
STATUTORY INSTRUMENTS

2007 No. 1711

The Transfrontier Shipment of Waste Regulations 2007

PART 4

Shipment of waste [^{F1}between the United Kingdom and EU countries]

Requirements for shipments of notifiable waste

19.—(1) This regulation applies to waste specified in Article 3(1)(a) or (b) [^{F1}or Article 3(5)] that originates in [^{F2}the United Kingdom or][^{F3}the European Union] and is either brought into the United Kingdom or destined for [^{F4}an EU country], whether or not that waste passes through a [^{F5}non-EU country].

- (2) A person who transports such waste commits an offence if he does so without—
- (a) the competent authority of dispatch having been notified in accordance with Article 4;
 - (b) a contract having been entered into or a declaration having been made in accordance with Article 5;
 - (c) a financial guarantee or equivalent insurance being in place and approved by the competent authority in accordance with Article 6;
 - (d) a consent issued by the competent authority of dispatch and destination in accordance with Article 9 and a consent issued by the competent authority of transit, unless there is tacit consent to the transit in accordance with Article 9(1);
 - (e) the movement document having been—
 - (i) completed in accordance with Article 16, first paragraph and Article 16(a); or
 - (ii) sent to the competent authorities concerned and the consignee in accordance with Article 16(b);
 - (f) the waste being accompanied by the movement document and notification document in accordance with Article 16(c); or
 - (g) the competent authorities and consignee having been notified of any change in the details or conditions of the shipment in accordance with Article 17 and, in such a case, a new notification having been submitted in accordance with that Article.
- (3) He commits an offence if—
- (a) he does so in breach of any condition imposed under Article 10;
 - (b) in the case of a shipment covered by a general notification, he does so without the competent authorities concerned having been notified of a change in route in accordance with Article 13(2);
 - (c) in the case of a shipment of waste destined for an interim recovery or disposal operation, he does so without the notification document having been completed in accordance with Article 15(a); or
 - (d) he fails to comply with Article 19.

Textual Amendments

- F1** Words in reg. 19(1) inserted (5.2.2008) by [Transfrontier Shipment of Waste \(Amendment\) Regulations 2008 \(S.I. 2008/9\)](#), regs. 1, 4
- F2** Words in reg. 19(1) inserted (31.12.2020) by [The International Waste Shipments \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/590\)](#), regs. 2(2), **27(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words substituted (22.4.2011) by [The Treaty of Lisbon \(Changes in Terminology\) Order 2011 \(S.I. 2011/1043\)](#), arts. 2, **3-6**
- F4** Words in reg. 19(1) substituted (31.12.2020) by [The International Waste Shipments \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/590\)](#), regs. 2(2), **27(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in reg. 19(1) substituted (31.12.2020) by [The International Waste Shipments \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/590\)](#), regs. 2(2), **27(c)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the The Transfrontier Shipment of Waste Regulations 2007, Section 19.