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STATUTORY INSTRUMENTS

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**1988 No. 1562**

**The Transfrontier Shipment of  
Hazardous Waste Regulations 1988**

**PART V**

**DUTIES OF DISPOSAL AUTHORITIES**

**Acknowledgement of or objection to transport of a consignment into Great Britain**

**19.** Where a disposal authority is notified by way of a consignment note of the transport of one or more consignments of hazardous waste to one or more destinations in Great Britain, it shall, not later than one month after receipt of the note, either—

- (a) enter an acknowledgement on the consignment note, retain copy 1 and return the other copies to the holder; or
- (b) give notice in writing to the holder that it objects to the transport of the consignment under Article 4(3) of the Directive.

**Notification of acknowledgement of, or objection to, transport of a consignment into Great Britain**

**20.** A disposal authority shall forthwith send photocopies of copy 2 of any consignment note it has acknowledged or, as the case may be, of its objection, to—

- (a) the competent authority of any Member State of dispatch;
- (b) the competent authority of any Member State of transit;
- (c) any third state of transit;
- (d) the consignee;
- (e) the Secretary of State;
- (f) the disposal authority for the area in which is situated the port through which the consignment is to be brought into Great Britain; and
- (g) where the consignment is to be transported through Northern Ireland, the Department of the Environment for Northern Ireland.

**Removal of objection to transport of a consignment into Great Britain**

**21.** As soon as a disposal authority which has objected under regulation 19(b) is satisfied that the reason for not issuing an acknowledgement no longer exists, or where the Secretary of State decides on an appeal under regulation 26 that an acknowledgement should be issued, the disposal authority concerned shall forthwith—

- (a) enter an acknowledgement on the relevant consignment note, retain copy 1 of the note and return the other copies to the holder; and

- (b) send photocopies of copy 2 of the note to those persons to whom photocopies of the notice of objection were required to be sent under regulation 20.

### **Objection to transport of a consignment from Great Britain**

**22.** A disposal authority receiving a photocopy of copy 1 of a consignment note in accordance with regulations 3(c)(i) or 4(2)(c)(i) shall within 20 days of receiving the copy, notify the holder in writing that either—

- (a) it objects to the transport of the consignment under Article 4(6) of the Directive; or
- (b) it has no such objection.

### **Notification of objection to transport of a consignment from Great Britain**

**23.** The disposal authority shall forthwith send photocopies of any notice of objection under regulation 22 to—

- (a) the competent authority of any Member State of destination;
- (b) the competent authority of any Member State of transit;
- (c) the Secretary of State; and
- (d) where the consignment is to be transported through Northern Ireland, the Department of the Environment for Northern Ireland.

### **Removal of objection to transport of a consignment from Great Britain**

**24.** As soon as a disposal authority which has objected under regulation 22(a) is satisfied that the reason for its objection no longer exists, or where the Secretary of State decides on an appeal under regulation 26 that no objection should be made, the disposal authority concerned shall forthwith—

- (a) notify the holder in writing that it no longer objects; and
- (b) send copies of the notification to those persons to whom photocopies of the objection were required to be sent under regulation 23.

### **Retention of documents**

**25.** Any disposal authority that receives in accordance with these Regulations or any provision of the law of a Member State giving effect to the Directive a copy of a consignment note or a uniform document or a photocopy thereof shall, except where otherwise required by regulation 19(a), keep that document for at least two years from the date of receipt.