
WELSH STATUTORY INSTRUMENTS

2005 No. 1820

The List of Wastes (Wales) Regulations 2005

Interpretation

2.—(1) In these Regulations —

- (a) “the Waste Directive” (“*y Gyfarwyddeb Gwastraff*”) means Council Directive [75/442/EEC](#)(1) on waste as amended by—
 - (i) Council Directives [91/156/EEC](#)(2) and [91/692/EEC](#)(3);
 - (ii) Commission Decision [96/350/EC](#)(4); and
 - (iii) Regulation (EC) No [1882/2003](#)(5);
- (b) “Directive [67/548/EEC](#)” (“*Cyfarwyddeb 67/548/EEC*”) (the Dangerous Substances Directive, which is referred to in the Introduction to the List) means Directive [67/548/EEC](#)(6) on the approximation of the laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances as last amended by Commission Directive [2004/73/EC](#)(7); and
- (c) “the Hazardous Waste Directive” (“*y Gyfarwyddeb Gwastraff Peryglus*”) means Council Directive [91/689/EEC](#)(8) of 31 December 1991 on hazardous waste, as amended by Council Directive [94/31/EC](#)(9), and a reference to—
 - (i) an annex of the Hazardous Waste Directive is a reference to that annex as it is for the time being set out in the relevant schedule to the Hazardous Waste Regulations; and
 - (ii) hazardous properties is a reference to the properties in Annex III as so set out.

(2) In these Regulations—

- (a) “the List of Wastes Decision” (“*Penderfyniad y Rhestr Wastraffoedd*”) means Commission Decision [2000/532/EC](#)(10) of 3 May 2000 replacing Decision [94/3/EC](#)(11) establishing a list of wastes pursuant to Article 1(a) of Council Directive [75/442/EEC](#) on waste and Council Decision [94/904/EC](#)(12) establishing a list of hazardous waste pursuant to Article 1(4) of Council Directive [91/689/EEC](#) on hazardous waste, as amended by—
 - (i) Commission Decision [2001/118/EC](#)(13);
 - (ii) Commission Decision [2001/119/EC](#)(14); and

(1) OJ No L 194, 25.7.1975, p.39.
(2) OJ No. L 78, 26.3.1991, p.32.
(3) OJ No. L 377, 31.12.1991, p.48.
(4) OJ No. L 135, 6.6.1996, p.32.
(5) OJ No. L 284, 31.10.2003, p.1.
(6) OJ No. L196, 16.8.1967, p. 1.
(7) OJ No. L152, 30.4.2004, p.1.
(8) OJ No. L 377, 31.12.1991, p.20.
(9) OJ No. L 168, 2.7.1994, p.28.
(10) OJ No. L 226, 6.9.2000, p.3.
(11) OJ No. L 5, 7.1.1994, p.15.
(12) OJ No. L 356, 31.12.11994, p.14.
(13) OJ No. L 47, 16.2.2001, p.1.
(14) OJ No. L 47, 16.2.2001, p.32.

- (iii) Council Decision [2001/573/EC](#)(**15**);
- (b) “the List of Wastes” (“*y Rhestr Wastraffoedd*”) means the List of wastes set out in the Annex to the List of Wastes Decision, being a list drawn up—
 - (i) in relation to wastes belonging to the categories listed in Annex I (Categories of Waste) of the Waste Framework Directive, by the Commission, acting in accordance with the procedure laid down in Article 18 of that Directive;
 - (ii) in relation to hazardous waste, in accordance with the procedure laid down in Article 18 of the Waste Framework Directive on the basis of—
 - (aa) Annex I (Categories or generic types of hazardous waste listed according to their nature or the activity which generated them) to the Hazardous Waste Directive; and
 - (bb) Annex II (Constituents of the wastes in Annex 1.B. which render them hazardous when they have the properties described in Annex III) to the Hazardous Waste Directive,and a reference to the List of Wastes includes a reference to the Introduction thereto (“the Introduction to the List”).
- (3) In these Regulations—
 - (a) “the Hazardous Waste Regulations” (“*y Rheoliadau Gwastraff Peryglus*”) means the Hazardous Waste (Wales) Regulations 2005(**16**);
 - (b) “hazardous waste” (“*gwastraff peryglus*”) has the meaning given by regulation 6 of the Hazardous Waste Regulations;
 - (c) “waste” (“*gwastraff*”) has the meaning given by regulation 2(1)(b) of the Hazardous Waste Regulations; and
 - (d) “dangerous substance” (“*sylwedd peryglus*”) means, notwithstanding paragraph 5 of the Introduction to the List, a substance which for the time being is a dangerous substance within the meaning of regulation 2 of the Chemicals (Hazard Information and Packaging for Supply) Regulations 2002(**17**).

(15) (10) OJ No. L 203, 28.7.2001, p.18.

(16) S.I.2005/1806 (W.138).

(17) S.I. 2002/1689 as amended by S.I. 2004/3386.