

2021 No. 785

CUSTOMS

ENVIRONMENTAL PROTECTION

The International Waste Shipments (Amendment of Regulation (EC) No 1013/2006 and 1418/2007) Regulations 2021

<i>Made</i> - - - -	<i>30th June 2021</i>
<i>Laid before Parliament</i>	<i>1st July 2021</i>
<i>Coming into force</i> - -	<i>29th July 2021</i>

The Secretary of State makes these Regulations in exercise of the powers conferred by: the first paragraph of Article 37(2); and Articles 58(1)(a) and 59a(3)(a), of Regulation (EC) No 1013/2006 of the European Parliament and of the Council on shipments of waste (“Regulation (EC) No 1013/2006”)(a).

Citation, commencement and extent

1.—(1) These Regulations may be cited as the International Waste Shipments (Amendment of Regulation (EC) No 1013/2006 and 1418/2007) Regulations 2021.

(2) These Regulations come into force on 29th July 2021.

(3) These Regulations extend to England and Wales, Scotland and Northern Ireland.

Amendment to Annex 7 to Regulation (EC) No 1013/2006

2. In table note (4) in Annex 7 to Regulation (EC) No 1013/2006 of the European Parliament and of the Council on shipments of waste omit “, B3010”.

Amendments to the Table in the Annex to Regulation (EC) No 1418/2007

3. The Table in the Annex to Commission Regulation (EC) No 1418/2007 concerning the export for recovery of certain waste listed in Annex III or IIIA to Regulation (EC) No 1013/2006 of the European Parliament and of the Council to certain countries to which the OECD Decision on the control of transboundary movements of wastes does not apply(b) is amended in accordance with the Schedule.

(a) EUR 2006/1013, amended by S.I. 2019/473, 2019/590, 2020/1455. Articles 37(2) and 58(1)(a) were amended by S.I. 2019/473 so that the powers contained in them, and as a consequence the power contained in Article 59a(3)(a), is now vested in the Secretary of State.

(b) EUR 2007/1418, amended by S.I. 2019/590.

Signed by authority of the Secretary of State for Environment, Food and Rural Affairs

Rebecca Pow

Parliamentary Under Secretary of State

Department for Environment, Food and Rural Affairs

30th June 2021

SCHEDULE

Regulation 3

Amendments to the Table in the Annex to Regulation (EC) No 1418/2007

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Afghanistan

1. At the beginning of the Table, insert—

“Afghanistan			
a	b	c	d
	B3011”.		

Albania

2. Under the heading “Albania” and the sub-heading “Single waste entries”, for the row which contains “B3010 all other waste” substitute—

“B3011”.			
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Algeria

3. Under the heading “Algeria” and the sub-heading “Single waste entries”, omit the row which contains “from B3010”.

Angola

4. After the final row under the heading “Andorra”, insert—

“Angola			
a	b	c	d
	B3011”.		

Anguilla

5. Under the heading “Anguilla”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Argentina

6. Under the heading “Argentina”—

- (a) and the sub-heading “Single waste entries”, omit the row which contains “from B3010”;
- (b) and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Azerbaijan

7. Under the heading “Azerbaijan” and the sub-heading “Single waste entries”, omit the row which contains “B3010”.

Bahamas

8. After the final row under the heading “Azerbaijan”, insert—

“Bahamas			
a	b	c	d

	B3011".		
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Bangladesh

9. Under the heading “Bangladesh”—

- (a) and the sub-heading “Single waste entries”, in column “a”, for “B2030—B3010” substitute “B2030—B2130”;
- (b) and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Belarus

10. Under the heading “Belarus”—

- (a) and the sub-heading “Single waste entries”—
 - (i) in column “c”, for “B1250—B3035” substitute “B1250—B2130”;
 - (ii) after the row amended by sub-paragraph (i), insert—

			“B3011
		B3020—B3035”;	

- (b) and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Bermuda

11. Under the heading “Bermuda”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Bolivia

12. Under the heading “Bolivia”, in column “d”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Bosnia and Herzegovina

13. Under the heading “Bosnia and Herzegovina”, omit the row which contains “B3010”.

Brazil

14. Under the heading “Brazil”—

- (a) and the sub-heading “Single waste entries”—
 - (i) in column “c”, for “B2040—B3050” substitute “B2040—B2130”;
 - (ii) after the row amended by sub-paragraph (i), insert—

	“B3011		
		B3020—B3050”;	

- (b) and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Brunei

15. After the final row under the heading “Brazil”, insert—

“Brunei			
a	b	c	d

B3011".			
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Burundi

16. Under the heading "Burundi", in column "a", after "All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006", insert ", except B3011".

Cambodia

17. Under the heading "Cambodia"—

(a) and the sub-heading "Single waste entries", for the row which contains "B3010" substitute—

"From B3011: —All other wastes	From B3011: —polyethylene —polyethylene terephthalate";		
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(b) and the sub-heading "Mixtures of wastes", omit the three rows which contain "Mix B3010".

Cameroon

18. After the final row under the heading "Cambodia", insert—

"Cameroon			
a	b	c	d
B3011".			

Cape Verde

19. For the rows under the heading "Cape Verde" substitute—

"a	b	c	d
	B3011		
All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006".			

Chile

20. Under the heading "Chile", in column "d", after "All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006", insert ", except B3011".

China

21. Under the heading "China"—

(a) and the sub-heading "Single waste entries", for the row which contains "from B3010" substitute—

"B3011";			
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(b) and the sub-heading "Mixtures of waste", omit the three rows which contain "Mix B3010".

Chinese Taipei

22. Under the heading “Chinese Taipei”—

(a) and the sub-heading “Single waste entries”, for the row which contains “from B3010” substitute—

“From B3011: —Mixtures of separated polyethylene, polypropylene and/or polyethyleneterephthalate			From B3011: —Non-halogenated polymers —Cured resin or condensation product —Fluorinated polymer”;
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(b) and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Colombia

23. Under the heading “Colombia” and the sub-heading “Single waste entries”, for the row which contains “B2060-B3020” substitute—

		“B2060—B2130	
			B3011
		B3020”.	

Costa Rica

24. Under the heading “Costa Rica” and the sub-heading “Single waste entries”, for the row which contains “B1010-B3050” substitute—

	“B1010—B2130		B1010—B2130
			B3011
	B3020—B3050		B3020—B3050”.

Cuba

25. Under the heading “Cuba”, in column “c”, after “all waste listed in Annex III of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Democratic Republic of the Congo

26. Under the heading “Democratic Republic of the Congo”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Dominican Republic

27. Under the heading “Dominican Republic”, in column a, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Ecuador

28. For the rows under the heading “Ecuador” substitute—

“a	b	c	d
From B3011: —Non-halogenated		From B3011: —Cured resin or	

polymers —Fluorinated polymer —Mixtures of separated polyethylene, polypropylene and/or polyethyleneterephthalate		condensation product	
All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”.			

Egypt

29. Under the heading “Egypt” and the sub-heading “Single waste entries”, for the row which contains “B1080 - B4030” substitute—

“B1080—B2130			
			B3011
B3020—B4030”.			

El Salvador

30. For the rows under the heading “El Salvador” substitute—

“ a	b	c	d
			B3011
	All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006		All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”.

Ethiopia

31. For the rows under the heading “Ethiopia” substitute—

“a	b	c	d
	B3011		
All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”.			

French Polynesia

32. Under the heading “French Polynesia”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Gabon

33. Under the heading “Gabon” and the sub-heading “Mixtures of wastes”, in column “a”, after “All mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Gambia

34. Under the heading “Gambia”, in column “d”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Ghana

35. Under the heading “Ghana”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Georgia

36. Under the heading “Georgia”—

- (a) and the sub-heading “Single waste entries”, in column “d”, for “B3010—B3035” substitute “B3011—B3035”;
- (b) and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Guatemala

37. For the rows under the heading “Guatemala” substitute—

a	b	c	d
			B3011
	All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”.		

Guinea Bissau

38. After the final row under the heading “Guatemala”, insert—

“Guinea Bissau			
a	b	c	d
B3011”.			

Guinea (Republic of Guinea)

39. Under the heading “Guinea (Republic of Guinea)”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Hong Kong (China)

40. Under the heading “Hong Kong (China)” and the sub-heading “Single waste entries”, in column “d”, for “B3010—B3030” substitute “B3011—B3030”.

India

41. For the rows under the heading “India” substitute—

a	b	c	d
From B3011: —All other wastes			From B3011: —polyethylene —polymethyl methacrylate
			All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”.

Indonesia

42. Under the heading “Indonesia”, for the row which contains “B3010” substitute—

“From B3011: —Cured resin or condensation product —Fluorinated polymer			From B3011: —Non-halogenated polymers —Mixtures of separated polyethylene, polypropylene and/or polyethyleneterephth alate”.
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Iran (Islamic Republic of Iran)

43. Under the heading “Iran (Islamic Republic of Iran)”, in column “b”, for “B3010—B3020” substitute “B3020”.

Iraq

44. After the final row under the heading “Iran (Islamic Republic of Iran)”, insert—

“Iraq			
a	b	c	d
B3011”.			

Kazakhstan

45. Under the heading “Kazakhstan” and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Kenya

46. Under the heading “Kenya” and the sub-heading “Single waste entries”, in column “a”, after “All waste listed in Annex III of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Kuwait

47. Under the heading “Kuwait”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Kyrgyzstan

48. Under the heading “Kyrgyzstan” and the sub-heading “Single waste entries”, omit the row which contains “from B3010”.

Lebanon

49. Under the heading “Lebanon”, omit the row which contains “from B3010”.

Libya

50. After the final row under the heading “Liberia”, insert—

“Libya			
a	b	c	d
B3011”.			

Macau (China)

51. Under the heading “Macau (China)”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Malawi

52. For the rows under the heading “Malawi” substitute—

“a	b	c	d
	B3011		
All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”.			

Malaysia

53. Under the heading “Malaysia” and the sub-heading “Single waste entries”, in column “d”, for “B3010-B3020” substitute “B3011-B3020”.

Marshall Islands

54. After the final row under the heading “Mali”, insert—

“Marshall Islands			
a	b	c	d
B3011”.			

Micronesia (Federated States of Micronesia)

55. After the final row under the heading “Mauritius (Republic of Mauritius)”, insert—

“Micronesia (Federated States of Micronesia)			
a	b	c	d
B3011”.			

Moldova (Republic of Moldova)

56. Under the heading “Moldova (Republic of Moldova)” and the sub-heading “Single waste entries”, in column “a”, for “B2030—B3010” substitute “B2030—B2130”.

Montenegro

57. For the rows under the heading “Montenegro” substitute—

“a	b	c	d
	B3011		
			All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”.

Montserrat

58. Under the heading “Montserrat”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Morocco

59. Under the heading “Morocco” and the sub-heading “Single waste entries”, for the row which contains “from B3010” substitute—

	“B3011		B3011”.
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Mozambique and Myanmar

60. After the final row under the heading “Morocco”, insert—

“Mozambique			
a	b	c	d
B3011			
Myanmar			
a	b	c	d
B3011”.			

Namibia

61. For the rows under the heading “Namibia” substitute—

“a	b	c	d
From B3011: —Cured resin or condensation product —Fluorinated polymer	From B3011: —Non-halogenated polymers —Mixtures of separated polyethylene, polypropylene		From B3011: —Non-halogenated polymers

	and/or polyethyleneterephthalate		
All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006".			

Nepal

62. Under the heading "Nepal" and the sub-heading "Single waste entries", in column "a", for "B2070—B3010" substitute "B2070—B3011".

Niger

63. Under the heading "Niger"—

- (a) and the sub-heading "Single waste entries", in column "a", for "B2010—B3010" substitute "B2010—B2130";
- (b) and the sub-heading "Mixtures of wastes", omit the three rows which contain "Mix B3010".

Oman

64. Under the heading "Oman", after the row which contains "from B1010: all others", insert—

	"B3011".		
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Pakistan

65. Under the heading "Pakistan"—

- (a) and the sub-heading "Single waste entries", for the row which contains "B3010" substitute—

	"B3011";		
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- (b) and the sub-heading "Mixtures of wastes", omit the three rows which contain "Mix B3010".

Panama

66. After the final row under the heading "Pakistan", insert—

"Panama			
a	b	c	d
		B3011".	

Papua New Guinea

67. Under the heading "Papua New Guinea", in column "a", after "All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006", insert ", except B3011".

Paraguay

68. Under the heading “Paraguay”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Philippines

69. Under the heading “Philippines”—

- (a) and the sub-heading “Single waste entries”, omit the row which contains “B3010”;
- (b) and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Qatar

70. Under the heading “Qatar”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Republic of Congo

71. After the final row under the heading “Qatar”, insert—

“Republic of Congo			
a	b	c	d
B3011”.			

Russia (Russian Federation)

72. Under the heading “Russia (Russian Federation)” and the sub-heading “Single waste entries”, in column “d”, for “B1250—B3010” substitute “B1250—B2130”.

Rwanda

73. Under the heading “Rwanda”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Sao Tome and Principe

74. After the final row under the heading “Saint Vincent and the Grenadines”, insert—

“Sao Tome and Principe			
a	b	c	d
From B3011: —Non-halogenated polymers		From B3011: —Cured resin or condensation product —Fluorinated polymer —Mixtures of separated polyethylene, polypropylene and/or polyethyleneterephth alate”.	

Senegal

75. Under the heading “Senegal”, in the sub heading “Single waste entries”, for the row which contains “B1010—B3020” substitute—

“B1010—B2130			
B3020”.			

Serbia

76. Under the heading “Serbia”, in column “d”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Seychelles

77. Under the heading “Seychelles” and the sub-heading “Single waste entries”, for the row which contains “B1010—B3040” substitute—

“B1010—B2130			
	B3011		
B3020—B3040”.			

Singapore

78. For the rows under the heading “Singapore” substitute—

“a	b	c	d
		B3011	
			All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”.

Sudan and Suriname

79. After the final row under the heading “Sri Lanka”, insert—

“Sudan			
a	b	c	d
	B3011		
Suriname			
a	b	c	d
B3011”.			

Tajikistan

80. Under the heading “Tajikistan” and the sub-heading “Single waste entries”, for the row which contains “B3010—B3020” substitute—

“B3011			
B3020”.			

Tanzania

81. Under the heading “Tanzania” and the sub-heading “Mixtures of wastes”, in column “a”, after “All mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Thailand

82. Under the heading “Thailand”—

- (a) and the sub-heading “Single waste entries”, for the row which contains “B3010” substitute—

“From B3011: —Cured resin or condensation product —Fluorinated polymer —Mixtures of separated polyethylene, polypropylene and/or polyethyleneterephth alate			From B3011: —Non halogenated polymers”;
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- (b) and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Togo

83. Under the heading “Togo”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Trinidad and Tobago

84. For the rows under the heading “Trinidad and Tobago” substitute—

“a	b	c	d
		B3011	
All other waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”.			

Tunisia

85. Under the heading “Tunisia”—

- (a) and the sub-heading “Single waste entries”, in column “a”, for “B1250—B3010” substitute “B1250—B2130”;
- (b) and the sub-heading “Mixtures of wastes”, omit the three rows which contain “Mix B3010”.

Ukraine

86. Under the heading “Ukraine”, omit the row which contains “B3010 except for”.

Uzbekistan

87. Under the heading “Uzbekistan” and the sub-heading “Single waste entries”, for the row which contains “B2060—B3060” substitute—

			“B2060—B2130
			B3020—B3060”.

Vietnam

88. Under the heading “Vietnam” and the sub-heading “Single waste entries”, for the row which contains “B3010—B3020” substitute—

“From B3011: —Cured resin or condensation product —Fluorinated polymer			From B3011: —Non-halogenated polymers —Mixtures of separated polyethylene, polypropylene and/or polyethyleneterephth alate
			B3020”.

Wallis and Futuna

89. Under the heading “Wallis and Futuna”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

Zambia

90. Under the heading “Zambia”, in column “a”, after “All waste listed in Annex III and mixtures of wastes listed in Annex IIIA of Regulation (EC) No 1013/2006”, insert “, except B3011”.

EXPLANATORY NOTE

(This note is not part of the Regulations)

Regulation (EC) No 1418/2007 concerning the export for recovery of certain waste listed in Annex III or IIIA to Regulation (EC) No 1013/2006 of the European Parliament and of the Council (“Regulation (EC) No 1013/2006”) to certain countries to which the OECD Decision on the control of transboundary movements of wastes does not apply (“Regulation (EC) No 1418/2007”) forms part of domestic law on and after IP completion day (11 p.m. on 31st December 2020) (see section 3 of the European Union (Withdrawal) Act 2018 (c. 16)).

These Regulations amend the Annex to Regulation (EC) No 1418/2007 to set out export control procedures for a new category of sorted, non-hazardous, plastic waste classified as B3011, which had previously been a subset of classification B3010.

These Regulations also amend both Annex 7 to Regulation (EC) No 1013/2006 and the Annex to Regulation (EC) No 1418/2007 in order to remove defunct references to plastic waste classified as B3010, which is no longer a classification used in the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal, adopted on 22nd March 1989(a), amended by Decision BC-14/12(b).

(a) The consolidated text of the Basel Convention may be seen here: <http://www.basel.int/TheConvention/Overview/TextoftheConvention/tabid/1275/Default.aspx>.

(b) Decision BC-14/12 may be seen here: <http://www.basel.int/Implementation/Plasticwaste/Decisions/tabid/6069/Default.aspx>.

An impact assessment has not been produced for this instrument as no, or no significant, impact on the private or voluntary sector is foreseen.

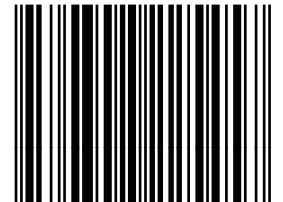
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