

SCHEDULE 3

Descriptions: exempt waste operations and other operations
to which section 33(1)(a) of the 1990 Act does not apply

PART 2

Other operations to which section 33(1)
(a) of the 1990 Act does not apply: descriptions

Temporary storage of ships' garbage or tank washings

49.—(1) Temporary storage of waste consisting of garbage, including any such waste which is hazardous waste, at reception facilities provided within a harbour area in accordance with the 2003 Regulations where such storage is incidental to the collection or transport of the waste if—

- (a) the amount of garbage so stored does not at any time exceed 20 cubic metres for each ship from which garbage has been landed; and
- (b) no garbage is so stored for more than 7 days.

(2) Temporary storage of waste consisting of tank washings, including any such waste which is hazardous waste, at reception facilities provided within a harbour area in accordance with the 2003 Regulations where such storage is incidental to the collection or transport of the waste if—

- (a) the amount of tank washings consisting of dirty ballast so stored does not at any time exceed 30% of the total deadweight of the ships from which such washings have been landed; and
- (b) the amount of tank washings consisting of waste mixtures containing oil so stored does not at any time exceed 1% of the total deadweight of the ships from which such washings have been landed.

(3) In this paragraph—

- (a) “the 2003 Regulations” means the Merchant Shipping and Fishing Vessels (Port Waste Reception Facilities) Regulations 2003(1);
- (b) “garbage” has the same meaning as “ship generated waste” in regulation 2 of the 2003 Regulations;
- (c) “harbour area” has the same meaning as in the Dangerous Substances in Harbour Areas Regulations 1987(2);
- (d) “ship” means a vessel of any type whatsoever operating in the marine environment including submersible craft, floating craft and any structure which is a fixed or floating platform; and
- (e) “tank washings” means waste residues from the tanks (other than the fuel tanks) or holds of a ship or waste arising from the cleaning of such tanks or holds.

(1) S.I.2003/1809.

(2) S.I. 1987/37, to which there are amendments not relevant to these Regulations.