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STATUTORY RULES OF NORTHERN IRELAND

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**2005 No. 300**

**The Hazardous Waste Regulations (Northern Ireland) 2005**

**PART 2**

**HAZARDOUS AND NON-HAZARDOUS WASTE**

**Meaning of hazardous waste**

6. Subject to regulation 10, a waste is a hazardous waste if it is for the time being—
- (a) featured in the List of Wastes(1) as a hazardous waste; or
  - (b) any other waste which (being a waste considered(2) to display one or more of the properties listed in Annex III) is a hazardous waste pursuant to regulation 8; and
  - (c) a specific waste which, though of a type indicated in the List of Wastes as non-hazardous, is determined pursuant to regulation 9 to be a hazardous waste(3),
- and the term “hazardous” and cognate expressions shall be construed accordingly.

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(1) Wastes listed as hazardous in the List of Wastes are considered hazardous pursuant to the first indent of Article 1.4 of the Hazardous Waste Directive and the European Waste Catalogue

(2) A waste which a member state considers displays any of the properties in Annex III is a hazardous waste pursuant to the second indent of Article 1.4 of the Hazardous Waste Directive

(3) A specific waste which though not indicated in the List of Wastes as hazardous may be considered pursuant to Article 3 of the List of Wastes Decision to be hazardous if it displays one or more of the properties in Annex III