



THE WASTE MANAGEMENT EXEMPTIONS (SCOTLAND) SCHEDULE 1 FEES AND CHARGES SCHEME 2013

The Scottish Environment Protection Agency, in exercise of its powers under Section 41 of the Environment Act 1995, in accordance with Section 42 thereof HEREBY with the approval of the Scottish Ministers, makes the following scheme of fees and charges.

1. CITATION, EXTENT, COMMENCEMENT

- 1.1 This Scheme shall be cited and referred to as the Waste Management Licensing (Scotland) Schedule 1 (Paragraphs 7, 8(2), 9, 10, 12, 19, 42, 46 and 47) Fees and Charges Scheme 2013 ("the Scheme").
- 1.2 This Scheme shall apply to Scotland only and shall come into force on 1st April 2013.
- 1.3 The Waste Management Licensing (Scotland) Schedule 1 (Paragraphs 7, 8(2), 9, 10, 12, 19, 46 and 47) Fees and Charges Scheme 2011 shall cease to have effect on 1st April 2013, insofar as it relates to any period on or after 1st April 2013.

2. INTERPRETATION

- 2.1 In the Scheme, unless the contrary intention appears:

"SEPA" means the Scottish Environment Protection Agency, incorporated under the Environment Act 1995 and having its Corporate Office at Erskine Court, Castle Business Park, Stirling FK9 4TR.

"The 2011 Regulations" means the Waste Management Licensing (Scotland) Regulations 2011, as amended from time to time.

Except insofar as expressly stated herein, the Scheme shall be construed by reference to the Interpretation Act 1978.

3. APPLICATION

This Scheme applies to:

- 3.1 The registrations in respect of any activities falling within Paragraphs 7, 8(2), 9, 10, 12, 19, 46, and 47 of Schedule 1 to the 2011 Regulations pursuant to an initial notice of registration thereof conform to the 2011 Regulations; and
- 3.2 The registrations in respect of any activities falling within Paragraphs 7, 8(2), 9, 10, 12, 19, 46, and 47 of Schedule 1 to the 2011 Regulations pursuant to a renewal notice of registration thereof conform to the 2011 Regulations.
- 3.3 For the purposes of this Scheme, a renewal notice of registration shall only be treated and charged as such where:
 - (i) this is made at least 21 days prior to the removal of any registration granted pursuant to an initial notice therefor (or previous renewal notice); and
 - (ii) that renewal notice is entered or deemed to be entered by SEPA to take effect immediately upon the expiry of the registration granted pursuant to the initial notice or previous renewal notice therefor.

In all other cases, any notice for registration shall be treated as an initial notice, notwithstanding that a prior or previous registration may have been granted in respect thereof.

4.0 INITIAL NOTICE FEE:

- 4.1 The fee payable in respect of an initial notice of registration shall be as follows, in respect of the undernoted paragraphs or categories of Schedule 1 to the 2011 Regulations, namely:
 - 4.1.1 Paragraph 7 Activities - £580 for the first registered disposal area of up to 50 hectares, plus an additional fee of £214 for each disposal area of up to 50 hectares registered on the same farm.
 - 4.1.2 Paragraph 8(2) Activities - £339
 - 4.1.3 Paragraph 9 & 19 Activities - £827
(>2,500 tonnes in total)
 - 4.1.4 Paragraph 9 & 19 Activities - £170
(<2,500 tonnes in total)
 - 4.1.5 Paragraph 19 Activities - £65
(<25 tonnes in total)
 - 4.1.6 Paragraph 10 Activities - £225
 - 4.1.7 Paragraph 12 Activities - £433
(>100 tonnes per year)
 - 4.1.8 Paragraph 12 Activities - Nil
(<100 tonnes per year in individual composting units of less than 2 m³ capacity)

4.1.9 Paragraph 46 Activities	-	£196
4.1.10 Paragraph 47 Activities	-	£273

5. RENEWAL NOTICE FEE

5.1 The fee shall be payable in respect of a renewal notice of registration (conform to the 2011 Regulations and clause 3.3 hereof) as follows, in respect of the undernoted paragraphs or categories of Schedule 1 of the 2011 Regulations, namely:

5.1.1 Paragraph 7 Activities	-	£439 for the first registered disposal area of up to 50 hectares, plus an additional fee of £184 for each disposal area of up to 50 hectares registered on the same farm.
5.1.2 Paragraph 8(2) Activities	-	£292
5.1.3 Paragraph 9 & 19 Activities (>2,500 tonnes in total)	-	£685
5.1.4 Paragraph 9 & 19 Activities (<2,500 tonnes in total)	-	£155
5.1.5 Paragraph 19 Activities (<25 tonnes in total)	-	£65
5.1.6 Paragraph 10 Activities	-	£225
5.1.7 Paragraph 12 Activities (>100 tonnes per year)	-	£377
5.1.8 Paragraph 12 Activities (< 100 tonnes per year per year in individual composting units of less than 2 m ³ capacity)	-	Nil
5.1.9 Paragraph 46 Activities	-	£196
5.1.10 Paragraph 47 Activities	-	Nil

6. REFUND OF REGISTRATION FEES

Where SEPA refuses to register any notice of registration within 21 days of having received either an initial notice or renewal notice a refund shall be made by SEPA as follows, namely:

6.1.1 Paragraph 7 Activities	-	£241
6.1.2 Paragraph 8(2) Activities	-	£234
6.1.3 Paragraph 9 & 19 Activities	-	£484

(>2,500 tonnes in total)		
6.1.4	Paragraph 9 & 19 Activities	- £70
(<2,500 tonnes in total)		
6.1.5	Paragraph 19 Activities	- Nil
6.1.6	Paragraph 10 Activities	- £170
6.1.7	Paragraph 12 Activities	- £269
(>100 tonnes per year)		
6.1.8	Paragraph 12 Activities	- Nil
(<100 tonnes per year in individual composting units of less than 2 m ³ capacity)		
6.1.9	Paragraph 46 Activities	- Nil
6.1.10	Paragraph 47 Activities	- Nil

7. PAYMENTS & LIABILITY

- 7.1 It shall be a condition of any notice of registration that the fees and charges prescribed in this Scheme in relation to that registration are paid in accordance with the Scheme.
- 7.2 With effect from 1st April 2013 and on every anniversary thereof, SEPA shall increase all charges and fees under this Scheme annually in line with the annual increase in the Retail Price Index as at 30th September in the immediately preceding year. Increased fees and charges shall be rounded up to the nearest pound sterling.
- 7.3 Liability for payment of the appropriate fees and charges shall be the person who submitted (or on behalf of whom was submitted) the notice or renewal notice conform to the registration obligations of section 25 of the 2011 Regulations.

8. METHODS OF PAYMENT

- 8.1 Payment of fees and charges under this Scheme shall be:
- By cheque, made payable to “The Scottish Environment Protection Agency” and endorsed “A/C Payee Only”; or
 - By BACS transfer, Sort Code: 83-34-00, Account No: 00137187. Please note application fees cannot be paid by BACS.
 - By Credit or Debit Card, by telephone to SEPA offices or on completion of the appropriate form included with application forms/invoices.
Please note that payment made by credit cards will attract a variable surcharge.
 - By Cash

9. DECISIONS UNDER THIS SCHEME

- 9.1 Where under the Scheme provision is made for anything to be assessed, agreed, determined, certified or otherwise decided by SEPA, such decision may be given on its behalf by the Chief Executive or other nominated officer for the purpose.

IN WITNESS WHEREOF these presents typewritten on this and the four preceding pages are executed for and on behalf of SEPA by Professor James Crowe Curran (subscribing his usual signature James C Curran), Chief Executive, at Stirling on the Twenty Eighth March, Two Thousand and Thirteen in the presence of Karen Cochrane, Executive Officer in SEPA's Secretariat.