
WELSH STATUTORY INSTRUMENTS

2023 No. 1289

The Prohibition on the Incineration, or the Deposit in Landfill, of Specified Waste (Wales) Regulations 2023

PART 3

Amendments to the 2016 Regulations

Amendments to the 2016 Regulations: Wales

4.—(1) The 2016 Regulations are amended as follows.

(2) In Schedule 9, Part 4, paragraph 1 (waste separately collected for preparing for re-use and recycling not to be incinerated)—

- (a) in sub-paragraph (2)(a), for “any waste paper, metal, plastic or glass” substitute “in Wales, any waste paper, card, cartons, metal, plastic, glass, food, small electrical and electronic equipment or unsold textiles”;
- (b) at the end, insert—

“(3) For the purposes of this paragraph—

“cartons” means fibre-based composite packaging, being packaging material which is made of paperboard or paper fibres, laminated with low density polythene or polypropylene plastic, and which may also have layers of other materials, to form a single unit that cannot be separated by hand;

“electrical and electronic equipment” means equipment which is dependent on electric currents or electromagnetic fields in order to work properly and equipment for the generation, transfer and measurement of such currents and fields and designed for use with a voltage rating not exceeding 1,000 volts for alternating current and 1,500 volts for direct current;

“small electrical and electronic equipment” means electrical and electronic equipment falling within one of the categories of EEE listed in Schedule 3 to the Waste Electrical and Electronic Equipment Regulations 2013⁽¹⁾, excluding items with any external dimension of more than 50 centimetres;

“unsold” means an unused consumer product, in a factory, retail premises, wholesaler, warehouse or other premises, that has not been sold to a consumer or has been sold and returned by a consumer.”

(3) In Schedule 10, paragraph 5A (waste separately collected for preparing for re-use and recycling not to be landfilled)—

- (a) in sub-paragraph (2)(a), for “any waste paper, metal, plastic or glass for landfill if that waste has been separately collected for the purposes of preparing for re-use or recycling; or” substitute “in Wales, any waste paper, card, cartons, metal, plastic, glass, food, small

⁽¹⁾ S.I. 2013/3113, amended by S.I. 2018/1214; there are other amending instruments but none is relevant.

electrical and electronic equipment or textiles for landfill if that waste has been separately collected for the purposes of preparing for re-use or recycling;”;

(b) after sub-paragraph (2)(a) insert—

“(aa) any waste wood; or”;

(c) in sub-paragraph (2)(b), for “any waste for landfill that results from the treatment of waste referred to in paragraph (a), unless” substitute “in Wales, any waste for landfill that results from the treatment of waste referred to in paragraph (a) or (aa) unless”;

(d) at the end, insert—

“(3) For the purposes of this paragraph—

“cartons” means fibre-based composite packaging, being packaging material which is made of paperboard or paper fibres, laminated with low density polythene or polypropylene plastic, and which may also have layers of other materials, to form a single unit that cannot be separated by hand;

“electrical and electronic equipment” means equipment which is dependent on electric currents or electromagnetic fields in order to work properly and equipment for the generation, transfer and measurement of such currents and fields and designed for use with a voltage rating not exceeding 1,000 volts for alternating current and 1,500 volts for direct current;

“small electrical and electronic equipment” means electrical and electronic equipment falling within one of the categories of EEE listed in Schedule 3 to the Waste Electrical and Electronic Equipment Regulations 2013, excluding items with any external dimension of more than 50 centimetres.”