



# Environment Act 1995

## 1995 CHAPTER 25

### PART I

#### THE ENVIRONMENT AGENCY AND THE SCOTTISH ENVIRONMENT PROTECTION AGENCY

### CHAPTER III

#### MISCELLANEOUS, GENERAL AND SUPPLEMENTAL PROVISIONS RELATING TO THE NEW AGENCIES [<sup>F1</sup>AND THE NATURAL RESOURCES BODY FOR WALES]

#### *Incidental power to impose charges*

#### **43 Incidental power of the new Agencies to impose charges.**

[<sup>F1</sup>(1)] Without prejudice to the generality of its powers by virtue of section 37(1)(a) above and subject to any such express provision with respect to charging by a new Agency as is contained in the preceding provisions of this Chapter or any other enactment, each new Agency shall have power to fix and recover charges for services and facilities provided in the course of carrying out its functions.

[<sup>F2</sup>(2) In subsection (1) above, “enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament.]

#### **Textual Amendments**

- F1** S. 43 renumbered as s. 43(1) (S.) (30.6.2014) by [Regulatory Reform \(Scotland\) Act 2014 \(asp 3\)](#), s. 61(2), [sch. 3 para. 43\(7\)\(a\)](#); S.S.I. 2014/160, art. 2(1)(2)
- F2** S. 43(2) added (S.) (30.6.2014) by [Regulatory Reform \(Scotland\) Act 2014 \(asp 3\)](#), s. 61(2), [sch. 3 para. 43\(7\)\(b\)](#); S.S.I. 2014/160, art. 2(1)(2)

#### **Modifications etc. (not altering text)**

- C1** S. 43 modified (15.8.2002) by [S.I. 2002/1998](#), [art. 24\(1\)](#) (with [art. 33](#))

**Status:**

Point in time view as at 01/04/2015.

**Changes to legislation:**

Environment Act 1995, Cross Heading: Incidental power to impose charges is up to date with all changes known to be in force on or before 05 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.