

# HAZARDOUS WASTE & CONSTRUCTION INDUSTRY

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## The Hazardous Waste Regulations 2005

- Came into force 16 July 2005
- Apply to anyone producing, disposes of, carries or receives hazardous waste
- Aims to achieve cradle-to-grave management of waste
- Separate legislation in England, Wales, Scotland and Northern Ireland



## What is hazardous waste?

- List of Wastes Regulations (anything marked \*)
- Now 118 new types of waste classed as hazardous including televisions, lead batteries & fluorescent tubes
- And in the construction industry?
  - Asbestos
  - Contaminated soils
  - Paints, solvents
  - Asphalt containing tar
  - Treated timber.....the list goes on!



## How does the legislation affect you?

- As a PRODUCER.....
- Producer = anyone discarding waste generated from their business activities
- All producers must have notified their premises to the Environment Agency before 16 July 2005 (unless under exemption applying to shops, offices, agricultural premises etc)
- Registration must be renewed annually
- Cost from [£18] via internet to [£28] in writing



## Duty of care

- S.34 Environmental Protection Act
- Applies to any business that imports, produces, treats, keeps, transfers, disposes of any waste
- Must ensure the person who takes your waste is an authorised carrier
- Basically must ensure that:
  - all waste is stored and disposed of correctly
  - Waste is only handled by an authorised person
  - A record is kept of all waste received or transferred (through consignment notes)



## The movement of hazardous waste

- Single and multiple (“milk round”) consignments
- Separate note for each
- Detail premises code, quantity and type of waste, waste codes & hazard codes
- Note to travel with the consignment (duty of carrier)
- Consignee right to accept or refuse i.e., if no note
- Hazardous waste can only be accepted at site licensed to accept such waste. No mixing of waste permitted



## Consignment notes

- Single consignments:
  - Duty of producer to prepare note
  - Copies for producer, carrier and consignee
  - Copy of note to travel with consignment
  - Consignee to forward copy of completed note to producer for records
  - If rejected, Environment Agency to be informed
- Multiple consignments:
  - Separate MCCNs for each premises
  - Annex then filled in on arrival at site with waste codes etc



## Other obligations to watch out for.....

- For Producers:
  - Stringent record-keeping requirements
  - Quantity, nature, origin, destination, frequency, mode of transport.....
  - And sufficient information to identify the carrier of the waste from your premises
  - Your register should contain every copy of consignment notes received
  - Records kept for 3 years from the date the waste was transferred.
- (Consignee duty to make returns to Environment Agency with payment for all waste received)



## Workshop

- Case Studies
- Burges Salmon Guide

