

Summary of the Law for the Control of Export, Import and Others of Specified Hazardous Wastes and Other Wastes

<The Basel Convention>

- Principles for the domestic processing of hazardous wastes and other wastes
- Any person shall be required to give prior notice to the States of import and the States of transit and obtain their consents , before exporting hazardous wastes and other wastes to the States
- It is prohibited to export / import hazardous wastes and other wastes to / from the Non-Parties to the Convention.
- Any exporter shall be required to re-import its wastes if it makes an illegal trade.
- The wastes moved beyond boundaries shall be accompanied with their movement documents.

[Establishment of domestic laws and regulations]

<Law for the Control of Export, Import and Others of Specified Hazardous Wastes and Other Wastes>

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| Definition of the "Specified hazardous wastes and other wastes" | Wastes or household wastes having any of the hazardous characteristics as defined in the Annexes to the Convention, or otherwise similar hazardous wastes and other wastes (including not only wastes, but also valuable materials such as metal scraps used as recycled resources) as designated by the Parties in accordance with the provisions of the Convention. |
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| Publication of basic requirements | The Economy, Trade and Industry Minister and the Environment Minister shall establish and publish the basic requirements. |
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(Approval of Export)

- 1) Any person who exports the specific hazardous wastes and other wastes shall obtain the approval of export under the Foreign Exchange Act.
- 2) The Environment Minister shall receive the copy of the application for approval sent from the Economy, Trade and Industry Minister, if this is especially necessary to prevent any environmental pollution, confirm that the export will not prevent the protection of the environment, and give notice to the Economy, Trade and Industry Minister.
- 3) The Economy, Trade and Industry Minister shall give the approval of export as mentioned in the item 1) above only after he or she has received the said notice from the Environment Minister.

(Approval of Import)

- 1) Any person who imports the specific hazardous wastes and other wastes shall obtain the approval of export under the Foreign Exchange Act.
- 2) The Environment Minister may express his or her views or comments to the Economy, Trade and Industry Minister, if necessary.

(Movement Document)

Any person who exports or imports the specific hazardous wastes and other wastes shall be required to transport the wastes accompanied with the related movement documents, and when the imported specific hazardous wastes and other wastes have been disposed of, the person shall give notice of it to the exporter and the State of export.

(Order to Take Actions)

- 1) The Economy, Trade and Industry Minister and the Environment Minister may give the person who exported the specific hazardous wastes and other wastes an order to appropriately recover and dispose of the wastes and take any other necessary actions, if they recognize that it is necessary to do so.
- 2) The Economy, Trade and Industry Minister and the Environment Minister may give the person who imported the specific hazardous wastes and other wastes an order to appropriately dispose of the wastes and take any other necessary actions, if they recognize that it is necessary to do so.