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SCOTTISH STATUTORY INSTRUMENTS

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**2015 No. 101**

**The Waste (Recyclate Quality) (Scotland) Regulations 2015**

**Amendment of the 2011 Regulations**

2.—(1) The Waste Management Licensing (Scotland) Regulations 2011<sup>(1)</sup> are amended in accordance with paragraph (2).

(2) After regulation 13A<sup>(2)</sup> (conditions of waste management licences: separately collected wastes) insert—

**“Conditions of waste management licences: materials recovery facilities**

**13B.**—(1) A waste management licence that is granted or varied on or after 1st April 2015 by the waste regulation authority which authorises the treatment of dry recyclable waste at a materials recovery facility must contain a condition requiring the holder of the licence to comply with the Materials Recovery Code.

(2) In this regulation—

“Materials Recovery Code” means the Code of Practice on Sampling and Reporting at Materials Recovery Facilities<sup>(3)</sup> issued by the Scottish Ministers on 2nd March 2015;

“materials recovery facility” means a facility where dry recyclable waste is treated in order to separate that waste into a dry waste stream or streams; and

“dry recyclable waste” and “dry waste stream” have the same meanings as they do for the purposes of section 75(7A) of the 1990 Act<sup>(4)</sup>.”

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(1) S.S.I. 2011/228, as amended by S.I. 2011/1043 and by S.S.I. 2012/148, S.S.I. 2012/360 and S.S.I. 2013/307.

(2) Regulation 13A was inserted by S.S.I. 2012/148.

(3) ISBN 978-1-78544-114-1. The Code was prepared by the Scottish Ministers under section 34(7) of the Environmental Protection Act 1990 (c.43) and issued by them under that section on 2nd March 2015.

(4) 1990 c.43. Subsection (7A) was inserted by S.S.I. 2012/148.