



European  
Commission

# Update on the ongoing review of the Waste Shipment Regulation

RemovAL  
6 November 2019, Brussels

Waste Management &  
Secondary Materials,  
DG Environment, European  
Commission

# Key objectives and scope of the WSR

## Dual objective:

- To ensure protection of the environment in relation to shipments of waste and,
- To ensure that the EU meets its commitments under multilateral environmental agreements (Basel Convention and OECD Decision C(2001)107 and, thereby, encouraging other countries to also ensure protection of the environment when undertaking shipments of waste

## Regulation (EC) No 1013/2006 applies to shipments of waste:

- Between EU countries within the EU or transiting via non-EU countries;
- Imported into the EU from non-EU countries;
- Exported from the EU to non-EU countries;
- In transit through the EU, on the way from or to non-EU countries.

Some wastes are excluded from the scope (EU flagged ships, radioactive waste, animal by products to some extent, and others)

# Control procedures

There are two control procedures for the shipment of waste, namely:

- the **general information requirements** of Article 18, which is normally applicable to shipments for **recovery** of wastes, listed in Annex III ('green' listed wastes - non-hazardous, such as paper or plastics) or IIIA; and
- the procedure of **prior written notification and consent** for other types of shipments of wastes, including:
  - shipments of all wastes for **disposal**; and
  - shipments for recovery of wastes listed in Annex IV ('amber' listed wastes containing both hazardous and non-hazardous parts) or waste and mixtures of waste not classified under one single entry.

# Review 2020

- Review clause art. 60(2a): Commission to carry out, by 31 December 2020, a review of this Regulation and submit a report on the results thereof to the EP and to the Council, accompanied, if appropriate, by a legislative proposal.
- First step: evaluation → roadmap: published in January 2017.
- Study to support the evaluation: commissioned to consortium led by Trinomics; initiated in April 2017, finalised in May 2019.
- Study included literature review and consultation strategy: 2 workshops, online public consultation from 30 January 2018 until 27 April 2018, targeted surveys and interviews.

# Draft Commission report on the evaluation

- Evaluation criteria:
  - Effectiveness
  - Efficiency
  - Relevance
  - Coherence
  - EU added value
- Draft in final internal scrutiny phase
- Further foreseen timing: Evaluation finalised in last Q of 2019.

# Draft Commission report

- Overall findings – conclusions
  - WSR delivered on its environmental objectives and to implement the EU's international commitments
  - implementation and application dissimilar across Member States (inspections, interpretation of provisions, costs related to implementation)
  - Illegal shipments
  - Administrative burden ((paper-based) procedures, delays in permitting and linked to enforcement)
  - Hampered functioning of EU internal market for secondary raw materials in light of the transition to a more circular economy

# Draft Commission report

- More specifically: issues that are at the moment on our radar:
  - Illegal shipments/suboptimal treatment destinations: how to reinforce the WSR policy framework?
  - Procedures/provisions that need clarification or improvement:
    - Eg. preconsented facilities
  - Coherence with other EU legislation
    - Eg. how to check ESM at destination?
  - Different application/interpretation by MS and actors:
    - Eg. use of the term 'transit'
  - Circular economy and efficiency gains
    - How to simplify the application of the WSR while preserving human health and environment? Eg. EDI,...

# Further steps

- Based on the results of the evaluation, a Commission report is to be presented to the EP and to the Council, accompanied, if appropriate, by a legislative proposal by 31 December 2020.
- Next phase (including possibly impact assessment) should be initiated by end 2019.
- Consultation of interested stakeholders is foreseen in 2020.
- Any inputs welcome!



European  
Commission

**Thank you for your attention!**

**Additional information:  
<http://ec.europa.eu/environment/waste>**