

SCHEDULE 16

Regulation 35(j)

Provision in relation to asbestos

Application

1. This Schedule applies in relation to every regulated facility.

Interpretation

2.—(1) In this Schedule, “the Asbestos Directive” means Council Directive [87/217/EEC](#) on the prevention and reduction of environmental pollution by asbestos⁽¹⁾.

(2) When interpreting the Asbestos Directive for the purposes of this Schedule—

- (a) except where otherwise defined in this paragraph, an expression defined in Part 1 of these Regulations has the meaning given in that Part;
- (b) the competent authority is the regulator;
- (c) “waste” has the meaning given in the Asbestos Directive.

Exercise of relevant functions

3.—(1) The regulator must exercise its relevant functions so as to ensure compliance with the following provisions of the Asbestos Directive—

- (a) Article 3;
- (b) Article 4(1);
- (c) Article 5;
- (d) Article 6(1) and 6(2);
- (e) Article 8.

(2) When interpreting the Asbestos Directive for the purposes of this paragraph, in Article 6(1), “regular intervals” means, for the purposes of a regulated facility to which Article 4 applies, intervals of not more than 6 months.

(1) OJNo. L 85, 28.3.1987, p40, as last amended by Council Regulation [\(EC\) No. 807/2003](#) (OJ No. L 122, 16.5.2003, p36).