

Exemptions – Paragraph 9, 10, 12 & 19 (England & Wales Only)

The Environmental Permitting (England & Wales) Regulations 2010 introduced changes to the management of waste exemptions in England & Wales. The new regime allowed for the gradual phasing out of old exemptions over a transitional period with the existing exemptions often referred to as 'paragraph' exemptions being removed in the specific timeframe. The table below details the transitional timescales for the phase out of the paragraph exemptions.

Paragraph Exemption No	Phase out date
9, 10, 12, 19	1 st October 2011
13, 21	6 th April 2012
7	1 st October 2012
4, 5, 6, 11, 14, 15, 17, 18, 20, 22, 23, 25, 29, 30, 31, 38, 40, 41, 42, 46	1 st October 2012
2, 3, 8, 24, 43, 44, 45	1 st October 2013

On **1st October 2011** waste activities currently controlled by the following 'paragraph' exemptions will have to cease or be replaced by a new exemption or full Environmental Permit

- 9** Reclamation, restoration or improvement of land
- 10** Waste storage or treatment at water / sewage treatment works
- 12** Storage and composting of biodegradable wastes
- 19** Waste for construction.

If you currently reuse waste on your site using one of the exemptions listed above you must contact your Regional Environmental Advisor immediately to discuss the options available from the **1st October**.

When waste is removed from site it may be taken to another location for reuse / recycling currently using one of the exemptions listed above. This is common when excavated materials such as topsoil / subsoil are reused offsite for land reclamation / improvement e.g. quarry infill, landfill capping / restoration or golf course landscaping

From the **1st October** you must ensure that no waste leaving your site is sent to an off site location operating under one of the exemptions listed above. If this occurs you must stop waste being removed from site immediately and request a copy of the new exemption or a full Environmental Permit for the waste receiving site. In addition you should contact your Regional Environmental Advisor for assistance.

N.B. These changes apply to England & Wales only. The waste exemption regime currently operational in Scotland and Northern Ireland remains unchanged.

If you require additional information / clarification on the above please contact your local environmental advisor

Tim Wilkes
Regional Environmental Advisor
Galliford Try Plc