

**2015 No.**

**ENVIRONMENTAL PROTECTION**

**The Waste Management Licensing (Amendment No.2) Regulations  
(Northern Ireland) 2015**

*Made* - - - - - *xxxx 2015*  
*Coming into operation* - *xxxx 2015*

The Department of the Environment, in exercise of the powers conferred by Article 4(3) of the Waste and Contaminated Land (Northern Ireland) Order 1997<sup>1</sup> and having particular regard to the matters specified in Article 4(4) of that Order, makes the following Regulations.

**Citation, commencement and interpretation**

**1.**—(1) These Regulations may be cited as the Waste Management Licensing (Amendment No.2) Regulations (Northern Ireland) 2015 and shall come into operation on xx xxxx 2015.

**Amendment of the Waste Management Licensing Regulations (Northern Ireland) 2003**

**2.**—(1) Schedule 2 to the Waste Management Licensing Regulations (Northern Ireland) 2003<sup>2</sup> is amended in accordance with paragraphs (2) to (8)—

(2) For Part 1, paragraph 12 substitute—

“**12.**—(1) Subject to the conditions specified in sub-paragraph (3), carrying on at any place, in respect of waste of a type identified by the EWC Code in Column 1 of Table 5 and referred to by the corresponding waste description in Column 2 of that Table, any of the activities specified in Column 3 of that Table in relation to that type of waste where the activity is carried on with a view to the recovery or re-use of the waste (whether or not by the person carrying on the activity listed in that Table).

(2) Subject to the conditions specified in sub-paragraph (3), the storage of waste of a type identified by the EWC Code in Column 1 of Table 5A and referred to by the corresponding waste description in Column 2 of that Table if the waste is to be reused or used for the purpose of —

- (a) an activity described in Column 3 of Table 5; or
- (b) any other recovery operation.

(3) The specified conditions are that—

- (a) the total volume of each type of waste on site at any one time does not exceed the limits specified in Column 5 of Table 5 and Column 4 of Table 5A in relation to that type of waste;

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<sup>1</sup> S.I. 1997/2778 (NI. 19) as amended

<sup>2</sup> S.R. 2003 No 493 as amended

- (b) the combined total volume of all wastes on site at any one time does not exceed 100m<sup>3</sup> (whether before, during or after processing);
- (c) the waste arrives at the place where the activity is carried on unmixed with any other type of waste;
- (d) each type of waste is treated and stored separately;
- (e) no waste is stored for longer than 12 months;
- (f) the site has, and is operated in accordance with, planning permission, where such permission is required; and
- (g) the activity complies with the additional specific conditions in Column 4 of Table 5 and Column 3 of Table 5A.”.

**Table 5**

<i>“EWC Code</i>	<i>Waste description</i>	<i>Activities</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
	<i>Paper and cardboard</i>	Baling, sorting or shredding		100m <sup>3</sup>
	03 03 Wastes from pulp, paper and cardboard production and processing			
03 03 07	Mechanically separated rejects from pulping of waste paper and cardboard			
03 03 08	Wastes from sorting of paper and cardboard destined for recycling			
	15 01 Packaging (including separately collected municipal packaging waste)			
15 01 01	Paper and cardboard packaging			
	20 01 Separately collected fractions (except 15 01)			
20 01 01	Paper and cardboard			
	<i>Textiles</i>	Baling, sorting or shredding		
	15 01 Packaging (including separately collected municipal packaging waste)			
15 01 09	Textile packaging			
	20 01 Separately collected fractions (except 15 01)			
20 01 11	Textiles	Baling, sorting, shredding, densifying or washing	Where the treatment involves densifying waste, the treatment does not involve the application of heat.	
	<i>Plastic</i>			
	02 01 Wastes from agriculture, horticulture, aquaculture, forestry, hunting and fishing			
02 01 04	Waste plastics (except packaging)			
	07 02 Waste from the manufacture, formulation, supply and use (MFSU) of plastics, synthetic rubber and man-made fibres			
07 02 13	Waste plastic	12 01 Wastes from shaping and physical and mechanical surface treatment of metals and plastics		

<i>“EWC Code</i>	<i>Waste description</i>	<i>Activities</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
12 01 05	Plastics shavings and turnings			
	15 01 Packaging (including separately collected municipal packaging waste)			
15 01 02	Plastic packaging			
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)			
16 01 19	Plastic			
	17 02 Wood, glass and plastic			
17 02 03	Plastic			
	20 01 Separately collected fractions (except 15 01)			
20 01 39	Plastics			
	<i>Glass</i>	Sorting, crushing or washing		
	10 11 Wastes from manufacture of glass and glass products			
10 11 12	Waste glass other than those mentioned in 10 11			
	15 01 Packaging (including separately collected municipal packaging waste)			
15 01 07	Glass packaging			
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)			
16 01 20	Glass			
	17 02 Wood, glass and plastic			
17 02 02	Glass			
	20 01 Separately collected fractions (except 15 01)			
20 01 02	Glass			
	<i>Steel cans, aluminium cans, aluminium foil</i>	Sorting, crushing, pulverising, shredding, compacting or baling	Where the treatment involves pulverising waste, the treatment is carried on in an enclosed building.	
	15 01 Packaging (including separately collected municipal packaging waste)			
15 01 04	Metallic packaging			
	<i>Food or drink cartons</i>	Sorting,	Where the	

<i>“EWC Code</i>	<i>Waste description</i>	<i>Activities</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
	15 01 Packaging (including separately collected municipal packaging waste)	crushing, pulverising, shredding, compacting or baling	treatment involves pulverising waste, the treatment is carried on in an enclosed building.	
15 01 01	Paper and cardboard packaging			
15 01 02	Plastic packaging			
15 01 03	Wooden packaging			
15 01 05	Composite packaging			
15 01 06	Mixed packaging			
15 01 07	Glass packaging			
15 01 09	Textile packaging			
	<i>End-of-life vehicles and non-hazardous components</i>	Dismantling for use as vehicle parts		
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)			
16 01 06	End-of-life vehicles, containing neither liquids nor other hazardous components			
16 01 22	Components not otherwise specified	The operation is for the	5m <sup>3</sup>	

<i>“EWC Code</i>	<i>Waste description</i>	<i>Activities</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
			purposes of the reuse or recovery of the waste.	

**Table 5A**

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
	<i>Paper and cardboard</i>	The waste is stored in a baled form, in an enclosed building or container.	100m <sup>3</sup>
	03 03 Wastes from pulp, paper and cardboard production and processing		
03 03 07	Mechanically separated rejects from pulping of waste paper and cardboard		
03 03 08	Wastes from sorting of paper and cardboard destined for recycling		
	15 01 Packaging (including separately collected municipal packaging waste)		
15 01 01	Paper and cardboard packaging		
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified		
19 12 01	Paper and cardboard		
	20 01 Separately collected fractions (except 15 01)		
20 01 01	Paper and cardboard		
	<i>Textiles</i>		
	15 01 Packaging (including separately collected municipal packaging waste)		
15 01 09	Textile packaging		
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified		
19 12 08	Textiles		
	20 01 Separately collected fractions (except 15 01)		
20 01 11	Textiles		
	<i>Plastic</i>		
	02 02 Wastes from agriculture, horticulture, aquaculture, forestry, hunting and fishing		
02 01 04	Waste plastics (except packaging)		
	07 02 Waste from the manufacture, formulation, supply and use (MFSU) of plastics, synthetic		

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
	rubber and man-made fibres		
07 02 13	Waste plastic		
	12 01 Wastes from shaping and physical and mechanical surface treatment of metals and plastics		
12 01 05	Plastic shavings and turnings		
	15 01 Packaging (including separately collected municipal packaging waste)		
15 01 02	Plastic packaging		
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)		
16 01 19	Plastic		
	17 02 Wood, glass and plastic		
17 02 03	Plastic		
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified		
19 12 04	Plastic and rubber		
	20 01 Separately collected fractions (except 15 01)		
20 01 39	Plastics		
	<i>Glass</i>		
	10 11 Wastes from manufacture of glass and glass products		
10 11 12	Waste glass other than those mentioned in 10 11 11		
	15 01 Packaging (including separately collected municipal packaging waste)		
15 01 07	Glass packaging		
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)		
16 01 20	Glass		
	17 02 Wood, glass and plastic		
17 02 02	Glass		
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified		
19 12 05	Glass		
	20 01 Separately collected fractions		

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
	(except 15 01)		
20 01 02	Glass		
	<i>Steel cans, aluminium cans, aluminium foil</i>		
	15 01 Packaging (including separately collected municipal packaging waste)		
15 01 04	Metallic packaging		
	<i>Food or drink cartons</i>		
	15 01 Packaging (including separately collected municipal packaging waste)		
15 01 01	Paper and cardboard packaging		
15 01 02	Plastic packaging		
15 01 03	Wooden packaging		
15 01 05	Composite packaging		
15 01 06	Mixed packaging		
15 01 07	Glass packaging		
15 01 09	Textile packaging		
	<i>Waste articles which are to be used for construction work which are capable of being so used in their existing state</i>		
	17 01 Concrete, bricks, tiles and ceramics		
17 01 02	Bricks		
17 01 03	Tiles and ceramics		
17 01 07	Mixtures of concrete, bricks, tiles and ceramics other than those mentioned in 17 01 06		
	17 02 Wood, glass and plastic		
17 02 01	Wood		
	20 01 Separately collected fractions (except 15 01)		
20 01 38	Wood other than that mentioned in 20 01 37		
	<i>Solvents</i>	The waste is stored on an impermeable pavement.	5m <sup>3</sup>
	02 03 Wastes from fruit, vegetables, cereals, edible oils, cocoa, coffee, tea and tobacco preparation and processing; conserve production; yeast and yeast extract production, molasses preparation and fermentation		
02 03 03	Wastes from solvent extraction		
	08 04 Wastes from the manufacture, formulation, supply and use (MFSU) of adhesives and sealants (including waterproofing products)		

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
08 04 09	Waste adhesives and sealants containing organic solvents or other dangerous substances		
	09 01 Wastes from the photographic industry		
09 01 03	Solvent-based developer solutions		
	14 06 Waste organic solvents, refrigerants and foam/aerosol propellants		
14 06 02	Other halogenated solvents and solvent mixtures		
14 06 03	Other solvents and solvent mixtures		
	20 01 Separately collected fractions (except 15 01)		
20 01 27	Paints, inks, adhesives and resins containing dangerous substances		
	<i>Refrigerants</i>	The waste is stored on an impermeable pavement.  For the purposes of this paragraph, “refrigerants” means dichlorodifluoromethane, chlorotrifluoromethane, dichlorotetrafluoroethane, chloropentafluoroethane, bromotrifluoromethane, chlorodifluoromethane, chlorotetrafluoroethane, trifluoromethane, difluoromethane, pentafluoroethane, tetrafluoroethane, chlorodifluoroethane, difluoroethane, trichlorofluoromethane, trichlorotrifluoroethane, dichlorotrifluoroethane, dichlorofluoroethane and mixtures containing any of those substances.	20m <sup>3</sup>
	14 06 Waste organic solvents, refrigerants and foam/aerosol propellants		
14 06 01	Chlorofluorocarbons, HCFC, HFC		
14 06 02	Other halogenated solvents and solvent mixtures		
	<i>Oils</i>	The waste is stored on an impermeable pavement.	3m <sup>3</sup>
	13 01 Waste hydraulic oils		
13 01 04	Chlorinated emulsions		
13 01 05	Non-chlorinated emulsions		
13 01 09	Mineral-based chlorinated hydraulic oils		
13 01 10	Mineral-based non-chlorinated hydraulic oils		
13 01 11	Synthetic hydraulic oils		
13 01 12	Readily biodegradable hydraulic oils		



<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
13 01 13	Other hydraulic oils		
	13 02 Waste engine, gear and lubricating oils		
13 02 04	Mineral-based chlorinated engine, gear and lubricating oils		
13 02 05	Mineral-based non-chlorinated engine, gear and lubricating oils		
13 02 06	Synthetic engine, gear and lubricating oils		
13 02 07	Readily biodegradable engine, gear and lubricating oils		
13 02 08	Other engine, gear and lubricating oils		
	13 03 Waste insulating and heat transmission oils		
13 03 06	Mineral-based chlorinated insulating and heat transmission oils other than those mentioned in 13 03 01		
13 03 07	Mineral-based non-chlorinated insulating and heat transmission oils		
13 03 08	Synthetic insulating and heat transmission oils		
13 03 09	Readily biodegradable insulating and heat transmission oils		
13 03 10	Other insulating and heat transmission oils		
	<i>Metal</i>		100m <sup>3</sup>
	02 01 Wastes from agriculture, horticulture, aquaculture, forestry, hunting and fishing		
02 01 10	Waste metal		
	12 01 Wastes from shaping and physical and mechanical surface treatment of metals and plastics		
12 01 01	Ferrous metal filings and turnings		
12 01 02	Ferrous metal dust and particles		
12 01 03	Non-ferrous metal filings and turnings		
12 01 04	Non-ferrous metal dust and particles		
	15 01 Packaging (including separately collected municipal packaging waste)		
15 01 04	Metallic packaging		
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance		

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
	(except 13, 14, 16 06 and 16 08)		
16 01 17	Ferrous metal		
16 01 18	Non-ferrous metal		
	17 04 Metals (including their alloys)		
17 04 01	Copper, bronze, brass		
17 04 02	Aluminium		
17 04 03	Lead		
17 04 04	Zinc		
17 04 05	Iron and steel		
17 04 06	Tin		
17 04 07	Mixed metals		
17 04 11	Cables other than those mentioned in 17 04 10		
	19 01 Wastes from incineration or pyrolysis of waste		
19 01 02	Ferrous metals removed from bottom ash		
	19 10 Wastes from shredding of metal-containing wastes		
19 10 01	Iron and steel waste		
19 10 02	Non-ferrous waste		
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified		
19 12 02	Ferrous metal		
19 12 03	Non-ferrous metal		
	20 01 Separately collected fractions (except 15 01)		
20 01 40	Metals		
	<i>End-of-life vehicles and non-hazardous components</i>		
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)		
16 01 06	End-of-life vehicles, containing neither liquids nor other hazardous components	<p>The operation is for the purposes of the reuse or recovery of the waste.</p> <p>For the purposes of this paragraph and in relation to an end-of-life vehicle, “depolluted” means that the vehicle has been subjected to all of the operations described in paragraph 3 of Annex 1</p>	5 vehicles

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>	<i>Limit (at any one time)</i>
		to the End-of-Life Vehicles Directive.	
16 01 22	Components not otherwise specified	The operation is for the purposes of the reuse or recovery of the waste.	5m <sup>3</sup> ”

(3) For Part 1, paragraph 15 substitute—

“15.—(1) Subject to the conditions specified in sub-paragraph (4), the manufacture of finished goods from waste of a type identified by the EWC Code in Column 1 of Table 7 and referred to by the corresponding waste description in Column 2 of that Table.

(2) The storage of waste of a type identified by the EWC Code in Column 1 of Table 7 and referred to by the corresponding waste description in Column 2 of that Table intended to be used in reliance upon the exemption conferred by sub-paragraph (1).

(3) For the purposes of this paragraph, “finished goods” means goods that are ready for use by an end consumer without any further processing.

(4) The specified conditions are that—

- (a) the combined total volume of all wastes on site at any one time does not exceed 100m<sup>3</sup> (whether before, during or after processing);
- (b) the waste arrives at the place where the manufacturing is carried on unmixed with any other type of waste;
- (c) prior to manufacturing, each type of waste is stored separately;
- (d) the waste is stored at the place of manufacture;
- (e) no waste is stored for longer than 12 months;
- (f) the site has, and is operated in accordance with, planning permission, where such permission is required; and
- (g) the activity complies with the additional specific conditions listed in Column 3 of Table 7.”

**Table 7**

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>
	<i>Metal</i>	
	02 01 Wastes from agriculture, horticulture, aquaculture, forestry, hunting and fishing	
02 01 10	Waste metal	
	12 01 Wastes from shaping and physical and mechanical surface treatment of metals and plastics	
12 01 01	Ferrous metal filings and turnings	
12 01 02	Ferrous metal dust and particles	
12 01 03	Non-ferrous metal filings and turnings	
12 01 04	Non-ferrous metal dust and particles	
	15 01 Packaging (including separately collected municipal packaging waste)	
15 01 04	Metallic packaging	

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)	
16 01 17	Ferrous metal	
16 01 18	Non-ferrous metal	
	17 04 Metals (including their alloys)	
17 04 01	Copper, bronze, brass	
17 04 02	Aluminium	
17 04 03	Lead	
17 04 04	Zinc	
17 04 05	Iron and steel	
17 04 06	Tin	
17 04 07	Mixed metals	
17 04 11	Cables other than those mentioned in 17 04 10	
	19 01 Wastes from incineration or pyrolysis of waste	
19 01 02	Ferrous metals removed from bottom ash	
	19 10 Wastes from shredding of metal-containing wastes	
19 10 01	Iron and steel waste	
19 10 02	Non-ferrous waste	
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified	
19 12 02	Ferrous metal	
19 12 03	Non-ferrous metal	
	20 01 Separately collected fractions (except 15 01)	
20 01 40	Metals	
	<i>Plastics</i>	
	02 01 Wastes from agriculture, horticulture, aquaculture, forestry, hunting and fishing	
02 01 04	Waste plastics (except packaging)	
	07 02 Waste from the manufacture, formulation, supply and use (MFSU) of plastics, synthetic rubber and man-made fibres	
07 02 13	Waste plastic	
	12 01 Wastes from shaping and physical and mechanical surface treatment of metals and plastics	
12 01 05	Plastics shavings and turnings	
	15 01 Packaging (including separately collected municipal packaging waste)	
15 01 02	Plastic packaging	
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)	
16 01 19	Plastic	
	17 02 Wood, glass and plastic	
17 02 03	Plastic	
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not	

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>
	otherwise specified	
19 12 04	Plastic and rubber	
	20 01 Separately collected fractions (except 15 01)	
20 01 39	Plastics	
	<i>Glass</i>	
	10 11 Wastes from manufacture of glass and glass products	
10 11 12	Waste glass other than those mentioned in 10 11 11	
	15 01 Packaging (including separately collected municipal packaging waste)	
15 01 07	Glass packaging	
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)	
16 01 20	Glass	
	17 02 Wood, glass and plastic	
17 02 02	Glass	
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified	
19 12 05	Glass	
	20 01 Separately collected fractions (except 15 01)	
20 01 02	Glass	
	<i>Ceramics</i>	
	10 12 Wastes from manufacture of ceramic goods, bricks, tiles and construction products	
10 12 08	Waste ceramics, bricks, tiles and construction products (after thermal processing)	
	17 01 Concrete, brick and ceramics	
17 01 03	Tiles and ceramics	
17 01 07	Mixtures of concrete, bricks, tiles and ceramics other than those mentioned in 17 01 06	
	<i>Rubber</i>	
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified	
19 12 04	Plastic and rubber	
	<i>Textiles</i>	
	15 01 Packaging (including separately collected municipal packaging waste)	
15 01 09	Textile packaging	
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified	
19 12 08	Textiles	
	20 01 Separately collected fractions (except 15 01)	
20 01 11	Textiles	
	<i>Wood</i>	

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>
	03 01 Wastes from wood processing and the production of panels and furniture	
03 01 05	Sawdust, shavings, cuttings, wood, particle board and veneer other than those mentioned in 03 01 04	
	15 01 Packaging (including separately collected municipal packaging waste)	
15 01 03	Wooden packaging	
	17 02 Wood, glass and plastic	
17 02 01	Wood	
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified	
19 12 07	Wood other than that mentioned in 19 12 06	
	20 01 Separately collected fractions (except 15 01)	
20 01 38	Wood other than that mentioned in 20 01 37	
	<i>Paper and cardboard</i>	
	03 03 Wastes from pulp, paper and cardboard production and processing	
03 03 07	Mechanically separated rejects from pulping of waste paper and cardboard	
03 03 08	Wastes from sorting of paper and cardboard destined for recycling	
	15 01 Packaging (including separately collected municipal packaging waste)	
15 01 01	Paper and cardboard packaging	
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified	
19 12 01	Paper and cardboard	
	20 01 Separately collected fractions (except 15 01)	
20 01 01	Paper and cardboard”	

(4) In Part 1, paragraph 17 is revoked.

(5) In Part 1, paragraph 18 is revoked.

(6) In Part 1, for paragraph 19 substitute—

“**19.**—(1) Subject to the conditions specified in sub-paragraph (5), the use of waste of a type identified by the EWC Code in Column 1 of Table 8 and referred to by the corresponding waste description in Column 2 of that Table for the purposes of relevant work.

(2) The storage on a site where relevant work is taking place or is to take place, of waste of a type identified by the EWC Code in Column 1 of Table 8 and referred to by the corresponding waste description in Column 2 of that Table.

(3) For the purposes of this paragraph, “relevant work” means work for the purposes of the construction, maintenance or improvement of—

- (a) a building, road, railway, airport, dock or other transport facility;
- (b) recreational facilities;

- (c) drainage; or
- (d) a waterway;

but does not include any work involving land reclamation.

(4) For the purposes of this paragraph, “drainage” means drainage as defined in Schedule 2 to the Drainage (Northern Ireland) Order 1973<sup>3</sup>.

(5) The specified conditions are that—

- (a) the waste is suitable for use for the purposes of relevant work which will be carried on at the site;
- (b) the waste is used in accordance with planning permission, where such permission is required;
- (c) the waste used does not exceed the dimensions of the final cross sections shown on any plan required to be submitted under regulation 19;
- (d) in the case of waste which is not produced on the site, it is not stored there for longer than 12 months; and
- (e) the activity complies with the additional specific condition listed in Column 3 of Table 8.”.

**Table 8**

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>
	01 04 Wastes from physical and chemical processing of non-metalliferous minerals	
01 04 08	Waste gravel and crushed rocks other than those mentioned in 01 04 07	
01 04 09	Waste sand and clays	
	10 12 Wastes from manufacture of ceramic goods, bricks, tiles and construction products	
10 12 08	Waste ceramics, bricks, tiles and construction products (after thermal processing)	
	10 13 Wastes from manufacture of cement, lime and plaster and articles and products made from them	
10 13 14	Waste concrete and concrete sludge	Waste concrete only
	17 01 Construction and demolition wastes (including excavated soil from contaminated sites)	
17 01 01	Concrete	
17 01 02	Bricks	
17 01 03	Tiles and ceramics	
17 01 07	Mixtures of concrete, bricks, tiles and ceramics other than those mentioned in 17 01 06	
	17 03 Bituminous mixtures, coal tar and tarred products	
17 03 02	Bituminous mixtures other than those mentioned in 17 03 01	
	17 05 Soil (including excavated soil from contaminated sites), stones and dredging spoil	
17 05 04	Soil and stones other than those mentioned in 17 05 03	
17 05 08	Track ballast other than that mentioned in 17 05 07	
	19 12 Wastes from the mechanical treatment of waste (e.g.	

<i>“EWC Code</i>	<i>Waste description</i>	<i>Additional specific conditions</i>
	sorting, crushing, compacting, pelletising) not otherwise specified	
19 12 09	Minerals (for example sand, stones)	
	19 13 Waste from soil and groundwater remediation	
19 13 02	Solid wastes from soil remediation other than those mentioned in 19 13 01	
	20 02 Garden and park wastes (including cemetery waste)	
20 02 02	Soil and stones”	

(7) In Part 1, for paragraph 27 substitute—

“**27.**—(1) Subject to the conditions specified in sub-paragraph (3), baling, compacting, crushing, shredding or pulverising waste at the place where it is produced.

(2) The temporary storage, at the place where it is produced, of waste which is intended to be used in reliance upon the exemption conferred by sub-paragraph (1).

(3) The specified conditions are that—

- (a) the combined total volume of all wastes on site at any one time does not exceed 200m<sup>3</sup> (whether before, during or after processing);
- (b) each type of waste is treated and stored separately;
- (c) no waste is stored for longer than 12 months; and
- (d) the site has, and is operated in accordance with, planning permission, where such permission is required.”.

(8) In Part 1, for paragraph 45 substitute—

“**45.**—(1) Subject to the conditions specified in sub-paragraph (3), the storage of waste of a type identified by the EWC Code in Column 1 of Table 10 and referred to by the corresponding waste description in Column 2 of that Table at a quayside prior to loading a vessel.

(2) For the purposes of this paragraph, “vessel” means a vessel as defined in Article 2 of the Police and Criminal Evidence (Northern Ireland) Order 1989<sup>4</sup>.

(3) The specific conditions are that—

- (a) the combined total volume of all wastes on site at any one time does not exceed 5,000m<sup>3</sup>;
- (b) no waste is stored for longer than 12 months; and
- (c) the site has, and is operated in accordance with, planning permission, where such permission is required.”.

**Table 10**

<i>“EWC Codes</i>	<i>Waste description</i>
	02 01 Wastes from agriculture, horticulture, aquaculture, forestry, hunting and fishing
02 01 10	Waste metal
	12 01 Wastes from shaping and physical and mechanical surface treatment of metals and plastics
12 01 01	Ferrous metal filings and turnings
12 01 02	Ferrous metal dust and particles
12 01 03	Non-ferrous metal filings and turnings
12 01 04	Non-ferrous metal dust and particles

<sup>4</sup> S.I. 1989/1341 (NI. 12) as amended



<i>“EWC Codes</i>	<i>Waste description</i>
	15 01 Packaging (including separately collected municipal packaging waste)
15 01 04	Metallic packaging
	16 01 End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 06)
16 01 17	Ferrous metal
16 01 18	Non-ferrous metal
	17 04 Metals (including their alloys)
17 04 01	Copper, bronze, brass
17 04 02	Aluminium
17 04 03	Lead
17 04 04	Zinc
17 04 05	Iron and steel
17 04 06	Tin
17 04 07	Mixed metals
17 04 11	Cables other than those mentioned in 17 04 10
	19 01 Wastes from incineration or pyrolysis of waste
19 01 02	Ferrous metals removed from bottom ash
	19 10 Wastes from shredding of metal-containing wastes
19 10 01	Iron and steel waste
19 10 02	Non-ferrous waste
	19 12 Wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified
19 12 02	Ferrous metal
19 12 03	Non-ferrous metal
	20 01 Separately collected fractions (except 15 01)
20 01 40	Metals ”

Sealed with the Official Seal of the Department of the Environment on [date] 2015.



*[Name]*  
A senior officer of the  
Department of the Environment

## **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations amend Part 1, paragraphs 12, 15, 19, 27 and 45 of Schedule 2 to the Waste Management Licensing Regulations (Northern Ireland) 2003 (hereafter referred to as “the 2003 Regulations”).

Regulation 2(4) revokes Part 1, paragraph 17 of Schedule 2 to the 2003 Regulations.

Regulation 2(5) revokes Part 1, paragraph 18 of Schedule 2 to the 2003 Regulations.