



Notification Number: 2013/107/UK

End of Waste Criteria for the production of aggregates from inert waste (Review of the 2005 version)

Date received : 18/02/2013

End of Standstill : 21/05/2013

Issue of comments by : France

Message

Message 001

Communication from the Commission - SG(2013) D/5538

Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica - Pieteikums - Pranešimas - Bejelentés - Notifika - Kennisgeving - Zawiadomienie - Notificação - Hlásenie-Obvestilo - Ilmoitus - Anmälan - Нотификация : 2013/0107/UK - Notificare.

No abre el plazo - Nezahtuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - Не се предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201300538.EN)

1. Structured Information Line

MSG 001 IND 2013 0107 UK EN 18-02-2013 UK NOTIF

2. Member State

UK

3. Department Responsible

Department for Business, Innovation and Skills
Knowledge and Innovation Group
1 Victoria Street, London, SW1H 0ET.

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3. Originating Department

Department for the Environment, Food and the Rural Affairs



Ergon House, Horseferry Road
London SW1P 3JR

4. Notification Number

2013/0107/UK - B10

5. Title

End of Waste Criteria for the production of aggregates from inert waste (Review of the 2005 version)

6. Products Concerned

Production of aggregates i.e. a granular material used in construction processed from inert waste. Clays and soils are not considered to be aggregates for the purposes of this Quality Protocol.

7. Notification Under Another Act

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8. Main Content

This standard is a review due to replace the September 2005 standard only applies to aggregates i.e. a granular material used in construction, which is processed from inert waste. For the avoidance of doubt, clays and soils are not considered to be aggregates for the purposes of this Quality Protocol. The Quality Protocol has four main purposes:

- i. Clarifying the point at which waste management controls are no longer required;
- ii. Providing users with confidence that the aggregate they purchase conforms to an approved industry specification defined in accordance with an appropriate European aggregate standard;
- iii. Providing users with confidence that the aggregate is suitable for a use within a designated market sector(s) including by conforming with the industry standard; and
- iv. Protecting human health and the environment (including soil).

In addition, the Quality Protocol describes acceptable good practice for the transportation, storage and handling of aggregate. The aggregate must require no further processing, including size reduction, for the use for which it is destined at the time it is produced to comply with this Quality Protocol.

Inert waste is processed into waste-derived aggregate using a number of processes including screening, crushing and, to a lesser extent, washing. These processes can be undertaken using mobile plant located at the site where the waste is generated and reused (for example on construction sites where unwanted buildings are demolished). Alternatively, inert construction and demolition waste may be treated at a fixed recycling centre acting as a hub accepting waste for processing and despatching final products to a range of customers. Fixed recycling sites are sometimes located on sites carrying out other waste management operations such as transfer and treatment, and at landfill sites.

The details of the processes vary depending on the input materials used and the intended application, and thus the specification, of the aggregates.

Producers of waste-derived aggregate are not obliged to use the Quality Protocol. However, if they produce waste-derived aggregate that complies with the Quality Protocol, they will have the certainty that the Environment Agency will regard that material: i) as recycled aggregate ii) as being fully recovered iii) and as having ceased to be waste and therefore no longer subject to waste management controls.



Material that does not comply with the Quality Protocol will normally be regarded as waste unless it can be demonstrated on a case-by-case basis that the material has been fully recovered and can be used without undermining the aims of the Waste Framework Directive.

9. Brief Statement of Grounds

Uncertainty over the point at which waste has been fully recovered and ceases to be waste within the meaning of Article 3(1) of the EU Waste Framework Directive (2008/98/EC) has inhibited the development and marketing of materials produced from waste which could otherwise be used beneficially without damaging human health and the environment. In some cases, this uncertainty has also inhibited the recovery and recycling of waste and its diversion from landfill.

Interpretation of EU legislation is ultimately a matter for the Courts and there is now a substantial body of case law on the interpretation of the definition of waste in Article 3(1) of the Waste Framework Directive. Drawing on the principles established in this case law, it is possible to identify the point at which certain wastes cease to be waste and thus when the Waste Framework Directive's waste management controls no longer apply. This identification is the purpose of this Waste Protocols Project.

10. Reference Documents - Basic Texts

References of the Basic Texts: TECHNICAL REPORT on the review of the Quality Protocol for the production of aggregates from inert waste

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

AGGREGATES QUALITY PROTOCOL REVIEW: RISK ASSESSMENT ON RECYCLED AGGREGATES

16. TBT and SPS aspects

TBT aspect

No - The draft has no significant impact on international trade

SPS aspect

No - The draft is not a sanitary or phytosanitary measure



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GROWTH DIRECTORATE-GENERAL

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