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STATUTORY RULES OF NORTHERN IRELAND

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**2016 No. 95**

**The Waste (Amendment) Regulations (Northern Ireland) 2016**

**Amendment of the Hazardous Waste Regulations (Northern Ireland) 2005**

**4.—**(1) The Hazardous Waste Regulations (Northern Ireland) 2005(1) are amended in accordance with paragraphs (2) to (5)—

(2) In regulation 2 (General interpretation) at paragraph (1)—

(a) For the definition of “recovery” substitute—

““recovery” means any operation the principal result of which is the waste serving a useful purpose by replacing other materials which would otherwise have been used to fulfil a particular function, or waste being prepared for that function, in the plant or in the wider economy. Annex II to the Directive, as amended by Commission Directive (EU) 2015/1127, sets out a non-exhaustive list of recovery operations;”.

(b) Insert the following definition in the appropriate alphabetical order—

““Commission Directive (EU) 2015/1127” means Commission Directive (EU) 2015/1127 of 10th July 2015 amending Annex II to [Directive 2008/98/EC](#) of the European Parliament and the Council on waste and repealing certain Directives;”.

(3) In regulation 24(2)(c) for Annex I of [Directive 2008/98/EC](#) of the European Parliament and of the Council, or storage of waste consisting materials intended for submission to any operation listed in Annex II of that Directive,” substitute “Annex I of [Directive 2008/98/EC](#) of the European Parliament and of the Council, or storage of waste consisting of materials intended for submission to any operation listed in Annex II of that Directive as amended by Commission Directive (EU) 2015/1127.”.

(4) In regulation 37(6) after “Annex I or II” add “as amended by Commission Directive (EU) 2015/1127”.

(5) In regulation 40(3)(c) after “Annex I or II of the Waste Directive (as the case may be)” add “as amended by Commission Directive (EU) 2015/1127”.