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STATUTORY INSTRUMENTS

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**2005 No. 894**

**The Hazardous Waste (England and Wales) Regulations 2005**

**PART 5**

NOTIFICATION OF PREMISES

**Exemption from the requirement to notify**

**23.**—(1) Exempt premises need not be notified to the Agency pursuant to this Part.

(2) Premises of a description referred to in paragraph (3) are, to the extent specified in that paragraph, exempt premises for the time being if—

- (a) (other than in relation to a ship), the qualifying limitation is observed; and
- (b) no hazardous waste is removed from the premises by any person other than—

- (i) a registered carrier; or

- (ii) a carrier exempt from the requirement to register as a registered carrier pursuant to the Control of Pollution (Amendment) Act 1989<sup>(1)</sup>.

(3) The descriptions of premises are—

- (a) office premises, to the extent that the hazardous waste arises from the use of the premises as an office;
- (b) shop premises, to the extent that the hazardous waste arises from the use of the premises as a shop;
- (c) premises used for agriculture within the meaning of the Agriculture Act 1947<sup>(2)</sup>, to the extent that the hazardous waste arises from the use of the premises for agriculture;
- (d) premises of a description listed in—
  - (i) paragraphs (a) to (e) of section 75(5) of the 1990 Act; or
  - (ii) Schedule 1 to the Controlled Waste Regulations 1992<sup>(3)</sup>;
- (e) premises at which waste electrical and electronic equipment is collected, to the extent that the premises are used for that purpose;
- (f) premises used by a dental, veterinary or medical practice, to the extent that the premises are used for that purpose; and
- (g) any ship.

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<sup>(1)</sup> 1989 c. 14.

<sup>(2)</sup> 1947 c. 48.

<sup>(3)</sup> S.I.1992/588; amended by S.I. 1994/1056.; there are other amending instruments but none are relevant.