

Municipal Waste Recycling Bill

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TO

Make further provision regarding the collection, composting, minimisation and recycling of municipal waste; and for connected purposes.

BE IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Duties of the Secretary of State

- (1) The Secretary of State shall within 6 months of this Act coming into force publish in a report to Parliament the policies that in his opinion will ensure that, by 31 December 2010, 50 per cent of municipal waste in the United Kingdom is recycled or composted. 5
- (2) The appropriate authority shall within 6 months of this Act coming into force set new recycling and composting rates for waste collection and disposal authorities to ensure that the target for municipal waste referred to in subsection (1) is met.
- (3) In deciding how to meet the objective in subsection (1), the Secretary of State shall consult with the Northern Ireland Executive, the Scottish Executive and the National Assembly for Wales, and shall take account of their responses. 10

2 Duties on Local Authorities

- (1) Waste disposal authorities and waste collection authorities shall publish a sustainable waste strategy within 1 year of the Act coming into force. 15
- (2) Strategies published under subsection 1 shall set out policies—
 - (a) to promote minimisation, reuse and recycling of waste to secure a sustainable waste policy; and
 - (b) to enable all householders to dispose of waste sustainably, with specific reference to provision of services at or near the home. 20
- (3) Every year waste disposal authorities and waste collection authorities shall publish in a report—
 - (a) the volume of waste collected, composted and recycled; and

- (b) the number and percentage of homes in their area from which there is a separate collection of recyclable waste.
- (4) In preparing strategies and reviews, waste disposal authorities and waste collection authorities shall –
- (a) have regard to any guidance issued by the Secretary of State; and 5
- (b) consult with householders and businesses in their authority.
- (5) Waste disposal authorities and waste collection authorities may amend their sustainable waste strategies as they see fit.
- 3 Power of Direction for Waste Disposal Authorities**
- The following shall be inserted after section 48(1) of the Environmental Protection Act 1990 (c.43) (Duties of waste collection authorities as respects disposal of waste collected) – 10
- “(1A) A waste collection authority shall collect waste in a manner which will facilitate reprocessing or recycling as the relevant waste disposal authority may direct.” 15
- 4 Definitions**
- In this Act –
- “waste”, “waste disposal authorities” and “waste collection authorities” have the same meaning as in section 30 of the Control of Pollution Act 1974. 20
- “sustainable” means capable of being maintained with minimal damage to the environment or use of resources that cannot be replaced, and “sustainably” shall be construed accordingly.
- “appropriate authority” means –
- (a) as respects England, the Secretary of State, and 25
- (b) as respects Wales, the National Assembly for Wales.
- 5 Money**
- Expenditure of the Secretary of State in consequence of this Act shall be paid out of money provided by Parliament.*
- 6 Short title and extent** 30
- (1) This Act may be cited as the Municipal Waste Recycling Act 2003.
- (2) Section 1 (1) of this Act extends to the United Kingdom.
- (3) The remainder of this Act extends to England and Wales only.

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