

L.N. 356 of 2013

**ENVIRONMENT AND DEVELOPMENT PLANNING ACT
(CAP. 504)**

**Waste Management (Polychlorinated Biphenyls and
Polychlorinated Terphenyls) (Amendment) Regulations, 2013**

IN EXERCISE of the powers conferred by articles 61 and 62 of the Environment and Development Planning Act, the Minister for Sustainable Planning, the Environment and Climate Change, after consultation with the Malta Environment and Planning Authority, has made the following regulations:-

1. The title of these regulations is the Waste Management (Polychlorinated Biphenyls and Polychlorinated Terphenyls) (Amendment) Regulations, 2013, and these regulations shall be read and construed as one with the Waste Management (Polychlorinated Biphenyls and Polychlorinated Terphenyls) Regulations, hereinafter referred to as "the principal regulations".

Citation.

S.L. 504.52

2. Regulation 6 of the principal regulations shall be substituted by the following:

Substitutes
regulation 6 of
the principal
regulations.

"Permit.

6. (1) All undertakings engaged in the decontamination and, or disposal of PCBs, used PCBs and, or equipment containing PCBs shall be in possession of a valid permit in accordance with the Waste Regulations:

S.L. 504.37

Provided that where incineration is used for disposal, the Industrial Emissions (Waste Incineration) Regulations shall apply:

S.L. 504.36

Provided further that the competent authority may accept other methods of disposing of PCBs, used PCBs and, or equipment containing PCBs if they achieve equivalent environmental safety standards and fulfil the technical requirements referred to as best available techniques.

(2) The competent authority shall individually or jointly with the competent authorities of other Member States take the necessary measures to ensure that installations for the disposal, decontamination and safe storage of PCBs, used PCBs and, or equipment containing PCBs are developed, if appropriate and taking account of Article 11(3) of Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste and the provisions of paragraph 4(4) of Schedule 5 of the Waste Regulations."

S.L. 504.37

Renumbers regulations 16 to 19 of the principal regulations.

3. Regulations 16 to 19 of the principal regulations shall be renumbered respectively as regulations 17 to 20.

Adds new regulation to the principal regulations.

4. Immediately after regulation 15 of the principal regulations, there shall be added the following new regulation:

"Plans and outlines for decontamination and disposal.

up:

16. The competent authority shall draw

(a) plans for the decontamination and, or disposal of inventoried equipment and the PCBs contained therein; and

(b) outlines for the collection and subsequent disposal of equipment which is not subject to inventory in accordance with regulation 4(1), as referred to in regulation 12."

