STATUTORY RULES OF NORTHERN IRELAND

2008 No. 138 (C. 6)

ENVIRONMENTAL PROTECTION

The Waste and Contaminated Land (1997 Order) (Commencement No. 8) Order (Northern Ireland) 2008

Made - - - - 20th March 2008

The Department of the Environment(**1**) makes the following Order in exercise of the powers conferred by Article 1(2) of the Waste and Contaminated Land (Northern Ireland) Order 1997(**2**).

Citation

1. This Order may be cited as the Waste and Contaminated Land (1997 Order) (Commencement No. 8) Order (Northern Ireland) 2008.

Appointed Day

2. The day appointed for the coming into operation of Articles 6(4), 7, 9, 10(6), 11 and 12(9) to 12(11) of the Waste and Contaminated Land (Northern Ireland) Order 1997 shall be 3rd April 2008.

Sealed with the Official Seal of the Department of the Environment on 20th March 2008

L.S.

Wesley Shannon
A senior officer of the Department of the Environment

(**1**) By virtue of paragraph 11(2) of Schedule 12 to the Northern Ireland Act 1998 [1998 C.47] and paragraph 4(1)(b) of the Schedule to the Northern Ireland Act 2000 [2000 C.1] the power conferred by Article 1(2) of the Waste and Contaminated Land (Northern Ireland) Order 1997 on the Head of the Department is now exercisable by the Department.

(**2**) S.I. 1997/2778 (N.I. 19)

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into operation on 3rd April 2008, Articles 6(4), 7, 9, 10(6), 11 and 12(9) to 12(11) of the Waste and Contaminated Land (Northern Ireland) Order 1997. The provisions commenced relate to—

the making of representations in consultation processes before the grant, variation, suspension or revocation of waste management licences requiring the licence holder to carry out works which would necessitate the grant of rights over land; and

the payment of compensation for those required to grant rights over land to holders of those licences.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Waste and Contaminated Land (Northern Ireland) Order 1997 have been brought into operation by earlier commencement orders as from the dates shown.

Provision	*Date of Commencement*	*S.R.. No.*
Article 1	17th September 1998	S.R. 1998 No. 288 (C.11)
Article 2(1), (2) (partially), (3), (7) and (8)	17th September 1998	S.R. 1998 No. 288 (C.11)
Article 2(2) (partially) and (6)	1st December 1998	S.R. 1998 No. 390 (C.18)
Article 2(2) (partially)	19th August 1999	S.R. 1999 No. 325 (C.24)
Article 2(2) (partially)	6th October 1999	S.R. 1999 No. 373 (C.29)
Article 2(2) (partially)	1st March 2001	S.R. 2001 No. 40 (C.2)
Article 2(2) (in so far as it relates to the definitions of "licence", "mobile plant licence", "modifications", "site licence", "statutory provision", "company" and "formed"), (4), (5) and (9)	27th November 2003	S.R. 2003 No. 489 (C.38)
Article 3(1), (2) and (3)(a) to	27th November 2003	S.R. 2003 No.

Provision	*Date of Commencement*	*S.R.. No.*
the extent that it is not already in force, (3)(b) and (c), (4), (5) and (6) to the extent that it is not already in force		489 (C.38)
Article 3(3)(a) and (6) (both paragraphs for the purposes of Article 40(5))	19th August 1999	S.R. 1999 No. 325 (C.24)
Article 4(1)(c) and (2), (3), (4) and (6) to (9) in so far as they relate to it	1st March 2001	S.R. 2001 No. 40 (C.2)
Article 4(1)(a) and (b) and (5) and to the extent that they are not already in force (2) to (4) and (6) to (9)	27th November 2003	S.R. 2003 No. 489 (C. 38)
Article 5 (in so far as it relates to the definition of "broker")	17th September 1998	S.R. 1998 No. 288 (C.11)
Article 5 (in so far as it is not already in operation)	3rd June 2002	S.R. 2002 No. 185 (C.18)
Article 6(1) to (3) and (5) to (10)	27th November 2003	S.R. 2003 No. 489 (C.38)
Article 8	27th November 2003	S.R. 2003 No. 489 (C.38)
Article 10(1) to (5)	27th November 2003	S.R. 2003 No. 489 (C.38)
Article 12(1) to (8) and (12) to (15)	27th November 2003	S.R. 2003 No. 489 (C.38)
Articles 13 to 18	27th November 2003	S.R. 2003 No 489 (C.38)
Article 19	1st December 1998	S.R. 1998 No. 390 (C.18)
Articles 20 to 23	6th October 1999	S.R. 1999 No. 373 (C.29)
Article 24	27th November 2003	S.R. 2003 No.