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STATUTORY INSTRUMENTS

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**2015 No. 1360**

**The Hazardous Waste (Miscellaneous Amendments) Regulations 2015**

**Amendment of the Environmental Permitting (England and Wales) Regulations 2010**

7.—(1) The Environmental Permitting (England and Wales) Regulations 2010<sup>M1</sup> are amended as follows.

(2) In regulation 3 (interpretation: Directives)—

(a) for the definition of “the Waste Framework Directive”<sup>M2</sup>, substitute—

““the Waste Framework Directive” means Directive [2008/98/EC](#) of the European Parliament and of the Council on waste;”;

(b) for the definition of “the WEEE Directive”, substitute—

““the WEEE Directive” means Directive 2012/19/EU of the European Parliament and of the Council on waste electrical and electronic equipment (WEEE).”.

(3) In Part 1 of Schedule 3 (exempt facilities: descriptions and conditions)—

(a) in paragraph 1 of chapter 1—

(i) in sub-paragraph (1), at the appropriate place insert—

““List of Wastes” means the list of wastes established by Commission Decision [2000/532/EC](#) replacing Decision [94/3/EC](#) establishing a list of wastes pursuant to Article 1(a) of Council Directive [75/442/EEC](#) on waste and Council Decision [94/904/EC](#) establishing a list of hazardous waste pursuant to Article 1(4) of Council Directive [91/689/EEC](#) on hazardous waste, as amended from time to time;”;

(ii) for sub-paragraph (2), substitute—

“(2) In this Part, a six digit code used to refer to a waste is a reference to the waste specified by the six digit code in the List of Wastes except insofar as the waste in this Part in relation to such a code does not include some of the types of waste specified by the code in the List”;

(b) in section 2 of chapter 3—

(i) in paragraph 1—

(aa) in sub-paragraph (3)(e), for “dangerous substance”, substitute “hazardous substance”;

(bb) for sub-paragraph (5), substitute—

“(5) In this paragraph, “hazardous substance” means a substance classified as hazardous as a consequence of fulfilling the criteria laid down in Parts 2 to 5 of Annex I to Regulation [\(EC\) No 1272/2008](#) of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures<sup>M3</sup>”;

- (ii) in the second column of the row beginning “160504\*” in the table at sub-paragraph (2) of paragraph 15, for “dangerous substances”, substitute “ hazardous substances ”;
- (c) in section 2 of chapter 5, in the second column of the row beginning “150202\*” in the table at sub-paragraph (2) of paragraph 1, for “dangerous substances”, substitute “ hazardous substances ”.
- (4) In Schedule 12 (waste electrical and electronic equipment)—
  - (a) in sub-paragraph (1) of paragraph 2, for “Article 3(b)”, substitute “ Article 3(1)(e) ”;
  - (b) in paragraph 3—
    - (i) in sub-paragraph (1), for “Article 6(1) first paragraph and Article 6(3) and (4)”, substitute “ Articles 8(1) to (3) and 9(3) ”;
    - (ii) for sub-paragraph (2), substitute—
      - “(2) But when interpreting the WEEE Directive for the purposes of this paragraph, ignore the following words in Article 9(3)—
      - (a) “or the registration referred to in paragraphs 1 and 2”; and
      - (b) “and for the achievement of the recovery targets set out in Article 11”.”.

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**Marginal Citations**

- M1** [S.I. 2010/675](#), amended by [S.I. 2011/988](#); there are other amending instruments but none is relevant.
- M2** The definition of “the Waste Framework Directive” in regulation 3 was substituted by [S.I. 2011/988](#).
- M3** OJ No L 353, 31.12.2008, p.1, as last amended by Commission Regulation (EU) No 1297/2014 (OJ No L 350, 6.12.2014, p.1).

**Changes to legislation:**

There are currently no known outstanding effects for the The Hazardous Waste (Miscellaneous Amendments) Regulations 2015, Section 7.