

NI Hazardous Waste Forum

Final :actions updated to December 2005 meeting of HWF

Implementation Plan

This should be read alongside 'Hazardous Waste in Northern Ireland – an Action Plan for its Environmentally Sound Management' published in July 2004. The recommended actions from the Action Plan are reproduced in column 1.

1 The Regulatory System

Recommended Actions	Specific Action	Lead	Support	Key Outputs	Milestones	Actions achieved by
<p>1.1A The Department should provide clarity as soon as possible on the extent, timing and application of forthcoming changes to legislation governing the management of hazardous waste.</p> <p>Details should be included in an implementation plan to accompany this Action Plan, which should be issued by Autumn 2004. This should be reviewed and updated by the Hazardous Waste Forum on a regular basis.</p>	(See details below)			Draft Implementation Plan to be agreed by stakeholders	Dec 2004	Dec 2004
	Develop (this) implementation plan	EHS	HWF EPG Invest NI	Implementation Plan	Feb 2005	March 2005
	Consider progress at each HWF meeting	HWF		Meeting minutes	Mar 2005 Jun 2005	March 2005 June 2005
	Review implementation plan			Update plan	Sep 2005	Dec 2005
<p>1.1B The Landfill Directive Waste Acceptance Criteria (WAC).</p> <p>The Department should confirm as soon as possible the date for the implementation of WAC: finalise the regulatory procedure for the interim year, if WAC is</p>	The Department has confirmed that WAC will be implemented in July 2005.	EPG		Date confirmed	Sept 2004	Sept 2004

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<p>only to be introduced in July 2005; and confirm details of the application of the new landfill regime.</p> <p>The Department needs to clarify requirements for the deposit of stable non reactive hazardous wastes in separate cells at non –hazardous landfill sites which have previously received non-hazardous wastes.</p> <p>The Environment and Heritage Service should, as soon as possible, develop, consult on, and implement, criteria for the acceptance of stable hazardous wastes in cells on non-hazardous waste landfill sites.</p>	<p>Amend Landfill Regulations to introduce Waste Acceptance Criteria</p> <p>Issue interim guidance note on separate cells for stable non-reactive wastes, including asbestos wastes</p> <p>Consult on interim guidance note, issue final guidance note</p>	<p>EPG</p> <p>EHS</p> <p>EHS</p>		<p>Make Regulations</p> <p>Interim guidance note</p> <p>Final guidance note</p>	<p>Jul 2004</p> <p>Mar 2004</p> <p>Sept 2005</p>	<p>Jul 2004</p> <p>Mar 2004</p>
<p>1.1C The Hazardous Waste Regulations (HWR)</p> <p>The Department should consult on the proposed changes to the Special Waste regime, to coincide with implementation of the revised Hazardous Waste List, as soon as possible.</p>	<p>Develop Hazardous Waste Regulations</p> <p>Issue guidance on classification of waste</p> <p>Develop and issue guidance on interpretation of HWR</p>	<p>EPG</p> <p>EHS</p> <p>EHS EPG</p>	<p>EHS</p>	<p>Consultation Document Regulations in place Regulations implemented</p> <p>WMP2</p> <p>Interim Guidance</p>	<p>Dec 2004</p> <p>Apr 2005</p> <p>16 Jul 2005</p> <p>Mar 2003</p> <p>Jun 2005</p>	<p>Dec 2005</p> <p>June 2005</p> <p>16 Jul 2005</p> <p>Mar 2003</p> <p>Jul 2005</p>

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<p>1.1D Producer Responsibility Directives</p> <p>Department to maintain a co-ordinated joined up approach to ELV and WEEE implementation.</p>	<p>EPG continuing to work to ensure clarity in the ELV and WEEE regulations, and in their interface with the hazardous waste regulations</p>	<p>EPG</p>	<p>EHS</p>	<p>Progress reports to HWF meetings</p>	<p>Dec 2004 Mar 2005 Jun 2005 Sep 2005</p>	<p>Dec 2004 Mar 2005 June 2005 Sep 2005 Dec 2005</p>
<p>1.1E Although the Department should ensure the unique requirements of Northern Ireland are met, they should strive, with the other Administrations, for a consistent approach to implementation and enforcement of regulations across the UK: the aim should be to avoid market distortion, as far as possible.</p>	<p>Raise the issue as appropriate at regular devolved administration meetings on waste</p> <p>Raise the issue as appropriate at regular tri-agency meetings</p>	<p>EPG</p>	<p>EHS</p>	<p>Progress reports to HWF meetings</p>	<p>As appropriate</p>	<p>Dec 2004 Mar 2005 June 2005</p>
<p>1.1F Imports and exports of waste</p> <p>The Forum advocates the implementation of the Recommendations in the draft review of the UK Management Plan on the Export and Import of Waste to enable all island solutions for both recovery and disposal operations to be implemented, where these are in accordance with the sub regional waste management plans.</p>	<p>Department to lobby for speedy implementation of the draft revision as consulted on in 2000.</p>	<p>EPG</p>	<p>EHS</p>	<p>Letter sent to Defra</p> <p>Progress reports to HWF meetings</p>	<p>Dec 2004</p> <p>As appropriate</p>	<p>Dec 2004</p> <p>Mar 2005 June 2005 Dec 2005</p>
<p>1.2A The Forum recommends that the Environment and Heritage Service should keep under review</p>	<p><i>General response to 1.2 & 1.3:</i> EHS to prepare a periodic report on</p>	<p>EHS</p>		<p>2004 Annual</p>	<p>Jun 2005</p>	<p>Report</p>

1 The Regulatory System

Recommended Actions	Specific Action	Lead	Support	Key Outputs	Milestones	Actions achieved by
<p>its regulatory effort on hazardous waste and apply it in a proportionate and risk-based manner. Additional resources are likely to be required in the transitional period immediately following the end of co-disposal, given the lack of hazardous waste landfill sites in Northern Ireland, and the introduction of the new control regime.</p>	<p>compliance with and enforcement of the hazardous waste legislation</p> <p>EHS to keep resource situation under review and take more specific actions as appropriate</p>	EHS		<p>Report</p> <p>Progress reports to HWF meetings</p>	As appropriate	<p>deferred to 2006</p> <p>Sep 2004 Dec 2004 Mar 2005 Dec 2005</p>
<p>1.2B Enforcement is a vital part of the overall control system and should be used on a consistent basis. The Forum recommends that the courts be encouraged to ensure that the penalties are such that the cost of non-compliance is greater than the cost of compliance.</p>	<p>EHS to continue to apply its enforcement policy</p> <p>Department to consider the appropriate means of engaging with Magistrate's Association.</p>	EHS	EPG	<p>Annual report</p> <p>Report back to HWF</p>	<p>See above</p> <p>Mar 2005</p>	Dec 2005
<p>1.3A Hazardous waste producers should continue to be subject to inspection and enforcement.</p>	<p>EHS to continue its programme of inspection and enforcement</p>	EHS		EHS annual report	See above	
<p>1.3B The Environment and Heritage Service should ensure that waste brokers, carriers, transfer stations, treatment and disposal sites are subject to proportionate, risk-based inspection and regulation.</p>	<p>EHS to continue identifying the key players, prioritising the need, and carrying out inspection and enforcement as appropriate</p>	EHS		EHS annual report	See above	

1 The Regulatory System

Recommended Actions	Specific Action	Lead	Support	Key Outputs	Milestones	Actions achieved by
<p>1.3C An assessment should be made by the Environment and Heritage Service of the extent and risk of subversion of the hazardous waste controls, both through mixing, blending and dilution, and through the abuse of trade effluent consents.</p>	<p>Department to commission a scoping study to assess whether these are real problems for Northern Ireland <i>Assessment concluded that this does not appear to be a real problem Action Complete</i></p>	EHS		Commission study	Sep 2005	Sep 2005
<p>1.3D The Environment and Heritage Service and District Councils should continue to develop constructive working relationships to monitor, and where appropriate, detect, deter and disrupt illegal and unlicensed activities, particularly in the transitional periods following both the end of co-disposal and the implementation of the new hazardous waste regulations.</p>	<p>Restructure the working group on fly-tipping to include all the key stakeholders Issue position statement EHS annual report (see above)</p>	EHS	DCs	<p>First meeting</p> <p>statement</p> <p>Regular progress reports to the HWF</p>	<p>Dec 2004</p> <p>Mar 2005</p> <p>Jun 2004 Dec 2004</p>	Dec 2004

2 Communication and Awareness Raising

Recommended Actions	Specific Action	Lead	Support	Key Outputs	Milestones	Actions achieved by
<p>2.1A An information and awareness programme on hazardous waste management for business and industry should be developed and implemented as soon as possible. Co-ordinated by the EHS and actively involving other stakeholders, the programme should focus on the requirements and obligations of the new hazardous waste management control system, and its practical and financial impacts. Adequate funding and resources are required.</p>	<p>Steering Group to be set up, and to develop, agree and obtain funding for, and monitor delivery of, the awareness programme.</p>	EHS	Invest NI	<p>SG set up</p> <p>Programme agreed</p> <p>Programme delivered</p>	<p>Sep 2004</p> <p>Jan 2005</p> <p>July 2005</p>	<p>Sep 2004</p> <p>Jan 2005</p> <p>July 2005</p>
<p>2.1B A single point of contact needs to be established, to provide practical information on all aspects of hazardous waste management. This focal point needs to be clearly sign-posted, so that its user community can find it easily and quickly.</p> <p>The stakeholders need to agree on the identity, terms of reference, resources and funding arrangements for this single point of contact, which needs to be operational as soon as possible. Clearly the main current candidates are the relevant regulator, Invest NI, Envirowise or NetRegs.</p>	<p>Appoint the single point of contact.</p> <p>Steering Group (see above) to monitor delivery.</p>	Invest NI	EHS	<p>Envirowise appointed as focal point</p> <p>Quarterly reports to HWF</p>	<p>Nov 2004</p> <p>Dec 2004 and as appropriate</p>	<p>Nov 2004</p> <p>Dec 2004</p> <p>Mar 2005</p> <p>June 2005</p> <p>Sep 2005</p> <p>Dec 2005</p>
<p>2.1C The waste management industry (including District Council trade waste services) should</p>	<p>Waste management industry to provide clear guidance to their customers, taking</p>	WMI	DC's	<p>Progress updates to</p>	<p>As appropriate</p>	<p>Mar 2005</p> <p>Sep 2005</p>

2 Communication and Awareness Raising

Recommended Actions	Specific Action	Lead	Support	Key Outputs	Milestones	Actions achieved by
<p>seek to provide clear guidance to their clients on what is and is not acceptable in terms of segregation, management and treatment for hazardous waste.</p>	<p>account of the EHS guidance (see 1.4 above).</p>			<p>HWF</p>		<p>Dec 2005</p>
<p>2.2 Separate collection of HHW should be encouraged through the wider dissemination of good practice, the provision of appropriate funding, and the possible use of supporting policy measures.</p> <p>The HWF should consider HHW further in its next phase of work, focusing in particular on:</p> <ol style="list-style-type: none"> 1. Policy measures to reduce the hazardous content of consumer products through better design and to promote retailer take-back. The initial focus is likely to include identifying priority candidates for voluntary agreements. 2. Encouraging wider public participation. This needs to be linked to any wider public awareness campaign (see R3.2.C above). 3. The Department and District Councils should seek to agree a joint initiative on production of guidance on safe disposal of household asbestos waste. 4. Provision of adequate infrastructure. 	<p>HWF to invite the Household Hazardous Waste Forum (HHWF) to make a presentation to the HWF and to meet DC representatives</p> <p>Proposal for further HWF work on household hazardous wastes</p> <p>Department to produce a guidance leaflet for householders on asbestos waste</p>	<p>HWF</p> <p>DCs</p> <p>EHS</p> <p>EHS</p>	<p>DCs</p> <p>EHS HWF</p> <p>DCs</p>	<p>Presentation to HWF</p> <p>Proposal</p> <p>Draft Leaflet</p> <p>Leaflet issued</p>	<p>Mar 2005</p> <p>Jun 2005</p> <p>Dec 2004</p> <p>Mar 2005</p>	<p>Mar 2005</p> <p>Dec 2005</p> <p>Oct 2005 (2HSE Leaflets)</p>

3 Encouraging Hazardous Waste Reduction, Reuse, Recycling and Recovery

Recommended Actions	Specific Action	Lead	Support	Key Outputs	Milestones	Actions achieved by
<p>to encourage hazardous waste producers to act more responsibly.</p> <p>Government should carry out further work, with the aim of developing economic and similar instruments that act as incentives to minimise hazardous waste production, increase reuse, recycling and recovery and/or adopt environmentally sound management.</p>						
<p>3.3 Consideration of the use of targets for hazardous waste reduction is an important means of driving and monitoring progress. However, the information required to set realistic targets and achievable targets is not currently available. Once the information is available, the Forum will recommend where and how specific targets might be introduced.</p>	<p>Issue to be discussed by HWF, following similar considerations by the Defra HWF</p>	<p>EHS</p>		<p>On HWF agenda</p> <p>HWF recommendation</p>	<p>Oct 2005</p> <p>Dec 2005</p>	<p>Dec 2005</p>

4 Ensuring Provision of Recycling, Recovery, Treatment and Disposal Capacity

Recommended Actions	Specific Action	Lead	Support	Key Outputs	Milestones	Actions achieved by
<p>4.1 An authoritative 'statement of facility needs' for the management of Northern Ireland's hazardous wastes is required as a matter of urgency. This should address the three parallel issues of the facilities/ capacity which need to be developed urgently within Northern Ireland, the requirements for continued export to GB and co-operation within the island of Ireland.</p> <p>The information to underpin this statement has been prepared for the Hazardous Waste Forum and is available in Annex 2.</p>	Prepare 'statement of need' for asbestos waste	EHS		Included in asbestos BPEO report	Aug 2004	Aug 2004
	EHS to commission work on statement of facility needs for hazardous wastes	EHS	PS	Work commissioned	Dec 2004	Feb 2005
	Draft statement prepared	EHS		Draft statement	Feb 2005	Sep 2005
	Statement issued	EHS		Statement	Apr 2005	Oct 2005
<p>4.2A Careful monitoring and proactive management of the situation is required immediately before and in the months following the end of co-disposal in July 2004. EHS as the regulator will, of necessity, form the 'front line', but they should be supported by a small task group, who should meet regularly to keep the evolving situation under review.</p>	Task group was set up at HWF meeting in June.	EHS	HWF	Report back to HWF	Sep 2004	Sep 2004
	EHS to keep situation under review	EHS		Report back to HWF	Dec 2004	Dec 2004 Mar 2005 Action Complete
<p>4.2B Government, district councils and industry should work together to facilitate the development of separate cells for stable non-reactive hazardous wastes on one or more non-hazardous landfill sites within Northern Ireland.</p>	EHS and Planning service have been working proactively with relevant district councils and waste management companies	EHS	PS DCs WMI	Report back to HWF	Dec 2004	Dec 2005 Mar 2005 June 2005

4 Ensuring Provision of Recycling, Recovery, Treatment and Disposal Capacity

Recommended Actions	Specific Action	Lead	Support	Key Outputs	Milestones	Actions achieved by
4.2C Government to liaise with authorities in GB to ensure that the export of NI's hazardous wastes to GB continues smoothly after the end of co-disposal.	EHS participating as a Board member in the Defra-led Landfill and Hazardous Waste Implementation Programme	EHS		EHS joined Board	Mar 2004	Mar 2004
4.2D Government to liaise with authorities in the Republic of Ireland to ensure the provision of the best all-island solutions for hazardous waste management.	DOEHLG and EPA have joined NIHWF			DOEHLG 2003 EPA 2004	On-going	Action Complete
	Department invited to join DOEHLG National waste committee and EPA TFS committee			Department to join from Autumn 2004	Oct 2004	Oct 2004
4.2E Priority waste streams (asbestos and waste oils). Government should work closely with the affected industry sectors to ensure that forthcoming changes in disposal patterns do not adversely affect these two priority waste streams in particular.	Asbestos awareness workshop, Cookstown	EHS	HSE PS	Workshop held	Mar 2004	Mar 2004
	Prepare asbestos waste BPEO	EHS	PS	BPEO issued	Aug 2004	Aug 2004
	ORA to liaise with Department to ensure that waste oil situation kept under review	ORA	EHS	Report back to HWF	As appropriate	Mar 2005 Sep 2005
4.3A As part of its continuing review of Planning and Waste Management, the Department of the Environment should consider the particular needs of the hazardous waste sector, and the urgent need to replace landfill facilities which	The Department has recognised the urgent need to replace hazardous waste facilities with legal and approved new facilities, in order to prevent illegal activities. A number of applications have	PS	EHS DCs	Report back to HWF	Dec 2004 and as appropriate	Dec 2004 Mar 2005 Jun 2005 Sep 2005 Dec 2005

4 Ensuring Provision of Recycling, Recovery, Treatment and Disposal Capacity

Recommended Actions	Specific Action	Lead	Support	Key Outputs	Milestones	Actions achieved by
will cease to accept hazardous waste from 16 July 2004.	been received and are being processed.					
4.3B BPEO should be established for hazardous wastes.	<p>Prepare asbestos waste BPEO as soon as possible</p> <p>HWF had agreed that NI should participate in (join steering group for) forthcoming Defra study on BPEO. EHS to clarify status of the Defra proposals.</p> <p>Specific NI BPEO study to be undertaken. (If Defra study is not going ahead, then this action should be brought forward, as indicated here)</p>	<p>EHS</p> <p>EHS</p> <p>EHS</p>	<p></p> <p>PS</p> <p>PS, DCs</p>	<p>Asbestos BPEO</p> <p>Report back to HWF</p> <p>TOR prepared</p>	<p>Aug 2004</p> <p>Dec 2004</p> <p>May 2005</p>	<p>Aug 2004</p> <p>Dec 2004 DEFRA has indicated they are not going ahead with the study</p>
4.3C The Department should consider ways of better informing the public about hazardous waste management issues and addressing their concerns.	Hazardous waste to link in with phase 4 of the Wake up to Waste Campaign	EHS	DCs	Agree format	Mar 2005	Mar 2005
4.4 All stakeholders should work together with the aim of improving the quality, reliability and consistency of the available data for improved planning and management of hazardous waste.	EHS to review current data collection and future needs, on waste generation and treatment/ disposal facilities used	EHS	Industry WMI	Report back to HWF	Jun 2005	Dec 2005