
WELSH STATUTORY INSTRUMENTS

2019 No. 1165 (W. 203)

ENVIRONMENTAL PROTECTION, WALES

The Hazardous Waste (Wales) (Amendment) Regulations 2019

Made - - - - - *19 July 2019*

Laid before the National

Assembly for Wales - - - - - *24 July 2019*

Coming into force in accordance with regulation 1(2)

The Welsh Ministers make these Regulations in exercise of the powers conferred by section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972⁽¹⁾ (“the ECA 1972”).

The Welsh Ministers are designated⁽²⁾ for the purposes of section 2(2) of the ECA 1972 in relation to measures relating to the prevention, reduction and elimination of pollution caused by waste⁽³⁾ and the prevention, reduction and management of waste⁽⁴⁾.

These Regulations make provision for a purpose mentioned in section 2(2) of the ECA 1972, and it appears to the Welsh Ministers that it is expedient for references to Regulation (EU) 2019/1021 of the European Parliament and of the Council on persistent organic pollutants (recast)⁽⁵⁾ to be construed as references to that Regulation as amended from time to time.

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- (1) [1972 c. 68](#); section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 ([c. 51](#)) and by section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 ([c. 7](#)); paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006 and was amended by section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 and by [S.I. 2007/1388](#).
- (2) By virtue of section 59(2) of the Government of Wales Act 2006 ([c. 32](#)) (“GOWA 2006”) the Welsh Ministers may exercise the power conferred by section 2(2) of the European Communities Act 1972 (“the ECA 1972”) in relation to any matter, or for any purpose, if they have been designated in relation to that matter or for that purpose. Paragraph 28(1) of Schedule 11 to GOWA 2006 provides that designations made under section 2(2) of the ECA 1972 by virtue of section 29(1) of the Government of Wales Act 1998 ([c. 38](#)) which are in force immediately before the commencement of the repeal of that subsection by GOWA 2006 continue to have effect after the commencement of that repeal as if made by virtue of section 59(1) of GOWA 2006.
- (3) [S.I. 2005/850](#).
- (4) [S.I. 2010/1552](#).
- (5) OJ No. L 169, 25.6.2019, p. 45.