

---

DRAFT STATUTORY INSTRUMENTS

---

**2022 No.**

**EXITING THE EUROPEAN UNION  
AGRICULTURE  
ENVIRONMENTAL PROTECTION  
WASTE**

The Waste and Agriculture (Legislative  
Functions) Regulations 2022

*Made* - - - - - \*\*\*  
*Coming into force* \*\*\*

THE WASTE AND AGRICULTURE (LEGISLATIVE  
FUNCTIONS) REGULATIONS 2022

PART 1

Introductory

1. Citation, commencement and extent

PART 2

Waste: retention of legislative functions

CHAPTER 1

Introductory

2. Interpretation of Part 2: general
3. Meaning of appropriate authority
4. Meaning of “appropriate agency”

CHAPTER 2

Retention of function from the Landfill Directive

5. Power to make provision in relation to sampling of waste

### CHAPTER 3

#### Retention of functions from the End-of-Life Vehicles Directive

6. Power to modify exemptions in light of scientific and technical progress
7. Power to specify minimum requirements for certificate of destruction
8. Power to modify conditions of storage and treatment in light of scientific and technical progress
9. Power to specify coding standards

### CHAPTER 4

#### Retention of functions from the Mining Waste Directive

10. Power to modify non-essential elements
11. Power to update in light of scientific and technical progress

### CHAPTER 5

#### Retention of functions from the Batteries Directive

12. Power to specify criteria relating to export of waste batteries
13. Power to grant exemptions from labelling requirements

### CHAPTER 6

#### Retention of functions from the Waste Framework Directive

14. Meaning of “waste”
15. Power to prescribe criteria for by-products
16. Power to prescribe end-of-waste status criteria
17. Power to specify the application of the formula for incineration facilities

### CHAPTER 7

#### Retention of functions from the WEEE Directive

18. Power to provide for alternative treatment technologies
19. Power to update in light of scientific and technical progress
20. Power to update in light of scientific and technical progress – EEE symbol

### CHAPTER 8

#### Consultation

21. Consultation

### PART 3

#### Regulations under Part 2

22. Procedure
23. Power to make consequential etc. provision

## PART 4

### Agriculture

24. Amendment of Regulation (EU) No 1306/2013
25. Amendment of the Agriculture (Payments) (Amendment, etc.) (EU Exit)  
Regulations 2020  
Signature  
Explanatory Note