

Changes to legislation: The Waste (England and Wales) Regulations 2011, Paragraph 3 is up to date with all changes known to be in force on or before 10 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULE 4

Amendments to other legislation

PART 1

Public General Acts

The Environmental Protection Act 1990

3.—(1) The Environmental Protection Act 1990 ^{M1} is amended as follows.

(2) In section 33(13) ^{M2}, for “Annex IIA or IIB of Directive 2006/12/EC of the European Parliament and of the Council on waste”, substitute “ Annex I or II of Directive 2008/98/EC of the European Parliament and of the Council on waste ”.

(3) In section 34(1), for “as a broker”, substitute “ as a dealer or broker ”.

(4) In section 34(3)(c), at the end, insert “ or by virtue of regulations under section 2 of the Pollution Prevention and Control Act 1999 ”.

(5) Omit section 44A ^{M3}.

(6) In section 57(8), for the definition of “waste” substitute—

““waste” means anything that is waste within the meaning of Article 3(1) of Directive 2008/98/EC of the European Parliament and of the Council on waste including anything excluded from the scope of that Directive by Article 2(1)(f) or 2(2)(b) or (c), but not including anything excluded by the remainder of that Article”.

(7) In section 62A ^{M4}—

(a) in each of subsections (1)(b) and (2)(b), for “Council Directive 91/689/EEC”, substitute “ Directive 2008/98/EC ”;

(b) for subsection (3), substitute—

“(3) In this section “the Hazardous Waste List” means the list of wastes established by Commission Decision 2000/532/EC.”.

(8) In section 75 ^{M5}—

(a) for subsection (2), substitute—

“(2) “Waste” means anything that is waste within the meaning of Article 3(1) of Directive 2008/98/EC of the European Parliament and of the Council on waste.”;

(b) omit subsections (10) to (12).

(9) Omit Schedules 2A and 2B ^{M6}.

Marginal Citations

M1 1990 c. 43.

M2 Section 33(13) was inserted by S.I. 2007/3538, **regulation 73** and paragraphs 2 and 4(6) of Schedule 21.

M3 Section 44A was inserted by the Environment Act 1995 (c. 25) and amended by S.I. 2007/3538, **regulation 73** and paragraphs 2 and 12 of Schedule 21.

M4 Section 62A was inserted by S.I. 2005/894, **regulation 72(3)**.

M5 Section 75(2) was amended by the Environment Act 1995 (c. 25), **section 120(1)** and paragraph 88 of Schedule 22.

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M6 [Schedule 2A](#) was inserted by the [Environment Act 1995 \(c. 25\), section 92](#) and Schedule 12. [Schedule 2B](#) was inserted by section 120 and paragraph 95 of Schedule 22 to that Act.

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Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 16(3)(ba) substituted for reg. 16(3)(b) by [2023 c. 55 Sch. 8 para. 32](#)