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STATUTORY INSTRUMENTS

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**2015 No. 969**

**The Household Waste (Fixed Penalty  
and Penalty Charge) Regulations 2015**

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Household Waste (Fixed Penalty and Penalty Charge) Regulations 2015 and come into force on 15th June 2015.

(2) In these Regulations—

“the 1990 Act” means the Environmental Protection Act 1990;

“the 2007 Act” means the London Local Authorities Act 2007.

**Prescribed range of fixed penalties and penalty charges**

2.—(1) The amount of a monetary penalty capable of being specified by a waste collection authority under section 46B(1)(a) of the 1990 Act is not less than £60 and not more than £80.

(2) The amount of a penalty charge capable of being set by the borough councils under section 20B(1) of the 2007 Act is not less than £60 and not more than £80.

**Lesser amounts of fixed penalties and penalty charges**

3.—(1) Where a waste collection authority acting under section 46B(2) of the 1990 Act makes provision for treating a fixed penalty as having been paid if a lesser amount is paid before the end of a period specified by that authority, such lesser amount must not be less than £40.

(2) Where the borough councils acting under section 20B(3) of the 2007 Act make provision for treating a penalty charge as having been paid if a lesser amount is received by the relevant council before the end of a period specified by the borough councils, such lesser amount must not be less than £40.

**Appeals against a penalty charge**

4. The Civil Enforcement of Parking Contraventions (England) Representations and Appeals Regulations 2007(1) apply with the modifications specified in the Schedule in relation to appeals to an adjudicator against a decision under section 20A of the 2007 Act to require a person to pay a penalty charge.

26th March 2015

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Affairs