an appeal to the Planning Appeals Commission (“the Commission”) under
- PART II — APPEALS UNDER ARTICLE 36 OR 65
2. This paragraph applies to an appeal to the Planning Appeals Commission under Article 36(5) or
- PART III — DECISIONS REFERRED UNDER ARTICLE 52
4. This paragraph applies where, in accordance with paragraph (1) of Article 52, a district council

SCHEDULE 3 — THE WASTE MANAGEMENT STRATEGY

Part 1 — Objectives

1. Overall objective
2. Application of the waste hierarchy
3. To ensure that waste management is carried out without endangering human health, without harming the
4. To establish an integrated and adequate network of waste disposal installations and of installations for
- Part 2 — Matters which must be included in the waste management strategy
5. The waste management strategy must include—
6. The waste management strategy must include such matters as the Department considers appropriate, taking into
7. The waste management strategy must include policies in relation to packaging waste, separate collection of
8. The waste management strategy must include policies in relation to preparing for re-use, recovery and
- Part 3 — Matters which may be included in the waste management strategy
9. The Department may include the following in the waste management strategy, taking into account the

SCHEDULE 4 — SUPPLEMENTAL PROVISIONS WITH RESPECT TO POWERS OF ENTRY

— Interpretation

Interpretation

1. In this Schedule “relevant power” means a power conferred by Article 72, including a power

Issue of warrants

2. If it is shown to the satisfaction of a justice of the peace on complaint

Information obtained to be admissible in evidence

3. Subject to Article 72(9), information obtained in consequence of the exercise of a relevant power,

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Duty to secure premises

4. An authorised person who, in the exercise of a relevant power, enters on any premises

Compensation

5. Where an authorised person exercises any power conferred by Article 72(2) (a) or (b) or (3),

— Schedule 5—Amendments

— Schedule 6—Repeals

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