



Paper Waste Exports to India

In accordance with Article 37 (2) of Regulation (EC) No 1013/2006 (WSR), the European Commission (EC) periodically sends a written request to countries to which the OECD decision does not apply (non-OECD), asking them to specify what level of control should apply to shipments of waste for recovery from the European Union (EU) to their country. On 20 October 2021, the EC published Regulation (EU) 2021/1840¹ which contains the latest responses from those countries. Those responses amend Regulation (EC) No 1418/2007 and will come into effect from 9 November 2021. Regulation (EC) No 1418/2007 contains an up-to-date list of the waste shipment controls that apply to non-OECD countries that have responded to the EU's written request.

The waste shipment Basel code B3020 refers to *Paper, paperboard and paper product wastes*. In previous responses to the EU, India stated that shipments of B3020 could be exported from the EU under 'green-list' controls. In their latest response to the EU, India have stated the export of B3020 from the EU is prohibited. This position is reflected in Regulation (EU) 2021/1840 so this prohibition will come into effect from 9 November 2021. The EC are making representations with the Indian authorities to verify this is the true intention of their response.

The National TFS Office (NTFSO) considers a shipment of waste commences once it leaves the waste generator's facility in Ireland. As paper waste exports from Ireland to India often transit through Rotterdam or Antwerp Ports, the NTFSO has contacted the competent authorities in the Netherlands and Belgium (Flanders). Both authorities have confirmed they will allow containers to transit through their ports to India provided the shipment has commenced in Ireland prior to 9 November 2021.

Notifiers should be aware that at the time of this publication, shipments of B3020 to India will be prohibited from 9 November 2021. Notifiers should therefore make their own enquiries with the relevant consignees in India to ensure such shipments will be recovered in accordance with the WSR. The NTFSO are maintaining contact with the EU through the Department of Environment, Climate and Communications and will notify all stakeholders immediately of any updates.

Any queries regarding this notice can be sent to nationaltfs@dublincity.ie.

¹ <https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32021R1840&from=EN>