

# COMMISSION OF THE EUROPEAN COMMUNITIES

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95/0029 (ACC)

Proposal for a  
COUNCIL REGULATION (EC)

establishing common rules and procedures to apply to shipments  
to certain non-OECD countries of certain types of waste

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(presented by the Commission)



## EXPLANATORY MEMORANDUM

### Background

1. Council Regulation (EEC) No 259/93 of 1 February 1993 sets out a system of supervision and control to apply to shipments of waste within, into and out of the EC. The Regulation took effect on 6 May 1994.
2. The Regulation implements into EC law two international legal instruments with which the Community has associated itself: the Basel Convention of 22 March 1989 on the control of transboundary movements of hazardous wastes and their disposal; and the OECD Council Decision of 30 March 1992 concerning the control of transfrontier movements of wastes destined for recovery operations.
3. Regulation (EEC) No 259/93 makes a distinction between waste which is destined:
  - \* for final "disposal" (eg. landfill, incineration etc.), and
  - \* for "recovery" (eg. recycling, use as a means to generate energy etc.)
4. With regard to waste which is destined for recovery, the Regulation makes a further distinction between:
  - \* so-called "green" list waste, listed in Annex II to the Regulation;
  - \* so-called "amber" list waste, listed in Annex III;
  - \* so-called "red" list waste, listed in Annex IV; and
  - \* "unlisted" waste, i.e. waste which has not (yet) been assigned to any list.
5. **This communication concerns solely shipments of "green" list waste destined for recovery from the EC to third countries.**
6. Shipments of "green" list waste for recovery are generally excluded from the scope of the Regulation. This exclusion is based on the OECD Council Decision referred to above. The OECD considers that such shipments should not normally present a risk to the environment if recovered properly in the country of destination.

7. However, the EC did not wish to impose this point of view on third countries. Therefore, Article 17 of the Regulation provides that the Commission communicate with all non-OECD countries notifying them of the "green" list and asking them whether they would accept shipments of such waste for recovery without recourse to one of the control procedures set out in the Regulation, or that they indicate which of these control procedures they require or wish to be applied.
8. Where a country clearly indicates that it requires or wishes one of the control procedures which are provided for in the Regulation to apply to some or all types of "green" list waste, Article 17(3) provides that the Commission determines which control procedure should apply in consultation with the country in question and after having notified the Committee established by Article 18 of Council Directive (EEC) No 75/442. One such Decision was adopted by the Commission on 20 July 1994 (Commission Decision 94/575/EC, OJ No L 220, 25.8.1994, p.15).
9. However, a number of countries have either not responded at all to the missives sent out by the Commission (including at least two reminder notes), or have indicated that they do not wish to receive some or all types of "green" list waste for recovery. This is not provided for in Article 17(1) first paragraph. In these cases, the second paragraph of Article 17(1) requires that "the Commission shall make appropriate proposals to the Council". These are contained in the attached proposal for a Council Regulation.

#### Content of the Proposal

10. **Legal Base.** The present proposal concerns solely trade with third countries - therefore Article 113 is the appropriate legal base.
11. **Countries which do not wish to receive shipments.** A number of countries have indicated that they do not wish to receive some or all types of "green" list waste. The Commission proposal is to apply the so-called "red" list procedure to shipments of such waste to these countries subject to a review (see para.14 below). The red list procedure is set out in Article 10 of Regulation (EEC) No 259/93 and applies to waste listed in Annex IV of that Regulation.

The Commission considers that a unilateral decision by the EC to completely prohibit such shipments would be too inflexible and would have unduly adverse effects on trade. Some countries which have indicated that they do not wish to receive "green" list waste may not be fully aware of the significance of their decision for those parts of their industrial sector which can use "green" list waste for transformation and further processing. Furthermore, the Commission is conscious of the fact that countries have different definitions of "waste". In other words, a material included in the "green" list and considered to be a "waste" in the context of Regulation (EEC) No 259/93 may not be considered to be a "waste" in the country of destination. This is of particular importance where a third country has notified the EC that an import prohibition on "waste" exists, as it is possible that the prohibition does not in reality cover some (or all) materials in the EC's "green" list.

In any case, the "red" list procedure will have the same practical effect as an export prohibition, whilst retaining the flexibility to cope with the situations referred to above. Under the "red" list procedure, the competent authority in the country of destination must be notified in advance of the details of any proposed shipment, including the composition of the shipment and the recovery facility the shipment is destined for. The proposed shipment may only proceed if and when the WRITTEN CONSENT of the competent authority in the country of destination to the shipment in question is received. It follows that if consent is not given then the shipment may not proceed.

12. **Countries which have not responded.** The general principle established in Regulation (EEC) No 259/93 with regard to exports of "green" list waste for recovery is that of normal commercial transactions unless the country of destination wishes or requires otherwise. It would therefore follow that countries which have not responded to the Commission's notes on the subject should continue to be treated in the light of this general principle, possibly with the addition of a system of prior automatic export licensing which would allow the EC to monitor the level of such exports to these countries.

Notwithstanding this, the Commission considers that a more prudent approach would be preferable for the time being in most circumstances. Consequently, it is suggested that the so-called "red" list procedure will also be applied to those countries which have not responded.

13. **ACP countries.** Shipments to ACP countries of those types of waste listed in Annexes I and II of the Basel Convention are prohibited under Article 39 of the Fourth ACP-EC Convention. A very limited number of materials included in the "green" list may be covered by this prohibition. The proposed draft Regulation excludes any such materials from the scope of the Regulation.
14. **Review.** The Commission proposes that the systems of control established by the proposed draft Regulation be subject to a review, reflecting the dynamic nature of waste policy issues in general. A similar review is already provided for in Regulation (EEC) No 259/93 with regard to exports of hazardous waste to non-Parties to the Basel Convention. A review of the operation of the current proposal could be carried out in parallel.
15. **Simplified amendment procedure.** The proposal provides for a simplified amendment procedure which would allow the Commission to decide in consultation with the relevant Committee to change the control procedure applying to one or more of the countries covered by the scope of the present proposal. This will cover cases where a response is received after the entry into force of the Council Regulation from a country which has not previously responded, or where a country which has indicated a particular position alters that position. It would also allow the EC - where this is deemed appropriate - to take account of other factors, such as a third country treating shipments from the EC in a less favourable manner than shipments from other destinations.

16. For these reasons, the Commission **recommends** that the Council adopt the attached proposed Regulation establishing common rules and procedures to apply to (a) those countries which do not wish to receive shipments of "green" list waste for recovery from the EC and (b) those countries which have not responded to the Commission's letters.

Proposal for a  
COUNCIL REGULATION (EC)

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THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission<sup>(1)</sup>,

Whereas Article 1(3)(a) of Council Regulation (EEC) No 259/93 of 1 February 1993 on the supervision and control of shipments of waste within, into and out of the European Community<sup>(2)</sup>, as amended by Commission Decision 94/721/EC<sup>(3)</sup>, excludes from the scope of application of that Regulation shipments of waste destined for recovery only and listed in Annex II thereto, except as provided for in, inter alia, Article 17(1), (2), and (3);

Whereas in accordance with Article 17(1) of Regulation (EEC) No 259/93 the Commission has notified to every country to which the OECD Council Decision of 30 March 1992 on the control of transfrontier movements of waste destined for recovery operations does not apply the list of waste set out in Annex II to Regulation (EEC) No 259/93, and has requested confirmation that such waste is not subject to control in the country of destination or has asked that such countries indicate whether such waste should be subject to the control procedures which apply to waste listed in Annex III or IV to the Regulation, or to the procedure laid down in Article 15 thereof;

Whereas certain countries have indicated that such waste should be subject to one or other of those control procedures and the Commission on 20 July 1994, pursuant to the provisions of Article 17(3) of Regulation (EEC) No 259/93, took Decision 94/575/EC<sup>(4)</sup> to determine the appropriate control procedures;

Whereas the second subparagraph of Article 17(1) of Regulation (EEC) No 259/93 provides that if such confirmation is not received, the Commission is to make appropriate proposals to the Council; whereas it is therefore necessary to establish, on a Community-wide basis, a system to regulate trade in such waste from the Community by establishing the appropriate common rules and procedures relating to exports thereof;

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(1)

(2) OJ No L 30, 6.2.1993, p. 1.

(3) OJ No L 288, 9.11.1994, p. 36.

(4) OJ No L 220, 25.8.1994, p. 15.

Whereas, in the case of countries which have replied that they do not wish to receive some or all types of waste listed in Annex II of Regulation (EEC) No 259/93, it is possible that such countries may not be fully aware of the significance of their response for their industrial sector; whereas differences in the definition of "waste" between the Community and such countries may lead to a stricter interpretation of their response than intended by the country concerned; whereas it is therefore appropriate to adopt rules which do not have unduly adverse effects on trade between the Community and such countries, namely rules which ensure that generally no shipment of such waste can be sent from the Community to such countries unless they agree to the importation of individual shipments in cases they deem appropriate; and whereas the control procedure applicable to waste listed in Annex IV of Regulation (EEC) No 259/93 provides such rules;

Whereas, in the case of countries which have not replied, it is appropriate to adopt a similar regulatory framework in order to enable such countries to evaluate such shipments on a case-by-case basis and whereas it is difficult to imply that silence is equal to consent;

Whereas with regard to shipments to ACP countries, Article 39 of the Fourth ACP-EC Convention prohibits exports of all waste listed in Annexes I and II of the Basel Convention; whereas, furthermore, certain items of such waste may be found in Annex II of Regulation (EEC) No 259/93; whereas, in these circumstances and in order to respect the Community's international obligations, it must be made clear that such items are excluded from the scope of this Regulation;

Whereas the arrangements covered by this Regulation should be subject to periodic review by the Commission;

Whereas this Regulation must be adapted within a Community procedure,

**HAS ADOPTED THIS REGULATION:**

#### Article 1

The control procedure applicable to waste listed in Annex IV to Regulation (EEC) No 259/93 shall apply to exports to the countries listed in Annex A hereto with respect to those categories of waste destined for recovery only and listed in Annex II to Regulation (EEC) No 259/93 which are also set out in Annex A hereto.

#### Article 2

The control procedure applicable to waste listed in Annex IV to Regulation (EEC) No 259/93 shall apply to exports to the countries listed in Annex B hereto with respect to those categories of waste destined for recovery only and listed in Annex II to Regulation (EEC) No 259/93 which are also set out in Annex B hereto.

### Article 3

Notwithstanding the provisions of Articles 1 and 2, shipments to ACP countries are permitted only in so far as they are not prohibited by the Fourth ACP-EEC Convention.

### Article 4

Upon request by the country of destination or where there is a change of circumstances, the control procedure applicable under this Regulation may be amended. The Commission may determine, after consultation with the country of destination, and in accordance with the procedure laid down in Article 18 of Council Directive 75/442/EEC<sup>(5)</sup>, which of the procedures shall apply, that is normal commercial transactions with or without a system of prior automatic export licensing as provided for in Article 17(2) of Regulation (EEC) No 259/93, or the procedure applicable to Annex III or IV of the same Regulation or the procedure laid down in Article 15 of Regulation (EEC) No 259/93.

### Article 5

The control procedures established by this Regulation shall be subject to periodic review by the Commission and for the first time no later than 31 December 1996, taking into account the experience gained. If the results of the review leads to the conclusion that this would be appropriate, the Commission may, without prejudice to the provisions of Article 4, make new proposals to the Council.

### Article 6

This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Communities.

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

Done at Brussels,

For the Council  
The President

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<sup>(5)</sup> OJ No L 194, 25.7.1975, p. 39.

## ANNEX A

Countries and territories which have indicated to the Commission that they do not wish to receive shipments for recovery of certain types of waste listed in Annex II (the "green" list) to Council Regulation (EEC) No 259/93. The categories of waste listed in Annex II which are covered are also given. Shipments to these countries and territories of these categories of waste should be carried out under the control procedure applying to waste listed in Annex IV (the "red" list) of Regulation (EEC) No 259/93.

ALBANIA: ALL types **except**:

1. In Section GA ("Metal and metal-alloy wastes in metallic, non-dispersible form"):

(a) the following ferrous waste and scrap of iron and steel:

GA 040	7204 10	Waste and scrap of cast iron
GA 050	7204 21	Waste and scrap of stainless steel
GA 060	7204 29	Waste and scrap of other alloy steels
GA 070	7204 30	Waste and scrap of tinned iron or steel
GA 080	7204 41	Turnings, shavings, chips, milling waste, filings, trimmings and stampings, whether or not in bundles
GA 090	7204 49	Other ferrous scrap and waste
GA 100	7204 50	Remelting scrap ingots
GA 110 ex	7302 10	Used iron and steel rails

(b) the following waste and scrap of non-ferrous metals and their alloys:

GA 120	7404 00	Copper waste and scrap
GA 150	7802 00	Lead waste and scrap
GA 160	7902 00	Zinc waste and scrap
GA 170	8002 00	Tin waste and scrap

2. In section GB ("Metal bearing wastes arising from melting, smelting and refining of metals"):

GB 010	2620 11	Hard zinc spelter
GB 020		Zinc containing drosses:
GB 021		- Galvanizing slab zinc top dross (<90% Zn)
GB 022		- Galvanizing slab zinc bottom dross (>92% Zn)
GB 023		- Zinc die casting dross (>85% Zn)
GB 024		- Hot dip galvanizers slab zinc dross (batch) (>92% Zn)
GB 025		- Zinc skimmings
GB 030		Aluminium skimmings
GB 040 ex	2620 90	Slags from precious metals and copper processing for further refining.

3. In section GC ("Other wastes containing metals"):

GC 060 2618 00 Granulated slag arising from the manufacture of iron and steel.

4. ALL types in section GE ("Glass waste in non-dispersible form").

5. In section GG ("Other wastes containing principally inorganic constituents, which may contain metals and organic materials"):

GG 070 3103 20 Basic slag arising from the manufacture of iron or steel suitable for phosphate fertiliser and other use

GG 080 ex 2621 00 Slag from copper production, chemically stabilised, having a high iron content (above 20%) and processed according to industrial specifications (e.g. DIN 4301 and DIN 8201) mainly for construction and abrasive applications.

6. ALL types in section GI ("Paper, paperboard and paper product wastes").

7. In section GJ ("Textile wastes"):

GJ 020 5103 Waste of wool or of fine or coarse animal hair, including yarn waste but excluding garnetted stock:

GJ 021 5103 10 - noils of wool or of fine animal hair

GJ 022 5103 20 - other waste of wool or of fine animal hair

GJ 023 5103 30 - waste of coarse animal hair

GJ 030 5202 Cotton waste (including yarn waste and garnetted stock):

GJ 031 5202 10 - yarn waste (including thread waste)

GJ 032 5202 91 - garnetted stock

GJ 033 5202 99 - other.

ANDORRA: All types.

BAHAMAS: All types.

BARBADOS: All types.

BELIZE: All types.

BENIN: All types.

BHUTAN: All types.

BOLIVIA: All types.

BOTSWANA: All types.

**BRAZIL:**

**ALL types except:**

1. In section GA ("Metal and metal-alloy wastes in metallic, non-dispersible form"):

(a) the following ferrous waste and scrap of iron and steel:

GA 040	7204 10	Waste and scrap of cast iron
GA 050	7204 21	Waste and scrap of stainless steel
GA 060	7204 29	Waste and scrap of other alloy steels
GA 070	7204 30	Waste and scrap of tinned iron or steel
GA 080	7204 41	Turnings, shavings, chips, milling waste, filings, trimmings and stampings, whether or not in bundles
GA 090	7204 49	Other ferrous scrap and waste
GA 100	7204 50	Remelting scrap ingots

(b) the following waste and scrap of non-ferrous metals and their alloys:

GA 120	7404 00	Copper waste and scrap
GA 130	7503 00	Nickel waste and scrap
GA 140	7602 00	Aluminium waste and scrap
GA 150	7802 00	Lead waste and scrap
GA 160	7902 00	Zinc waste and scrap
GA 190 ex	8102 91	Molybdenum waste and scrap
GA 200 ex	8103 10	Tantalum waste and scrap
GA 210	8104 20	Magnesium waste and scrap
GA 250 ex	8108 10	Titanium waste and scrap
GA 280 ex	8111 00	Manganese waste and scrap
GA 300 ex	8112 20	Chromium waste and scrap
GA 320 ex	8112 40	Vanadium waste and scrap.

2. In section GC ("Other wastes containing metals"):

GC 060	2618 00	Granulated slag arising from the manufacture of iron and steel
GC 070 ex	2619 00	Slag arising from the manufacture of iron and steel*

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\* This entry covers the use of such slags as a source of titanium dioxide and vanadium.

**BURKINA FASO:** All types.

**CAPE VERDE:** All types.

**CHAD:** All types.

**CHILE:** All types.

CHINA:

1. In section GA ("Metal and metal-alloy wastes in metallic, non-dispersible form"):

(a) The following waste and scrap of non-ferrous metals and their alloys:

GA 390 ex 2844 30 Thorium waste and scrap  
GA 420 ex 2805 30 Rare earths waste and scrap

2. In section GC ("Other wastes containing metals"):

GC 050 Spent catalysts :  
GC 051 - fluid catalytic cracking (FCC) catalysts  
GC 052 - precious metal bearing catalysts  
GC 053 - transition metal catalysts (e.g. chromium, cobalt, copper, iron, nickel, manganese, molybdenum, tungsten, vanadium, zinc)  
GC 060 2618 00 Granulated slag arising from the manufacture of iron and steel  
GC 070 ex 2619 00 Slag arising from the manufacture of iron and steel \*

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\* This entry covers the use of such slags as a source of titanium dioxide and vanadium.

3. ALL types of waste in section GD ("Wastes from mining operations: these wastes to be in non-dispersible form").

4. ALL types of waste in section GG ("Other wastes containing principally inorganic constituents, which may contain metals and organic materials").

5. In section GJ ("Textile wastes"):

GJ 120 6309 00 Worn clothing and other worn textile articles  
GJ 130 ex 6310 Used rags, scrap twine, cordage, rope and cables and worn out articles of twine, cordage, rope or cables of textile materials:  
GJ 131 ex 6310 10 - sorted  
GJ 132 ex 6310 90 - other

6. In section GM ("Wastes arising from the agro-food industries"):

GM 110 ex 0511 91 Fish waste

7. ALL types in section GO ("Other wastes containing principally organic constituents, which may contain metals and inorganic materials").

COLOMBIA:

1. In section GA ("Metal and metal-alloy wastes in metallic, non-dispersible form"):

(a) the following waste and scrap of non-ferrous metals and their alloys:

GA 120	7404 00	Copper waste and scrap
GA 130	7503 00	Nickel waste and scrap
GA 140	7602 00	Aluminium waste and scrap
GA 150	7802 00	Lead waste and scrap
GA 160	7902 00	Zinc waste and scrap
GA 170	8002 00	Tin waste and scrap
GA 180 ex	8101 91	Tungsten waste and scrap
GA 190 ex	8102 91	Molybdenum waste and scrap
GA 200 ex	8103 10	Tantalum waste and scrap
GA 210	8104 20	Magnesium waste and scrap
GA 220 ex	8105 10	Cobalt waste and scrap
GA 230 ex	8106 00	Bismuth waste and scrap
GA 240 ex	8107 10	Cadmium waste and scrap
GA 250 ex	8108 10	Titanium waste and scrap
GA 260 ex	8109 10	Zirconium waste and scrap
GA 270 ex	8110 00	Antimony waste and scrap
GA 280 ex	8111 00	Manganese waste and scrap
GA 290 ex	8112 11	Beryllium waste and scrap
GA 300 ex	8112 20	Chromium waste and scrap
GA 310 ex	8112 30	Germanium waste and scrap
GA 320 ex	8112 40	Vanadium waste and scrap
	ex 8112 91	Wastes and scrap of:
GA 330		- Hafnium
GA 340		- Indium
GA 350		- Niobium
GA 360		- Rhenium
GA 370		- Gallium
GA 380		- Thallium
GA 390 ex	2844 30	Thorium waste and scrap
GA 400 ex	2804 90	Selenium waste and scrap
GA 410 ex	2804 50	Tellurium waste and scrap
GA 420 ex	2805 30	Rare earths waste and scrap.

2. In section GB ("Metal bearing wastes arising from melting, smelting and refining of metals"):

GB 040 ex 2620 90 Slags from precious metals and copper processing for further refining.

3. In section GC ("Other wastes containing metals"):

GC 070 ex 2619 00            Slag arising from the manufacture of iron and steel\*

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\*     This entry covers the use of such slags as a source of titanium dioxide and vanadium.

4. In section GD ("Waste from mining operations: these wastes to be in non-dispersible form"):

GD 040 ex 2529 30            Leucite, nepheline and nepheline syenite waste  
GD 050 ex 2529 10            Feldspar waste  
GD 060 ex 2529 21            Fluospar waste  
   ex 2529 22

5. In section GG ("Other wastes containing principally inorganic constituents, which may contain metals and organic materials"):

GG 030 ex 2621                Bottom ash and scag tap from coal fired power plants  
GG 040 ex 2621                Coal fired power plants fly ash  
GG 060 ex 2803                Spent activated carbon  
GG 070 3103 20                Basic slag arising from the manufacture of iron or steel  
   suitable for phosphate fertiliser and other use  
GG 080 ex 2621 00            Slag from copper production, chemically stabilized, having a  
   high iron content (above 20%) and processed according to  
   industrial specifications (e.g. DIN 4301 and DIN 8201) mainly  
   for construction and abrasive applications  
GG 100                            Limestone from the production of calcium cyanamide (having  
   a pH less than 9)

6. In section GH ("Solid plastic wastes"):

GH 013 ex 3915 30            Waste, parings and scrap of plastics of polymers vinyl  
   chloride  
GH 015 ex 3915 90            Waste parings and scrap of plastics of resins or condensation  
   products e.g:

- urea formaldehyde resins
- phenol formaldehyde resins
- melamine formaldehyde resins
- Epoxy resins
- Alkyd resins
- Polyamides

7. In section GJ ("Textile wastes"):

GJ 050 ex 5302 90 Tow and waste (including yarn waste and garnetted stock) of true hemp (*Cannabis sativa* L.)

8. In section GK ("Rubber wastes"):

GK 020 4012 20 Used pneumatic tyres

GK 030 ex 4017 00 Waste and scrap of hard rubber (e.g. ebonite)

9. In section GO ("Other wastes containing principally organic constituents, which may contain metals and inorganic materials"):

GO 040 Waste photographic film base and waste photographic film not containing silver

GO 050 Single use cameras without batteries

COMOROS: All types.

COSTA RICA: All types.

DOMINICA: All types.

DJIBOUTI: All types.

EGYPT: All types.

FIJI: All types.

GAMBIA: All types.

GHANA: All types.

GUYANA: All types.

KIRIBATI: All types.

KUWAIT: All types.

LEBANON: All types.

MALAWI: All types.

MALDIVES: All types.

MOLDOVA: All types.

MONGOLIA: All types.

MOZAMBIQUE: All types.

MYANMAR: All types.

NICARAGUA: All types.

NIGER: All types.

PAKISTAN:

1. In section GK ("Rubber wastes"):

GK 020 4012 20 Used pneumatic tyres.

2. In section GM ("Waste arising from agro-food industries"):

GM 070 ex 2307 Wine lees

3. In section GN ("Waste arising from tanning and fellmongery operations and leather use"):

GN 010 ex 0502 00 Waste of pigs', hogs' or boars' bristles and hair or of badger hair and other brushmaking hair."

PAPUA NEW GUINEA: All types.

PARAGUAY: ALL types except:

1. All types in section GI ("Paper, paperboard and paper product wastes").

2. In section GJ ("Textile wastes"):

GJ 012 5003 90 Other silk waste

GJ 031 5202 10 Yarn waste (including thread waste) of cotton waste

GJ 032 5202 91 Garnetted stock of cotton waste.

3. In section GL ("Untreated cork and wood wastes"):

GL 020 4501 90 Cork waste; crushed, granulated or ground cork.

PERU: All types.

REPUBLIC OF KOREA:

1. In section GA ("Metal and metal-alloy waste in metallic non-dispersible form"):

The following waste and scrap of non-ferrous metals and their alloys:

GA 120 7404 00            Copper waste and scrap.

2. All types in section GH ("Solid plastic wastes").

3. In section GK ("Rubber wastes"):

GK 010 4004 00            Waste, parings and scrap of rubber (other than hard rubber) and granules obtained therefrom.

SO TOME E PRINCIPE:    ALL types **except**:

In section GJ ("Textile wastes"):

GJ 111 5505 10            Waste (including noils, yarn waste and garnetted stock) of synthetic fibres  
GJ 120 6309 00            Worn clothing and other worn textile articles  
GJ 130 ex 6310            Used rags, scrap twine, cordage, rope and cables and worn out articles of twine, cordage, rope or cables of textile materials:  
GJ 131 ex 6310 10        - sorted  
GJ 132 ex 6310 91        - other.

SAUDI ARABIA:            All types.

SENEGAL:                 All types.

SEYCHELLES:             All types.

SINGAPORE:              All types **except**:

1. In section GA ("Metal and metal-alloy wastes in metallic, non-dispersible form"):

(a) the following waste and scrap of precious metals and their alloys:

GA 010 ex 7112 10        - of gold  
GA 020 ex 7112 20        - of platinum (the expression 'platinum' includes platinum, iridium, osmium, palladium, rhodium and rutherfordium)  
GA 030 ex 7112 90        - of other precious metals, e.g. silver

NB: Mercury is specifically excluded as a contaminant of these metals or their alloys or amalgams.

(b) the following ferrous waste and scrap of iron or steel:

GA 040	7204 10	-	waste and scrap of cast iron
GA 050	7204 21	-	waste and scrap of stainless steel
GA 060	7204 29	-	waste and scrap of other alloy steels

(c) the following waste and scrap of non-ferrous metals and their alloys:

GA 120	7404 00	Copper waste and scrap
GA 130	7503 00	Nickel waste and scrap
GA 140	7602 00	Aluminium waste and scrap
GA 150 ex	7802 00	Lead waste and scrap
GA 170	8002 00	Tin waste and scrap
GA 190 ex	8102 91	Molybdenum waste and scrap
GA 250 ex	8108 10	Titanium waste and scrap
GA 260 ex	8109 10	Zirconium waste and scrap
GA 280 ex	8111 00	Manganese waste and scrap
GA 300 ex	8112 20	Chromium waste and scrap
GA 320 ex	8112 40	Vanadium waste and scrap
GA 350 ex	8112 91	Waste and scrap of Niobium.

2. In section GC ("Other wastes containing metals"):

GC 060	2618 00	Granulated slag arising from the manufacture of iron and steel
GC 070 ex	2619 00	Slag arising from the manufacture of iron and steel*

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\* This entry covers the use of such slags as a source of titanium dioxide and vanadium.

3. In section GD ("Waste from mining operations: these wastes to be in non-dispersible form"):

GD 020 ex	2514 00	Slate waste, whether or not roughly trimmed or merely cut, by sawing or otherwise.
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ST LUCIA: All types.

ST VINCENT AND  
THE GRENADINES: All types.

WESTERN SAMOA: All types.

**TAIWAN:**

In section GA ("Metal and metal-alloy wastes in metallic, non-dispersible form"):

GA 090 7204 49            Other ferrous scrap and waste.

**TANZANIA:**            All types.

**TUVALU:**                All types.

**UGANDA:**                All types.

## ANNEX B

Countries and territories which have not responded to the Commission's communications on shipments for recovery of certain types of waste listed in Annex II (the "green" list) to Council Regulation (EEC) No 259/93. The categories of waste listed in Annex II which are covered are also given. Shipments to these countries and territories of these categories of waste should be carried out under the control procedure applying to waste listed in Annex IV (the "red" list) of Regulation (EEC) No 259/93.

AFGHANISTAN:	All types
ALGERIA:	All types
ANGOLA:	All types
ARMENIA:	All types
AZERBAIJAN:	All types
BAHRAIN:	All types
BANGLADESH:	All types
BRUNEI:	All types
BURUNDI:	All types
CAMBODIA:	All types
CAMEROON:	All types
CENTRAL AFRICAN REPUBLIC:	All types
CONGO:	All types
COTE d'IVOIRE	All types
DOMINICAN REPUBLIC:	All types
ECUADOR:	All types
EL SALVADOR:	All types

EQUATORIAL GUINEA:	All types
ERITREA:	All types
ETHIOPIA:	All types
GABON:	All types
GRENADA:	All types
GUATEMALA:	All types
GUINEA:	All types
GUINEA-BISSAU:	All types
HAITI:	All types
HONDURAS:	All types
KAZAKHSTAN:	All types
KENYA:	All types
KYRGYSTAN:	All types
LAOS:	All types
LESOTHO:	All types
MALI:	All types
MAURITANIA:	All types
MOROCCO:	All types
NAMIBIA:	All types
NEPAL:	All types
NIGERIA:	All types
OMAN:	All types
PAKISTAN:	All types

PANAMA:	All types
QATAR:	All types
RUSSIAN FEDERATION:	All types
RWANDA:	All types
ST. CHRISTOPHER & NEVIS:	All types
SOLOMON ISLANDS:	All types
SUDAN:	All types
SYRIA:	All types
TAJIKISTAN:	All types
TONGA:	All types
TUNISIA:	All types <u>except</u> :

1. In section GA ("Metal and metal-alloy wastes in metallic non-dispersible form"):

(a) the following ferrous waste and scrap of iron or steel:

GA 110 ex 7302 10 - used iron and steel rails

(b) the following waste and scrap of non-ferrous metals and their alloys:

GA 120 7404 00 Copper waste and scrap

GA 160 7902 00 Zinc waste and scrap

GA 170 8002 00 Tin waste and scrap

2. In section GC ("other wastes containing metals"):

GC 030 ex 8908 00 Vessels and other floating structures for breaking up, properly emptied of any cargo and other materials arising from the operation of the vessel which may have been classified as a dangerous substance or waste.

3. ALL types in section GH ("Solid plastic wastes").

4. ALL types in section GI ("Paper, paperboard and paper product wastes").

5. In section GJ ("Textiles wastes"):

GJ 010	5003	Silk waste (including cocoons unsuitable for reeling, yarn waste and garnetted stock)
GJ 011	5003 10	- not carded or combed
GJ 012	5003 90	- other
GJ 020	5103	Waste of wool or of fine or coarse animal hair, including yarn waste but excluding garnetted stock
GJ 021	5103 10	- noils of wool or fine animal hair
GJ 022	5103 20	- other waste of wool or of fine animal hair
GJ 023	5103 30	- waste of coarse animal hair
GJ 030	5202	Cotton waste (including yarn waste and garnetted stock)
GJ 031	5202 10	- yarn waste (including thread waste)
GJ 032	5202 91	- garnetted stock
GJ 033	5202 99	- other
GJ 060 ex	5303 90	Tow and waste (including yarn waste and garnetted stock) of jute and other textile based fibres excluding flax, true hemp and ramie)
GJ 070 ex	5304 90	Tow and waste (including yarn waste and garnetted stock) of sisal and other textile based fibres of the genus Agave
GJ 112	5505 20	Waste (including noils, yarn waste and garnetted stock) of artificial fibres
GJ 120	6309 00	Worn clothing and other worn textile articles
GJ 130 ex	6310	Used rags, scrap twine, cordage, rope and cables and worn out articles of twine, cordage, rope or cables of textile materials
GJ 131 ex	6310 10	- sorted
GJ 132 ex	6310 90	- other

6. ALL types in section GK ("Rubber wastes").

7. In section GM ("Wastes arising from agro-food industries"):

GM 080 ex	2308	Dried and sterilized vegetable waste, residues and byproducts, whether or not in the form of pellets, of a kind used in animal feeding, not elsewhere specified or included.
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8. In section GN ("Wastes arising from tanning and fellmongery operations and leather use"):

GN 010 ex	0502 00	Waste of pigs', hogs' or boars' bristles and hair or of badger hair and other brushmaking hair
GN 020 ex	0503 00	Horsehair waste, whether or not put up as a layer with or without supporting material
GN 040 ex	4110 00	Parings and other waste of leather or of composition leather, not suitable for the manufacture of leather articles, excluding leather sludges.

<b>TURKMENISTAN:</b>	<b>All types</b>
<b>UKRAINE:</b>	<b>All types</b>
<b>UZBEKISTAN:</b>	<b>All types</b>
<b>VANUATU:</b>	<b>All types</b>
<b>VATICAN CITY:</b>	<b>All types</b>
<b>VENEZUELA:</b>	<b>All types</b>
<b>VIETNAM:</b>	<b>All types</b>
<b>YEMEN:</b>	<b>All types</b>
<b>ZAIRE:</b>	<b>All types</b>
<b>ZIMBABWE:</b>	<b>All types</b>

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