

(Provisional Translation)

Ordinance Specifying Wastes that Japan Needs to Control Based on the Council Decision Concerning the Control of Transboundary Movements of Wastes Destined for Recovery Operations of the Organization of Economic Cooperation and Development (Ministry of the Environment Ordinance No. 41, December 26, 2001)

The Ordinance Specifying Wastes that Japan Needs to Control Based on the Council Decision Concerning the Control of Transboundary Movements of Wastes Destined for Recovery Operations of the Organization of Economic Cooperation and Development (Prime Minister's Office, Ministry of Health and Welfare and Ministry of International Trade and Industry Joint Ordinance No. 2 of 1993) shall be revised in its entirety as follows:

Wastes specified in Article 2, paragraph (1) of the Order for Enforcement of the Law for the Control of Export, Import and Others of Specified Hazardous Wastes and Other Wastes that Japan needs to control based on the Council Decision concerning the control of transboundary movements of wastes destined for recovery operations of the Organization of Economic Cooperation and Development (hereinafter referred to as the "the Council Decision") shall be those wastes to be exported or imported for the disposal operations listed in Annex IVB of the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal (hereinafter referred to as "the Convention") that fall under any of the following items:

- (i) Wastes listed in Appended Table 1 or wastes including any of them
- (ii) Wastes that fall under neither the wastes set forth in the preceding item nor the wastes listed in Appended Table 2, that have any of the hazardous characteristics listed in Annex III of the Convention

Supplementary Provisions

This ordinance shall come into effect as of the date of promulgation.

Appended Table 1

1	Wastes listed in Annex II and VIII (excluding the following wastes)	
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	(i) Wastes listed in A1180 of Annex VIII of the Convention	
	(ii) Wastes listed in A2060 of Annex VIII of the Convention	
2	The following metal bearing wastes:	
	(i) Ash, residue, slag, dross, skimming, scaling, dust, powder, sludge and cake (hereinafter referred to as “ash, etc.”) that arise from the manufacture of iron and steel (excluding those wastes listed in Appended Table 2)	AA010
	(ii) Ash, etc. containing vanadium or vanadium compounds	AA060
	(iii) Magnesium scrap (limited to scrap that is flammable or pyrophoric, or that emits, upon contact with water, flammable gasses)	AA190
3	The following wastes containing principally inorganic constituents that may contain metals and organic materials:	
	(i) Wastes arising from surface treatment of metals (excluding the case where cyanide is used)	AB030
	(ii) Sands used in foundry operations	AB070
	(iii) Inorganic halide compounds	AB120
	(iv) Blasting grit	AB130
	(v) Calcium sulphate from flue gas desulphurization (limited to the unrefined one)	AB150
4	The following wastes containing principally inorganic constituents that may contain metals and inorganic materials:	
	(i) Asphalt (other than that listed in Appended Table 2)	AC020
	(ii) Hydraulic fluids	AC060
	(iii) Brake fluids	AC070
	(iv) Antifreeze fluids	AC080
	(v) Chlorofluorocarbons	AC150
	(vi) Halons	AC160
	(vii) Treated cork and wood wastes	AC170
	(viii) Surface active agents	AC250
	(ix) Liquid pig manure: feces	AC260

	(x) Sewage sludge	AC270
5	The following wastes that may contain either inorganic or organic constituents	
	(i) Wastes from production, formulation or use of reprographic or photographic chemicals or materials	AD090
	(ii) Wastes arising from surface treatment of plastics (excluding the case where cyanide is used)	AD100
	(iii) Ion exchange resins	AD120
	(iv) Materials used as a filter medium of sewage treatment facilities (excluding those artificially synthesized)	AD150
6	Ceramic-based fibers (limited to those with characteristics similar to those of asbestos)	RB020
Remarks: The designations listed in the right column of rows 2 to 6 are those in Annex 4 of the Council Decision.		

Appended Table 2

1	Wastes listed in Annex IX of the Convention (excluding the following wastes)	
	(i) Wastes listed in B1100 of Annex IX of the Convention (limited to slag from the treating or further refining process of copper)	
	(ii) Wastes listed in B1110 of Annex IX	
	(iii) Wastes listed in B2050 of Annex IX	
2	Chromium scrap (including chromium alloy scrap)	GA300
3	Slag from precious metal or copper processing for further refining that contains metals	GB040
4	The following wastes containing metals	
	(i) Electrical assemblies consisting of only metals	GC010
	(ii) Electronic scrap, including printed circuit boards, electronic components and wire, and reclaimed electronic components suitable for base and	GC020

	precious metal recovery	
	(iii) Vessels and other floating structures for breaking up (limited to those emptied of any cargo and other materials arising from the operation of the vessel)	GC030
	(iv) Motor vehicle wrecks (limited to those drained of liquids)	GC040
	(v) Spent fluid catalysts (excluding liquid) (e.g., aluminum oxide, zeolites)	GC050
	(iv) The following metal scrap in dispersible form	
	(a) Molybdenum scrap (including its alloy scrap)	GC090
	(b) Tungsten scrap (including alloy scrap)	GC100
	(c) Tantalum scrap (including alloy scrap)	GC110
	(d) Titanium scrap (including alloy scrap)	GC120
	(e) Niobium scrap (including alloy scrap)	GC130
	(f) Rhenium scrap (including alloy scrap)	GC140
5	Glass fibers (other than that listed in Appended Table 1)	GE020
6	Ceramic wastes that have been fired after shaping (including ceramic vessels before or after use)	GF010
7	The following wastes containing principally inorganic constituents that may contain metals or organic materials	
	(i) Bottom ash and slag from burnt residue and slag tap (limited to slag from coal fired power plants)	GG030
	(ii) Fly ash from coal fired power plants	GG040
	(iii) Asphalt from road construction or maintenance, not containing tar	GG160
8	Waste polymers of vinyl chloride	GH013
9	Carpets and other textile fiber floor coverings	GJ140
10	Edible fats and oils of animal or vegetable origin arising from agro-food industries (e.g., frying oils)	GM140
11	The following wastes arising from tanning or fellmongery operations or leather use:	
	(i) Wastes of pig, hog or boar bristles and hair, badger hair and other brush-making hair	GN010

(ii) Horse hair waste (whether or not put up as a layer with or without supporting material)	GN020
(iii) Skins and other parts of birds, with their feathers or down, feathers and parts of feathers (whether or not trimmed edges but limited to those not processed or not worked beyond being cleaned, disinfected or treated for preservation) and down (limited to down not processed or not worked beyond being cleaned, disinfected or treated for preservation)	GN030

Remarks:

1. In regard to the wastes listed in row 1, the terms “in bulk finished form” in B1020 and “the following fluorinated polymer wastes” in B3010 of Annex IX of the Convention shall be deemed to be replaced with “in bulk finished form (including metal scraps in non-dispersible form)” and “the following fluorinated polymer wastes, including wastes of fluoroethylene polymers and copolymers (PTFE),” respectively.
2. With regards to wastes listed in rows 2, 5, and 6, those in dispersible form shall be excluded.
3. The designations listed in the right column of rows 2 to 11 are those in Annex 3 of the Council Decision.
4. Wastes listed in this Table shall not include those that have the characteristics listed in Annex III of the Convention as a result of adherence of or mixture in any of those listed in Annex I of the Convention.