

## SCHEDULE 2

### Consequential amendments

## PART 2

### Subordinate legislation

#### **The Waste (England and Wales) Regulations 2011**

6.—(1) Regulation 47 of the Waste (England and Wales) Regulations 2011 (radioactive waste) is amended as follows.

(2) For paragraph (1), substitute—

“(1) This regulation applies to radioactive waste—

- (a) which is a specified waste; and
- (b) in respect of which a person—

- (i) is carrying on a radioactive substances activity described in paragraph 11(2) (b) or (c) or (4) of Part 2 of Schedule 23 to the Environmental Permitting (England and Wales) Regulations 2010; and
  - (ii) is exempt from the requirement for an environmental permit under regulation 12(3) of those Regulations for that activity.”.

(3) In paragraph (4)—

- (a) in the definition of “ “radioactive waste” and “radioactive substances activity”” for “paragraphs 4 and 5” substitute “ paragraphs 3 and 11 ”;
- (b) omit the definition of “specified order”;
- (c) insert the following definitions in the appropriate place alphabetically—

““radioactive substances exemption” means an exemption under Part 7 of Schedule 23 to the Environmental Permitting (England and Wales) Regulations 2010 from the requirement for an environmental permit under regulation 12 of those regulations in respect of a radioactive substances activity;”

““specified waste” means—

- (a) NORM waste (as that term is defined in Part 7 of Schedule 23 to the Environmental Permitting (England and Wales) Regulations 2010; or
- (b) the waste described in the first, second or sixth row of column 1 of table 6 in Part 7 of Schedule 23 to the Environmental Permitting (England and Wales) Regulations 2010.”.

**Status:**

This version of this provision no longer has effect.

**Changes to legislation:**

There are currently no known outstanding effects for the The Environmental Permitting (England and Wales) (Amendment) Regulations 2011, Paragraph 6.