Commission Regulation (EU) No 674/2012 of 23 July 2012 amending Regulation (EC) No 1418/2007 concerning the export for recovery of certain waste to certain non-OECD countries (Text with EEA relevance)

COMMISSION REGULATION (EU) No 674/2012

of 23 July 2012

amending Regulation (EC) No 1418/2007 concerning the export for recovery of certain waste to certain non-OECD countries

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste[(1)], and in particular Article 37 thereof,

After consultation of the countries concerned,

Whereas:

(1) Annex IIIA to Regulation (EC) No 1013/2006 has been amended by Commission Regulation (EU) No 664/2011 of 11 July 2011[(2)] on shipments of waste to include certain mixtures of wastes. Consequently, pursuant to Article 37 of Regulation (EC) No 1013/2006, the Commission has sent a written request to each country to which the OECD Decision[(3)] does not apply, seeking confirmation in writing that those mixtures of wastes, the export of which is not prohibited under Article 36 of Regulation (EC) No 1013/2006, may be exported from the European Union for recovery in that country and requesting an indication as to which control procedure, if any, would be followed in the country of destination. The Annex to Commission Regulation (EC) No 1418/2007 of 29 November 2007 concerning the export for recovery of certain waste listed in Annex III or IIIA to Regulation (EC) No 1013/2006 of the European Parliament and of the Council to certain countries to which the OECD Decision on the control of transboundary movements of wastes does not apply[(4)] should therefore be amended to take into account the replies received.

(2) The Commission has also received further information from several countries relating to other wastes listed in Annex III or IIIA to Regulation (EC) No 1013/2006. The Annex to Regulation (EC) No 1418/2007 should therefore be amended to take this into account,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 1418/2007 is amended in accordance with the Annex to this Regulation.

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EU) No 674/2012. (See end of Document for details)*

Article 2

This Regulation shall enter into force on the fourteenth day following that of its publication in the *Official Journal of the European Union.*

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 23 July 2012.

For the Commission

The President

José Manuel BARROSO

ANNEX

The Annex to Regulation (EC) No 1418/2007 is amended as follows:

(1) After the paragraph stating: *Where two codes are separated by a semicolon, this is to be understood as covering the two codes in question*, the following paragraphs are inserted:

Where option B and option D are both designated for the same entry, that means that local control procedures are applicable in addition to those laid down in Article 35 of Regulation (EC) No 1013/2006.

Where a particular waste or mixture of wastes is not indicated for a given country, this means that this country has not issued a sufficiently clear confirmation that this waste or mixture of wastes may be exported for recovery in that country and as to which control procedure, if any, would be followed in that country. Pursuant to Article 37(2) of Regulation (EC) No 1013/2006, the procedure of prior written notification and consent as described in Article 35 of that Regulation is applicable in such cases.

(2) The following entry for Albania is inserted in alphabetical order:

ALBANIA

a	b	c	d
Single waste entries			
from B1010 — Precious metals (gold, silver, the platinum group but not mercury); — Tungsten scrap; — Molybdenum scrap; — Tantalum scrap; — Cobalt scrap; — Titanium scrap; — Zirconium scrap; — Germanium scrap; — Vanadium Scrap; — Scrap of Hafnium, Indium,	from B1010 — Iron and steel scrap; — Copper scrap; — Nickel scrap; — Aluminium scrap; — Zinc scrap; — Tin scrap — Magnesium scrap; — Bismuth scrap; — Manganese scrap;		from B1010 — Iron and steel scrap; — Copper scrap; — Nickel scrap; — Aluminium scrap; — Zinc scrap; — Tin scrap — Magnesium scrap; — Bismuth scrap; — Manganese scrap;

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EU) No 674/2012. (See end of Document for details)*

— Niobium, Rhenium and Gallium; — Thorium scrap; — Rare earths scrap; — Chromium scrap			
B1020 – B2010			
	B2020 – B2030		B2020 – B2030
from B2040 — Partially refined calcium sulphate produced from flue-gas desulphurisation (FGD) — Waste gypsum wallboard or plasterboard arising from the demolition of buildings — Slag from copper production, chemically stabilised, having a high iron content (above 20 %) and processed according to industrial specifications (e.g. DIN 4301	from B2040 — Limestone from the production of calcium cyanamide (having a pH less than 9) — Carborundum (silicon carbide)		from B2040 — Limestone from the production of calcium cyanamide (having a pH less than 9) — Carborundum (silicon carbide)

and DIN 8201) mainly for construction and abrasive applications — Sulphur in solid form — Sodium, potassium, calcium chlorides — Broken concrete — Lithium-Tantalum and Lithium-Niobium containing glass scraps			
B2060 – B2130			
B3010 all other waste	B3010 — Ethylene — Styrene — Polypropylene		B3010 — Ethylene — Styrene — Polypropylene
from B3020 — other, including but not limited to: 1. Laminated paperboard, 2. Unsorted scrap	from B3020 The following materials, provided they are not mixed with hazardous wastes: Waste and scrap of paper or paperboard of: — Unbleached paper or paperboard or of corrugated paper or paperboard — Other paper or paperboard, made mainly of		from B3020 The following materials, provided they are not mixed with hazardous wastes: Waste and scrap of paper or paperboard of: — Unbleached paper or paperboard or of corrugated paper or paperboard — Other paper or paperboard, made mainly of