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STATUTORY INSTRUMENTS

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**2023 No. 1243**

**The Controlled Waste (England and Wales)  
(Amendment) (England) Regulations 2023**

**Amendment of the Controlled Waste (England and Wales) Regulations 2012**

2.—(1) The Controlled Waste (England and Wales) Regulations 2012<sup>(1)</sup> are amended as follows.

(2) In Schedule 1, in the table set out in paragraph 3 entitled “Classification by nature of waste or activity producing waste”, for entry 9 substitute—

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“9	Waste from construction or demolition works, including preparatory works	Industrial waste	The waste is to be treated as household waste for the purposes of—  (a) section 34(2) and (2A) of the Act (disapplication of section 34(1) and duty on the occupier of domestic property to transfer household waste only to an authorised person or for authorised transport purposes); and  (b) section 51 of the Act (functions of waste disposal authorities) but only where—  (i) the waste is produced at a domestic property by occupiers of that domestic property carrying out their own construction or demolition works, including preparatory works;  (ii) the waste is not from construction or demolition works, including preparatory works, for which payment has been or is to be made;  (iii) the amount of waste delivered to any waste disposal site in a single visit is either—  (a) less than 100 litres and capable of being fitted into two 50 litre bags, or
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<sup>(1)</sup> S.I. 2012/811, amended by S.I 2012/2320, 2015/1360, 2018/942, 2019/188, 2020/904.

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(b) a single article of waste no larger than 2000mm x 750mm x 700mm in size; and

(iv) the waste delivered to waste deposit sites does not exceed four single visits per household in any four week period”.

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