STATUTORY INSTRUMENTS

2007 No. 1711

ENVIRONMENTAL PROTECTION

The Transfrontier Shipment of Waste Regulations 2007

Made - - - - 12th June 2007
Laid before Parliament 18th June 2007
Coming into force 12th July 2007

THE TRANSFRONTIER SHIPMENT OF WASTE REGULATIONS 2007

PART 1

- 1. Title and commencement
- 2. Application
- 3. Scope of the Regulations
- 4. Interpretation
- 4A The Northern Irish border, the Scottish border and the Welsh border
- 4B Offshore installations
- 5. Meaning of transport and person who transports waste
- 6. Competent authorities of destination and dispatch
- 7. Competent authority of transit
- 8. Correspondent
- 9. Notices
- 10. Transitional provisions

PART 2

UK Plan for Shipments of Waste

- 11. Waste management plan
- 11A UK Plan for Shipments of Waste: continuation and changes
- 12. Public participation procedures
- 13. Procedures following public participation
- 14. Provision of the plan to competent authorities
- 15. Objections to shipments of waste
- 16. The Waste (England and Wales) Regulations 2011

PART 3

- 17. Protection of the environment
- 18. Compliance with notification etc.

PART 4

Shipment of waste between the United Kingdom and EU countries

- 19. Requirements for shipments of notifiable waste
- 20. Requirements for shipment of waste specified in Article 3(2) and (4)

PART 5

Export of waste to non-EU countries

- Prohibition on export of waste for disposal other than to EU or EFTA countries
- 22. Requirements for export of waste for disposal to EFTA countries
- 23. Prohibition on export of certain waste for recovery to non-EU, non-OECD Decision countries
- 23A Requirements for export of waste listed in Annex III or IIIA to non-EU, non-OECD Decision countries
- 23B Requirements for export of waste classified under more than one entry in Annex IIIetc. to non-EU, non-OECD Decision countries
- 24. Requirements for export of waste for recovery to non-EU OECD Decision countries
- 25. Miscellaneous prohibitions on export of waste
- 25A Disapplication of offences

PART 6

- 26. Prohibition on the import of waste for disposal
- 27. Procedure for import of waste for disposal from a non-EU country Party to the Basel Convention
- 28. Prohibition on import of waste for recovery
- 29. Requirements for import of waste for recovery from or through a non-EU OECD Decision country
- 30. Requirements for import of waste for recovery from a non-EU, non-OECD Decision country Party to the Basel Convention
- 31. Requirements for import of waste from overseas countries or territories

PART 7

- 32. Requirements for transit of waste for disposal
- 33. Requirements for transit of waste for recovery: non-EU, non-OECD Decision countries
- 34. Requirements for transit of waste for recovery: EU OECD Decision countries
- 35. Requirements for transit of waste between EU or OECD Decision countries and non-EU, non-OECD Decision countries

PART 8

- 36. Illegal shipments of waste brought to a facility
- 37. Duties on operators of facilities in respect of notifiable waste
- 38. Interim recovery or disposal operations
- 39. Duties on operators of facilities in respect of waste subject to general information requirements
- 40. Duties on consignees in respect of notifiable waste
- 41. Duties on consignees in respect of waste subject to general information requirements
- 42. Duties on laboratories
- 43. Notifier's duty to keep documents
- 44. Duties on persons who arrange the shipment of waste
- 45. Annex VII document

PART 9

- 46. Fees
- 47. Costs of take-back etc.
- 48. Approval of a financial guarantee
- 49. Supply of the financial guarantee
- 49A Power to share information
- 50. Enforcement bodies
- 50A Authorised persons
- Assistance by the Secretary of State in relation to offshore installations
- 51. Enforcement powers
- 52. Compliance with notices
- 53. Obstruction
- 54. Falsely obtaining consent etc.
- 55. Offences by bodies corporate
- 56. Offences by Scottish partnerships
- 57. Acts of third parties
- 58. Penalties
- 59. Fixed penalties
- 59A Civil sanctions, England
- 59B Civil sanctions, Wales
- 59C Review
- 60. Revocations

Signature

SCHEDULEA1 — The Northern Irish border, the Scottish border and the Welsh border

PART1 — The Northern Irish border

PART2 — The Scottish border: the North Sea

PART3 — The Scottish border: the Irish Sea

PART4 — The Welsh border

SCHEDULE 1 — Transitional provisions for shipments to ... Bulgaria or Romania

- 1. Shipments of waste to Latvia
- 2. Shipments of waste to Poland
- 3. Shipments of waste to Slovakia

- 4. Shipments of waste to Bulgaria
- 5. Shipments of waste to Romania

SCHEDULE 2 — Transitional fees in Great Britain

- 1. Transitional fees payable to the Environment Agency
- 2. Transitional fees payable to the Scottish Environment Protection Agency

SCHEDULE 3 — Fees in Northern Ireland

1. Fees

SCHEDULE 4 — Application for approval of a financial guarantee

- 1. Interpretation
- 2. Shipment of waste from the United Kingdom
- 3. Import of waste from third countries

SCHEDULE 5 — Enforcement powers

PART 1 — Powers of authorised persons

- 1. Powers under the Environment Act 1995
- 1A Powers under the Waste and Contaminated Land (Northern Ireland) Order 1997
- 2. Information notice
- 3. Enforcement and prohibition notices
- 4. Appeals against enforcement and prohibition notices
- 5. Powers to seize waste
- 6. Seizure procedures
- 7. Requests for assistance from other competent authorities

PART 2 — Powers of general customs officials

8. Powers of general customs officials

PART2A — Powers of persons authorised by the Secretary of State

- 8A Powers of entry etc.
- 8B Supplementary

PART 3 — Take-back etc. of waste

- 9. Shipments of waste that cannot be completed
- 10. Illegal shipments of waste
- 11. Recovery or disposal of illegal shipment
- 12. Take-back by the competent authority

SCHEDULE 6 — Form of fixed penalty notices

Explanatory Note

Changes to legislation:There are currently no known outstanding effects for the The Transfrontier Shipment of Waste Regulations 2007.