



"Working for our members to be the voice of government on waste minimisation and recycling issues"

LOCAL AUTHORITY RECYCLING
ADVISORY COMMITTEE

Exemptions Review Team
Waste Permitting Unit
Defra
Area 6D, Ergon House
C/O 17 Smith Square
London
SW1P 3JR

6 January 2010

Dear Sir

Consultation Response – Draft Environmental Permitting Guidance-exempt waste operations

I am writing to present the LARAC response to the above Consultation, which is contained below, and I thank you for the opportunity to respond to the above consultation.

The comments below are sent on behalf of the Local Authority Recycling Advisory Committee (LARAC). LARAC is an association of well over 400 local authorities across England, Scotland Wales and Northern Ireland whose waste management and recycling professionals' co-ordinate and operate waste management services. Membership is drawn from all types of authority including statutory Waste Collection (WCA), Waste Disposal (WDA) and Unitary.

Overall LARAC welcomes the clarity, which this guidance gives. Overleaf are our detailed comments as requested in the consultation.

If you have any queries on this response or would like to discuss the matter further then please contact me on (phone) or (email).

Yours faithfully,

Ian MacKenzie
LARAC Policy Team



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Consultation Response – Draft Environmental Permitting Guidance-exempt waste operations

Q1: Does the guidance adequately explain the relevant requirements of the regulations- and if not how should it be amended?

The guidance adequately explains the links between EU and UK legislation and the exempt operations allowable. It is not however clear on mobile sorting facilities not operated by the producer, as by EU definition such an activity would be exempt, but in the guidance only those operations relative to a producer are mentioned.

Q2: Do you think the format and structure of the guidance are helpful in explaining the requirements of the regulations?

Yes

Q3: Does the guidance clearly explain how the regulations are set out?

Yes

Q4: Does the guidance adequately explain how the regulations will be reviewed in the future and the risk based approach to the Government's provision of exemptions?

Yes

Q5: Does the guidance adequately explain the transitional provisions for those exempt operations moving to standard permits, including the requirement for technical competence?

Yes

Q6: Does the guidance explain the provision of non-waste framework directive exemptions in a clear and concise way?

Yes

Further comments:

The Agency is to be commended for the clarity of this guidance. There is however no comment made on how existing exempt companies will be made aware of the transitional changes, other than in the draft guidance. Is this something that will be addressed or will the EA rely solely on the guidance?



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