



Human Environment and Transport Inspectorate
Ministry of Infrastructure and Water Management



Waste shipment inspections in the Netherlands



Unwaste, February 2024
Huib van Westen



Situation in the Netherlands

International waste transports:

EU Waste Shipment Regulation 1013/2006 (WSR)

Competent Authority:

Minister of Infrastructure and Watermanagement

Notifications:

Human Environment and Transport Inspectorate (ILT)

Division: Permitting waste shipments

Supervision:

Human Environment and Transport Inspectorate (ILT)

Division: Enforcement shipments of waste





Some figures

- Notifications per year
2.500 for import and export
1.200 for transit
- Transport notifications
nearly 300.000
- Shipments of green listed waste (non- hazardous)
minimum 1,5 mio?
- Inspections
approx 3.500





Cooperation Enforcement Network

The ILT Inspectorate works closely with:

- **Customs**
- Police
- Port authorities
- Regional authorities

Inspections in the ports (with customs)

Inspections on the highways.



Agreement (MOU) with Customs

- Agreements for cooperation (information exchange, capacity, number of inspections/year, method of enforcement, specific controls)
- Enforcement instructions by ILT (criteria, priorities)
- VGEM team (team of waste experts)
- Customs makes each year an enforcement plan
- Each year feedback of enforcement results
- Agreements on the number of inspections and priorities (4000)



Cooperation in practice

Total 13 inspectors for international waste transports enforcement

Meeting at strategic, tactical, operational level

Exchange of knowledge and experiences

Support Education and training, guidance, manuals etc.

Assistance in the development of Customs profiles

Criminal and administrative law enforcement





training and role of experts

- Every custom and police officer is trained (basics) on environmental laws
- Experts on TFS within Customs and Police
- Role of experts:
 - training colleagues
 - support in profiling
 - first contact for frontline officers
 - contactperson for env auth
 - coordinator/support inspections/operations
 - etc.





Most of the waste shipments are intra-EU

Waste exports are mainly destined for:

Turkey including metal scrap, ships, rubber (tyres) and plastics

Africa including e-waste, cars and tyres declared as 2nd hand goods

Asia including waste paper, metal scrap, waste plastics, rubber/tyres



Modus Operandi illegal shipments of waste

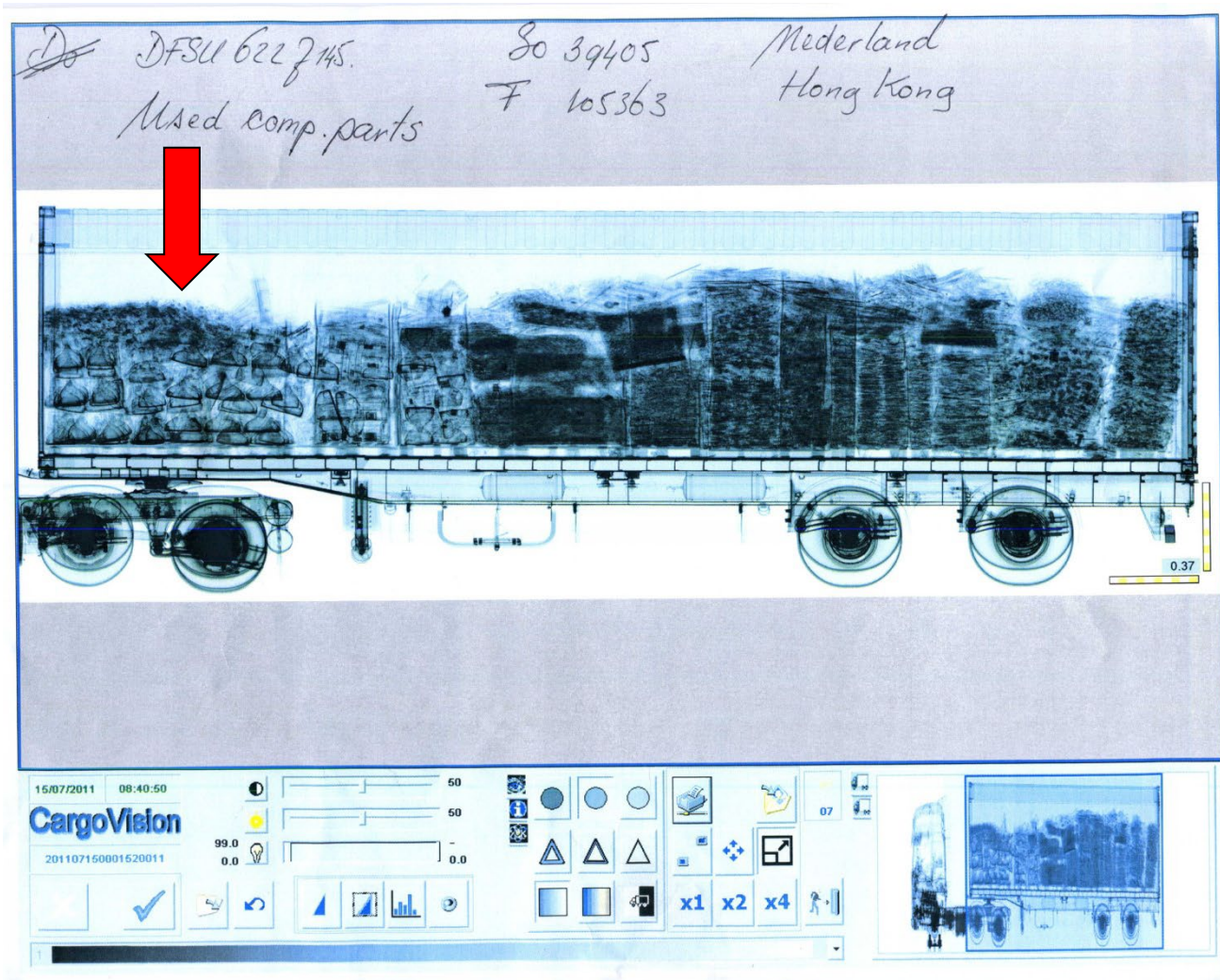
- Concealment
 - Hidden (hazardous) waste
- Misdeclared
 - Product vs waste, including 2nd hand goods, by-products and end of waste
 - Non hazardous vs hazardous waste
 - Due to stricter controls or ban for certain destinations



Hidden hazardous waste









Declared waste paper





Declared as product/ 2nd hand goods





New trend: End of waste

- In the EU waste can reach the 'end of waste status' when:
 - 1) the substance or object is to be used for specific purposes;
 - 2) a market or demand exists for such a substance or object;
 - 3) the substance or object fulfils the technical requirements for the specific purposes and meets the existing legislation and standards applicable to products; and
 - 4) the use of the substance or object will not lead to overall adverse environmental or human health impacts.



New trend: End of waste

- EU Regulations in place for end of waste:
 - Iron, steel and aluminium scrap
 - Copper scrap
 - Glass cullets
- All other waste streams often 'case-by-case' approach



New EU Waste Shipment Regulation

- Expected to enter into force spring 2024
- Amongst others, changes for **export EU- non-OECD**
- Including:
 - Exportban for hazardous waste and for Y46, Y47, Y48, (Y49?)
 - Exportban for waste prohibited by country of destination
 - Exportban for mixtures of hazardous waste and mixtures of hazardous and non-hazardous waste
 - Exportban for waste which is considered as hazardous waste by country of destination (art 3 BC).



New EU Waste Shipment Regulation

- For plastic waste (B3011) prohibition starting 2,5 years after the new WSR has entered into force
- After five years export of B3011 possible to EU authorised countries and facilities which are on an EU list
- Other non-hazardous waste (paper, metals, etc.):
- Three years after the new WSR entered into force export to authorised countries and facilities which are on an EU list.
- Untill the new WSR will enter into force the old one applies



Expectations

- More waste will be exported as 'end of waste' or by-product
- Questions:
 - Does the end of waste status also means that the material can be imported as 'product' instead of waste?
 - Will the exporting country be able to stop the export of 'end of waste' when the importing country refuses the import?
 - Is it possible for the importing state to repatriate the material when they consider it as waste but it was end of waste in the EU?



2 Afzender(adresgegevens)		8 Geadresseerde (adresgegevens)	
Naam:		Naam: PLASTIC SDN BHD	
Adres:		Adres:	
Postcode:	Plaats:	Postcode:	Plaats:
Land:		Land: MY MALEISIE	
2 Exporteur (nr.)		7 Referentienummer	
Identificatienummer: NL8584			
Klantgegevens:			
2 Exporteur (adresgegevens)		15a Land van verzending/uitvoer	
Naam:		NL NEDERLAND	
Adres:			
Postcode:	Plaats:		
Land:			
		17a Land van bestemming	17b Regio van bestemming
		MY MALEISIE	
18 Identiteit en naam van het vervoermiddel bij vertrek		26 Vervoerswijze bij vertrek	
TRUCK		3 WEGVERVOER	
21 Identiteit en nationaliteit van het grensoverschrijdende actieve vervoermiddel		20 Leveringsvoorwaarden	
NL	NEDERLAND	UN/Locode kantoor:	
VESSEL		Leveringsvoorwaarde: CFR	
24 Aard van de transactie		25 Vervoerswijze aan de grens	
1	Transacties met feit. verandering eigenaar met finan. comp.	1 VERVOER OVER ZEE	
		Plaatsnaam: PORT KLANG NORTH / WEST PORT	
		Specificatie plaats: 3	



29 Kantoor van uitgang/binnenkomst		30 Plaats van de goederen	
NL000396 Rotterdam Haven/kantoor Maasvlakte		4704	
31 Container		32 Artikel	33 Goederencode
Nummer: TEMU842		1	39033000
			33 Andere classificaties
31 Omschrijving van de goederen		Nummer:	
Omschrijving: ABS FLAKES		Taal:	
		34 Land van oorsprong	35 Brutomassa (kg)
		EU EUROPESE UNIE	23.030,00
		36 Preferentie	
		37 Regeling	38 Nettomassa (kg)
		10 00	23.030,00
		39 Contingent	
31 Colli		40 Summiere aangifte/Voorafgaand document	
Aantal: 22	Soort: BG ZAK (BAG)		
Merken en nummers:	Materiaal:		
Grootte:	Taal:		
Volume:			
		40 Colli	
		Aantal: 0,00	Soort:
		Nettomassa: 0,00	

**Plastic BV**

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COMMERCIAL INVOICE + PACKING LIST

Date: 26 Jan 2022
Invoice
number: 202301
Reference: 0123

Invoice for:
PLASTIC SDN BHD
SELANGOR, MALAYSIA

Due Date: 25 Feb 2023

Description / CNTR	Quantity	Unit Price / MT	Amount
ABS FLAKES – 22 Big Bags TEMU842	23.03 MT	600 USD	13.818,00 USD
VAT Reverse charge		Total	13.818,00 USD

Freight Terms: CFR Port Klang North / West
Port Origin: Netherlands



Waste or end of waste?







Thank you for your attention

