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## BILLS SUPPLEMENT

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**Notification No. B 6** — The Hazardous Waste (Control of Export, Import and Transit) (Amendment) Bill is published for general information. It was introduced in Parliament on 6 January 2020.

# **Hazardous Waste (Control of Export, Import and Transit) (Amendment) Bill**

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**Bill No. 6/2020.**

*Read the first time on 6 January 2020.*

A BILL

*i n t i t u l e d*

An Act to amend the Hazardous Waste (Control of Export, Import and Transit) Act (Chapter 122A of the 1998 Revised Edition), and to make consequential amendments to the Insolvency, Restructuring and Dissolution Act 2018 (Act 40 of 2018).

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

## Short title and commencement

1. This Act is the Hazardous Waste (Control of Export, Import and Transit) (Amendment) Act 2020 and comes into operation on a date that the Minister appoints by notification in the *Gazette*.

### 5 Amendment of section 2

2. Section 2(1) of the Hazardous Waste (Control of Export, Import and Transit) Act (called in this Act the principal Act) is amended by deleting the definition of “Director” and substituting the following definition:

10 ““Director-General” means the Director-General of Environmental Protection appointed under section 3(1) of the Environmental Protection and Management Act (Cap. 94A);”.

### Amendment of section 4

15 3. Section 4 of the principal Act is amended by deleting paragraph (b) and substituting the following paragraph:

“(b) “other waste” means waste that belongs to any category contained in Annex II to the Basel Convention,”.

### 20 Amendment of section 5

4. Section 5 of the principal Act is amended by inserting, immediately after subsection (1), the following subsection:

“(1A) If —

25 (a) the foreign country is a party to the Basel Convention;  
and

(b) the prescribed website of the Secretariat of the Basel Convention states that the particular substance or object is, in particular circumstances, classified as hazardous or other waste under a law of that foreign country that gives effect to the Basel Convention,

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then that substance or object is, in those circumstances, hazardous or other waste for those purposes.”.

## Repeal and re-enactment of section 15

5. Section 15 of the principal Act is repealed and the following section substituted therefor:

### “Administration of Act

**15.**—(1) The Director-General is, subject to any general or special directions of the Minister, responsible for the administration of this Act. 5

(2) The Director-General may, with the approval of the Minister, delegate the exercise of all or any of the powers conferred or duties imposed on the Director-General by this Act (except the power of delegation conferred by this subsection) to any authorised officer, subject to such conditions or limitations as the Director-General may specify.”. 10

## Amendment of section 30

6. Section 30 of the principal Act is amended — 15

(a) by deleting the words “or an aircraft” in subsection (1)(b) and substituting the words “, an aircraft or a vehicle”;

(b) by inserting, immediately after subsection (3), the following subsection:

“(3A) If this section applies in relation to a vehicle, the Director-General or an authorised officer may require the person in command or control, or who appears to be in command or control, of the vehicle to do one or more of the following things: 20

(a) ensure that the vehicle does not remain within the jurisdiction of Singapore; 25

(b) ensure that the vehicle is brought to a specified place in which it is safe and practicable to park the vehicle;

(c) ensure that the vehicle remains at the specified place until the Director-General or an authorised officer permits the vehicle to leave; 30

(d) arrange for goods being carried in or on the vehicle to be unloaded;

(e) ensure that goods being carried in or on the vehicle are not unloaded until the Director-General or an authorised officer permits their unloading.”;

(c) by deleting the word “or” at the end of subsection (4)(b);

(d) by deleting the full-stop at the end of paragraph (c) of subsection (4) and substituting the word “; or”, and by inserting immediately thereafter the following paragraph:

“(d) if the requirement relates to a vehicle, a written notice given to the person in command or control, or who appears to be in command or control, of the vehicle.”; and

(e) by deleting the words “and aircraft” in the section heading and substituting the words “, aircraft and vehicles”.

## **Amendment of Schedule**

7. The Schedule to the principal Act is amended —

(a) by inserting, immediately after item Y47 in Annex II, the following item and *Notes*:

“Y48<sup>1</sup> Plastic waste, including mixtures of such waste, with the exception of the following:

(a) Plastic waste that is hazardous waste pursuant to paragraph 1(a) of Article 1<sup>2</sup>

(b) Plastic waste listed below, provided it is destined for recycling<sup>3</sup> in an environmentally sound manner and almost free from contamination and other types of wastes.<sup>4</sup>