

GUERNSEY STATUTORY INSTRUMENT

2011 No. 21

**The Environmental Pollution (Waste Control and Disposal)  
(Fees) (Amendment) Regulations, 2011**

<i>Made</i>	<i>9<sup>th</sup> June, 2011</i>
<i>Coming into operation</i>	<i>9<sup>th</sup> June, 2011</i>
<i>Laid before the States</i>	<i>, 2011</i>

**THE DIRECTOR OF ENVIRONMENTAL HEALTH AND POLLUTION REGULATION**, in exercise of the powers conferred on her by sections 4(2)(c) and 4(3) of the Environmental Pollution (Waste Control and Disposal) Ordinance, 2010<sup>a</sup> and section 72 of the Environmental Pollution (Guernsey) Law, 2004<sup>b</sup> and all other powers enabling her in that behalf, hereby makes the following Regulations:-

**Amendment of the Environmental Pollution (Waste Control and Disposal) (Fees) Regulations, 2010.**

1. (1) The Environmental Pollution (Waste Control and Disposal) (Fees) Regulations, 2010<sup>c</sup> are amended as follows.

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<sup>a</sup> Ordinance No. XVIII of 2010.

<sup>b</sup> Order in Council No. XIII of 2004 as amended by Order in Council No. XIII of 2010 and Ordinance No. XVIII of 2010 and to which there are further amendments not relevant to these Regulations.

<sup>c</sup> G.S.I. No. 46 of 2010.

(2) In the first column of Schedules 2 and 3, in the description of operation in Category 8, at the end add "other than an operation falling within Category 6, 7 or 10A".

(3) In Schedule 2 (prescribed fee to accompany application in relation to prescribed operation other than a waste transport operation) -

(a) after the row relating to Category 10 of the Table add the following row -

<p><b>"Category 10A.</b> An operation involving the disposal of waste wood, which has been sorted, by incineration in a boiler with a rated thermal output of not less than 0.4 megawatts and not more than 3 megawatts.</p>	<p>£1,000</p>	<p>£500</p>	<p>£500</p>	<p>£500</p>
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(b) in the description of operation in Category 11, for "1 to 10" substitute "5 to 10A".

(4) In Schedule 3 (annual licence fee for prescribed operations other than waste transport operations) -

(a) after the row relating to Category 10 of the Table add the following row-

<p><b>"Category 10A.</b> An operation involving the disposal of waste wood, which has been sorted, by incineration in a boiler with a rated thermal output of not less than 0.4 megawatts and not more than 3 megawatts.</p>	<p>£500</p> <p>"</p>
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- (b) in the description of operation relating to category 11, for "1 to 11" substitute "categories 5 to 10A".

**Interpretation.**

2. (1) In these Regulations, unless the context requires otherwise -

"**enactment**" means any Law, Ordinance or subordinate legislation, and

"**subordinate legislation**" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any enactment and having legislative effect.

- (2) The Interpretation (Guernsey) Law, 1948<sup>d</sup> applies to the interpretation of these Regulations.

- (3) Any reference in these Regulations to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

**Citation and commencement.**

3. These Regulations may be cited as the Environmental Pollution

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<sup>d</sup> Ordres en Conseil Vol. XIII, p. 355.

(Waste Control and Disposal) (Fees) (Amendment) Regulations, 2011 and shall come into force on the 9<sup>th</sup> day of June, 2011.

Dated this 9th day of June, 2011

A handwritten signature in black ink that reads "V. Cameron". The signature is written in a cursive style with a large, sweeping "V" at the beginning and a long, horizontal stroke at the end.

V. Cameron

Director of Environmental Health and Pollution Regulation

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Environmental Pollution (Waste Control and Disposal) (Fees) Regulations, 2010. They provide, by amendment to Schedules 2 and 3 to the Regulations, for a new category of fee for both applications in relation to licences and annual licence fees for certain operations involving incineration of sorted waste wood in a boiler.

They also amend the description of waste operation in Category 8 of Schedules 2 and 3 to clarify the types of incineration operation intended to fall into Category 8 and make minor and consequential amendments to the description of waste operation in Category 11 of those Schedules. These Regulations come into force on the 9<sup>th</sup> June, 2011.