

## SCHEDULE 4 **U.K.**

### Amendments to other legislation

## PART 2 **U.K.**

### Secondary legislation

#### The Town and Country Planning (Use Classes) Order 1987 **U.K.**

8. For article 3(6)(j) of the Town and Country Planning (Use Classes) Order 1987<sup>M1</sup>, substitute—
- “(j) as a waste disposal installation for the incineration, chemical treatment (as defined in Annex I to Directive 2008/98/EC under heading D9) or landfill of hazardous waste as defined (in relation to England) in regulation 6 of the Hazardous Waste (England and Wales) Regulations 2005 or (in relation to Wales) in regulation 6 of the Hazardous Waste (Wales) Regulations 2005.”.

#### Marginal Citations

**M1** [S.I. 1987/764](#), amended by [S.I. 1999/293](#). There are other amendments but none is relevant.

#### The Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations 1991 **U.K.**

- 9.—(1) The Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations 1991<sup>M2</sup> are amended as follows.
- (2) In regulation 1(2), omit all the definitions except “the 1989 Act” and “notice”.
- (3) Omit regulation 1(3), regulations 2 to 18 and Schedule 1.

#### Marginal Citations

**M2** [S.I. 1991/1624](#); relevant amending instruments are [S.I. 1992/588](#), 1994/1056, 1996/593, 1998/605, 2006/937, 2007/3538.

#### The Environment Act 1995 (Consequential Amendments) Regulations 1996 **U.K.**

10. Omit paragraphs 9 and 10 of Schedule 2 to the Environment Act 1995 (Consequential Amendments) Regulations 1996<sup>M3</sup>.

#### Marginal Citations

**M3** [S.I. 1996/593](#).

**Changes to legislation:** The Waste (England and Wales) Regulations 2011, PART 2 is up to date with all changes known to be in force on or before 10 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## **The Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999** **U.K.**

**11.** [<sup>F1</sup>In Schedule 1 to the Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999<sup>M4</sup>, in each of paragraphs 9 and 10, for “Annex IIA to Council Directive 75/442/EEC” substitute “Annex I to Directive 2008/98/EC”.]

### **Textual Amendments**

**F1** Sch. 4 para. 11 revoked (W.) (1.3.2016) by [The Town and Country Planning \(Environmental Impact Assessment\) \(Wales\) Regulations 2016 \(S.I. 2016/58\)](#), reg. 1(2), **Sch. 8** (with regs. 59, 60(2))

### **Marginal Citations**

**M4** [S.I. 1999/293](#); relevant amending instruments are [S.I. 2005/894](#), [S.I. 2005/1806](#) (W. 138).

## **The Town and Country Planning (Development Plan) (England) Regulations 1999** **U.K.**

**12.**—(1) The Town and Country Planning (Development Plan) (England) Regulations 1999<sup>M5</sup> are amended as follows.

(2) In regulation 2, in paragraph (1) for the definition of “national waste strategy” substitute—  
““the national waste management plan” has the same meaning as in the Waste (England and Wales) Regulations 2011;”.

(3) In regulation 9, for sub-paragraph (b) of paragraph (1) substitute—  
“(b) the national waste management plan;”.

(4) In regulation 20, for sub-paragraph (b) of paragraph (1) substitute—  
“(b) the national waste management plan;”.

### **Marginal Citations**

**M5** [S.I. 1999/3280](#), to which there are amendments not relevant to these Regulations.

## **The Environmental Protection (Disposal of Polychlorinated Biphenyls and other Dangerous Substances) (England and Wales) Regulations 2000** **U.K.**

**13.**—(1) The Environmental Protection (Disposal of Polychlorinated Biphenyls and other Dangerous Substances) (England and Wales) Regulations 2000<sup>M6</sup> are amended as follows.

(2) In regulation 2(1)—

(a) in the definition of “disposal”, for “Annex IIA of Directive 75/442/EEC, as amended”, substitute “Annex I of Directive 2008/98/EC on waste”;

(b) in the definition of “used PCBs”, for “Directive 75/442/EEC”, substitute “Directive 2008/98/EC”.

(3) In the title to Schedule 1, for “Annex IIA of Directive 75/442/EEC on waste, as amended”, substitute “Annex I of Directive 2008/98/EC on waste”.

### **Marginal Citations**

**M6** [S.I. 2000/1043](#), to which there are amendments not relevant to these Regulations.

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**The Town and Country Planning (London Spatial Development Strategy) Regulations 2000** **U.K.**

14. In regulation 6 (regard to be had to certain matters and statement of regard) of the Town and Country Planning (London Spatial Development Strategy) Regulations 2000 <sup>M7</sup>, for paragraph (1) (a) substitute—

- “(a) the national waste management plan within the meaning of the Waste (England and Wales) Regulations 2011;”.

**Marginal Citations**

**M7** [S.I. 2000/1491](#), to which there are amendments not relevant to these Regulations.

**The Packaging (Essential Requirements) Regulations 2003** **U.K.**

15. <sup>F2</sup> ...

**Textual Amendments**

**F2** Sch. 4 para. 15 revoked (1.10.2015) by [The Packaging \(Essential Requirements\) Regulations 2015 \(S.I. 2015/1640\)](#), [reg. 1](#), [Sch. 6](#) (with [reg. 3\(5\)](#))

**The End-of-Life Vehicles Regulations 2003** **U.K.**

16. In regulation 2 of the End-of-Life Vehicles Regulations 2003 <sup>M8</sup>—

- (a) in the definition of “end-of-life vehicle”, for “Article 1(a)”, substitute “ Article 3(1) ”;
- (b) for the definition of “recovery”, substitute—  
““recovery” has the meaning given by Article 3(15) of the Waste Directive;”;
- (c) for the definition of “the Waste Directive”, substitute—  
““the Waste Directive” means Directive [2008/98/EC](#) of the European Parliament and of the Council on waste”.

**Marginal Citations**

**M8** [S.I. 2003/2635](#), amended by [S.I. 2007/3538](#). There are other amendments but none is relevant.

**The Town and Country Planning (Local Development) (England) Regulations 2004** **U.K.**

<sup>F3</sup>17. ....

**Textual Amendments**

**F3** Sch. 4 para. 17 revoked (E.) (6.4.2012) by [The Town and Country Planning \(Local Planning\) \(England\) Regulations 2012 \(S.I. 2012/767\)](#), [regs. 1\(1\)](#), [37\(e\)](#) (with [regs. 2\(2\)\(3\)](#), [38](#))

**The Landfill Allowances and Trading Scheme (England) Regulations 2004** **U.K.**

<sup>F4</sup>18. ....

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#### Textual Amendments

- F4** Sch. 4 para. 18 revoked (31.3.2013) by [The Waste and Emissions Trading Act 2003 \(Amendment etc.\) Regulations 2013 \(S.I. 2013/141\)](#), regs. 1(1)(b), 7 (with reg. 8)

### The End-of-Life Vehicles (Producer Responsibility) Regulations 2005 **U.K.**

- 19.** In regulation 2 of the End-of-Life Vehicles (Producer Responsibility) Regulations 2005 <sup>M9</sup>—
- (a) in the definition of “end-of-life vehicle”, for “Article 1(a)”, substitute “ Article 3(1) ”;
  - (b) for the definition of “recovery”, substitute—  
““recovery” has the meaning given by Article 3(15) of the Waste Directive;”;
  - (c) for the definition of “the Waste Directive”, substitute—  
““the Waste Directive” means Directive [2008/98/EC](#) of the European Parliament and of the Council on waste”.

#### Marginal Citations

- M9** [S.I. 2005/263](#), to which there are amendments not relevant to these Regulations.

### The List of Wastes (England) Regulations 2005 **U.K.**

- 20.**—(1) The List of Wastes (England) Regulations 2005 <sup>M10</sup> are amended as follows.
- (2) In regulation 2—
    - (a) for sub-paragraph (a) of paragraph (1), substitute—  
““the Waste Directive” means Directive [2008/98/EC](#) of the European Parliament and of the Council on waste”;
    - (b) for sub-paragraph (c) of paragraph (1), substitute—  
“(c) a reference to hazardous properties is a reference to the properties set out in Annex III to the Waste Directive.”;
    - (c) for sub-paragraph (b) of paragraph (2), substitute—  
“(b) “the List of Wastes” means the list of Wastes set out in the Annex to the List of Wastes Decision, as it is set out in Schedule 1, and a reference to the List of Wastes includes a reference to its introduction (“the Introduction to the List”).”.
  - (3) In regulation 4—
    - (a) before “properties”, insert “ hazardous ”;
    - (b) omit “of Annex III”.
  - (4) Omit paragraphs 1 and 2 of Schedule 2.

#### Marginal Citations

- M10** [S.I. 2005/895](#), to which there are amendments not relevant to these Regulations.

## The Waste Management (England and Wales) Regulations 2006 **U.K.**

21. Omit regulations 4 and 12 of the Waste Management (England and Wales) Regulations 2006 <sup>M11</sup>.

### Marginal Citations

**M11** S.I. 2006/937, to which there are amendments not relevant to these Regulations.

## The Waste Electrical and Electronic Equipment Regulations 2006 **U.K.**

22. In regulation 2(1) of the Waste Electrical and Electronic Equipment Regulations 2006 <sup>M12</sup>—

- (a) in the definition of “disposal”, for the words from “Annex IIA” to the end, substitute “Annex I to Directive 2008/98/EC of the European Parliament and of the Council on waste”;
- (b) in the definition of “recovery”, for the words “Annex IIB to Directive 2006/12/EC”, substitute “Annex II to Directive 2008/98/EC”;
- (c) in the definition of “waste electrical and electronic equipment”, for the words “Article 1(a) of Directive 2006/12/EC”, substitute “Article 3(1) of Directive 2008/98/EC”.

### Marginal Citations

**M12** S.I. 2006/3289, to which there are amendments not relevant to these Regulations.

## The Producer Responsibility Obligations (Packaging Waste) Regulations 2007 **U.K.**

23.—(1) The Producer Responsibility Obligations (Packaging Waste) Regulations 2007 <sup>M13</sup> are amended as follows.

- (2) In regulation 2—
  - (a) in paragraph (1), for the definition of “the Waste Directive”, substitute—

““the Waste Directive” means Directive 2008/98/EC of the European Parliament and of the Council on waste;”;
  - (b) in paragraph (2), in the definition of “recovery”, for “Annex IIB” substitute “Annex II”.
- (3) In paragraph 2 of Schedule 7—
  - (a) in sub-paragraph (b), for “Annex IIB” substitute “Annex II”;
  - (b) in sub-paragraph (c), for “Annex IIA or Annex IIB” substitute “Annex I or II”.

### Marginal Citations

**M13** S.I. 2007/871, to which there are amendments not relevant to these Regulations.

## The Transfrontier Shipment of Waste Regulations 2007 **U.K.**

24. In regulation 11 of the Transfrontier Shipment of Waste Regulations 2007 <sup>M14</sup>, for “Article 7 of Directive 2006/12/EC” substitute “Article 28 of Directive 2008/98/EC”.

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**Marginal Citations**

**M14** [S.I. 2007/1711](#), to which there are amendments not relevant to these Regulations.

**The Environmental Permitting (England and Wales) Regulations 2007** **U.K.**

**25.** Omit paragraphs 12, 31 and 32 of Schedule 21 to the Environmental Permitting (England and Wales) Regulations 2007 <sup>M15</sup>.

**Marginal Citations**

**M15** [S.I. 2007/3538](#), to which there are amendments not relevant to these Regulations.

**The Town and Country Planning (Mayor of London) Order 2008** **U.K.**

**26.** In article 6 of the Town and Country Planning (Mayor of London) Order 2008 <sup>M16</sup>, for paragraph (2)(g) substitute—

“(g) the national waste management plan within the meaning of the Waste (England and Wales) Regulations 2011 and prepared by the Secretary of State;”.

**Marginal Citations**

**M16** [S.I. 2008/580](#).

**The Batteries and Accumulators (Placing on the Market) Regulations 2008** **U.K.**

**27.** For regulation 7(3) of the Batteries and Accumulators (Placing on the Market) Regulations 2008 <sup>M17</sup>, substitute—

“(3) In this regulation “waste battery” means any battery which is waste within the meaning of Article 3(1) of Directive [2008/98/EC](#) of the European Parliament and of the Council on waste.”.

**Marginal Citations**

**M17** [S.I. 2008/2164](#).

**The Environmental Damage (Prevention and Remediation) Regulations 2009** **U.K.**

**28.** In Schedule 2 to the Environmental Damage (Prevention and Remediation) Regulations 2009 <sup>M18</sup>, in paragraph 3(1), for the words from “Directive [2006/12/EC](#)” to the end, substitute “ Directive [2008/98/EC](#) of the European Parliament and of the Council on waste ”.

**Marginal Citations**

**M18** [S.I. 2009/153](#), to which there are amendments not relevant to these Regulations.

## The Renewables Obligation Order 2009 **U.K.**

29. In article 2(1) of the Renewables Obligation Order 2009 <sup>M19</sup>—

- (a) in the definition of “hazardous waste”, for “Article 1(4) of the Hazardous Waste Directive”, substitute “ Article 3(2) of Directive [2008/98/EC](#) of the European Parliament and of the Council on waste ”;
- (b) omit the definition of “Hazardous Waste Directive”.

### Marginal Citations

**M19** [S.I. 2009/785](#), to which there are amendments not relevant to these Regulations.

## The Waste Batteries and Accumulators Regulations 2009 **U.K.**

30. In regulation 2(1) of the Waste Batteries and Accumulators Regulations 2009 <sup>M20</sup>,—

- (a) in the definition of “disposal”, for “Annex IIA to Directive [2006/12/EC](#)”, substitute “ Annex I to Directive [2008/98/EC](#) ”;
- (b) for the definition of “waste battery”, substitute—  
““waste battery” means any battery which is waste within the meaning of Article 3(1) of Directive [2008/98/EC](#) of the European Parliament and of the Council on waste;”.

### Marginal Citations

**M20** [S.I. 2009/890](#).

## The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 **U.K.**

31. In Schedule 1 to the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 <sup>M21</sup>, in each of paragraphs 9 and 10, for “Annex IIA to Council Directive [75/442/EEC](#)” substitute “ Annex I to Directive [2008/98/EC](#) ”.

### Marginal Citations

**M21** [S.I. 2009/2263](#).

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**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 16(3)(ba) substituted for reg. 16(3)(b) by [2023 c. 55 Sch. 8 para. 32](#)