



# Environmental Protection Act 1990

## 1990 CHAPTER 43

### PART II

#### WASTE ON LAND

*[<sup>F1</sup>Hazardous waste] and non-controlled waste*

#### **[<sup>F1</sup>62A Lists of waste displaying hazardous properties**

- (1) The Secretary of State shall by regulations list any controlled waste in England which—
  - (a) is not listed as a hazardous waste in the Hazardous Waste List; and
  - (b) appears to him to display any of the properties listed in Annex III to Council Directive [91/689/EEC](#).
- (2) The National Assembly for Wales shall by regulations list any controlled waste in Wales which—
  - (a) is not listed as a hazardous waste in the Hazardous Waste List; and
  - (b) appears to it to display any of the properties listed in Annex III to Council Directive [91/689/EEC](#).
- (3) In this section the Hazardous Waste List means the list referred to in the first indent of Article 1(4) of Council Directive [91/689/EEC](#).
- (4) Regulations under subsection (2) shall be made by statutory instrument but section 161(2) shall not apply to regulations under that subsection.]

#### **Textual Amendments**

- F1** S. 62A inserted (E.W.) (16.7.2005) by [The Hazardous Waste \(England and Wales\) Regulations 2005](#) (S.I. 2005/894), regs. 1, [72\(3\)](#) (with reg. 75)

**Status:**

Point in time view as at 16/07/2005. This version of this provision has been superseded.

**Changes to legislation:**

Environmental Protection Act 1990, Section 62A is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.