



Department of the Environment

Environment and Heritage Service

Waste Management and Contaminated Land

Proposed Fees & Charging Scheme

Scale of Charges Applicable for 2003 – 2004

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SECTION 1: INTRODUCTION

Background to the Charging Scheme

- 1.1 Under the Waste and Contaminated Land (NI) Order 1997 ('the 1997 Order') the Department is responsible for granting and supervising licences for waste management activities. Under Article 15(2) of the 1997 Order the Department may, make, and from time to time revise, a scheme specifying:
 - (a) fees for applications made under Article 8 (1) of the 1997 Order for waste management licences;
 - (b) fees for applications made by licence holders under Article 10 (1) (b) for the modification of the conditions of their licences;
 - (c) fees for applications made by licence holders under Article 13(3) of the 1997 Order to surrender their licences;
 - (d) fees for applications for the transfer of a licence under Article 14(3) of the 1997 Order; and
 - (e) charges for the subsistence of licences.
- 1.2 Regulation 26 of the Waste Management Licensing Regulations (NI) 2003 (WML Regulations) makes provision for the licensing of the storage and treatment of end-of-life vehicles subject to compliance with Schedule 5 of the Regulations. Regulation 17 and Schedule 2 (45) of the WML Regulations prescribes an exempt activity for the recovery of scrap metal or the dismantling of depolluted end-of-life vehicles (dealt with in Section 4).
- 1.3 Subsequent references in this document to applications should be read as referring to any of the applications listed in paragraph 1.1(a) to (e) above unless indicated otherwise.
- 1.4 This document describes the Department's charging scheme for the above activities. Section 3 of the document contains the Waste Management Charging (Northern Ireland) Scheme 2003/2004. ("the 2003/04 Charging Scheme"). The Scheme applies to Northern Ireland only and, comes into operation on **. Tables 1-6 of Annex A to the Scheme show the amount of the fees payable for licence applications made on or after **. The subsistence charges in Tables 1-6 are for a full financial year.

PURPOSE OF THE 2003/04 SCHEME

- 1.5 In line with the “polluter pays” principle, fees and charges are being applied to activities covered in the Waste Management Licensing (NI) Regulations 2003 coming into operation on **. The charges prescribed in the 2003/2004 Charging Scheme have been determined on the principles set out in “The Fees and Charges Guide” published by HM Treasury. The Department has based the Charging Scheme on the following criteria:
- (a) the consideration of applications for waste management licences and applications for the modifications, surrender or transfer of those licences; and
 - (b) the fulfilment of the Department’s duty under Article 16 of the 1997 Order to supervise activities.

REGISTRATION OF EXEMPTIONS, WASTE CARRIERS AND BROKERS OF CONTROLLED WASTE

- 1.6 Article 39 of the Waste and Contaminated Land (NI) Order 1997 makes provision for the fees in respect to the registration of carriers of controlled waste and Section 2(2) of the European Communities Act 1972 for the registration of exemptions and registration of brokers of controlled waste. The registration of an exemption, a waste carrier and/or waste broker are not part of the Waste Management Licensing Charging Scheme as defined within the 1997 Order. The registration of Exemptions, and the charges for a carrier and/or a broker are explained separately in Section 4. Annex B, Table 1 shows the charges for the undertaking of certain exempt activities on an annual and three yearly basis. Annex B, Table 2 shows the amounts currently payable for registration as a carrier and the proposed charge for registration as a waste broker when the WML Regs come into operation on **.

ENQUIRIES

- 1.7 Technical enquiries relating to a specific application or licence should be addressed to Environment and Heritage Service, Department of the Environment, Waste Management & Contaminated Land, 35 Castle Street, BELFAST, BT1 1GU. For enquiries relating to your charges or invoice please contact the EHS at this address or telephone number given on the licence.
- 1.8 Copies of this document are available free of charge from the EHS. However, the EHS may wish to make a charge for multiple copies.

SECTION 2: GUIDANCE ON THE 2003/04 CHARGING SCHEME

DEFINITIONS

- 2.1 Terms used in the 2003/04 Charging Scheme have the same meaning as those defined for the purposes of Part II of the 1997 Order. **Paragraph 2 of the 2003/04 Charging Scheme** defines certain terms for the purpose of the 2003/04 Charging Scheme and the guidance in this section refers to them where appropriate. Paragraph 2.51 below discusses the definitions which are used specifically in the Tables to the 2003/04 Charging Scheme.
- 2.2 Subsequent references to **paragraphs** should be read as references to paragraphs of the 2003/04 Charging Scheme unless indicated otherwise.

DETERMINATION OF CHARGES

- 2.3 The basic factors when determining the amount of the charge to be paid by each applicant or licence holder are:
- (a) the description of activities which:
 - (i) are specified or referred to in the application: or
 - (ii) are authorised by the licence;
 - (b) the descriptions of controlled waste to which those activities relate;
 - (c) the amounts of controlled waste to which those activities relate.
 - (d) applications for the depollution of End-of-Life Vehicles (ELVs) , that is, Authorised Treatment Facilities (ATFs) will have a single subsistence charge.

PRESCRIBED CHARGES FOR LICENCE AND MODIFICATION APPLICATIONS

- 2.4 **Paragraph 3(1)** provides that the charge in respect of an application is the aggregate of the sums shown in Tables 1-6 so far as they are applicable. For example, if an application is made for a licence which authorises both the treatment and the disposal of waste, the charge paid by the applicant is the aggregate of the appropriate sums in column (3) of Tables 1 and 3. It is “ the aggregate of the sums shown” because a separate charge is payable by the applicant for each licensable activity. However, the provisions set out in **paragraphs 3(2) to (6)** of the 2003/04 Charging Scheme may also affect the amount of the charge to be paid by the applicant.
- 2.5 **Paragraph 3(2)** provides that the fee for a licence application, or an application to modify the conditions of a licence, is to be determined by reference to the descriptions of the activities, the waste and the amount of waste specified or referred to in the application and references in the 2003/04 Charging Scheme to the activities authorised by a licence, the description of waste and the amount of waste are to be construed accordingly. (The fees for surrender applications are determined by the activity etc. authorised by the licence and a standard fee is set for transfer applications).

- 2.6 This means that it is the amount of waste etc. specified by the applicant in the application which determines the amount of the charge s/he is required to pay. For example, if someone applies for a licence to treat $\geq 75,000$ tonnes of special/hazardous waste for the purpose of recycling, they would pay £2,550¹; and if the Department subsequently approved the treatment of $\geq 25,000$ tonnes $\leq 75,000$ tonnes of special/hazardous waste, this would have no effect on the application charge paid by the applicant. However, the lower amount authorised by her/his licence would subsequently determine the amount of the subsistence charge paid by the licence holder.
- 2.7 In some circumstances, a licence holder may apply to modify licence conditions other than those relating to the amount of waste permitted by the licence. For example, s/he may apply for the modification of a condition relating to the site's hours of operation. In such cases, it is the activities and descriptions of waste authorised by the licence which determine the charge and which it is necessary to refer to when making an application. (The words "or referred to in an application" in **paragraph 3(2)** of the 2003/04 Charging Scheme are intended to cover such circumstances).
- 2.8 Under Article 6 of the 1997 Order, the activities which may be authorised by a waste management licence are:
- (a) the treatment, keeping or disposal of any specified description of controlled waste in or on specified land; or
 - (b) the treatment or disposal of any specified description of controlled waste by means of specified mobile plant.
- 2.9 Each of these activities is dealt with separately in Tables 1-6. Where a site licence authorises more than one activity at a particular site then, subject to **paragraphs 3(4) to (6)**, a separate charge is payable in respect of each of those activities, and separate charges are also payable for site licences and mobile plant licences.
- 2.10 However, a site licence may also authorise the treatment or keeping of waste for different purposes; and Tables 1 and 2 are divided into separate parts to reflect this. For example, Table 1 Part A authorises the treatment of waste for the purpose of recycling; and Table 1 Part B authorises the treatment of waste for any other purpose. A site licence may also authorise the treatment or keeping of different descriptions of waste. For example, it may authorise the treatment of both special/hazardous and other wastes for the purpose of recycling.
- 2.11 However, only one charge is payable in respect of each **activity** authorised by a site licence. **Paragraph 3(3)** therefore provides that where a site licence relates to activities falling within more than one Part of a Table, or to descriptions of waste falling within more than one paragraph of column (1) of a Table, the applicable charge is to be ascertained on the basis of the highest of the sums deriving from

¹ Table 1 Part A column 1(a), 2(iv) and 3(iv)

each of those Parts or paragraphs calculated on the basis of the total amount of waste (of whatever description) intended to be subjected to the treatment covered by the Table. (This provision is subject to **paragraphs 3(4)** of the 2003/04 Charging Scheme).

Example 1

2.12 A person applies for a licence to authorise the treatment for the purposes of recycling of 5,000 tonnes of special/hazardous waste and the treatment for the purposes other than recycling of 24,000 tonnes of 'non special/non hazardous' household and commercial waste. The total amount of waste to be authorised under the licence is 29,000 tonnes. The charge is the higher of Table 1 Part A paragraph (a) (iii) (i.e. $\geq 25,000$ tonnes < 75,000 tonnes of waste in total referred to in the application) - £2,000 and Table 1 Part B paragraph (b) (iii) - £2,300. The application charge payable in this case would be £2,300.

Example 2

2.13 A person applies for a licence to authorise the treatment for the purposes of recycling of 5,000 tonnes of special/hazardous waste and the treatment for the purposes of recycling of 24,000 tonnes of 'non-special/non hazardous' household and commercial waste. The total amount of waste to be authorised under the licence is 29,000 tonnes. The charge is the higher of Table 1 Part A paragraph (a) (iii) (i.e. $\geq 25,000$ tonnes < 75,000 tonnes of waste in total referred to in the application) - £2,000 and Table 1 Part A paragraph (b) (iii) - £1,600. The application charge payable in this case would be £2,000.

Example 3

2.14 An application is made to authorise the treatment for the purpose of de-polluting end-of-life vehicles. The ELVs contain special/hazardous waste. The fee and charge would be calculated in accordance with Table 6. The application fee would be £530 and the subsistence charge (**paragraph 2.3**) would be £200. The total charge payable in this case would be £730.

2.15 **Paragraph 3(4)** The effect of **paragraph 3(4)** is that where a site licence authorises both the treatment and the keeping of controlled waste only one charge is payable; and the application charge is the higher of the charges determined in accordance with Table 1 and 2. However, separate charges are payable where a site licence also authorises the keeping and disposal of other types of special/hazardous waste; the treatment and disposal of waste; or a waste management licence and a mobile plant licence are issued to the same person (i.e. where the person occupying the land in the case of a site licence and the operator of the plant in the case of a mobile plant licence are the same person).

Example 4

- 2.16 An application is made to authorise the treatment for the purpose of recycling of 4,000 tonnes of special/hazardous waste and for the keeping for the purpose of recycling at a site, which is not a civic amenity site nor the site of production of the waste, of 10,000 tonnes of special/hazardous waste. The charge payable in respect of the treatment is calculated by reference to Table 1 Part A paragraph (a) (i) - £1,250. The charge for keeping the waste is calculated in accordance with Table 2 Part C paragraph (a) (ii) - £1,100. The charge payable on the application is the higher of £1,250 and £1,100 i.e. £1,250.
- 2.17 **Paragraph 3(5)**. The effect of **Paragraph 3(5)** is to provide that where a site licence authorises both the keeping and disposal of waste by burning in an incinerator only one charge is payable, and that charge is to be determined in accordance with Part B of Table 3. (The only incinerators subject to control under the Waste Management Licensing Regulations (NI) 2003 are those which burn ≤ 50 kilograms per hour of waste and which are exempt incinerators for the purposes of the Integrated Pollution Prevention and Control Regulations (NI) 2003)
- 2.18 **Paragraph 3(6)**. The effect of **paragraph 3(6)** is to provide that where a site licence authorises both the keeping and disposal of dead domestic pets only one charge is payable; and that charge is to be determined in accordance with Part A or, as the case may be, Part B of Table 3. For example, where a site licence authorises the keeping and disposal of waste at a pet cemetery the charge would be determined in accordance with Part A of Table 3; and where it authorises the keeping and disposal of waste at a pet crematorium the charge would be determined in accordance with part B of Table 3.

SURRENDER APPLICATIONS

2.19 **Treatment or keeping** Article 13 of the 1997 Order sets out the requirements relating to the surrender of licences; and Article 15 of the 1997 Order requires an application by a site licence holder² to be accompanied by the appropriate fee. Where the site licence authorises the treatment or keeping of controlled waste, the surrender fee is determined by the descriptions of waste which the licence authorises for that purpose; and the amount of waste is not a factor (Annex A: Tables 1 and 2). It is the applicant's responsibility to ensure that the correct charge is paid.

2.20 **Disposal** In these circumstances, the surrender fee is determined by both the description of waste and the amount of waste (Annex A: Table 3 Part B and Table 4). The "amount of waste" in the context of Table 4 means:

- the aggregate amount in tonnes of waste disposed of at the site under the licence, whether before or after the relevant appointed day for licences, or by virtue of a resolution under Article 13 of the Pollution Control and Local Government (NI) Order 1978.

2.21 It is the applicant's responsibility to ensure that the correct fee is paid. In the following example, this would mean that where the licence holder proposes to pay a surrender fee of either £3,750 or £4,950 the licence holder must provide evidence (for example, the records of waste disposed of at the site under the terms of the licence) that the amount of controlled waste which has been disposed of under the terms of her/his licence is less than 250,000 tonnes or less than 1,000,000 tonnes respectively:

ANNEX A

TABLE 4

LICENCE FOR THE DISPOSAL OF CONTROLLED WASTE IN OR ON LAND WHERE POST CLOSURE INSPECTIONS IN RESPECT OF THE ENTIRE SITE HAVE COMMENCED

(1)	(2)	(4)
(a) Waste which only consists of special/hazardous waste	(i) <25,000 tonnes	£3,750
	(ii) ≥25,000 tonnes <1,000,000 tonnes	£4,950
	(iii) ≥1,000,000 tonnes	£6,100

TRANSFER APPLICATIONS

2.22 The 2003/04 Charging Scheme sets a standard fee of £220 for all transfer applications and under Article 14(3) of the 1997 Order this fee must accompany the application.

² In the case of mobile plant licences refer to Regulation 11 of the WML Regulations

SUBSISTENCE CHARGES

2.23 The purpose of these subsistence charges is to meet the cost to the Department of fulfilling its statutory duty under Article 16 of the 1997 Order to supervise licensed activities. In this respect, Article 16(1) places a duty on the Department to take steps needed:

- (a) for the purposes of ensuring that the activities authorised by the licence do not cause pollution of the environment or harm to human health or become seriously detrimental to the amenities of the locality affected by the activities; and
- (b) for the purpose of ensuring that the conditions of the licence are complied with.

2.24 **Paragraph 4(1)** provides that the subsistence charge is payable for any financial year during which a licence is in force and before or during which either of the following events occurs:

- (a) the commencement of whichever is the earlier of:
 - (i) the activities authorised by a licence (including a deemed licence³); or
 - (ii) the works necessary to comply with requirements which are imposed in the licence (including a deemed licence) and which are to be complied with before those activities have begun; or
- (b) a deemed licence, other than one to which **paragraph 4(1)(a)** applies, falls to be treated as a site licence or a waste management licence.

2.25 The effect of **paragraph 4(1)(a)** is to provide that a subsistence charge **is not payable** where:

- (a) the activities authorised by the licence have not begun; or
- (b) the Department has imposed requirements under Article 6(3) of the 1997 Order which are to be complied with before the activities which the licence authorises begin but the fulfilment of those requirements has not begun (i.e. any necessary preparatory works have not been started).

2.26 Article 6(10) of the 1997 Order provides that a licence continues in force until it is revoked entirely by the Department under Article 12, or its surrender is accepted under Article 13 of the 1997 Order.

2.27 **Paragraph 4(2)** provides that the subsistence charge is the aggregate of the sums shown in Table 1-6 so far as they are applicable. For example, if a licence authorises both the treatment and the disposal of waste, the charge paid by the licence holder is the aggregate of the appropriate sums shown in column (4) of tables and 3. It is “the aggregate of the sums shown” because a separate charge is payable by the licence holder for each activity authorised by the licence. However, the provisions set out in **paragraphs 4(3) to (10)** of the 2003/04 Charging Scheme may also affect the amount of the charge paid.

³ Article 47(2) of the WML Regulations. See Interpretations Page 19

- 2.28 **Paragraph 4(3)** has the same effect in relation to the subsistence charge as **Paragraph 3(3)** has in relation to the payment of charges for applications. See Examples 1-4 on pages 7-8.
- 2.29 **Paragraphs 4(4),(5) and (6)** have the same effect in relation to the subsistence charge as **paragraphs 3(4), (5) and (6)** of the 2003/04 Charging Scheme have in relation to the payment of charges for applications.
- 2.30 **Paragraph 4(7)** provides that, where either the activities authorised by the licence or any preparatory works required begin after the first day of any financial year, the subsistence charge is reduced proportionately **on a daily basis**. Licence holders should notify the Department in advance of the intention to commence activities or preparatory works.
- 2.31 **Paragraph 4(8)** provides that where more than one site licence is held by the same person then, in specified circumstances, only one subsistence charge is payable in respect of those licences. The subsistence charge payable in those circumstances is whichever is the lower of the equivalent to the subsistence charge which would have been payable if all the waste to which those licences relate had been the subject of a single licence, or the aggregate of the fees calculated for each licence separately. The specified circumstances are where:
- (a) a subsistence charge is payable for each of the licences in respect of which either the activities authorised by the licence or any required preparatory work has begun;
 - (b) the land specified in each of the licences adjoins the area specified in one or more of the other licences (i.e. the sites are adjacent to or cover the same site as each other);
 - (c) each of the licences authorises the carrying on of the same activity in relation to the same descriptions of waste (e.g. each licence authorises the disposal of non-special/non-hazardous inert waste); and
 - (d) none of the licences falls within Table 4 of the 2003/04 Charging Scheme (i.e. a site where the post closure inspections in respect of the entire site have commenced).
- 2.32 **Paragraph 4(10)** makes it clear that sites separated by a highway are to be treated as adjoining for the purpose of **paragraph 4(8)** of the 2003/04 Charging Scheme.

AUTHORISED TREATMENT FACILITIES (ATFs)

- 2.33 Regulation 26 of the WML Regulations makes provision for the granting of licences for the storage or treatment of end-of-life vehicles. The application fee and subsistence charge payable, is set out in Table 6. **Paragraph 2.3** lists the basic factors the Department will require when determining the charge to be set for ATF licence applications.

2.34 Schedule 2 Part I (45) of the WML Regulations makes provision for the granting of an exemption for those storing and/or treating depolluted end-of-life vehicles. Exemptions are dealt with separately in Section 4.

MOBILE PLANT LICENCES

2.35 In the case of mobile plant licences, one subsistence charge and one charge for each type of application is prescribed in the 2003/04 Charging Scheme.

WHEN IS THE CHARGE DETERMINED?

2.36 The subsistence charge is an annual charge which is payable in respect of the financial year during which a licence is in force. The amount of the charge is determined by the activities, descriptions of waste and the amounts of waste authorised by the licence on the first day of the financial year to which it relates and the charge is payable by the person holding the licence on that date. However, changes which affect these factors may occur after the commencement of the financial year and these will be reflected in the charge payable in the following financial year.

WHAT IS THE EFFECT OF THE LICENCE BEING REVOKED, MODIFIED OR SUSPENDED?

2.37 **Paragraph 4(11)** Under Article 12 of the 1997 Order the Department may suspend a licence in so far as it authorises the carrying on of the activities specified in the licence or such of them as the authority specifies in suspending the licence or revoking the licence either partially or entirely. Article 15(6) of the 1997 Order provides that where it appears to the Department that any charges due and payable in respect of the subsistence of a licence have not been paid, it may, revoke the licence to the extent that it authorises the carrying on of an activity. There is no provision for the Department to suspend, partially suspend or partially revoke a licence where the licence holder has failed to pay the subsistence charges due.

2.38 Before taking action to revoke a licence, the Department will serve a notice in writing on the holder of the licence demanding payment within 28 days after the service of the notice of any charges due and payable in respect of the subsistence of a licence. The Department will allow 28 days to expire before taking further action to revoke the licence.

2.39 The notice which is served demanding the payment of any charges will state:

- (a) that the licence may be revoked if the charges are not paid within 28 days after the service of the notice; and
- (b) the effect of revocation.

2.40 Revocation of a licence under Article 15 (6) of the 1997 Order will be effected by the service of a notice of revocation on the holder of the licence. A notice of revocation will set out the reason for the revocation and the date and time at which it will take effect.

2.41 **Paragraph 4(11)** removes any doubt which there might otherwise have been about this issue providing that in calculating the subsistence charge no account is to be taken of the fact that the licence has been suspended or revoked.

2.42 **Paragraph 4(11)** further provides that in calculating the subsistence charge no account is to be taken of any modification or transfer of the licence which takes effect after the first day of the financial year to which the charge relates.

2.43 Any revocation or modification may affect the subsistence charge payable in subsequent years. If, for example, the total quantities of waste permitted to be accepted at the site is increased during the course of a financial year it will be the revised amount of waste that determines the charge in the subsequent financial year. Table 4 does not automatically apply where the activities authorised by the licence have been revoked.

WHEN IS THE CHARGE DUE?

2.44 **Paragraph 4(12)** sets out the dates on which the subsistence charge becomes due. These dates are as follows:

- (a) where either the authorised activity or, if more than one, any of them, or any required preparatory work begins on or after **, the date when that event occurs (licence holders should notify the Department that they intend to commence the activities or preparatory work in advance);
- (b) in any other case, on **; and
- (c) **subsequently** on 1 April in the financial year to which the charge relates.

2.45 **Where a subsistence charge which is due has not been paid by the due date, revocation under Article 15(6) of the 1997 Order is at the Department's discretion. There is no right of appeal against such revocation.**

NOTICE TO BE GIVEN BY THE DEPARTMENT

2.46 **Paragraph 4(13)** requires the Department to serve notice in writing on the holder of the licence stating:

- (a) the date on which the subsistence charge will be due or, where neither the authorised activities nor any required preparatory has begun, that the subsistence charge will be due on the commencement of whichever is the earlier of the authorised activities or any required preparatory work;
- (b) the amount of the subsistence charge applicable to **the whole of the financial year**
- (c) in relation to a site licence:
 - (i) the description of activities;
 - (ii) the description of waste; and
 - (iii) the amounts of waste

as shown in the appropriate Table by reference to which the amount of the charge has been calculated.

2.47 **Paragraph 4(14)** provides that if the notice is served after the due date set out in **paragraph 4(12)** the subsistence charge is not payable until the date of service of the notice. However, it should be noted that **paragraph 4(14)** does not in any way affect the amount of the subsistence charge which the licence holder is required to pay. Regardless of when the notice is served, the period for which the subsistence charge is payable is determined by **paragraphs 4(1) and (7)**.

SURRENDER OF A LICENCE

2.48 **Paragraph 4(15)** provides that where a licence is surrendered during the course of a financial year there will be no refund of the subsistence charge in any case in which a site licence is surrendered under Article 13 of the 1997 Order. A licence is only surrendered upon the issuing of a certificate of completion by the Department. This provision is subject to the full payment of the initial subsistence charge.

WHO IS LIABLE TO PAY THE CHARGE?

2.49 Applications for:

- a) the grant of a licence;
- b) the modification of the conditions of a licence;
- c) the surrender of a licence; or
- d) the transfer of a licence;

must be accompanied by the prescribed charge payable under Article 15(2) of the 1997 Order. The charges are paid for the Department's consideration of duly made applications. There is no refund of the charge in the event of a duly made application being rejected by the Department.

THE TABLES

2.50 The fees and charges to be paid by applicants and licence holders to the Department are set out in Tables 1-6 of Annex A to the 2003/04 Charging Scheme. Each of the activities which may be authorised by a waste management licence is separately dealt with in Tables 1-6 in the following way:

ANNEX A

CHARGES

Licence for the treatment of controlled waste in or on land	Table 1
Licence for the keeping of controlled waste in or on land.....	Table 2
Licence for the disposal of controlled waste in or on land.....	Table 3
Licence for the disposal of controlled waste in or on land where post closure inspections in respect of the entire site have commenced.....	Table 4
Mobile plant licence.....	Table 5
ATFs.....	Table 6

DEFINITIONS

2.51 Terms used in the 2003/04 Charging Scheme have the same meaning as those defined for the purposes of Regulation 1(3) of the WML Regulations. **Paragraph 2(2)** also defines certain terms for the purpose of the 2003/04 Charging Scheme and the following terms are used in the Tables:

- Table 1** (a) & (b) **“treatment”** means when it is subjected to any process, including making it reusable.
- Table 2** (a) **“building or demolition waste”** means waste arising from works of construction (including improvement, repair or alteration) or demolition, including waste arising from work preparatory thereto.
- Table 2** (b) **“civic amenity site”** means a place provided by virtue of Article 22(1) of the 1978 Order or Article 25(1) of the 1997 Order
- Tables 2, 3 and 4** (c) **“inert waste”** has the same meaning as the definition for the purposes of Schedule 1(2) of the WML Regulations.
- Tables 1- 6** (d) **“Special Waste”** means any waste classified as special under the Special Waste Regulations (NI) 1998.
- Table 6** **“Authorised Treatment Facility”** means an establishment for the treatment of end-of-life vehicles in compliance with Article 6 of the End-of-life Vehicles Directive.

2.52 **Tables 1-4** individually define **“licence”** and **“amount of waste”** for the purposes of each Table. The **“amount of waste”** is defined in the following ways:

- Table 1** (a) “... the maximum annual amount in tonnes of waste which under the licence :–
(a) may be received at the site for treatment; or
(b) may be treated at the site where it was produced.”
- Table 2** (b) “....the maximum annual amount in tonnes of waste which under the licence :–
(a) may be received at the site for keeping; or
(b) may be kept at the site where it was produced.”
- Table 3** (c) **In Part A** (The disposal of waste other than by burning in an incinerator):
“... the maximum annual amount in tonnes of waste which under the licence:–
(a) may be received at the site for disposal; or
(b) may be disposed of at the site where it was produced.”
- (c) **In Part B** (The disposal of waste by burning in an incinerator):
“....the maximum amount in kilograms of waste which under the licence may be fed into the incinerator per hour”.

Table 4 (e) “...the aggregate amount in tonnes of waste disposed of at the site under the licence, whether before or after the relevant appointed day for licence or by virtue of a resolution under Article 13 of the Pollution Control and Local Government (NI) Order 1978.”

2.53 **Paragraphs 3 and 4.** The total amount of waste actually disposed of at a site is a determination factor only in the case of the surrender charges and subsistence charges for licences authorising the disposal of waste where the post closure inspections in respect of the entire site have commenced (Table 4).

Tables 3 and 4

Licence for disposal of controlled waste in or on land

2.54 On landfill sites there is likely to be a significant period between the completion of the operational phase of the site and the point at which the Department issues a certificate of completion under Article 13(8) of the 1997 Order. During this period the level of inspection and monitoring required will be significantly less than that required for active sites. In making the 2003/04 Charging Scheme the Department has recognised this reduced level of inspection and monitoring in setting the subsistence charges for the disposal of controlled waste in or on land. Under Table 4 a reduced fee is payable in respect of licences for the disposal of controlled waste in or on land where post closure inspections in respect of the entire site have commenced. It is the reduced level of inspections by the Department and not an activity that occurs at the site, for example the temporary cessation of receipt of waste, that results in the lower fee becoming payable. The lower subsistence charge which is proposed in such circumstances would not come into force for at least 12 months after the post closure inspections for the entire site have commenced. ‘Post closure inspections’ has not been defined by the 2003/04 Charging Scheme and will be dependent upon particular circumstances.

2.55 That recognition is given effect by paragraph 2 of Table 3 and paragraph 1 of Table 4 of the 2003/04 Charging Scheme. For example, the definition of “licence” in paragraph 1 of Table 4 provides that the lower subsistence charge in column (3) of that Table applies only where:

- (a) the licence has been revoked under Articles 12(3) or 16(5) (a) of the 1997 Order so far as it authorises the disposal of controlled waste, subject to requirements which continue to bind the licence holder: or
- (b) the post closure inspections for the entire site have commenced before the commencement of the financial year immediately preceding the financial year to which the charge relates.

Table 5

Mobile plant licence

2.56 Part II of the 1997 Order makes provisions for Regulations to prescribe descriptions of plant which are to be treated as being, or not being, mobile plant. Regulation 11 of

the WML Regulations defines plant to be treated as mobile plant for the purposes of Part II of the 1997 Order. These are:

- (a) an incinerator which is an exempt incinerator for the purposes of Section 5.1 of Schedule 1 to the Industrial Pollution Control (Prescribed Processes and Substances) Regulations (NI)1998 or Section 5.1 of Schedule 1 to the Pollution Prevention and Control Regulations (NI) 2003;
- (b) plant for:
 - (i) the recovery, by filtration or heat treatment, of waste oil from electrical equipment;
 - (ii) the destruction by dechlorination of waste polychlorinated byphenyls or terphenyls (PCBs or PCTs);
 - (iii) the collection or storage of a controlled substance from any waste product, installation or equipment.
- (c) plant for the vitrification of waste;
- (d) plant for the treatment of clinical waste;
- (e) plant for the treatment of waste soil;
- (f) plant for the dewatering of muds, sludges, soils and dredgings;
- (g) plant for the treatment by lime stabilisation of sludge;
- (h) plant for the treatment of contaminated material, substances or products, for the purpose of remedial action with respect to land or a waterway.

SECTION 3

THE WASTE MANAGEMENT CHARGING (NORTHERN IRELAND) SCHEME 2003/2004

The Department in exercise of its powers under Article 15(2) of the Waste and Contaminated Land (NI) Order 1997, hereby makes the following scheme:

CITATION, EXTENT, COMMENCEMENT

1 (1) This Scheme may be cited as the Waste Management Charging (Northern Ireland) Scheme 2003/2004.

(2) This Scheme shall come into operation on **.

INTERPRETATION

2. In this Scheme:

“**the Order**” means the Waste and Contaminated Land (NI) Order 1997

“**the 1978 Order**” means the Pollution Control and Local Government (NI) Order 1978;

“**the Regulations**” means the Waste Management Licensing Regulations (NI) 2003;

“**application charge**” means the charge payable in respect of an application for a licence under Article 15 of the 1997 Order;

“**authorised treatment facility**” means any establishment or undertaking carrying out the treatment of end-of-life vehicles in compliance with Article 6 of the End-of-Life Vehicles Directive;

“**building or demolition waste**” means waste arising from works of construction (including improvement, repair or alteration) or demolition, including waste arising from work preparatory thereto;

“**civic amenity site**” means a site as defined in Schedule 1(2) of the WML regulations;

“**deemed licence**” means an existing disposal licence or Article 13 Resolution which falls to be treated as a site licence by virtue of its status as set out under Article 47 (2) of the WML Regulations;

“**end-of-life vehicle**” has the same meaning as in the End-of-Life Vehicles Directive 2000/53/EC.

“**financial year**” means the twelve months ending on 31 March;

“**holder**” means the person liable to pay any charges due and payable in respect of the subsistence of that licence;

“**inert waste**” as pursuant to Schedule 1 (2) of the WML Regulations;

“**modification charge**” means the charge payable in respect of an application by the licence holder under Article 10 of the 1997 Order;

“**relevant application**” means an application in respect of a licence for the modification of the conditions of the licence, an application to surrender the licence or an application for the transfer of the licence;

“**special waste**” means waste for which provision is made by Regulation 2 of the Special Waste Regulations (NI) 1998;

“**subsistence charge**” means the charge payable in respect of the subsistence of a licence;

“surrender charge” means the charge payable in respect of an application by the licence holder under Article 13 of the 1997 Order to surrender his licence;

“transfer charge” means the charge payable in respect of an application under Article 14 of the 1997 Order for the transfer of a licence; and

“treated” means when it is subjected to any process, including making it reusable.

PRESCRIBED CHARGE FOR APPLICATIONS

3. (1) The charge payable in respect of an application for a licence or a relevant application in respect of a licence shall be the aggregate of the sums shown in Tables 1 to 6 (so far as applicable), subject to the following provisions of this paragraph.
- (2) The charge in respect of an application for a licence or a modification of the conditions of a licence shall be determined by reference to the descriptions of activities, waste and amount of waste specified or referred to in the application; and references in this Scheme to the activities authorised by a licence, the description of waste and the amount of waste shall be construed accordingly.
- (3) Where a site licence related to activities falling within more than one Part of a Table or, as the case may be, to descriptions of waste falling within more than one paragraph of column (1) of a Table, the applicable charge shall, subject to sub-paragraphs (4) to (6), be the highest of the charges deriving from each of those Parts or paragraphs calculated on the basis of the total amount of waste (of whatever description) intended to be subject under the site licence to the activity or activities specified within the Table in question.
- (4) Where a site licence authorises both the treatment and the keeping of waste, the charge in respect of both activities shall be the higher of the charges determined in accordance with Table 1 and Table 2.
- (5) Where a site licence authorises both the keeping and disposal of waste by burning in an incinerator, the charge in respect of both activities shall be determined in accordance with part B of Table 3.
- (6) Where a site licence authorises both the keeping and disposal of dead domestic animals, the charges in respect of both activities shall be determined in accordance with Part A, or as the case may be, Part B of Table 3.

SUBSISTENCE CHARGE

- 4 (1) The subsistence charge shall be payable for any financial year during which a licence is in force and before or during which either of the following events occurs:
 - (a) the commencement of:
 - (i) the activities authorised by a licence (including a deemed licence), or
 - (ii) the works necessary to comply with requirements which are imposed in the licence (including a deemed licence) and which are to be complied with before those activities have begun, whichever is the earlier;
 - or
 - (b) a deemed licence (other than one to which sub-paragraph (a) applies) falls to be treated as a site licence or a waste management licence.

- (2) The subsistence charge shall, subject to sub-paragraphs (3) to (10) below, be the aggregate of the sums shown in Tables 1 to 6 (so far as applicable).
- (3) Where a site licence relates to activities falling within more than one Part of a Table or, as the case may be, to descriptions of waste falling within more than one paragraph of column (1) of a Table, the subsistence charge shall be the highest of the sums deriving from each of those Parts or paragraphs calculated on the basis of the total amount of waste (of whatever description) intended to be subject under the site licence to the activity or activities specified within the Table in question.
- (4) Where a site licence authorises both the treatment and the keeping of waste, the subsistence charge in respect of both activities shall be the higher of the sums deriving from Table 1 and Table 2.
- (5) Where a site licence authorises the keeping and disposal of waste by burning in an incinerator, the subsistence charge in respect of both activities shall be determined in accordance with Part B of Table 3.
- (6) Where a site licence authorises both the keeping and disposal of dead domestic pets, the subsistence charge in respect of both activities shall be determined in accordance with Part A or, as the case may be, Part B of Table 3. No subsistence charge shall be levied in the case of a site licence where no charge is made for the disposal of dead domestic pets and the disposal facility is not run as a business.
- (7) Where either of the events referred to in sub-paragraph (1) occurs after the first day of any financial year the subsistence charge shall be reduced proportionately on a daily basis.
- (8) Where more than one site licence is held by the same person and:
 - (a) a subsistence charge applies for each of those licences under sub-paragraph (1);
 - (b) the land specified in each of those licences adjoins the area specified in one or more of the other licences;
 - (c) each of those licences authorises the carrying on of the same activity in relation to the same descriptions of waste; and
 - (d) none of those licences falls within Table 4 (licence for disposal of controlled waste where disposal operations have ceased);only one subsistence charge is payable in respect of those licences, which shall be calculated in accordance with sub-paragraph (9) below.
- (9) For the purposes of sub-paragraph (8) above, the subsistence charge payable in respect of those licences shall be whichever is the lower of:
 - (a) the equivalent to the subsistence charge which would be payable if all the waste to which those licences relate had been the subject of a single licence; or
 - (b) the aggregate of the subsistence charges calculated for each licence separately.

- (10) For the purposes of sub-paragraph (8) above, land specified in one of the licences shall be treated as adjoining land specified in another of the licences notwithstanding that the areas of land are separated by a highway.
- (11) In calculating the subsistence charge no account shall be taken of the fact that the licence has been suspended or revoked or any modifications or transfer of the licence which takes effect after the first day of the financial year to which the charge relates.
- (12) Subject to sub-paragraphs (13) and (14) below, the subsistence charge shall be due:
- (a) where either of the events referred to in sub-paragraph (1) occurs on or after 1 April 2004, the date when that event occurs;
 - (b) in any other case, on 1 April 2004;
- and thereafter on 1 April in the financial year to which the charge relates.
- (13) The Department shall serve notice in writing on the holder of the licence stating:
- (a) the date on which the subsistence charge will be due;
 - (b) the amount of the subsistence charge;
 - (c) in relation to a site licence, the descriptions of activities, waste and amounts of waste shown in the appropriate Table by reference to which the amount of the charge has been calculated.
- (14) Where the notice required by sub-paragraphs (13) is served after the date specified in sub-paragraph (12), the subsistence charge shall not be payable until the date of service of the notice.
- (15) where a licence is surrendered during the financial year, there will be no refund of the subsistence charge.

LIABILITY TO PAY THE CHARGES

- 5 (1) The persons set out below shall be liable to pay the charges payable under this Scheme:
- (a) in respect of an application for a licence, a relevant application or an application referred to in paragraph 5 of this Scheme, the person making that application;
or
 - (b) in respect of the subsistence charge, the holder of the licence in respect of which the charge is payable.

- (2) Charges under this Scheme shall be levied in accordance with Article 15 of the 1997 Order. Once full cost recovery is achieved under the Scheme, annual increments related to the retail price index will be applied. The retail price index will be based on its value on 30 September for application on 1 April following.
- (3) The Department reserves the right to increase charges to recover costs fully as necessary and in order to fulfil its statutory duties.

SECTION 4: CHARGES IN RESPECT OF REGISTRATION OF EXEMPTIONS, WASTE CARRIERS AND WASTE BROKERS.

REGISTRATION OF EXEMPTIONS UNDER PART 1 OF SCHEDULE 2 OF THE WASTE MANAGEMENT LICENSING REGULATIONS (NI) 2003

4.1 Part 1 of Schedule 2 of the WML Regulations lists those activities which are exempted under regulation 17 of the Regulations. Exemptions are **only** effective when the activity fully meets regulation 17 and where applicable regulations 18 to 20. One of the conditions of registration as exempt is that a registration charge is paid when making the application. When making an application to register an exemption, the establishment or undertaking will be required to pay an annual fee of £530 or a three yearly fee of £730, depending on the nature of the waste activity, in respect of each place where the exempt activity is carried on. **Annex B, Table 1** sets out the charges for registration and the annual/three yearly charge.

4.2 In Table 1 exempt activities which are listed as having no annual or three yearly fee do not require to formally register with the Department.

Example 1

4.3 A person applies for an exemption to authorise the secure storage of specified wastes destined for recovery (Paragraph 17). The amount complies with the quantity stated in Table 7 of Schedule 2 of the WML Regulations. The activity is listed in column 1(a) and a three yearly fee of £730 is shown in column 3 (a) of **Annex B, Table 1**.

Example 2

4.4 An application is made by an operator to store and treat a maximum of 40 depolluted end-of-life vehicles per week in compliance with Paragraph 45 of Schedule 2 of the WML Regulations. The activity is listed in column 1(b) and an annual fee of £530 is shown in column 2(b) of **Annex B, Table 1**.

Example 3

4.5 A company wishes to compact and bale cardboard on the site where the waste was produced in compliance with Paragraph 27 of the WML Regulations. In this instance the exemption does not require to be registered with the Department or to submit a fee. This exemption is shown in column 1(c) and column 2 and 3 of **Annex B, Table 1**.

CHARGES FOR CARRIER APPLICATIONS, BROKER APPLICATIONS, RENEWAL APPLICATIONS AND JOINT CARRIER/BROKER APPLICATIONS

Controlled Waste Carrier Applications

- 4.6 Regulation 4(8) of the Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations (NI) 1999 makes provision for charges in respect of a person as a carrier of controlled waste. A charge is also prescribed for the three yearly renewal of a waste carrier registration. The charges payable in respect of a carrier application and a carrier renewal application is currently £120 and £60 respectively as shown in **Annex B, Table 2**.
- 4.7 If a registered carrier wishes to apply to the Department to also be registered as a waste broker the charge payable is £30 as shown in **Annex B, Table 2**.

Controlled Waste Broker Application

- 4.8 Paragraph 3(11) of schedule 4 of the WML Regulations makes provision for charges in respect to the registration of a person as a broker of controlled waste. A charge is also prescribed for the three yearly renewal of a waste broker registration. The charge payable in respect of a broker application and broker renewal application will be £120 and £60 respectively as shown in **Annex B, Table 2**.
- 4.9 If a registered broker wishes to apply to the Department to also be registered as a waste carrier, the charge payable is £30 as shown in **Annex B, Table 2**.

Joint Carrier/Broker Application

- 4.10 The Department has a combined application form for a carrier and/or broker registration. If a person wishes to apply to become a registered carrier and broker s/he may do so using the same form and the total charge payable will be £120. Similarly if the person wishes to renew their carrier and broker registration, s/he may do so using the same form and the total amount payable will be £60 as shown in **Annex B, Table 2**.

INTERPRETATION

- 4.11 “**broker application**” means an application for the registration as a broker of controlled waste made pursuant to paragraph 3(11) of Schedule 4 Of the WML Regulations;
- “**broker renewal application**” means an application for the renewal of a registration as a broker of controlled waste made pursuant to Schedule 4 of the WML Regulations;
- “**carrier application**” means an application for the registration as a carrier of controlled waste made pursuant to the Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations (NI) 1999; and
- “**carrier renewal application**” means an application for the renewal of a registration as a carrier of controlled waste made pursuant to the Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations (NI) 1999.

ANNEX A: WASTE REGULATION

TABLE 1 : Waste Management Licensing 2003/04 Charges

1. In this table –

“Licence” means a site Licence which authorises, or which if granted or modified in accordance with the application will authorise, the treatment of controlled waste; and

“amount of waste” means the maximum annual amount in tonnes of waste which under the Licence:

- (a) may be received at the site for treatment; or
- (b) may be treated at the site where it was produced.

2. This table has the following parts:

Part	Activity Authorised by Licence
Part A	The treatment of Waste for the Purposes of recycling.
Part B	The treatment of Waste for any other purpose.

ANNEX A : WASTE REGULATION

TABLE 1: Waste Management Licensing 2003/04 Charges

Part A

THE TREATMENT OF WASTE FOR THE PURPOSES OF RECYCLING

<u>Description of Waste</u>	<u>Amount of Waste</u>	<u>Application Fee (£)</u>	<u>Subsistence Charge (£)</u>	<u>Modification Fee (£)</u>	<u>Surrender Fee (£)</u>	<u>Transfer Fee (£)</u>
(a) Controlled waste which is special/hazardous waste (except bonded asbestos):-	(i) < 5000 tonnes	1,250	3,100	780	1,460	220
	(ii) ≥ 5000 tonnes < 25000 tonnes	1,600	3,950	780	1,460	220
	(iii) ≥ 25000 tonnes < 75000 tonnes	2,000	4,900	780	1,460	220
	(iv) ≥ 75000 tonnes	2,550	6,500	780	1,460	220
(b) Household or commercial waste	(i) < 5000 tonnes	1,050	1,700	590	1,180	220
	(ii) ≥ 5000 tonnes < 25000 tonnes	1,300	2,250	590	1,180	220
	(iii) ≥ 25000 tonnes < 75000 tonnes	1,600	2,550	590	1,180	220
	(iv) ≥ 75000 tonnes	2,050	3,350	590	1,180	220
(c) Other controlled waste	(i) < 5000 tonnes	750	1,000	500	890	220
	(ii) ≥ 5000 tonnes < 25000 tonnes	950	1,400	500	890	220
	(i) ≥ 25000 tonnes < 75000 tonnes	1,250	1,800	500	890	220
	(ii) ≥ 75000 tonnes	1,550	2,450	500	890	220

ANNEX A: WASTE REGULATION

TABLE 1: Waste Management Licensing 2003/04 Charges**Part B****THE TREATMENT OF WASTE FOR ANY OTHER PURPOSE**

<u>Description of Waste</u>	Amount of Waste	Application Fee (£)	Subsistence Charge (£)	Modification Fee (£)	Surrender Fee (£)	Transfer Fee (£)
(a) Controlled waste which is special/hazardous waste (except bonded asbestos)	(i) <5000 tonnes	3,550	7,950	2,150	4,000	220
	(ii) ≥5000 tonnes <25000 tonnes	4,500	10,300	2,150	4,000	220
	(iii) ≥25000 tonnes <75000 tonnes	5,450	12,555	2,150	4,000	220
	(iv) ≥75000 tonnes	7,050	16,700	2,150	4,000	220
(b) Household or commercial waste.	(i) < 5000 tonnes	1,450	2,100	950	1,700	220
	(ii) ≥ 5000 tonnes <25000 tonnes	1,900	2,700	950	1,700	220
	(iii) ≥ 25000 tonnes <75000 tonnes	2,350	3,350	950	1,700	220
	(iv) ≥ 75000 tonnes	3,050	4,450	950	1,700	220
(c) Other controlled waste	(i) < 5000 tonnes	1,300	1,350	785	1,460	220
	(ii) ≥ 5000 tonnes <25000 tonnes	1,750	1,850	785	1,460	220
	(iii) ≥ 25000 tonnes <75000 tonnes	2,000	2,450	785	1,460	220
	(iv) ≥ 75000 tonnes	2,600	3,250	785	1,460	220

ANNEX A: WASTE REGULATION

TABLE 2: Waste Management Licensing 2003/04 Charges

LICENCE FOR THE KEEPING OF CONTROLLED WASTE IN OR ON LAND

1. In this table –

“Licence” means a Site Licence which authorises, or which if granted or modified in accordance with the application will authorise the keeping of controlled waste.

“amount of waste” means the maximum annual amount in tonnes of waste which under the Licence:

- (a) may be received at the site for keeping; or
- (b) may be kept at the site where it was produced.

2. This table has the following parts

Part	Activity Authorised by Licence
Part A	The keeping of Waste for any purpose at the site where it was produced.
Part B	The keeping of Waste for the purpose of recycling at a civic amenity site.
Part C	The keeping of Waste for the purpose of recycling at a site not falling into part A or B of this table.
Part D	The keeping of Waste at a civic amenity site for a purpose other than recycling.
Part E	The keeping of Waste for any purpose other than recycling at a site not falling under part A or B of this table.

Part A THE KEEPING OF WASTE FOR ANY PURPOSE AT THE SITE WHERE IT WAS PRODUCED

(1) <u>Description of Waste</u>	(2) Amount of Waste	(3) Application Fee (£)	(4) Subsistence Charge (£)	(5) Modification Fee (£)	(6) Surrender Fee (£)	(7) Transfer Fee (£)
(a) Any controlled waste.	(i) < 500 tonnes	400	150	250	450	220
	(ii) ≥ 500 tonnes < 2500 tonnes	600	350	250	450	220
	(iii) ≥ 2500 tonnes	757	461	250	450	220

ANNEX A: WASTE REGULATION

TABLE 2: Waste Management Licensing 2003/04 Charges**Part B****THE KEEPING OF WASTE FOR THE PURPOSE OF RECYCLING AT A CIVIC AMENITY SITE**

<u>Description of Waste</u>	<u>Amount of Waste</u>	<u>Application Fee (£)</u>	<u>Subsistence Charge (£)</u>	<u>Modification Fee (£)</u>	<u>Surrender Fee (£)</u>	<u>Transfer Fee (£)</u>
(a) Controlled waste which is special/hazardous waste (except bonded asbestos)	(i) <2500 tonnes	1,100	2,100	530	1,000	220
	(ii) ≥2500 tonnes <7500 tonnes	1,350	2,700	530	1,000	220
	(iii) ≥7500 tonnes	1,700	3,550	530	1,000	220
(b) Household waste including asbestos waste from domestic property produced by the householder during the normal course of enjoying the dwelling	(i) <2500 tonnes	560	950	300	650	220
	(ii) ≥2500 tonnes <7500 tonnes	730	1,250	300	650	220
	(iii) ≥7500 tonnes	927	1,650	300	650	220
(c) Other controlled waste not covered in (a) or (b) above	(i) <2500 tonnes	927	1,400	500	900	220
	(ii) ≥2500 tonnes <7500 tonnes	1,151	1,850	500	900	220
	(iii) ≥7500 tonnes	1,487	2,450	500	900	220

ANNEX A: WASTE REGULATION

TABLE 2: Waste Management Licensing 2003/04 Charges

Part C

THE KEEPING OF WASTE FOR THE PURPOSE OF RECYCLING AT A SITE NOT COVERED BY PART A OR B OF THIS TABLE

<u>Description of Waste</u>	Amount of Waste	Application Fee (£)	Subsistence Charge (£)	Modification Fee (£)	Surrender Fee (£)	Transfer Fee (£)
(a) Controlled waste which is special/hazardous waste (except bonded asbestos)	(i) <5000 tonnes	1,000	1,700	600	1,070	220
	(ii) ≥5000 tonnes <25000 tonnes	1,100	2,100	600	1,070	220
	(iii) ≥25000 tonnes <75000 tonnes	1,350	2,700	600	1,070	220
	(iv) ≥75000 tonnes	1,750	3,550	600	1,070	220
(b) Any controlled waste not covered in (a) above	(i) <5000 tonnes	650	900	500	900	220
	(ii) ≥5000 tonnes <25000 tonnes	950	1,400	500	900	220
	(iii) ≥25000 tonnes <75000 tonnes	1,150	1,850	500	900	220
	(iv) ≥75000 tonnes	1,500	2,450	500	900	220

ANNEX A: WASTE REGULATION

TABLE 2: Waste Management Licensing 2003/04 Charges**Part D****THE KEEPING OF WASTE AT A CIVIC AMENITY SITE FOR ANY PURPOSE OTHER THAN RECYCLING**

<u>Description of Waste</u>	<u>Amount of Waste</u>	<u>Application Fee (£)</u>	<u>Subsistence Charge (£)</u>	<u>Modification Fee (£)</u>	<u>Surrender Fee (£)</u>	<u>Transfer Fee (£)</u>
(a) Controlled waste which is special/hazardous waste (except bonded asbestos)	(i) <2500 tonnes	2,550	6,900	1,350	2,200	225
	(ii) ≥2500 tonnes <7500 tonnes	3,150	9,000	1,350	2,200	225
	(iii) ≥7500 tonnes	4,000	11,950	1,350	2,200	225
(b) Household waste including asbestos waste from domestic property produced by the householder during the normal course of enjoying the dwelling.	(i) <2500 tonnes	1,150	1,250	600	1,230	225
	(ii) ≥2500 tonnes <7500 tonnes	1,450	1,650	600	1,230	225
	(iii) ≥7500 tonnes	1,800	2,200	600	1,230	225
(c) Any controlled waste not covered in (a) or (b) above.	(i) <2500 tonnes	1,750	2,750	950	1,750	225
	(ii) ≥2500 tonnes <7500 tonnes	2,300	4,000	950	1,750	225
	(iii) ≥7500 tonnes	2,950	5,300	950	1,750	225

ANNEX A: WASTE REGULATION

TABLE 2: Waste Management Licensing 2003/04 Charges**Part E****THE KEEPING OF WASTE FOR ANY PURPOSE OTHER THAN RECYCLING AT A SITE NOT COVERED BY PART A OR D OF THIS TABLE**

<u>Description of Waste</u>	Amount of Waste	Application Fee (£)	Subsistence Charge (£)	Modification Fee (£)	Surrender Fee (£)	Transfer Fee (£)
(a) Controlled waste which is special/hazardous waste (except bonded asbestos)	(i) <5000 tonnes	1,950	4,700	1,350	2,200	220
	(ii) ≥5000 tonnes <25000 tonnes	2,550	6,900	1,350	2,200	220
	(iii) ≥25000 tonnes <75000 tonnes	3,150	9,000	1,350	2,200	220
	(iv) ≥75000 tonnes	4,000	11,950	1,350	2,200	220
(b) Building or demolition waste or inert waste.	(i) <5000 tonnes	650	1,000	500	930	220
	(ii) ≥5000 tonnes <25000 tonnes	950	1,650	500	930	220
	(iii) ≥25000 tonnes <75000 tonnes	1,200	2,600	500	930	220
	(iv) ≥75000 tonnes	1,500	3,500	500	930	220
(c) Any controlled waste not covered in (a) and (b) above.	(i) <5000 tonnes	1,250	1,950	950	1,750	220
	(ii) ≥5000 tonnes <25000 tonnes	1,750	2,750	950	1,750	220
	(iii) ≥25000 tonnes <75000 tonnes	2,300	4,000	950	1,750	220
	(iv) ≥75000 tonnes	2,950	5,300	950	1,750	220

ANNEX A: WASTE REGULATION

TABLE 3: Waste Management Licensing 2003/04 Charges

LICENCE FOR THE DISPOSAL OF CONTROLLED WASTE IN OR ON LAND

1. In this table –

“Licence” means a site Licence which authorises, or which if granted or modified in accordance with the application will authorise, the disposal of controlled waste; and

“incinerator” means an incinerator which is an exempt incinerator for the purposes of Section 5.1 of Schedule 1 to the Industrial Pollution Control (Prescribed Processes and Substance) Regulations (NI) 1998 or Section 5.1 of Schedule 1 of the Pollution Prevention and Control Regulations (NI) 2003

“amount of waste” in Part A means the maximum annual amount in tonnes of waste which under the Licence:

- (a) may be received at the site for disposal; or
- (b) may be disposed of at the site where it was produced.

“amount of waste” in Part B means the maximum annual amount in kilograms of waste which under the Licence may be fed into the incinerator per hour.

2. In Part A column (4) (the subsistence charge) does not apply where:

- (a) the Licence has been revoked under Article 15 (6) of the Waste and Contaminated Land (NI) Order 1997 in so far as it authorises the disposal of controlled waste subject to requirements which continue to bind the Licence holder; or
- (b) post closure inspections in respect of the entire site began before the commencement of the financial year immediately preceding the financial year to which the charge relates.

3. This table has the following parts

Part Activity Authorised by Licence

- Part A The disposal of Waste other than burning in an incinerator.
- Part B The disposal of Waste by burning in an incinerator.

ANNEX A: WASTE REGULATION

TABLE 3: Waste Management Licensing 2003/04 Charges**Part A****THE DISPOSAL OF WASTE OTHER THAN BY BURNING IN AN INCINERATOR**

<u>Description of Waste</u>	<u>Amount of Waste</u>	<u>Application Fee (£)</u>	<u>Subsistence Charge (£)</u>	<u>Modification Fee (£)</u>	<u>Transfer Fee (£)</u>
(a) Special/hazardous waste (except bonded asbestos).	(i) <25000 tonnes	4,120	6,000	2,470	220
	(ii) ≥25000 tonnes <75000 tonnes	6,300	11,300	2,470	220
	(iii) ≥75000 tonnes	7,900	15,000	2,470	220
(b) Any combination of special/hazardous waste (except bonded asbestos).	(i) <25000 tonnes	5,000	8,000	3,110	220
	(ii) ≥25000 tonnes <75000 tonnes	8,300	16,150	3,110	220
	(iii) ≥75000 tonnes <150000 tonnes	10,500	21,500	3,110	220
	(iv) ≥150000 tonnes	14,550	31,750	3,110	220
(c) Any inert waste not covered in (a) or (b) above.	(i) <5000 tonnes	1,050	2,000	900	220
	(ii) ≥5000 tonnes <25000 tonnes	1,450	2,900	900	220
	(iii) ≥25000 tonnes <75000 tonnes	2,100	4,800	900	220
	(iv) ≥75000 tonnes	2,650	6,400	900	220
(d) Any industrial waste not covered in (a) and (c) above.	(i) <25000 tonnes	2,400	4,000	1,300	220
	(ii) ≥25000 tonnes <75000 tonnes	3,300	6,400	1,300	220
	(iii) ≥75000 tonnes	4,050	8,500	1,300	220
(d) Burial of dead domestic pets by establishment or undertaking	(i) > 0 tonnes	250	150	100	220
(f) Any controlled waste not falling in (a) to (e) above.	(i) <25000 tonnes	3,850	5,900	2,080	220
	(ii) ≥25000 tonnes <75000 tonnes	5,050	8,900	2,080	220
	(iii) ≥75000 tonnes	6,200	11,850	2,080	220

ANNEX A: WASTE REGULATION

TABLE 3: Waste Management Licensing 2003/04 Charges

Part B

THE DISPOSAL OF WASTE BY BURNING IN AN INCINERATOR

<u>Description of Waste</u>	Amount of Waste	Application Fee (£)	Subsistence Charge (£)	Modification Fee (£)	Surrender Fee (£)	Transfer Fee (£)
(a) Any controlled waste.	≤ 50 kilograms	850	850	330	250	220

ANNEX A: WASTE REGULATION

TABLE 4: Waste Management Licensing 2003/04 Charges

LICENCE FOR THE DISPOSAL OF CONTROLLED WASTE IN OR ON LAND WHERE POST CLOSURE INSPECTIONS IN RESPECT OF THE ENTIRE SITE HAVE COMMENCED

1. In this table –

“Licence” means a Site Licence which authorises the disposal of controlled waste, where:

(b) in the case of the subsistence charge:

(i) the Licence has been revoked under Article 15(6) of the waste and Contaminated Land (NI) order 1997 so far as it authorises the disposal of controlled waste, subject to requirements which continue to bind the Licence holder; or

(ii) post closure inspections in respect of the entire site began before the commencement of the financial year immediately preceding the financial year to which the charge relates:

“amount of waste” in Part A means the aggregate amount in tonnes of waste disposed of at the site under Licence, whether before or after the relevant appointed day for Licences or by virtue of a Article 13 Resolution

(1) Description of Waste	(2) Amount of Waste	(3) Subsistence Charge (£)	(4) Surrender Fee (£)	(5) Modification Fee (£)	(6) Transfer Fee (£)
(a) Special/hazardous waste (except bonded asbestos).	(i) <250000 tonnes (ii) ≥250000 tonnes <1000000 tonnes (iii) ≥1000000 tonnes	700 900 1,150	3,750 4,950 6,100	2,470 2,470 2,470	220 220 220
(b) Any combination of special/hazardous waste (except bonded asbestos).	(i) <250000 tonnes (ii) ≥250000 tonnes <1000000 tonnes (iii) ≥1000000 tonnes < 2500000 tonnes (iv) ≥2500000 tonnes	750 1,050 1,250 1,700	3,950 5,150 6,400 7,900	3,110 3,110 3,110 3,110	220 220 220 220
(c) Any inert waste not covered in (a) or (b) above.	(i) <50000 tonnes (ii) ≥50000 tonnes <250000 tonnes (iii) ≥250000 tonnes <1000000 tonnes (iv) ≥1000000 tonnes	250 350 450 600	1,050 1,250 1,700 2,150	930 930 930 930	220 220 220 220
(d) Any industrial waste not covered in (a) and (c) above.	(i) <250000 tonnes (ii) ≥250000 tonnes <1000000 tonnes (iii) ≥1000000 tonnes	450 650 850	2,650 3,650 4,550	1,300 1,300 1,300	220 220 220
(e) Burial of dead domestic pets by establishment or undertaking	(i) > 0 tonnes	150	300	100	220
(f) Any controlled waste not covered in (a) to (e) above.	(i) <250000 tonnes (ii) ≥250000 tonnes <1000000 tonnes (iii) ≥1000000 tonnes	600 800 1,050	3,400 4,400 5,300	2,080 2,080 2,080	220 220 220

Note:

The fees shown in column (5) and (6) of this table duplicate the fees shown in columns (5) and (6) of Part A of Table 3.

ANNEX A: WASTE REGULATION

TABLE 5: Waste Management Licensing 2003/04 Charges

MOBILE PLANT LICENCE

(1) Application Fee (£)	(2) Subsistence Charge (£)	(3) Modification Fee (£)	(4) Transfer Fee (£)
850	5,200	1,040	220

ANNEX A: WASTE REGULATION

TABLE 6: Waste Management Licensing 2003/04 Charges - Authorised Treatment Facilities for the depollution of End-of-Life Vehicles.

<u>Description</u>	Amount £
Application Fee	530
Annual Inspection Fee	200

ANNEX B: WASTE REGULATION

TABLE 1: 2004/04 Fees/Charges for Registration of Exemptions, Annual Fee and Three Yearly Fee for Certain Activities

<p align="center"><u>Description of Activity</u> (See Paragraph in Schedule 2 of Waste Management Licensing Regulations)</p>	<p align="center">Annual Fee</p>	<p align="center">Three Yearly</p>
<p>1,2, 3, 4, 5, 6, 7, 8, 12, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 26, 28, 29, 30, 31, 34, 36, 40, 44</p>	<p align="center">None</p>	<p align="center">£730</p>
<p>9, 10, 11, 13, 19, 45, 46, 47</p>	<p align="center">£530</p>	<p align="center">None</p>
<p>27, 32, 33, 35, 37, 38, 39, 41, 42, 43</p>	<p align="center">None</p>	<p align="center">None</p>

ANNEX B: WASTE REGULATION

TABLE 2: 2003/04 Charges for Registration of Waste Carriers, Renewal Fee, Registration of Waste Brokers, Renewal Fee for 2003/2004

<u>Description</u>	<u>Amount</u>
	<u>£</u>
Application for Registration - Carrier	120
Application for Registration - Broker	120
Application for Registration - Joint	120
Application for Renewal - Carrier	60
Application for Renewal - Broker	60
Application for Renewal - Joint	60
Brokers Application from Registered Carrier	30
Carriers Application from Registered Broker	30