
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 157

The Landfill Allowances Scheme (Scotland) Regulations 2005

PART 3

Monitoring

Utilisation of landfill allowances

15.—(1) As soon as reasonably practicable after the end of the reconciliation period the monitoring authority must reconcile the allowances available to each waste disposal authority with the amount of biodegradable municipal waste sent to landfills by the waste disposal authority, as calculated under regulation 14(1)(a), by deeming allowances to have been utilised in accordance with paragraphs (2) and (3).

(2) Landfill allowances available to a waste disposal authority for the scheme year must be utilised in the following order—

- (a) allowances originally allocated to another waste disposal authority which have been transferred to the landfill allowance account;
- (b) allowances banked from an earlier scheme year;
- (c) allowances borrowed from a later scheme year;
- (d) any other allowances.

(3) Within each category in paragraph (2), allowances must be utilised according to the order of their vintage.

(4) The monitoring authority must deem allowances to have been utilised until—

- (a) the number of allowances deemed to have been utilised is equal to the number of allowances needed to authorise the amount of biodegradable municipal waste sent to landfills by the waste disposal authority, as calculated under regulation 14(1)(a); or
- (b) no more allowances are available to that authority for the scheme year.

Commencement Information

II Reg. 15 in force at 1.4.2005, see **reg. 1(2)**

Changes to legislation:

There are currently no known outstanding effects for the The Landfill Allowances Scheme (Scotland) Regulations 2005, Section 15.