

*These Regulations have been made in consequence of a defect in S.I. 2010/639 and are being issued free of charge to all known recipients of those Regulations.*

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STATUTORY INSTRUMENTS

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**2010 No. 1091**

**WATER, ENGLAND**

**The Water Resources (Control of Pollution) (Silage, Slurry and  
Agricultural Fuel Oil) (England) (Amendment) Regulations  
2010**

<i>Made</i>	- - - -	<i>30th March 2010</i>
<i>Laid before Parliament</i>		<i>31st March 2010</i>
<i>Coming into force</i>	- -	<i>6th April 2010</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by sections 92 and 219(2)(d) to (f) of the Water Resources Act 1991(a).

**Citation, commencement and application**

1. These Regulations—

- (a) may be cited as the Water Resources (Control of Pollution) (Silage, Slurry and Agricultural Fuel Oil) (England) (Amendment) Regulations 2010;
- (b) apply to England only; and
- (c) come into force on 6<sup>th</sup> April 2010.

**Amendments to the Water Resources (Control of Pollution) (Silage, Slurry and Agricultural Fuel Oil) (England) Regulations 2010**

2. The Water Resources (Control of Pollution) (Silage, Slurry and Agricultural Fuel Oil) (England) Regulations 2010(b) are amended in accordance with regulations 3 to 6.

**Regulation 2 (Interpretation)**

3. In regulation 2, in the definition of “silage effluent” omit the words “or a crop being made into silage”.

**Regulation 3 (Making or storage of silage)**

4. In regulation 3—

- (a) in paragraph (1), omit the words “subject to paragraph (4),”; and

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(a) 1991 c.57.  
(b) S.I. 2010/639.

(b) for paragraph (4), substitute—

“(4) A person who has custody or control of a silage bale must not open or remove the wrapping of the bale within 10 metres of any inland freshwaters or coastal waters which silage effluent could enter as a result.”.

**Regulation 7 (Notice requiring works etc.)**

5. After regulation 7(4) insert—

“(4A) A person on whom a regulation 7 notice has been served must comply with the requirements of that notice.”.

**Regulation 10 (Offences and penalties)**

6. In regulation 10(1) for “7(1)” substitute “7(4A)”.

*Huw Irranca-Davies*

Parliamentary Under Secretary of State

Department for Environment, Food and Rural Affairs

30th March 2010

**EXPLANATORY NOTE**

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

The Regulations amend the Water Resources (Control of Pollution) (Silage, Slurry and Agricultural Fuel Oil (England) Regulations 2010 (S.I. 2010/639), and correct a number of defects including clarifying the offence provisions in those Regulations. These Regulations are being issued free of charge to all known recipients of those Regulations.

A full impact assessment has not been produced for this instrument as no impact on the private and voluntary sectors is foreseen.

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