Commission Regulation (EC) No 967/2009 of 15 October 2009 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 (EC) No 967/2009

of 15 October 2009

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

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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 the third subparagraph of Article 37(2) thereof,

After consultation of the countries concerned,

Whereas:

The Commission has received replies from Montenegro, Nepal, Serbia and Singapore to its written requests seeking confirmation in writing that waste which is listed in Annex III or IIIA to Regulation (EC) No 1013/2006 and the export of which is not prohibited under its Article 36 may be exported from the Community for recovery in those countries and requesting an indication from them as to which control procedure, if any, would be followed there. The Commission has also received further information relating to Hong Kong, Indonesia and Ukraine. The Annex to Commission Regulation (EC) No 1418/2007[(2)] should therefore be amended to take this into account,

HAS ADOPTED THIS REGULATION:

Article 1

Article 1a of Regulation (EC) No 1418/2007 is replaced by the following:

Article 1a

The replies received following a written request by the Commission in accordance with the first subparagraph of Article 37 (1) of Regulation (EC) No 1013/2006 are listed in the Annex.

Where it is indicated in the Annex that a country, with regard to certain shipments of waste, does not prohibit them or apply the procedure of prior written notification and consent as described in Article 35 of that Regulation, Article 18 of that Regulation shall apply mutatis mutandis to such shipments.

Article 2

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 (EC) No 967/2009. (See end of Document for details)*

Article 3

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

It shall apply from the date of entry into force.

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

Done at Brussels, 15 October 2009.

For the Commission

Catherine ASHTON

Member of the Commission

***Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EC) No 967/2009. (See end of Document for details)*

ANNEX

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

1. The entry for Hong Kong concerning the waste code B3010 is replaced by the following:

HONG KONG

(a)	(b)	(c)	(d)
		From B3010: — ethylene — styrene — polypropylene — polyethylene terephthalate — acrylonitrile — butadiene — polyamides — polybutylene terephthalate — polycarbonates — polyphenylene sulphides — acrylic polymers — polyurethane (not containing CFCs) — polysiloxanes — polymethyl methacrylate — polyvinyl alcohol — polyvinyl butyral — polyvinyl acetate Cured waste resins or condensation products including the following: — urea formaldehyde resins — phenol formaldehyde resins — melamine formaldehyde resins	From B3010: — polyacetals — polyethers — alkanes C10-C13 (plasticiser) — Perfluoroethylene/ propylene (FEP) — Perfluoro alkoxyl alkane Tetrafluoroethylene/ per fluoro vinyl ether (PFA) — Tetrafluoroethylene/ per fluoro methylvinyl ether (MFA) — Polyvinylfluoride (PVF) — Polyvinylidenefluoride (PVDF)

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EC) No 967/2009. (See end of Document for details)*

		— epoxy resins — alkyd resins — polyamides	

2. The entry for Indonesia is modified with regard to the following wastes:

INDONESIA

(a)	(b)	(c)	(d)
			B3010
			B3030
			B3035
			B3130
			Solid plastic wastes GH013 391530 Polymers of vinyl chloride ex 3904 10-40

3. After the entry for Moldova (Republic of Moldova), the following entry is inserted:

MONTENEGRO

(a)	(b)	(c)	(d)
B3140			
GC010			
GC020			
	all other waste listed in Annex III to Regulation (EC) No 1013/2006		

4. After the entry for Morocco the following entry is inserted:

NEPAL

(a)	(b)	(c)	(d)
			B3020

5. After the entry for Russia (Russian Federation), the following entry is inserted:

SERBIA

(a)	(b)	(c)	(d)
	B1010-B3020		