

## **EXPLANATORY MEMORANDUM TO**

### **The Hazardous Waste (Amendment No.2) Regulations (Northern Ireland) 2015**

#### **SR 2015 No. 288**

#### **1. Introduction**

- 1.1. This Explanatory Memorandum has been prepared by the Department of the Environment to accompany the Statutory Rule (details above) which is laid before the Northern Ireland Assembly.
- 1.2. The Statutory Rule is made under section 2(2) of and paragraph 1A of Schedule 2 to the European Communities Act 1972 and is subject to the negative resolution procedure.

#### **2. Purpose**

- 2.1. The Department has introduced the Hazardous Waste (Amendment No.2) Regulations (Northern Ireland) 2015, which amend the Hazardous Waste Regulations (Northern Ireland) 2005 to take account of new requirements within EU legislation.

#### **3. Background**

- 3.1. The European Commission has introduced Commission Regulation No. 1357/2014, which replaces Annex III to Directive 2008/98/EC (the Waste Framework Directive) and EU Decision 2014/955/EU, which amends the List of Waste.
- 3.2. The Department has amended the Hazardous Waste Regulations (Northern Ireland) 2005 and revoked the List of Wastes Regulations (Northern Ireland) 2005.

#### **4. Consultation**

- 4.1. As the changes to the legislation are of a technical nature and do not represent any policy changes there was no requirement to consult.

#### **5. Equality Impact**

- 5.1. Not required.

#### **6. Regulatory Impact**

- 6.1. Not required.

#### **7. Financial Implications**

- 7.1. None.

#### **8. Section 24 of the Northern Ireland Act 1998**

- 8.1. These Regulations are deemed to comply with the requirements of section 24 of the Northern Ireland Act 1998.

#### **9. EU Implications**

- 9.1. Failure to introduce these Regulations by 1 June 2015 could result in infraction by the EU.

**10. Parity or Replicatory Measure**

- 10.1. As these Regulations introduce a European requirement they are comparable to those being introduced in the rest of the UK.

**11. Additional Information**

- 11.1. Not applicable.