

## SCHEDULE 1

Regulation 4(1)

### ACTIVITIES FOR THE PURPOSES OF REGULATION 4(1)

1. The operation of installations subject to permit in pursuance of Council Directive [2008/1/EC](#) of 15th January 2008 concerning integrated pollution prevention and control(1) and Council Directive [96/61/EC](#) of 24th September 1996 concerning integrated pollution prevention and control(2) with the exception of installations or parts of installations used for research, development and testing of new products and processes.

2. Waste management operations, including the collection, transport, recovery and disposal of waste and hazardous waste, including the supervision of such operations and after care of disposal sites, subject to permit or registration in pursuance of Directive [2006/12/EC](#) of the European Parliament and of the Council of 5th April 2006 on waste(3) and Council Directive [91/689/EEC](#) of 12th December 1991 on hazardous waste(4).

The operation of landfill sites under Council Directive [1999/31/EC](#) of 26th April 1999 on the landfill of waste(5) and the operation of incineration plants under Directive [2000/76/EC](#) of the European Parliament and of the Council of 4th December 2000 on the incineration of waste(6).

This does not include the spreading of sewage sludge from urban waste water treatment plants, treated to an approved standard, for the purposes of agriculture (within the meaning of regulation 2 of the Sludge (Use in Agriculture) Regulations 1989)(7).

3. All discharges into inland surface water, which require prior authorisation in pursuance of Council Directive [2006/11/EC](#) of 15th February 2006 on pollution caused by certain dangerous substances discharged into the aquatic environment of the Community(8).

4. All discharges of substances into groundwater which require prior authorisation in pursuance of Council Directive [80/68/EEC](#) of 17th December 1979 on the protection of groundwater against pollution caused by certain dangerous substances(9).

5. The discharge or injection of pollutants into surface water or groundwater which require a permit, authorisation or registration in pursuance of Directive [2000/60/EC](#).

6. Water abstraction and impoundment of water subject to prior authorisation in pursuance of Directive [2000/60/EC](#).

7. Manufacture, use, storage, processing, filling, release into the environment and onsite transport of—

- (a) dangerous substances as defined in Article 2(2) of Council Directive [67/548/EEC](#) of 27th June 1967 on the approximation of the laws, regulations and administrative provisions of the Member States relating to the classification, packaging and labelling of dangerous substances(10);
- (b) dangerous preparations as defined in Article 2(2) of Directive [1999/45/EC](#) of the European Parliament and of the Council of 31st May 1999 concerning the approximation of the

(1) O.J. No. L 24, 29.1.2008, p.8.

(2) O.J. No. L 257, 10.10.1996, p.26 as last amended by Regulation (EC) No. 166/2006 (O.J. No. L 33, 4.2.2006, p.1).

(3) O.J. No. L 114, 27.4.2006, p.9 as last amended by Directive [2008/98/EC](#) (O.J. No. L 312, 22.11.2008, p.3).

(4) O.J. No. L 377, 31.12.1991, p.20 as last amended by Directive [2008/98/EC](#) (O.J. No. L 312, 22.11.2008, p.3).

(5) O.J. No. L 182, 16.7.1999, p.1 as last amended by Regulation (EC) No. 1137/2008 (O.J. No. L 311, 21.11.2008, p.1).

(6) O.J. No. L 332, 28.12.2000, p.91 as corrected in O.J. No. L 145, 31.5.2001, p.52 and as last amended by Regulation (EC) No. 1137/2008 (O.J. No. L 311, 21.11.2008, p.1).

(7) S.I.1989/1263.

(8) O.J. No. L 64, 4.3.2006, p.52.

(9) O.J. No. L 20, 26.1.1980, p.43 as amended by Directive [91/692/EEC](#) (O.J. L 377, 31.12.1991, p.48).

(10) O.J. No. L 196, 16.8.1967, p.1 as last amended by Regulation (EC) No. 1272/2008 (O.J. No. L 353, 31.12.2008, p.1).

laws, regulations and administrative provisions of the Member States relating to the classification, packaging and labelling of dangerous preparations<sup>(11)</sup>;

- (c) plant protection products as defined in Article 2(1) of Council Directive [91/414/EEC](#) of 15th July 1991 concerning the placing of plant protection products on the market<sup>(12)</sup>;
- (d) biocidal products as defined in Article 2(1)(a) of Directive [98/8/EC](#) of the European Parliament and of the Council of 16th February 1998 concerning the placing of biocidal products on the market<sup>(13)</sup>.

**8.** Transport by road, rail, inland waterways, sea or air of dangerous goods or polluting goods as defined either in Annex A to Council Directive [94/55/EC](#) of 21st November 1994 on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road<sup>(14)</sup> or in the Annex to Council Directive [96/49/EC](#) of 23rd July 1996 on the approximation of the laws of the Member States with regard to the transport of dangerous goods by rail<sup>(15)</sup> or as defined in Council Directive [93/75/EEC](#) of 13th September 1993 concerning minimum requirements for vessels bound for or leaving Community ports and carrying dangerous or polluting goods<sup>(16)</sup>.

**9.** Any contained use, including transport, involving genetically modified micro organisms as defined by Council Directive [90/219/EEC](#) of 23rd April 1990 on the contained use of genetically modified micro organisms<sup>(17)</sup>.

**10.** Any deliberate release into the environment, transport and placing on the market of genetically modified organisms as defined by Directive [2001/18/EC](#).

**11.** Transboundary shipment of waste within, into or out of the European Union, requiring an authorisation or prohibited in the meaning of Council Regulation (EC) No. [1013/2006](#) of 14th June 2006 on shipments of waste<sup>(18)</sup>.

**12.** The management of extractive waste pursuant to Directive [2006/21/EC](#) of the European Parliament and of the Council of 15th March 2006 on the management of waste from extractive industries<sup>(19)</sup>.

<sup>(11)</sup> O.J. No. L 200, 30.7.1999, p.1 as last amended by Regulation (EC) No. [1272/2008](#) (O.J. No. L 353, 31.12.2008, p.1).

<sup>(12)</sup> O.J. No. L 230, 19.8.1991, p.1 as last amended by Directive [2008/127/EC](#) (O.J. No. L 344, 20.12.2008, p.89).

<sup>(13)</sup> O.J. No. L 123, 24.4.1998, p.1 as last amended by Directive [2008/31/EC](#) (O.J. No. L 81, 20.3.2008, p.57).

<sup>(14)</sup> O.J. No. L 319, 12.12.1994, p.7 as last amended by Directive [2006/89/EC](#) (O.J. No. L 305, 4.11.2006, p.4).

<sup>(15)</sup> O.J. No. L 235, 17.9.1996, p.25 as last amended by Directive [2006/90/EC](#) (O.J. No. L 305, 4.11.2006, p.6).

<sup>(16)</sup> O.J. No. L 247, 5.10.1993, p.19 as last amended by Directive [2002/84/EC](#) (O.J. No. L 324, 29.11.2002, p.53).

<sup>(17)</sup> O.J. No. L 117, 8.5.1990, p.1 as last amended by Commission Decision [2005/174/EC](#) (O.J. No. L 59, 5.3.2005, p.20).

<sup>(18)</sup> O.J. No. L 190, 12.7.2006, p.1, as last amended by Commission Regulation (EC) No. [669/2008](#) (O.J. No. L 188, 16.7.2008, p.7).

<sup>(19)</sup> O.J. No. L 102, 11.4.2006, p.15.