



Comhshaol, Oidhreachta agus Rialtas Áitiúil
Environment, Heritage and Local Government



Circular WP 04.10

28 January 2010

Re: Landfill Levy Increase on 1 February 2010

1. Waste Management (Landfill Levy) Order 2010 (SI No. 13 of 2010)
2. Waste Management (Landfill Levy)(Amendment) Regulations 2010 (SI No. 31 of 2010)

A Chara,

I am directed by the Minister for the Environment, Heritage and Local Government to advise you that, using the power available to him under the Waste Management Acts, the Minister is increasing the landfill levy as of **Monday 1 February 2010**.

Since 31 December 2009, under the **Waste Management (Landfill Levy) Regulations, 2008, (SI No. 199 of 2008)** as amended by the **Waste Management (Landfill Levy) Amendment Regulations 2009 (SI No. 550 of 2009)**, a €25 landfill levy applies for each tonne of waste disposed of at both an authorised landfill facility and an unauthorised landfill facility.

The **Waste Management (Landfill Levy) Order 2010 (SI No. 13 of 2010)** now amends section 73(3) of the Waste Management Acts 1996 to 2008 to allow for the landfill levy to be increased by €5 to €30 per tonne for each tonne of waste disposed of at both authorised and unauthorised landfill facilities. Therefore, the increased rate as of **Monday 1 February 2010** is €30 per tonne for waste disposed of at both authorised and unauthorised landfill facilities.

The Minister has also made the **Waste Management (Landfill Levy)(Amendment) Regulations 2010 (SI No. 31 of 2010)** which amends the 2008 Regulations to implement the increased levy of €30 per tonne for waste disposed of at both authorised and unauthorised landfill facilities.

Local Authorities are directed to put in place the appropriate procedures to ensure that the aforementioned increase is implemented from **Monday 1 February 2010**, and that lodgements made to the Environment Fund, in respect of levies payable relating to **February 2010** onwards, are at the correct rate and within the correct timeframe.

Those Local Authorities, in which private landfill facilities are in operation, should ensure that the operators of those facilities are made aware of this circular and also have appropriate procedures in place.

These increases are a transitional measure as the Minister proposes to bring forward primary legislation to amend the Waste Management Acts. The proposed legislation will allow the Minister to apply significantly higher levy rates with a view to deploying this economic instrument to drive the diversion of waste from landfill. This will also have regard to the targets that have to be met under Council Directive 1999/31/EC of 26 April 1999 on the landfill of waste.

The City and County Managers Association (CCMA) were advised by the Department on 20 November 2009 of the proposed increases.

Copies of the Circular are available on the Department's Extranet Circular Service. Further enquiries about this Circular may be directed to Ms. Susan Feddigan, Clerical Officer (Tel: 053 9185025) or Ms. Patricia O'Leary, Executive Officer (Tel: 053 9185062).

Electronic copies of the Order and Regulations will be issued to Local Authorities and placed on the website as soon as they become available.

Is mise, le meas,



William Culbert
Assistant Principal Officer
Waste Policy

To: Directors of Services - Environment,
Cc: Heads of Finance, City & County Managers, Landfill Levy Contacts