

SCHEDULE 1

Regulation 4(2)(a)(i)

ANNEX I OF THE HAZARDOUS WASTE DIRECTIVE

“ANNEX I”

CATEGORIES OR GENERIC TYPES OF HAZARDOUS WASTE LISTED
ACCORDING TO THEIR NATURE OF THE ACTIVITY WHICH GENERATED
THEM (()) (WASTE MAY BE LIQUID, SLUDGE OR SOLID IN FORM)

ANNEX I.A

Wastes displaying any of the properties listed in Annex III and which consist of:

1. anatomical substances; hospital and other clinical wastes;
2. pharmaceuticals, medicines and veterinary compounds;
3. wood preservatives;
4. biocides and phyto-pharmaceutical substances;
5. residue from substances employed as solvents;
6. halogenated organic substances not employed as solvents excluding inert polymerized materials;
7. tempering salts containing cyanides;
8. mineral oils and oily substances (e.g. cutting sludges, etc.);
9. oil/water, hydrocarbon/water mixtures, emulsions;
10. substances containing PCBs and/or PCTs (e.g. dielectrics etc.);
11. tarry materials arising from refining, distillation and any pyrolytic treatment (e.g. still bottoms, etc.);
12. inks, dyes, pigments, paints, lacquers, varnishes;
13. resins, latex, plasticizers, glues/adhesives;
14. chemical substances arising from research and development or teaching activities which are not identified and/or are new and whose effects on man and/or the environment are not known (e.g. laboratory residues, etc.);

* Certain duplications within this Annex are intentional.

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- 15. pyrotechnics and other explosive materials;
- 16. photographic chemicals and processing materials;
- 17. any material contaminated with any congener of polychlorinated dibenzofuran;
- 18. any material contaminated with any congener of polychlorinated dibenzo-p-dioxin.

ANNEX I.B

Wastes which contain any of the constituents listed in Annex II and having any of the properties listed in Annex III and consisting of:

- 19. animal or vegetable soaps, fats, waxes;
- 20. non-halogenated organic substances not employed as solvents;
- 21. inorganic substances without metals or metal compounds;
- 22. ashes and/or cinders;
- 23. soil, sand, clay including dredging spoils;
- 24. non-cyanidic tempering salts;
- 25. metallic dust, powder;
- 26. spent catalyst materials;
- 27. liquids or sludges containing metals or metal compounds;
- 28. residue from pollution control operations (e.g. baghouse dusts, etc.) except (29), (30) and (33);
- 29. scrubber sludges;
- 30. sludges from water purification plants;
- 31. decarbonization residue;
- 32. ion-exchange column residue;
- 33. sewage sludges, untreated or unsuitable for use in agriculture;
- 34. residue from cleaning of tanks and/or equipment;
- 35. contaminated equipment;
- 36. contaminated containers (e.g. packaging, gas cylinders, etc.) whose contents included one or more of the constituents listed in Annex II;
- 37. batteries and other electrical cells;
- 38. vegetable oils;

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39. materials resulting from selective waste collections from households and which exhibit any of the characteristics listed in Annex III;
40. any other wastes which contain any of the constituents listed in Annex II and any of the properties listed in Annex III.

* Certain duplications within this Annex are intentional.

SCHEDULE 2

Regulation 4(2)(a)(ii)

ANNEX II OF THE HAZARDOUS WASTE DIRECTIVE

“ANNEX II”

CONSTITUENTS OF THE WASTES IN ANNEX I.B
WHICH RENDER THEM HAZARDOUS WHEN THEY
HAVE THE PROPERTIES DESCRIBED IN ANNEX III (O)

Wastes having as constituents:

| | |
|-----|---|
| C1 | beryllium; beryllium compounds; |
| C2 | vanadium compounds; |
| C3 | chromium (VI) compounds; |
| C4 | cobalt compounds; |
| C5 | nickel compounds; |
| C6 | copper compounds; |
| C7 | zinc compounds; |
| C8 | arsenic; arsenic compounds; |
| C9 | selenium; selenium compounds; |
| C10 | silver compounds; |
| C11 | cadmium; cadmium compounds; |
| C12 | tin compounds; |
| C13 | antimony; antimony compounds; |
| C14 | tellurium; tellurium compounds; |
| C15 | barium compounds; excluding barium sulfate; |
| C16 | mercury; mercury compounds; |

* Certain duplications of generic types of hazardous wastes listed in Annex I are intentional.

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| | |
|-----|---|
| C17 | thallium; thallium compounds; |
| C18 | lead; lead compounds; |
| C19 | inorganic sulphides; |
| C20 | inorganic fluorine compounds, excluding calcium fluoride; |
| C21 | inorganic cyanides; |
| C22 | the following alkaline or alkaline earth metals: lithium, sodium, potassium, calcium, magnesium in uncombined form; |
| C23 | acidic solutions or acids in solid form; |
| C24 | basic solutions or bases in solid form; |
| C25 | asbestos (dust and fibres); |
| C26 | phosphorus: phosphorus compounds, excluding mineral phosphates; |
| C27 | metal carbonyls; |
| C28 | peroxides; |
| C29 | chlorates; |
| C30 | perchlorates; |
| C31 | azides; |
| C32 | PCBs and/or PCTs; |
| C33 | pharmaceutical or veterinary compounds; |
| C34 | biocides and phyto-pharmaceutical substances (e.g. pesticides, etc.); |
| C35 | infectious substances; |
| C36 | creosotes; |
| C37 | isocyanates; thiocyanates; |
| C38 | organic cyanides (e.g. nitriles, etc.); |
| C39 | phenols; phenol compounds; |
| C40 | halogenated solvents; |
| C41 | organic solvents, excluding halogenated solvents; |
| C42 | organohalogen compounds, excluding inert polymerized materials and other substances referred to in this Annex; |
| C43 | aromatic compounds; polycyclic and heterocyclic organic compounds; |
| C44 | aliphatic amines; |

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| | |
|-----|--|
| C45 | aromatic amines |
| C46 | ethers; |
| C47 | substances of an explosive character, excluding those listed elsewhere in this Annex; |
| C48 | sulphur organic compounds; |
| C49 | any congener of polychlorinated dibenzo-furan; |
| C50 | any congener of polychlorinated dibenzo-p-dioxin; |
| C51 | hydrocarbons and their oxygen; nitrogen and/or sulphur compounds not otherwise taken into account in this Annex. |

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SCHEDULE 3

Regulation 4(2)(a)(iii)

ANNEX III OF THE HAZARDOUS WASTE DIRECTIVE

“ANNEX III”

PROPERTIES OF WASTES WHICH RENDER THEM HAZARDOUS

| | |
|-------|---|
| H1 | “Explosive”: substances and preparations which may explode under the effect of flame or which are more sensitive to shocks or friction than dinitrobenzene. |
| H2 | “Oxidizing”: substances and preparations which exhibit highly exothermic reactions when in contact with other substances, particularly flammable substances. |
| H3(A) | “Highly flammable”: <ul style="list-style-type: none">— liquid substances and preparations having a flash point below 21°C (including extremely flammable liquids), or— substances and preparations which may become hot and finally catch fire in contact with air at ambient temperature without any application of energy, or— solid substances and preparations which may readily catch fire after brief contact with a source of ignition and which continue to burn or to be consumed after removal of the source of ignition, or— gaseous substances and preparations which are flammable in air at normal pressure, or |

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- substances and preparations which, in contact with water or damp air, evolve highly flammable gases in dangerous quantities.
- H3(B) “Flammable”: liquid substances and preparations having a flash point equal to or greater than 21°C and less than or equal to 55°C.
- H4 “Irritant”: non-corrosive substances and preparations which, through immediate, prolonged or repeated contact with the skin or mucous membrane, can cause inflammation.
- H5 “harmful”: substances and preparations which, if they are inhaled or ingested or if they penetrate the skin, may involve limited health risks.
- H6 “Toxic”: substances and preparations (including very toxic substances and preparations) which, if they are inhaled or ingested or if they penetrate the skin, may involve serious, acute or chronic health risks and even death.
- H7 “Carcinogenic”: substances and preparations which, if they are inhaled or ingested or if they penetrate the skin, may induce cancer or increase its incidence.
- H8 “Corrosive”: substances and preparations which may destroy living tissue on contacts.
- H9 “Infectious”: substances containing viable micro-organisms or their toxins which are known or reliably believed to cause disease in man or other living organisms.
- H10 “Teratogenic”: substances and preparations which, if they are inhaled or ingested or if they penetrate the skin, may induce non-hereditary congenital malformations or increase their incidence.
- H11 “Mutagenic”: substances and preparations which, if they are inhaled or ingested or if they penetrate the skin, may induce hereditary genetic defects or increase their incidence.
- H12 Substances and preparations which release toxic or very toxic gases in contact with water, air or an acid.
- H13 Substances and preparations capable by any means, after disposal, of yielding another substance, e.g. a leachate, which possesses any of the characteristics listed above.

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H14

“Ecotoxic”: substances and preparations which present or may present immediate or delayed risks for one or more sectors of the environment.

Notes

1. Attribution of the hazard properties “toxic” (and “very toxic”), “harmful”, “corrosive” and “irritant” is made on the basis of the criteria laid down by Annex VI, Part IA and Part IIB, of Council Directive [67/548/EEC](#) of 27th June 1967 of the approximation of laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances(1), in the version as amended by Council Directive [79/831/EEC](#)(2).
2. With regard to attribution of the properties “carcinogenic”, “teratogenic” and “mutagenic”, and reflecting the most recent findings, additional criteria are contained in the Guide to the classification and labelling of dangerous substances and preparations of Annex VI (Part IID) to Directive [67/548/EEC](#) in the version as amended by Commission Directive [83/467/EEC](#) (1).

Test methods

The test methods serve to give specific meaning to the definitions given in Annex III. The methods to be used are those described in Annex V to Directive [67/548/EEC](#), in the version as amended by Commission Directive [84/449/EEC](#) (2), or by subsequent Commission Directives adapting Directive [67/548/EEC](#) to technical progress. These methods are themselves based on the work and recommendations of the competent international bodies, in particular the OECD.

SCHEDULE 4

Regulation 23(1)

FORM OF CONSIGNMENT NOTE **Hazardous Waste Regulations (Northern Ireland) 2005**

(1) O.J. No. L196, 16.8.1967, p. 1

(2) O.J. No. L259, 15.10.1979, p. 10

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No. of prenotice (if different) _____ Consignment Note No. _____
 Sheet _____ of _____

A. CONSIGNMENT DETAILS

PLEASE TICK IF YOU ARE
 A TRANSFER STATION

1. The waste described below is to be removed from _____ (name, address and postcode)
2. The waste will be taken to _____ (address and postcode)
3. The consignment(s) will be: one single a succession carrier's round other
4. Expected removal date of first consignment: _____ last consignment: _____
5. Name: _____ On behalf of _____ (company)
 Signature _____ Date _____
6. Telephone: _____
7. If different from 1, the waste producer was _____ (name, address and postcode)

B. DESCRIPTION OF THE WASTE

No. of additional sheets) _____

1. The process giving rise to waste is:
2. SIC for the process giving rise to the waste:

WASTE DETAILS (where more than one waste type is collected all of the information given below must be completed for each EWC identified).

The waste is:

| List of Wastes (EWC) Code (6 digits) | Quantity (kg/lts/tonnes) | The chemical/biological components of the waste and their concentrations are | Physical (gas, liquid, solid, powder) | Hazard code(s) | Container type, no & size |
|--------------------------------------|--------------------------|--|---------------------------------------|----------------|---------------------------|
| | | Component | Concentration (% or mg/kg) | | |

C. CARRIER'S CERTIFICATE if more than one carrier is used attach Schedule for subsequent carriers. If carrier schedule is attached tick box

I certify that I today collected the consignment and that the details in A1, A2 and B1 above are correct and I have been advised of any specific handling requirements. The quantity collected in the load is:

Name _____ On behalf of _____ (company)
 _____ (name address and post code) Telephone No. _____

Signature _____ Date _____ at _____ hrs.

1. Carrier registration No./reason for exemption
2. Vehicle registration No. (or mode of transport, if not road)

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D. CONSIGNOR'S CERTIFICATE

I certify that the information in B and C above are correct, that the carrier is registered or exempt and was advised of the appropriate precautionary measures. All of the waste is packaged and labelled correctly and the carrier has been advised of any special handling requirements.

Name _____ On behalf of _____ (company)
_____ (name address and post code) Telephone No: _____

Signature _____ Date _____ at _____ hrs.

E. CONSIGNEE'S CERTIFICATE where more than one waste type is collected all of the information given below must be completed for each EWC

| Individual EWC code(s) received | Quantity of each EWC code received (kg) | Waste Management operation (R or D code) |
|---------------------------------|---|--|
| | | |
| | | |

1. I received this waste at the address given in A2 on at hrs.

2. Vehicle registration no. _____

I certify that waste management licence/permit/authorised exemption No. authorises the management of the waste described in B at the address given in A2.

Name _____ On behalf of _____ (company)
_____ (name address and post code) Telephone No: _____

Signature _____ Date _____ at _____ hrs.

* The European Waste Catalogue (EWC) sets out a list of wastes pursuant to Article 1(c) of the Waste Directive and Article 1(4) of the Hazardous Waste Directive and is set out in Commission Decision 2000/532/EC (O.J. No. L194, 25.7.1975, p. 39), as amended.

SCHEDULE 5

Regulation 26(2)

SCHEDULE OF CARRIERS

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SECOND CARRIER'S CERTIFICATE

I certify that [enter details as appropriate] carrier transferred the waste identified in B3 of (Consignment Note No: ...) to me today for onward transportation to another carrier/the consignee listed in A2 (delete as appropriate). The quantity collected in the load is: _____

- 1. Carrier registration No/reason for exemption: _____
- 2. Vehicle registration No (or mode of transport if not road): _____

THIRD CARRIER'S CERTIFICATE

I certify that [enter details as appropriate] carrier transferred the waste identified in B3 of (Consignment Note No: ...) to me today for onward transportation to another carrier/the consignee listed in A2 (delete as appropriate). The quantity collected in the load is:

Name _____ On behalf of _____ (company)
_____ (name address and post code) Telephone No: _____

- 1. Carrier registration No/reason for exemption: _____
- 2. Vehicle registration No (or mode of transport if not road): _____

FOURTH CARRIER'S CERTIFICATE

I certify that [enter details as appropriate] carrier transferred the waste identified in B3 of (Consignment Note No: ...) to me today for onward transportation to another carrier/the consignee listed in A2 (delete as appropriate). The quantity collected in the load is:

Name _____ On behalf of _____ (company)
_____ (name address and post code) Telephone No: _____

Signature _____ Date _____ at _____ hrs.

- 1. Carrier registration No/reason for exemption: _____
- 2. Vehicle registration No (or mode of transport if not road): _____

SCHEDULE 6

Regulation 27(2)(b)

CARRIERS' SCHEDULE FOR CARRIER'S ROUND

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| Consignment Code | Name, address & postcode of premises from which waste was removed | List of Wastes | Hazards | Physical form | Quantity (kgs) |
|------------------|---|----------------|---------|---------------|----------------|
|------------------|---|----------------|---------|---------------|----------------|

I certify that the waste is as detailed above and conforms to the description given in B on the consignment note.

Name: _____ (Consignor)

Signature: _____

Date _____

I certify that today I collected the quantity of waste given on this part of the schedule from the address given on this part of the schedule from the address given here and will take it to the address given in A2 on the consignment note.

Name _____ (Carrier)

Signature: _____

Date _____ at _____ hrs.

| Consignment Code | Name, address & postcode of premises from which waste was removed | List of Wastes (FWC) Codes | Hazards | Physical form | Quantity (kgs) |
|------------------|---|----------------------------|---------|---------------|----------------|
|------------------|---|----------------------------|---------|---------------|----------------|

I certify that the waste is as detailed above and conforms to the description given in B on the consignment note.

Name: _____ (Consignor)

Signature: _____

Date _____

I certify that today I collected the quantity of waste given on this part of the schedule from the address given on this part of the schedule from the address given here and will take it to the address given in A2 on the consignment note.

Name _____ (Carrier)

Signature: _____

Date _____ at _____ hrs.

| Consignment Code | Name, address & postcode of premises from which waste was removed | List of Wastes (FWC) Codes | Hazards | Physical form | Quantity (kgs) |
|------------------|---|----------------------------|---------|---------------|----------------|
|------------------|---|----------------------------|---------|---------------|----------------|

I certify that the waste is as detailed above and conforms to the description given in B on the consignment note.

Name: _____ (Consignor)

Signature: _____

Date: _____

I certify that today I collected the quantity of waste given on this part of the schedule from the address given on this part of the schedule from the address given here and will take it to the address given in A2 on the consignment note.

Name _____ (Carrier)

Signature: _____

Date _____ at _____ hrs.

SCHEDULE 7

Regulation 35(2)

CROSS BORDER MOVEMENT OF HAZARDOUS WASTE

Mutual recognition of consignment notes

1. Where hazardous waste has been removed from premises situated in England, Scotland, Wales, or Gibraltar and is transported into Northern Ireland, any consignment note that accompanies that hazardous waste and which either contains or purports to contain the same information in substantially the same format as that set out in either of the notes referred to in subsections (a) or (b) below, shall be treated for the purposes of these Regulations as if it was a consignment note raised in compliance or purported compliance with the provisions of these Regulations:

- (a) the Annex to Commission Decision 94/774 of 24th November 1994 concerning the standard consignment note referred to in Council Regulation (EEC) No. 259/93 on the supervision and control of shipments of waste within, into and out of the European Community; or
- (b) the form of consignment note set out in Schedule 4 of these Regulations.

2. Where hazardous waste has been removed from premises situated in England, Scotland, Wales, or Gibraltar and is transported into Northern Ireland, any reference to “special waste” in the consignment note which accompanies the hazardous waste shall for the purposes of these Regulations be deemed to be a reference to “hazardous waste” and any reference to the “EWC Code” shall have effect as if it were a reference to the “List of Wastes Code”.

3. Any obligation under these Regulations on the producer, holder, consignor, carrier or consignee to complete the relevant part of the consignment note shall be construed as a requirement to complete the equivalent part of any consignment note travelling with any consignment removed from premises in England, Scotland or Wales and transported into Northern Ireland.

General Provisions relating to England, Scotland and Wales

4. The obligations on the consignee and carrier in regulation 31 (duty of consignee not accepting delivery) shall have effect notwithstanding that the consignment of hazardous waste is from premises situated in England, Scotland or Wales and for the avoidance of doubt this shall include:

- (a) the consignee sending a copy of the consignment note or a written explanation to the consignor, producer or holder as the case may be, whether situated in England, Scotland or Wales;
- (b) the carrier informing the Department and seeking instructions from the producer, holder or consignor whether situated in England, Scotland or Wales, and to the extent that those instructions are compatible with these regulations, taking all reasonable steps to ensure they are fulfilled.

5. Where a consignment of hazardous waste is rejected by a consignee in England, Scotland or Wales the obligations on the producer, holder or consignor contained in regulations 31 (duty of consignee not accepting delivery) applies in relation to that consignment to the extent that the law applicable in England, Scotland or Wales imposes substantially similar obligations on the producer, holder or consignor.

Provisions relating to England, Scotland and Wales

6. Where a consignment of hazardous waste is to be removed from any premises in Northern Ireland and is to be transported and consigned to a consignee in either England, Scotland or Wales, before any such consignment is removed—

- (a) the hazardous waste producer or holder, as the case may be, shall—
 - (i) prepare an extra copy of the consignment note for the consignee and a copy of the consignment note for the Environment Agency (where the waste is to be consigned to a consignee in England or Wales), or for the Scottish Environment Protection Agency (where the waste is to be consigned to a consignee in Scotland), and both of these copies shall be in addition to those copies prepared in accordance with regulation 23 (standard procedure) and regulation 30(3) (removal of wastes by pipeline) as the case may be;
 - (ii) shall treat those copies of the consignment note in the manner provided by regulation 23 or regulation 30 as the case may be.
- (b) the consignor and the carrier shall treat the additional two copies of the consignment note in accordance with regulation 23, except that the consignor (or the producer or holder in the case of removal of wastes by pipeline as provided in regulation 30) shall send one copy of the consignment note to either the Environment Agency (where the waste is to be consigned to a consignee in England or Wales) or to the Scottish Environment Protection Agency (where the waste is to be consigned to a consignee in Scotland), at least 72 hours before the removal of the consignment unless such consignment cannot lawfully remain where it is for 72 hours, in which case the consignment note may be sent to the Environment Agency or Scottish Environment Protection Agency as the case may be within 72 hours before the removal.

7. Where a carrier makes a multiple collection of hazardous waste in accordance with regulation 24, and the waste is consigned to a consignee in England, Scotland or Wales, he shall before the first collection—

- (a) prepare an additional copy of both the consignment note and the carrier's schedule to that required by regulation 27(2)(b);
- (b) complete the relevant parts of the consignment note as required by regulation 27(2)(b)(ii); and
- (c) send one copy of both the consignment note and the carriers schedule to the Environment Agency (where the waste is consigned to a consignee in England or Wales) or to the Scottish Environment Protection Agency (where the waste is consigned to a consignee in Scotland), at least 72 hours before the first collection, unless such consignment cannot lawfully remain where it is for 72 hours, in which case the consignment note and the carriers schedule may be sent within 72 hours before the first collection.

8. Where a consignment of hazardous waste is transported from England, Scotland or Wales to premises situated in Northern Ireland the consignee shall send a copy of the consignment note to either the Environment Agency (where the waste is to be consigned from England or Wales) or to the Scottish Environment Protection Agency (where the waste is to be consigned from Scotland) within the timeframe specified by regulation 34(1).

SCHEDULE 8

Regulation 41(1)(a)

FORM OF CONSIGNEE'S RETURN TO PRODUCER OR HOLDER
Hazardous waste producer returns form

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

1. Consignee details

| | | | |
|-------------------------------|-----------|---|----------|
| Name and address of consignee | Postcode: | Waste management licence/ permit/authorised exemption no: | Date:(a) |
|-------------------------------|-----------|---|----------|

2. Waste return

| Consignment note number | Date received | Vehicle Registration No: | EW/C Code(s)(b) | Quantity received | Mode of disposal/recovery(c) |
|-------------------------|---------------|--------------------------|-----------------|-------------------|------------------------------|
|-------------------------|---------------|--------------------------|-----------------|-------------------|------------------------------|

- (a) Date of submission of the return by the consignee.
- (b) There may be more than one waste stream for each consignment note. All relevant EW/C codes, quantities and disposal/recovery operation must be recorded.
- (c) Mode of disposal/recovery : use the appropriate Rxx/ Sxx code for the operation performed on the waste.

| Code | Disposal operation |
|--------------------|--|
| D01 | Deposit into or onto land |
| D02 | Land Treatment |
| D03 | Deep injection |
| D04 | Surface impoundment |
| D05 | Specially engineered landfill |
| D06 | Release into a water body except seas/oceans |
| D07 | Release into seas/oceans including seabed insertion |
| D08 | Biological treatment not specified elsewhere which results in final compounds or mixtures which are disposed of by any of the operations numbered D01 to D12 |
| D09 | Physico-chemical treatment not specified elsewhere which results in final compounds or mixtures which are disposed of by any of the operations numbered D01 to D12 |
| D10 | Incineration on land |
| D11 | Incineration at sea |
| D12 | Permanent storage |
| D13 | Blending or mixing prior to submission to any of the operations numbered D01 to D12 |
| D14 | Repackaging prior to submission to any of the operations numbered D01 to D12 |
| D15 | Storage pending any of the operations numbered D01 to D14 (excluding temporary storage, pending collection, on the site where it is produced). |
| Recovery operation | |
| R01 | Use principally as a fuel or other means to generate energy |
| R02 | Solvent reclamation/regeneration |
| R03 | Recycling/reclamation of organic substances which are not used as solvents (including composting and other biological transformation processes) |
| R04 | Recycling/reclamation of metals and metal compounds |
| R05 | Recycling/reclamation of other inorganic materials |
| R06 | Regeneration of acids or bases |
| R07 | Recovery of components used for pollution abatement |
| R08 | Recovery of components from catalysts |
| R09 | Oil refining or other re-uses of oil |
| R10 | Land treatment resulting in benefit to agriculture or ecological improvement |
| R11 | Use of wastes obtained from any of the operations numbered R01 to R11 |
| R12 | Exchange of wastes for submission to any of the operations numbered R01 to R11 |
| R13 | Storage of wastes pending any of the operations numbered R01 to R12 (excluding temporary storage, pending collection, on the site where it is produced). |

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SCHEDULE 9

Regulation 46(6)

FORM OF FIXED PENALTY NOTICES“Notice of opportunity to pay fixed penalty Hazardous Waste Regulations (Northern Ireland) 2005, Schedule 9”

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Notice Number: _____

Name of alleged offender: _____

Address _____

I, _____ (a) an authorised person acting on behalf of the Department of the Environment, have reason to believe that on or between _____ (b), you committed the offence of _____ (c).

This notice offers you the opportunity of discharging any liability to conviction for that offence by payment of a fixed penalty. The circumstances alleged to constitute the offence are as follows:

_____ No proceedings will be taken for this offence before the expiration of 28 days from the date of this notice. You will not be liable to conviction for the offence if you pay the fixed penalty during that period of 28 days.

The amount of the fixed penalty is £200. It may be paid to _____ (d) at the following address: _____ (e).

Payment may be made by pre-paying and posting to: _____ (f) at the address shown above a letter containing the amount of the penalty. Payment may also be made by cash, or by cheque, postal order or money order made payable to: _____ (g)

(If you are sending cash, you are advised to send it by registered post.) Payment made in this way will be regarded as having been made at the time at which the letter would be delivered in the ordinary course of post. Alternatively, payment may be made in person or by any other method.

Signature of authorised person: _____ Date of notice: _____

Notes:

- (a) Insert name of authorised person.
- (b) Insert date on or dates between which offence is alleged to have taken place.
- (c) Insert regulation of the Hazardous Waste Regulations (Northern Ireland) 2005 which is alleged to have been contravened.
- (d) Insert title or name of the person to whom the fixed penalty is to be paid.
- (e) Insert address at which payment is to be made.

Letter which may be used for payment by post

I enclose with this letter the amount of £200 being the fixed penalty for the offence described in Fixed Penalty Notice number: _____ (a) under Schedule 9 of the Hazardous Waste Regulations (Northern Ireland) 2005

Signature: _____

Name in capitals: _____

Address: _____

Notes:

- (a) Insert Notice number that appears in the fixed penalty notice above.

SCHEDULE 10

Regulation 48(2)

CONSEQUENTIAL AMENDMENTS

PART 1

CONSEQUENTIAL AMENDMENTS TO THE 1997 ORDER⁽³⁾

1. For each reference to special waste in Articles 4(9), 12(12), 12(13), 30(1), 30(2)(a)–(e), 30(3)(b) and 31(2)(b) of the 1997 Order there is substituted a reference to hazardous waste.

PART 2

CONSEQUENTIAL AMENDMENTS TO SECONDARY LEGISLATION

The Planning (Environmental Impact Assessment) Regulations (Northern Ireland) 1999⁽⁴⁾

2.—(1) The Planning (Environmental Impact Assessment) Regulations (Northern Ireland) 1999 are hereby amended as follows.

(2) In paragraph 9 of Schedule 1, for “hazardous waste (that is to say, waste to which Council Directive 91/689/EEC applies).” substitute “hazardous waste (as defined in regulation [xx] of the Hazardous Waste Regulations (Northern Ireland) 2005.)”.

The Producer Responsibility (Packaging Waste) Regulations (Northern Ireland) 1999⁽⁵⁾

3.—(1) The Producer Responsibility (Packaging Waste) Regulations (Northern Ireland) 1999 are hereby amended as follows.

(2) Any reference to “special waste” in these Regulations to be substituted by “hazardous waste” as defined in regulation 6 of Hazardous Waste Regulations (Northern Ireland) 2005.

(3) Any reference to “Special Waste Regulations (Northern Ireland) 1998” in these Regulations to be substituted by “Hazardous Waste Regulations (Northern Ireland) 2005”.

The Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations (Northern Ireland) 1999⁽⁶⁾

4.—(1) The Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations (Northern Ireland) 1999 are hereby amended as follows.

(2) In Schedule 1 for regulation 17 of Special Waste Regulations (Northern Ireland) insert “regulation 43 of The Hazardous Waste Regulations (Northern Ireland) 2005”.

(3)
(4)
(5)
(6)

1997 No. 2778 (N.I.19)
S.R. 1999/73
S.R. 1999/115
S.R. 1999/362

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Environmental Protection (Disposal of Polychlorinated Biphenyls and Dangerous Substances) Regulations (Northern Ireland) 2000(7)

5.—(1) The Environmental Protection (Disposal of Polychlorinated Biphenyls and Dangerous Substances) (Regulations (Northern Ireland) 2000 are hereby amended as follows.

(2) In regulation 11(3) any reference to copies of consignment note shall be construed, where necessary, to include consignment notes under Hazardous Waste Regulations (Northern Ireland) 2005.

The Controlled Waste (Duty of Care) Regulations (Northern Ireland) 2002(8)

6.—(1) The Controlled Waste (Duty of Care) Regulations (Northern Ireland) 2002 are hereby amended as follows.

(2) In regulation 2(3), for “special waste” substitute “hazardous waste”, and for “Special Waste Regulations (Northern Ireland) 1998” substitute “Hazardous Waste Regulations (Northern Ireland) 2005”.

Chemicals (Hazard Information and Packaging for Supply) Regulations (Northern Ireland) 2002(9)

7.—(1) The Chemicals (Hazard Information and Packaging for Supply) Regulations (Northern Ireland) 2002 are hereby amended as follows.

(2) In regulation 3(3)(e), for “Special Waste Regulations (Northern Ireland) 1998” substitute “Hazardous Waste Regulations (Northern Ireland) 2005”.

Pollution Prevention and Control Regulations (Northern Ireland) 2003(10)

8.—(1) The Pollution Prevention and Control Regulations (Northern Ireland) 2005 are hereby amended as follows.

(2) Any reference to “special waste” in these Regulations to be substituted by “hazardous waste” as defined by regulation 6 of Hazardous Waste Regulations (Northern Ireland) 2005.

(3) Any reference to Special Waste Regulations (Northern Ireland) 1998 in these Regulations to be substituted by “Hazardous Waste Regulations (Northern Ireland) 2005.

(4) In Chapter 5 of Schedule 1, any reference to “hazardous waste” shall be taken to have the meaning in regulation 6 of Hazardous Waste Regulations (Northern Ireland) 2005.

Waste Management Licensing Regulations (Northern Ireland) 2003(11)

9.—(1) The Waste Management Licensing Regulations (Northern Ireland) 2003 are hereby amended as follows.

(2) Any reference to “special waste” within these Regulations to be substituted by “hazardous waste” as defined by regulation 6 of Hazardous Waste Regulations (Northern Ireland) 2005.

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| (7) | S.R. 2000/232 |
| (8) | S.R. 2002/271 |
| (9) | S.R. 2002/301 |
| (10) | S.R. 2003/46 |
| (11) | S.R. 2003/493 |

(3) Any reference to regulation 17 of the Special Waste Regulations (Northern Ireland) 1998 in these Regulations to be substituted by regulation 43 of Hazardous Waste Regulations (Northern Ireland) 2005.

(4) Any reference to “hazardous waste” in these Regulations shall be taken to be as defined by regulation 6 of Hazardous Waste Regulations (Northern Ireland) 2005.

Landfill Regulations (Northern Ireland) 2003(12) & Landfill (Amendment) Regulations (Northern Ireland) 2004(13)

10.—(1) The Landfill Regulations (Northern Ireland) 2003 and Landfill (Amendment) Regulations (Northern Ireland) 2004 are hereby amended as follows.

(2) Any reference to “hazardous waste” in these Regulations shall be taken to be a reference to regulation 6 of Hazardous Waste Regulations (Northern Ireland) 2005.

(3) Any reference to “Hazardous Waste List” shall be taken to refer to the List of Wastes as defined by regulation 5 of Hazardous Waste Regulations (Northern Ireland) 2005.

Packaging (Essential Requirements) Regulations 2003(14)

11.—(1) The Packaging (Essential Requirements) Regulations 1998 (which extend to England, Wales, Scotland and Northern Ireland) are hereby amended in their application to Northern Ireland only as follows.

(2) In regulation 3(2) of Part II, for the words “or the provisions of Council Directive [91/689/EEC](#) on hazardous waste.” substitute “or the provisions of the Hazardous Waste Regulations (Northern Ireland) 2005”.