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STATUTORY INSTRUMENTS

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**2005 No. 2900**

**The Waste (Household Waste Duty of Care)  
(England and Wales) Regulations 2005**

**Amendment of the Environmental Protection Act 1990**

2.—(1) Section 34 (duty of care etc. as respects waste) of the 1990 Act is amended as follows.

(2) After subsection 2 insert—

“(2A) It shall be the duty of the occupier of any domestic property in England to take all such measures available to him as are reasonable in the circumstances to secure that any transfer by him of household waste produced on the property is only to an authorised person or to a person for authorised transport purposes.”

(3) In subsection (3), for “purpose of subsection (1)(c)” substitute “purposes of subsections (1)(c) and (2A)”.

(4) In subsection (3A), for “subsection (1)(c)” substitute “subsections (1)(c) and (2A)”.

(5) In subsection (4), for “subsection (1)(c)” substitute “subsections (1)(c) and (2A)”.

(6) In subsection (6), after “subsection (1)” insert “or (2A)”.