

SCHEDULE 4

Enforcement undertakings

Contents of an enforcement undertaking

- 2.—(1) An enforcement undertaking must specify—
- (a) action to secure that the offence does not continue or recur,
 - (b) action to secure that the position is, so far as possible, restored to what it would have been if the offence had not been committed,
 - (c) action (including the payment of a sum of money) to benefit any person affected by the offence, or
 - (d) where restoration of the harm arising from the offence is not possible, action that will secure equivalent benefit or improvement to the environment.
- (2) It must specify the period within which the action must be completed.
- (3) It must include—
- (a) a statement that the undertaking is made in accordance with this Schedule;
 - (b) the terms of the undertaking;
 - (c) how and when a person is considered to have discharged the undertaking.
- (4) The enforcement undertaking may be varied, or the period within which the action must be completed may be extended, if both parties agree in writing.

Changes to legislation:

There are currently no known outstanding effects for the The Environmental Civil Sanctions (England) Order 2010, Paragraph 2.