

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 1st April 2003 section 120(1) of the Environment Act 1995, insofar as it relates to paragraphs 29(21) and (22) of Schedule 22 (insofar as those provisions are not already in force) and paragraph 88 of that Schedule for the purposes only of the Landfill (Scotland) Regulations 2003 (“the 2003 Regulations”). Paragraphs 29(21) and (22) make amendments to the Control of Pollution Act 1974 (c. 40) concerning operations to remedy or forestall pollution of water and notices requiring persons to carry out anti-pollution operations. Paragraph 88 amends section 75 of the Environmental Protection Act 1990 (“the 1990 Act”) (meaning of “waste” and household, commercial and industrial waste and special waste). Subsection (2) is replaced, subsection (3) is deleted and new subsections (10) to (12) are inserted. The amended definition of “waste” in the 1990 Act is incorporated in the definition of “waste” in regulation 2 of the 2003 Regulations.