

## REPUBLIC OF SINGAPORE

## **GOVERNMENT GAZETTE**

## **ACTS SUPPLEMENT**

Published by Authority

FRIDAY, DECEMBER 26

[1997

First published in the Government Gazette, Electronic Edition, on 26th December 1997 at 5:00 pm.

The following Act was passed by Parliament on 19th November 1997 and assented to by the President on 1st December 1997:—

# THE HAZARDOUS WASTE (CONTROL OF EXPORT, IMPORT AND TRANSIT) ACT 1997

(No. 13 of 1997)

#### ARRANGEMENT OF SECTIONS

#### PART I

#### **PRELIMINARY**

#### Section

NO. 13]

- 1. Short title and commencement
- 2. Interpretation
- 3. Treatment of colonies, etc.
- 4. Meaning of hazardous and other wastes
- 5. Exports and transits to foreign countries extended meaning of hazardous and other wastes
- 6. Transit proposals

#### Section

- 7. Article 11 arrangements
- 8. Environmentally sound management of hazardous or other waste
- 9. Article 11 arrangements substances taken to be hazardous or other waste
- 10. Article 11 arrangements substances not classified as hazardous or other waste
- 11. Time limit for compliance with permit condition
- 12. Exemption of naval vessels, military aircraft, etc.
- 13. Act binds the Government
- 14. Other written laws not affected

#### PART II

#### **ADMINISTRATION**

- 15. Appointment of Director, Deputy Director and Assistant Directors of Hazardous Waste
- 16. Appointment of authorised officers

#### PART III

### IMPORT, EXPORT AND TRANSIT PERMITS

- 17. Regulations to give effect to Basel Convention
- 18. Contents of regulations made to give effect to Basel Convention
- 19. Regulations to give effect to Article 11 arrangements
- 20. Contents of set of Article 11 regulations
- 21. Special permit may be granted under set of Article 11 regulations only if corresponding requirements of other sets of Article 11 regulations have been met
- 22. Basel permit to be granted only if corresponding requirements of Article 11 regulations have been met
- 23. Prohibition of bringing waste into Antarctica
- 24. Applications and notices to be accompanied by fees

#### **PART IV**

## REGULATION OF IMPORT, EXPORT AND TRANSIT OF HAZARDOUS AND OTHER WASTES

- 25. Prohibition of import
- 26. Prohibition of export
- 27. Prohibition of bringing waste into Singapore in course of carrying out transit proposal

#### PART V

#### **ENFORCEMENT**

| ec |  |
|----|--|
|    |  |
|    |  |

- 28. Injunctions
- 29. Power to obtain information
- 30. Power to control movement of vessels and aircraft, etc.
- 31. Powers of entry and search
- 32. General powers of Director on entering or boarding searchable places
- 33. Production of Basel permits or special permits and orders
- 34. Production of transit permits
- 35. Assistance to Director
- 36. Obstruction of Director, etc.
- 37. False statements
- 38. Part does not limit power to impose permit conditions

#### PART VI

#### MISCELLANEOUS

- 39. Evidentiary certificate classification of hazardous or other waste
- 40. Evidentiary certificate environmentally sound management of hazardous or other waste
- 41. Evidence of analyst
- 42. Offences by body corporate
- 43. Protection from personal liability
- 44. Public servants for purposes of Penal Code
- 45. Appeal to Minister
- 46. Service of notice, etc.
- 47. Convention countries
- 48. Regulations

The Schedule — Basel Convention on the Control of
Transboundary Movements of Hazardous
Wastes and Their Disposal

## REPUBLIC OF SINGAPORE

No. 13 of 1997.

I assent.



ONG TENG CHEONG,

President.

1st December 1997.

An Act to provide for the regulation of the export, import and transit of hazardous and other wastes, and for related purposes.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

#### PART I

#### **PRELIMINARY**

#### Short title and commencement

1. This Act may be cited as the Hazardous Waste (Control of Export, Import and Transit) Act 1997 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

### Interpretation

- **2.**—(1) In this Act, unless the context otherwise requires
  - "Antarctica" means the area south of 60° South Latitude, including all ice shelves in that area;
  - "Article 11 arrangement" has the meaning given to it by section 7;
  - "authorised officer" means a person appointed under section 16 as an authorised officer;
  - "Basel Convention" means the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal and any amendment or protocol thereto which has come into force and has been accepted by the Government, a copy of the English text of which is set out in the Schedule;
  - "Basel export permit" means a permit given in accordance with the Basel Convention permitting the export of hazardous or other waste;
  - "Basel import permit" means a permit given in accordance with the Basel Convention permitting the import of hazardous or other waste;
  - "Basel permit" means a Basel export permit, a Basel import permit or a Basel transit permit;
  - "Basel transit permit" means a permit given in accordance with the Basel Convention permitting the carrying out of one or more transit proposals relating to hazardous or other waste;