
STATUTORY INSTRUMENTS

2022 No. 190

The Waste and Agriculture (Legislative Functions) Regulations 2022

PART 2

Waste: retention of legislative functions

CHAPTER 4

Retention of functions from the Mining Waste Directive

Power to update in light of scientific and technical progress

11.—(1) The appropriate authority may, by regulations—

- (a) modify any subordinate legislation which makes provision corresponding to an Annex to the Mining Waste Directive;
- (b) make provision requiring (whether by modifying subordinate legislation, or otherwise) a reference to an Annex to the Mining Waste Directive (or a reference encompassing an Annex) to be read as a reference to that Annex with modifications.

(2) The appropriate authority may only exercise the power in paragraph (1)—

- (a) to the extent that the authority considers that it is appropriate to do so as a result of scientific and technical progress, and
- (b) with a view to achieving a high level of environmental protection.