



nodyn briffio

briefing note

REPORTING FINAL DESTINATIONS OF MUNICIPAL WASTE

Outcome

The Environment Agency has robust evidence to demonstrate BMW has been diverted from landfill.

Local Authorities in Wales take full responsibility to satisfy themselves that not only is their waste being diverted from landfill but that it is being recycled and recovered legitimately.

Context

The Landfill Allowances Scheme (LAS) requires the Environment Agency to audit the performance of Local Authorities in Wales. The Environment Agency believes that it can only perform this function effectively by having information about the final destination of the waste .i.e. the name and address of the final destination facility. This information should be reported through the existing quarterly Waste Data Flow (WDF) return. WDF has the capability to record this information and a number of Local Authorities are already providing comprehensive final destination details.

The LAS places a duty on Local Authorities operating under the scheme to submit a report to the Agency detailing the weight of municipal waste sent to waste facilities by Local Authorities in Wales. A number of Local Authorities in Wales are not providing final destination details based on two reasons:

1. Lack of clarity on what is required.
2. Unable to report due to claims of commercial confidentiality from their contractors.

Information Required

We require the final facility destination for materials handled in the UK. When recyclates are destined for export we expect that this will be the final reprocessor or Material Recovery facility (MRF) prior to export. There are clearly value for money benefits in Welsh Local Authorities understanding that material exported overseas is being recovered and reaching legitimate destinations. This level of detail is not required under the LAS when our assumption is that material destined for export under green list controls are suitable for recovery.

Inevitably when facilities handle waste from a number of authorities there will be some level of apportionment required to derive a figure for reporting under the LAS. We accept that this will be necessary, however we expect to see that there is a robust system of apportionment in place.

If we find substantive evidence that materials sent for recovery in the UK or abroad by a Welsh Local Authority have not been fully recovered and landfilled instead, the evidence may be used to inform an adjustment of allowances.

Commercial Confidentiality

We do not consider the information sought, namely, the name and address of intra UK final destination facilities, is commercially sensitive. Any business using a company to transfer its waste will need to satisfy itself that it was meeting its s 34 EPA duty of care obligations. The information is recorded in transfer notes which would have to be provided on request to the Agency. Therefore by supplying details through WDF, the company is not giving away information that would otherwise be protected from production.

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