
STATUTORY RULES OF NORTHERN IRELAND

2011 No. 127

The Waste Regulations (Northern Ireland) 2011

PART 3

Waste

Enforcement notices

22.—(1) If the Department considers that a person required to be registered as a carrier of controlled waste for the purposes of the Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations (Northern Ireland) 1999 or the Waste Management Licensing Regulations (Northern Ireland) Regulations 2003⁽¹⁾ has contravened regulations 18, or 19 it shall serve a compliance notice, restoration notice or suspension notice, as applicable, on that person.

(2) Paragraph 1 shall not apply to a district council.

(3) For the purposes of this regulation, a “compliance notice” is a notice in writing requiring a person to take specified steps within a specified period to secure that a contravention of regulation 18 or 19 does not continue or recur.

(4) A compliance notice shall—

- (a) specify the contravention;
- (b) specify the steps which shall be taken to secure that the contravention does not continue or recur;
- (c) specify the period within which those steps shall be taken; and
- (d) give information as to the rights of appeal (including the period within which an appeal shall be brought).

(5) For the purposes of this regulation, a “restoration notice” is a notice requiring a person, to take specified steps within a specified period to secure that the position is, so far as possible, restored to what it would have been if a contravention of regulations 18 or 19 had not occurred.

(6) A restoration notice shall—

- (a) specify the contravention;
- (b) specify the steps which shall be taken to secure restoration;
- (c) specify the period within which those steps shall be taken; and
- (d) give information as to the rights of appeal (including the period within which an appeal shall be brought).

(7) For the purposes of this regulation, a “suspension notice” is a notice in writing prohibiting a person from carrying on a specified activity until such time as specified steps have been taken.

(8) A suspension notice shall—

- (a) specify the contravention;

- (b) specify the activity to be suspended and the period of the suspension;
- (c) specify the steps which shall be taken to remedy the contravention;
- (d) specify the period within which those steps shall be taken; and
- (e) give information as to the rights of appeal (including the period within which an appeal shall be brought).