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HAZARDOUS WASTE REGULATIONS (NI) 2005
HAZARDOUS WASTE GUIDANCE DOCUMENT



SMALL QUANTITIES OF HAZARDOUS WASTE PRODUCED DURING MAINTENANCE ACTIVITIES

The Environment and Heritage Service (EHS) are responsible for monitoring and enforcing the Hazardous Waste Regulations (Northern Ireland) 2005 in Northern Ireland. These Regulations do not contain any minimum level for quantities of hazardous waste which must be consigned.

The EHS believes in firm but fair regulation. Underlying the policy of firm but fair regulation are the principles of; **proportionality** in the application of the law and in securing compliance; **consistency** of approach, **transparency** about how the EHS operates and what those regulated may expect from the EHS, and **targeting** of enforcement action.

EHS have considered the potential financial and administrative impacts for the industry and the requirements of the Hazardous Waste Directive. Consequently we have developed guidance which aims to ensure both proportionate regulation and protection of the environment.

EHS will not normally take enforcement action against persons carrying out maintenance activities for failure to consign small quantities of hazardous waste (as defined in Table 1), providing

- The movement of waste is from the premises where it is produced, to either the premises of the company carrying out the maintenance work or other premises owned by the producer.
- The waste is moved by the persons carrying out the maintenance work.
- Each batch is less than the quantity specified for the waste in Table 1.
- The persons carrying out the maintenance work must record all movements of this kind – these records will be subject to inspection by EHS and must be retained for a period of three years from the date of receipt of waste.
- The persons holding the waste (which may be the person carrying out the maintenance work or the producer) should seek advice from EHS Licensing on whether an authorisation to store waste is required.
- The waste is consigned from the holding premises in full compliance with the Hazardous Waste Regulations and all other relevant waste legislation.

This does not, however, preclude EHS from taking appropriate action where EHS considers there is a risk posed to human health and/or the environment.

This guidance does not apply to waste management companies who have a mechanism under the legislation for collection of small quantities of waste from several sites (the carrier's round).

EHS will continue to monitor and inspect all organizations in the waste management chain.

Table One: Definition of small quantities for hazardous waste

Type of waste	Maximum size of a small quantity
Oil (with no PCB's)	30 litres
Oily rags	5kg
Fluorescent lamps	10 lamps
Lead acid batteries	5 batteries
Ni-Cd batteries	20 batteries

For further information contact:

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Land & Resource Management
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IMPORTANT NOTES PLEASE READ

This guidance document will be subject to regular review and may change in the light of regulatory changes, future Government guidance or experience of this type of activity. This guidance does not remove your obligation to comply with other legislation.