

IMPEL/TFS

Asia conference March 28



European Union Network for
the Implementation and Enforcement
of Environmental Law

Mr. Pat Fenton
Chairman IMPEL-TFS

Why are we here?



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of Environmental Law

- During IMPEL/TFS inspections illegal waste shipments are detected
- Looking to send out a signal to both European as Asian brokers
- Solve the problem of illegality, environmental and financial harm and stimulate legitimated waste trade
- A strong statement on cooperation
- Agreed outcomes

Legislation & authorities in the EU



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- All EU countries ratified Basel Convention
- Implemented in European waste shipment regulation
- Each single country is responsible for notification procedures and enforcement
- Every country has one or more competent authorities
- All authorities have to cooperate to stop illegal shipments

Introduction of IMPEI/TFS



European Union Network for
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- Steering committee
 - member states
 - rotating chair (Pat Fenton)
- Secretariat (Nancy Isarin)
- National Contact Points in all EU countries
- Project managers of different countries
- Annual conference

Role and tasks of the secretariat



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Central point with up to date
information of:

- National focal points
- Status of the projects
- Improvement of communication
- Central role in communication with non-EU countries

The IMPEL structure-contd.



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- Stimulate compliance of waste shipments through enforcement.
- Carry out joint enforcement projects
- Promote exchange of knowledge and experience with the enforcement of waste shipments

Multi annual program 2006-2010



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Strategic goals:

1. Increased awareness e.g. Threat assessment
 2. Capacity building e.g. Provide Member States with tools/ training
 3. Improved cooperation-enforcement projects
- In essence a permanent common and consistent level of enforcement

The new Waste shipment regulation



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- No more tacit consent
- Article 50
- MS shall cooperate, bilaterally or multilaterally with one another in order to facilitate the prevention and detection of illegal shipments
- MS obliged to identify persons responsible for this cooperation
- Mandatory checks

Protection of the environment



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- Article 49-duty on producers, notifiers and others to ensure the waste is managed properly during shipment /recovery/disposal
- In the case of exports from EU the CA of dispatch in the Community **shall**
- Require and try to secure that it is managed in an environmentally sound manner in the country of destination
- Stop the shipment if they don't think this will happen

Art. 37: Note verbale, Questionnaire



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- The EC sent a letter to Non-OECD countries, for them to indicate the procedure they wish to apply for non-hazardous waste:
 - No control
 - Prohibition
 - Prior written notification and consent

No reply = prior written notification and consent.

Problems to raise



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- Common understanding
- Verification of waste recovery
- Brokers do not give the right destination
- Non response of notifications
- Repatriation issues
- Focus on preselected waste streams (e-waste, co mingled municipal waste, PVC pasta)
- Some specific samples.

Possible agreed outcomes



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- All agree to improve cooperation
- All sides will operate through designated National Contact Points (NCP's)
- Joint concerted actions to target any shipments of waste suspected to be illegal traffic, including the development of a cradle to grave enforcement approach
- There will be comprehensive and quick exchange of information –through the NCP's

How we can help each other



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- You can contact the IMPEL-TFS Secretariat:

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