

## SCHEDULE

### THE LIST OF WASTES — THE ANNEX TO THE LIST OF WASTES DECISION

#### “ANNEX”

List of wastes pursuant to Article 1(a) of Directive [75/442/EEC](#) on waste and Article 1(4) of Directive [91/689/EEC](#) on hazardous waste.

#### *Introduction*

1. The present list is a harmonised list of wastes. It will be periodically reviewed on the basis of new knowledge and, in particular, of research results, and if necessary revised in accordance with Article 18 of Directive [75/442/EEC](#). However, the inclusion of a material in the list does not mean that the material is a waste in all circumstances. Materials are considered to be waste only where the definition of waste in Article 1(a) of Directive [75/442/EEC](#) is met.

2. Wastes included in the list are subject to the provisions of Directive [75/442/EEC](#) except where Article 2(1)(b) of this Directive applies.

3. The different types of wastes in the list are fully defined by the six-digit code for the waste and the respective two-digit and four-digit chapter headings. This implies that the following steps should be taken to identify a waste in the list.

- (a) Identify the source generating the waste in chapters 01 to 12 or 17 to 20 and identify the appropriate six-digit code of the waste (excluding codes ending with 99 of these chapters). A specific production unit may need to classify its activities in several chapters. For instance, a car manufacturer may find its wastes listed in chapters 12 (wastes from shaping and surface treatment of metals), 11 (inorganic wastes containing metals from metal treatment and the coating of metals) and 08 (wastes from the use of coatings), depending on the different process steps. Note: separately collected packaging waste (including mixtures of different packaging materials) shall be classified in 15 01, not in 20 01.
- (b) If no appropriate waste code can be found in chapters 01 to 12 or 17 to 20, the chapters 13, 14 and 15 must be examined to identify the waste.
- (c) If none of these waste codes apply, the waste must be identified according to chapter 16.
- (d) If the waste is not in chapter 16 either, the 99 code (wastes not otherwise specified) must be used in the section of the list corresponding to the activity identified in step one.

4. Any waste marked with an asterisk (\*) is considered as a hazardous waste pursuant to Directive [91/689/EEC](#) on hazardous waste, and subject to the provisions of that Directive unless Article 1(5) of that Directive applies.

5. For the purpose of this Decision, 'dangerous substance' means any substance that has been or will be classified as dangerous in Directive [67/548/EEC](#) and its subsequent amendments; 'heavy metal' means any compound of antimony, arsenic, cadmium, chromium(VI), copper, lead, mercury, nickel, selenium, tellurium, thallium and tin, as well as these materials in metallic form, as far as these are classified as dangerous substances.

6. If a waste is identified as hazardous by a specific or general reference to dangerous substances, the waste is hazardous only if the concentrations of those substances are such (i.e. percentage by weight) that the waste presents one or more of the properties listed in Annex III to Council Directive [91/89/EEC](#). As regards H3 to H8, H10 and H11, Article 2 of this Decision shall apply. For the characteristics H1, H2, H9 and H12 to H14 Article 2 of the present Decision does not provide specifications at present.

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

7. In line with Directive [1999/45/EC](#), which states in its preamble that the case of alloys has been considered to need further assessment because the characteristics of alloys are such that it may not be possible accurately to determine their properties using currently available conventional methods, the provisions of Article 2 would not apply to pure metal alloys (not contaminated by dangerous substances). This will be so pending further work that the Commission and Member States have taken the commitment to undertake on the specific approach of the classification of alloys. The waste materials which are specifically enumerated in this list, shall remain classified as at present.

8. The following rules for numbering of the items in the list have been used: For those wastes that were not changed, the code numbers from Commission Decision [94/3/EC](#) have been used. The codes for wastes that were changed have been deleted and remain unused in order to avoid confusion after implementation of the new list. Wastes added have been given a code that has not been used in Commission Decision [94/3/EC](#) and Commission Decision [2000/532/EC](#).