

## SCHEDULE 16

Regulation 35(2)(j)

### Asbestos

#### Application

1. This Schedule applies in relation to every regulated facility.

#### Interpretation

2.—(1) In this Schedule, “the Asbestos Directive” means Council Directive [87/217/EEC](#) on the prevention and reduction of environmental pollution by asbestos<sup>(1)</sup>.

(2) When interpreting the Asbestos Directive for the purposes of this Schedule—

- (a) except where otherwise defined in this paragraph, an expression that is defined in Part 1 of these Regulations has the meaning given in that Part;
- (b) the competent authority is the regulator;
- (c) “waste” has the meaning given in the Asbestos Directive.

#### Exercise of relevant functions

3.—(1) The regulator must exercise its relevant functions so as to ensure compliance with the following provisions of the Asbestos Directive—

- (a) Article 3;
- (b) Article 4(1);
- (c) Article 5;
- (d) Article 6(1) and (2);
- (e) Article 8.

(2) When interpreting the Asbestos Directive for the purposes of this paragraph, in Article 6(1), “regular intervals” means, for the purposes of a regulated facility to which Article 4 applies, intervals of not more than 6 months.

---

(1) OJ No L 85, 28.3.1987, p 40, as last amended by Council Regulation [\(EC\) No 807/2003](#) (OJ No L 122, 16.5.2003, p 36).