

Hazardous Waste (Control of Export, Import and Transit) Regulations

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HAZARDOUS WASTE (CONTROL OF EXPORT, IMPORT AND TRANSIT) ACT
(CHAPTER 122A, SECTIONS 17, 19 AND 48)

HAZARDOUS WASTE (CONTROL OF EXPORT, IMPORT AND TRANSIT)
REGULATIONS

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PART I

PRELIMINARY

Citation

1. These Regulations may be cited as the Hazardous Waste (Control of Export, Import and Transit) Regulations.

Definitions

2. In these Regulations, unless the context otherwise requires —

“variation”, in relation to a permit, includes a variation of the permit conditions imposed on the permit;

“variation application” means an application under regulation 21 for the variation of a permit.

PART II

APPLICATIONS FOR AND GRANT OF PERMITS

Applications for import permits

3.—(1) A person who has one or more import proposals in relation to hazardous or other waste may apply to the Director for a permit authorising the import of the waste.

(2) The application shall —

- (a) be in the form approved by the Director; and
- (b) set out, or be accompanied by, such information relating to the proposals as is required by the form.

(3) The application may deal with 2 or more import proposals in relation to hazardous or other waste only if —

- (a) the following matters are common to each proposal:
 - (i) the physical and chemical characteristics of the waste;
 - (ii) the route over which the waste is to be transported; and
 - (iii) the sender of the waste;
- (b) the proposals constitute a regular pattern; and
- (c) the proposals will all be carried out within 12 months of each other.

Applications for export permits

4.—(1) A person who —

- (a) wants to export hazardous or other waste; and
- (b) has an export proposal in relation to the waste,

may apply to the Director for a permit to export the waste.

(2) The application shall —

- (a) be in the form approved by the Director; and
- (b) set out, or be accompanied by, such information relating to the proposals as is required by the form.

(3) The application may deal with 2 or more export proposals in relation to hazardous or other waste only if —

- (a) the following matters are common to each proposal:
 - (i) the physical and chemical characteristics of the waste;
 - (ii) the route over which the waste is to be transported; and
 - (iii) the recipient of the waste;
- (b) the proposals constitute a regular pattern; and
- (c) the proposals will all be carried out within 12 months of each other.

Applications for transit permits

5.—(1) A person who has one or more transit proposals in relation to hazardous or other waste may apply to the Director for a permit to carry out the proposals.

(2) The application shall —

- (a) be in the form approved by the Director; and
- (b) set out, or be accompanied by, such information relating to the proposals as is required by the form.

(3) The application may deal with 2 or more transit proposals in relation to hazardous or other waste only if —

- (a) the following matters are common to each proposal:
 - (i) the physical and chemical characteristics of the waste;
 - (ii) the route over which the waste is to be transported; and
 - (iii) the sender and recipient of the waste;
- (b) the proposals constitute a regular pattern; and
- (c) the proposals will all be carried out within 12 months of each other.

Basel permit or special permit

6.—(1) An application under regulation 3, 4 or 5 shall state that the applicant is applying for —

- (a) a Basel permit; or
- (b) a special permit under a specified set of Article 11 regulations.