

SCHEDULE 20

Mining waste operations

Interpretation

2.—(1) In this Schedule—

“mining waste facility” means a “waste facility” as defined in Article 3(15) of the Mining Waste Directive but excludes those facilities mentioned in Article 24(2) or in the first paragraph of Article 24(4) of that Directive;

“mining waste operation” means the management of extractive waste, whether or not involving a mining waste facility, but does not include the activities in Article 2(2)(c) of the Mining Waste Directive;

“relevant emergency planner” means, in relation to an application for a mining waste facility that is located in—

- (a) London, the London Fire and Emergency Planning Authority,
- (b) an area where there is a fire and civil defence authority, that authority,
- (c) the Isles of Scilly, the Council of the Isles of Scilly,
- (d) an area in the rest of England, the county council for that area or where there is no county council for that area, the district council for that area,
- (e) an area in Wales, the county council or county borough council for that area; and

“waste management plan” means a plan of the type described in Article 5(1) of the Mining Waste Directive which has the objectives in Article 5(2) and contains the elements and information set out in Article 5(3) of that Directive.

(2) When interpreting the Mining Waste Directive for the purposes of this Schedule—

- (a) except where otherwise defined in this paragraph, an expression that is defined in Part 1 of these Regulations has the meaning given in that Part;
- (b) “permit” means an environmental permit; and
- (c) the competent authority is the regulator.