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STATUTORY INSTRUMENTS

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**2019 No. 188**

**The Waste (Miscellaneous Amendments)  
(EU Exit) (No. 2) Regulations 2019**

**PART 2**

Amendment of out of date references

**The Waste Batteries and Accumulators Regulations 2009**

- 6.—(1) The Waste Batteries and Accumulators Regulations 2009<sup>(1)</sup> are amended as follows.
- (2) In regulation 2—
- (a) in paragraph (1)—
- (i) for the definition of “best available techniques” substitute—
- “best available techniques” has the meaning given in Article 2(2), as read with Article 2(3), of [Decision 2012/134/EU](#) establishing the best available techniques (BAT) conclusions under [Directive 2010/75/EU](#) of the European Parliament and of the Council on industrial emissions for the manufacture of glass<sup>(2)</sup>”;
- (ii) in the definitions of “disposal” and “waste battery”, as those definitions extend to England and Wales and Scotland, for the words from “[Directive 2008/98/EC](#)<sup>(3)</sup>” to the end substitute “the Waste Framework Directive”;
- (iii) in the definition of “disposal”, as it extends to Northern Ireland, for the words from “Annex IIA” to the end substitute “Annex 1 to the Waste Framework Directive”;
- (iv) in the definition of “waste battery”, as it extends to Northern Ireland, for “Article 1(1)(a) of [Directive 2006/12/EC](#)” substitute “Article 3(1) of the Waste Framework Directive”;
- (b) after paragraph (1) insert—
- “(1A) In paragraph (1), “the Waste Framework Directive” means [Directive 2008/98/EC](#) of the European Parliament and of the Council on waste, as last amended by Council Regulation (EU) 2017/997/EU.”.
- (3) In regulation 56—
- (a) in paragraph (3), for “Council [Directive 1999/31/EC](#) on the landfill of waste<sup>(4)</sup>” substitute “the Landfill Directive”;
- (b) after paragraph (3) insert—

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(1) [S.I. 2009/890](#); relevant amending instruments are [S.I. 2011/988](#), [1043](#), [2013/3134](#) and [2015/1360](#) and [S.S.I. 2011/226](#).

(2) OJ No L 70, 8.3.2012, p 1.

(3) OJ No L 312, 22.11.08, p.3.

(4) OJ No L 182, 16.7.1999, p 1.

“(4) In paragraph (3), “the Landfill Directive” means Council [Directive 1999/31/EC](#) on the landfill of waste, as last amended by Council [Directive 2011/97/EU](#)(5).”.

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(5) OJ No L 328, 10.12.2011, p 49.