

## SCHEDULE 2

### Amendments to the Hazardous Waste (England and Wales) Regulations 2005

#### PART 1

##### Amendments

**18.** In regulation 48—

- (a) in paragraph (3)(c), for “Annex IIA or IIB of the Waste Directive”, substitute “Annex I or II of the Waste Directive (as the case may be)”;
- (b) after paragraph (6)(a), omit “and”;
- (c) in paragraph (6)(b), at the beginning, insert “subject to paragraph (6A),”;
- (d) after paragraph (6), insert—

“(6A) If the person required to make or retain a register has a waste permit pursuant to which the site is operated, the period for retention of a consignment note required to be kept by regulation 51(2)(a) is—

- (a) for 5 years after the disposal or recovery of the waste; or
- (b) if the permit authorises disposal of waste in a landfill (in addition to other treatment), until the permit is surrendered or revoked.

(6B) In paragraph (6A), “landfill” has the meaning given in Article 2(g) of Council Directive [1999/31/EC](#) on the landfill of waste, but does not include any waste excluded from the scope of that Directive by Article 3(2).”.