



Environmental Protection Act 1990

1990 CHAPTER 43

PART II

WASTE ON LAND

Preliminary

30 Authorities for purposes of this Part.

^{F1}[(1) Any reference in this Part to a waste regulation authority—

- (a) in relation to England ^{F2}..., is a reference to the Environment Agency; ^{F2}...
- ^{F3}(aa) [in relation to Wales, is a reference to the Natural Resources Body for Wales; and]
- (b) in relation to Scotland, is a reference to the Scottish Environment Protection Agency;

and any reference in this Part to the area of a waste regulation authority shall accordingly be taken as a reference to the area over which the Environment Agency [^{F4}, the Natural Resources Body for Wales] or the Scottish Environment Protection Agency, as the case may be, exercises its functions or, in the case of any particular function, the function in question.]

(2) For the purposes of this Part the following authorities are waste disposal authorities, namely—

- (a) for any non-metropolitan county in England, the county council;
- (b) in Greater London, the following—
 - (i) for the area of a London waste disposal authority, the authority constituted as the waste disposal authority for that area;
 - (ii) for the City of London, the Common Council;
 - (iii) for any other London borough, the council of the borough;
- (c) in the metropolitan county of Greater Manchester, the following—
 - (i) for the metropolitan district of Wigan, the district council;

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- (ii) for all other areas in the county, the authority constituted as the Greater Manchester Waste Disposal Authority;
 - (d) for the metropolitan county of Merseyside, the authority constituted as the Merseyside Waste Disposal Authority;
 - (e) for any district in any other metropolitan county in England, the council of the district;
 - ^{F5}[(f) for any county or county borough in Wales, the council of the county or county borough;]
 - (g) in Scotland, [^{F6}a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994].
- (3) For the purposes of this Part the following authorities are waste collection authorities—
- (a) for any district in England ^{F7}. . . not within Greater London, the council of the district;
 - (b) in Greater London, the following—
 - (i) for any London borough, the council of the borough;
 - (ii) for the City of London, the Common Council;
 - (iii) for the Temples, the Sub-Treasurer of the Inner Temple and the Under Treasurer of the Middle Temple respectively;
 - ^{F8}[(bb) for any county or county borough in Wales, the council of the county or county borough;]
 - (c) in Scotland, [^{F9}a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994].
- (4) In this section references to particular authorities having been constituted as waste disposal ^{F10}. . . are references to their having been so constituted by the ^{M1}Waste Regulation and Disposal (Authorities) Order 1985 made by the Secretary of State under section 10 of the ^{M2}Local Government Act 1985 and the reference to London waste disposal authorities is a reference to the authorities named in Parts I, II, III, IV and V of Schedule 1 to that Order and this section has effect subject to any order made under the said section 10 ^{F11}. . .

^{F12}(4A) In this Part—

“English waste collection authority” means a waste collection authority whose area is in England;

“English waste disposal authority” means a waste disposal authority whose area is in England.]

- (5) [^{F13}In this Part “waste disposal contractor” means a person who in the course of a business collects, keeps, treats or disposes of waste, being either—
- (a) a company formed for all or any of those purposes by a waste disposal authority whether in pursuance of section 32 below or otherwise; or
 - (b) either a company formed for all or any of those purposes by other persons or a partnership or an individual;
- and “company” [^{F14}means a company as defined in section 1(1) of the Companies Act 2006] and “formed”, in relation to a company formed by other persons, includes the [^{F15}alteration of the company's articles so as to add, remove or alter a statement of the company's objects].]

^{F16}(6)

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F16(7)

F16(8)

Textual Amendments

- F1** S. 30(1) substituted (1.4.1996) by 1995 c. 25, s. 120(1), **Sch. 22 para. 62(2)** (with ss. 7(6), 115, 117); S.I. 1996/186, **art.3**
- F2** Words in s. 30(1)(a) omitted (1.4.2013) by virtue of The Natural Resources Body for Wales (Functions) Order 2013 (S.I. 2013/755), art. 1(2), **Sch. 2 para. 208(2)** (with Sch. 7)
- F3** S. 30(1)(aa) inserted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (S.I. 2013/755), art. 1(2), **Sch. 2 para. 208(3)** (with Sch. 7)
- F4** Words in s. 30(1) inserted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (S.I. 2013/755), art. 1(2), **Sch. 2 para. 208(4)** (with Sch. 7)
- F5** S. 30(2)(f) substituted (1.4.1996) by 1994 c. 19, s. 22(3), **Sch. 9 para. 17(2)** (with s. 54(7), Sch. 17 paras. 22(1), 23(2)); S.I. 1996/396, art. 3, **Sch. 1**
- F6** Words in s. 30(2)(g) substituted (S.) (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 167(3)** (with s. 128(8)); S.I. 1996/323, **art.4(1)(c)**
- F7** Words in s. 30(3)(a) repealed (1.4.1996) by 1994 c. 19, ss. 22(3), 66(8), Sch. 9 para. 17(3), **Sch. 18** (with s. 54(7), Sch. 17 paras. 22(1), 23(2)); S.I. 1996/396, art. 4, **Sch. 2**
- F8** S. 30(3)(bb) inserted (1.4.1996) by 1994 c. 19, s. 22(3), **Sch. 9 para. 17(3)** (with s. 54(7), Sch. 17 para. 22(1), 23(2)); S.I. 1996/396, art. 3, **Sch.1**
- F9** Words in s. 30(3)(c) substituted (S.) (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 167(3)** (with s. 128(8)); S.I. 1996/323, **art.4(1)(c)**
- F10** In s. 30(4) words "or regulation" cease to have effect (1.4.1996) by virtue of 1995 c. 25, s. 120(1), **Sch. 22 para. 62(3)(a)** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3** and by s. 120(3), Sch. 24 of that 1995 Act commenced by S.I. 1996/186, **art. 3** words "or regulation authorities" are repealed (1.4.1996)
- F11** Words in s. 30(4) repealed (1.4.1996) by 1995 c. 25, s. 120(1)(3), Sch. 22 para. 62(3)(b), **Sch.24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art.3**
- F12** S. 30(4A) inserted (17.5.2024) by Environment Act 2021 (c. 30), **ss. 57(2), 147(3)** (with s. 144); S.I. 2024/639, reg. 2(a)
- F13** S. 30(5) repealed (E.W.) (18.10.2005 for E. and 16.3.2006 for W.) by Clean Neighbourhoods and Environment Act 2005 (c. 16), ss. 47, 107, 108, **Sch. 5 Pt. 4**; S.I. 2005/2896, **art. 3(g)(k)** (with art. 6 (as amended (1.4.2006) by S.I. 2006/1002, art. 2)); S.I. 2006/768, **art. 2(a)(d)** (with art. 5 (as amended (17.10.2006) by S.I. 2006/2797, art. 11))
- F14** Words in s. 30(5) substituted (1.10.2009) by The Companies Act 2006 (Consequential Amendments, Transitional Provisions and Savings) Order (S.I. 2009/1941), art. 2(1), {Sch. 1 para. 120(a)} (with art. 10)
- F15** Words in s. 30(5) substituted (1.10.2009) by The Companies Act 2006 (Consequential Amendments, Transitional Provisions and Savings) Order (S.I. 2009/1941), art. 2(1), {Sch. 1 para. 120(b)} (with art. 10)
- F16** S. 30(6)(7)(8) repealed (1.4.1996) by 1995 c. 25, s. 120(1)(3), Sch. 22 para. 62(4), **Sch.24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3**

Commencement Information

- I1** S. 30 wholly in force at 31.5.1991 see s. 164(3) and S.I. 1991/1319, **art. 2**

Marginal Citations

- M1** S.I. 1985/1884.
M2 1985 c. 51.

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 33ZB(10A) inserted by [2021 c. 30 s. 69\(3\)\(b\)](#)
- s. 34ZB(8A) inserted by [2021 c. 30 s. 69\(5\)\(b\)](#)
- s. 106A inserted by [2023 c. 6 s. 41\(2\)](#)
- s. 161(2AA)(2AB) inserted by [2016 anaw 3 s. 69\(4\)](#)