STATUTORY RULES OF NORTHERN IRELAND

2019 No. 240

ENVIRONMENTAL PROTECTION, NORTHERN IRELAND

The Waste Regulations (Northern Ireland) 2019

Made - - - -	*23 December 2019*
Coming into operation-	*16 January 2020*

The Department of Agriculture, Environment and Rural Affairs makes the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972(**1**).

The Department of Agriculture, Environment and Rural Affairs(**2**) is designated(**3**) in relation to measures relating to the prevention, reduction and elimination of pollution caused by waste and in relation to the environment.

PART 1

Introductory

Citation, commencement and extent

1. These Regulations may be cited as the Waste Regulations (Northern Ireland) 2019 and shall come into operation on 16 January 2020.

2. These Regulations extend to Northern Ireland only.

(**1**) 1972 c. 68. Section 2(2) was amended by section 27(1) of the Legislative and regulatory Reform Act 2006 (c. 51) and section 3(3) or, and Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c. 7) and is prospectively repealed by the European Union (Withdrawal) Act 2018 (c.16), section 1.

(**2**) The Department of the Environment was dissolved by section 1(9) of the Departments Act (Northern Ireland) 2016 and, by virtue of Article 8(1)(c) of the Departments (Transfer of Functions) Order (Northern Ireland) 2016, its functions for the purpose of these Regulations were transferred to the Department of Agriculture, Environment and Rural Affairs.

(**3**) The Department was designated under the European Communities (Designation) Order 1996 under Article 2 and the Schedule (S.I. 2008/301)

PART 2

Amendment of primary legislation

Amendment of the Waste and Contaminated Land (Northern Ireland) Order 1997

3. The Waste and Contaminated Land (Northern Ireland) Order 1997(**4**) is amended as follows.

4. In Article 2(2), for "strategy" substitute "plan".

5. In Article 19 in the heading, paragraph (1), (2)(a), (2)(b), (3), (4), (4A), (5), (5)(b)(iii) and (8), for "strategy" substitute "plan".

6. In Article 19A in paragraph (1), (2)(a) and (2)(b), for "strategy" substitute "plan".

7. In Article 19B in paragraph (1), (1)(b)(i) and (1)(b)(ii), for "strategy" substitute "plan".

8. In Article 19C in paragraph (1), (2), (2)(c), (3) and (4)(a), for "strategy" substitute "plan".

9. In Article 23(2)(a), for "strategy" substitute "plan".

10. In Schedule 3—

(a) in the heading of Schedule 3, for "STRATEGY" substitute "PLAN";

(b) the heading of Part 2, for "strategy" substitute "plan";

(c) in paragraph (5), (5)(b), (6), (7) and (8), for "strategy" substitute "plan";

(d) in the heading of Part 3, for "strategy" substitute "plan"; and

(e) in paragraph (9), for "strategy" substitute "plan".

Amendment of the Environment (Northern Ireland) Order 2002

11. The Environment (Northern Ireland) Order 2002(**5**) is amended as follows.

12. In Article 7(1)(a), for "strategy" substitute "waste management plan".

Amendment of the Waste and Emissions Trading Act 2003

13. The Waste and Emissions Trading Act 2003(**6**) is amended as follows.

14. In section 20—

(a) in the heading for "Strategy" substitute "Plan"; and

(b) in paragraph (1) and (2), for "strategy" substitute "plan".

PART 3

Amendment of subordinate legislation

Amendment of the Waste Management Licensing Regulations (Northern Ireland) 2003

15. The Waste Management Licensing Regulations (Northern Ireland) 2003(**7**) are amended as follows.

(**4**) S.I. 1997/2778 (N.I. 19), as relevantly amended by S.R. 2009 No. 178 and S.R. 2011 No. 127
(**5**) S.I 2002/3153 (N.I. 7)
(**6**) 2003 c.33
(**7**) S.R 2003 No. 493, as relevantly amended by S.R. 2011 No. 127