COMMISSION REGULATION (EC) No 1208/2000

of 8 June 2000

amending Council Regulation (EC) No 1420/1999 establishing common rules and procedures to apply to shipments of certain types of waste from the European Community to Bulgaria and Nigeria, and Regulation (EC) No 1547/1999 concerning the control procedures to apply to shipments of certain types of waste to Bulgaria and Nigeria

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 259/93 of 1 February 1993 on the supervision and control of shipments of waste within, into and out of the European Community [1], as last amended by Commission Decision 1999/816/EC [2], and in particular Article 17(3) thereof,

Whereas:

(1) On 29 November 1999, Nigeria made an official request to be allowed to import certain waste listed in Annex II to Regulation (EEC) No 259/93 under the control procedure applicable to wastes listed in Annex IV to Regulation (EEC) No 259/93 (i.e. the 'red' procedure).

(2) On 9 December 1999, Bulgaria made an official request to be allowed to import certain waste listed in Annex II to Regulation (EEC) No 259/93 under the control procedure applicable to wastes listed in Annex III to Regulation (EEC) No 259/93 (i.e. the 'amber' procedure).

(3) In accordance with Article 17(3) of Regulation (EEC) No 259/93 and Article 3 of Regulation (EC) No 1420/1999 of 29 April 1999 establishing common rules and procedures to apply to shipments to certain non-OECD countries of certain types of waste [3], the committee instituted by Article 18 of Council Directive 75/442/EEC of 15 July 1975 on waste [4], as last amended by Commission Decision 96/350/EC [5], was notified of the official requests of Nigeria and Bulgaria on respectively 30 November 1999 and 15 December 1999.

(4) In order to take account of Nigeria's new situation, it is necessary to amend at the same time Regulation (EC) No 1420/1999 and Commission Regulation (EC) No 1547/1999 of 12 July 1999 determining the control procedures under Council Regulation (EEC) No 259/93 to apply to shipments of certain types of waste to certain countries to which OECD Decision C(92)39 final does not apply [6], as last amended by Regulation (EC) No 354/2000 [7].

(5) In order to take account of Bulgaria's new situation, it is necessary to amend at the same time Regulation (EC) No 1420/1999 and Regulation (EC) No 1547/1999,

HAS ADOPTED THIS REGULATION:

Article 1

Annex A to Regulation (EC) No 1420/1999 is amended as follows:

(1) In section GH ('Solid plastic wastes') of the text related to Bulgaria, the following text is inserted:

[1] OJ L 30, 6.2.1993, p. 1.
[2] OJ L 316, 10.12.1999, p. 45.
[3] OJ L 166, 1.7.1999, p. 6.
[4] OJ L 194, 25.7.1975, p. 39.
[5] OJ L 135, 6.6.1996, p. 32.
[6] OJ L 185, 17.7.1999, p. 1.
[7] OJ L 45, 17.2.2000, p. 21.

'GH 014	ex 3915 90	— Polymerised or co-polymers: for example: — Polypropylene — Polyethylene terephthalate — Acrylonitrile copolymer — Butadiene copolymer — Styrene copolymer — Plyamides — Polybutylene terephthalates — Polycarbonates — Polyphenylene sulphides — Acrylic polymers — Paraffins (C10-C13) (*) — Polyurethane (not containing chlorofluorocarbons) — Polysiloxalanes (silicones) — Polymethyl methacrylate — Polyvinyl alcohol — Polyvinyl butyral — Polyvinyl acetate — Polymers of fluorinated ethylene (Teflon, PTFE)

(*) These cannot be polymerised and are used as plasticisers.'

(2) The text related to Nigeria, is modified as follows:

'All types except:

1. In section GA ("Metal and metal-alloy wastes in metallic, non-dispersible form")

The following waste and scrap of non-ferrous meals and their alloys:

GA 120	7404 00	Copper waste and scrap
GA 130	7503 00	Nickel waste and scrap
GA 140	7602 00	Aluminium waste and scrap
GA 150	7802 00	Lead waste and scrap
GA 160	7902 00	Zinc waste and scrap
GA 170	8002 00	Tin waste and scrap
GA 180	ex 8101 91	Tungsten waste and scrap
GA 190	ex 8102 91	Molybdenum waste and scrap
GA 200	ex 8103 10	Tantalum waste and scrap
GA 210	8104 20	Magnesium waste and scrap (excluding those listed in AA 190)
GA 220	ex 8105 10	Cobalt waste and scrap
GA 230	ex 8106 00	Bismuth waste and scrap
GA 240	ex 8107 10	Cadmium waste and scrap
GA 250	ex 8108 10	Titanium waste and scrap
GA 260	ex 8109 10	Zirconium waste and scrap
GA 270	ex 8110 00	Antimony waste and scrap
GA 280	ex 8111 00	Manganese waste and scrap

GA 290	ex 8112 11	Beryllium waste and scrap
GA 300	ex 8112 20	Chromium waste and scrap
GA 310	ex 8112 30	Germanium waste and scrap
GA 320	ex 8112 40	Vanadium waste and scrap
	ex 8112 91	Wastes and scrap of:
GA 330		— Hafnium
GA 340		— Indium
GA 350		— Niobium
GA 360		— Rhenium
GA 370		— Gallium
GA 400	ex 2804 90	Selenium waste and scrap
GA 410	ex 2804 50	Tellurium waste and scrap
GA 420	ex 2805 30	Rare earth waste and scrap

2. All types in section GH ("Solid plastic wastes")

3. All types in section GI ("Paper, paperboard and paper product waste")

4. All types in section GJ ("Textile waste").'

Article 2

Annex A to Regulation (EC) No 1547/1999 is amended as follows:

(1) In section GH ('Solid plastic wastes') of the text related to Bulgaria, the following text is inserted:

'GH 014	ex 3915 90	— Polymerised or co-polymers: for example: — Polypropylene — Polyethylene terephthalate — Acrylonitrile copolymer — Butadiene copolymer — Styrene copolymer — Plyamides — Polybutylene terephthalates — Polycarbonates — Polyphenylene sulphides — Acrylic polymers — Paraffins (C10-C13) (*) — Polyurethane (not containing chlorofluorocarbons) — Polysiloxalanes (silicones) — Polymethyl methacrylate — Polyvinyl alcohol — Polyvinyl butyral — Polyvinyl acetate — Polymers of fluorinated ethylene (Teflon, PTFE)

(*) These cannot be polymerised and are used as plasticisers.'

(2) Annex B is amended and the text related to Nigeria is modified as follows:

'1. In section GA ("Metal and metal-alloy wastes in metallic, non-dispersible form")

The following waste and scrap of non-ferrous metals and their alloys:

GA 120	7404 00	Copper waste and scrap
GA 130	7503 00	Nickel waste and scrap
GA 140	7602 00	Aluminium waste and scrap
GA 150	7802 00	Lead waste and scrap
GA 160	7902 00	Zinc waste and scrap
GA 170	8002 00	Tin waste and scrap
GA 180	ex 8101 91	Tungsten waste and scrap
GA 190	ex 8102 91	Molybdenum waste and scrap
GA 200	ex 8103 10	Tantalum waste and scrap
GA 210	8104 20	Magnesium waste and scrap (excluding those listed in AA 190)
GA 220	ex 8105 10	Cobalt waste and scrap
GA 230	ex 8106 00	Bismuth waste and scrap
GA 240	ex 8107 10	Cadmium waste and scrap
GA 250	ex 8108 10	Titanium waste and scrap
GA 260	ex 8109 10	Zirconium waste and scrap
GA 270	ex 8110 00	Antimony waste and scrap
GA 280	ex 8111 00	Mangenese waste and scrap
GA 290	ex 8112 11	Beryllium waste and scrap
GA 300	ex 8112 20	Chromium waste and scrap
GA 310	ex 8112 30	Germanium waste and scrap
GA 320	ex 8112 40	Vanadium waste and scrap
	ex 8112 91	Wastes and scrap of:
GA 330		— Hafnium
GA 340		— Indium
GA 350		— Niobium
GA 360		— Rhenium
GA 370		— Gallium
GA 400	ex 2804 90	Selenium waste and scrap
GA 410	ex 2804 50	Tellurium waste and scrap
GA 420	ex 2805 30	Rare earth waste and scrap

2. All types in section GH ("Solid plastic wastes")

3. All types in section GI ("Paper, paperboard and paper product waste")

4. All types in section GJ ("Textile waste").'

Article 3

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 8 June 2000.

For the Commission

Pascal LAMY

Member of the Commission