STATUTORY INSTRUMENTS

2015 No. 973

LOCAL GOVERNMENT, ENGLAND

The Local Authorities (Prohibition of Charging Residents to Deposit Household Waste) Order 2015

Made - - - - 26th March 2015

Coming into force in accordance with article 1(2)

The Secretary of State makes the following Order in exercise of the powers conferred by section 5(3) and (5) and 235(2) of the Localism Act 2011(**1**).

In accordance with section 5(7) of that Act, the Secretary of State has consulted such local authorities, such representatives of local government and such other persons as he considers appropriate.

A draft of this Order was laid before and approved by resolution of each House of Parliament in accordance with sections 235(6) and (7)(b) of that Act.

Citation and commencement

1.—(1) This Order may be cited as the Local Authorities (Prohibition of Charging Residents to Deposit Household Waste) Order 2015.

(2) This Order shall come into force on the twenty eighth day after the day on which it is made.

Interpretation

2. In this Order—

"household waste" has the same meaning as in section 75 of the Environmental Protection Act 1990(**2**) as read with regulation 3 of, and Schedule 1 to, the Controlled Waste (England and Wales) Regulations 2012(**3**); and

"household waste recycling centre" means a place provided by a local authority(**4**) where persons resident in its area may deposit their household waste.

(**1**) 2011 c.20.

(**2**) 1990 c. 43. Section 75 was amended by section 120(1) and (3) of, and paragraphs 88 (1) to (4) of Schedule 22 and Schedule 24 to, the Environment Act 1995 (c. 25), S.I. 1994/1056, S.I. 2005/894, S.I. 2006/937, S.I. 2011/988. There is other amending legislation in relation to Scotland. Modified by S.I. 1994/1056, regulation 19, Schedule 4, Part I, paragraph 9, to include "Directive waste" as defined in regulation 1(3), Schedule 4, Part II of those Regulations.

(**3**) S.I. 2012/ 811, as amended by S.I. 2012/2320.

(**4**) See section 8(1) of the Localism Act 2011 for the definitions of "local authority" and "the general power".