

<i>Guidelines on cross-border export of waste and by-products in FRC</i>		Type: Coordination <input type="checkbox"/> Administrative <input type="checkbox"/> Technical <input checked="" type="checkbox"/> Communication <input checked="" type="checkbox"/> Steering Committee <input type="checkbox"/> Other: <input type="checkbox"/>	Ref. WP2_D2.4.1 Date: 18/08/2024
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1. EU legislation on the transport of non-hazardous waste

The Regulation no 1013/2006 and the Directive 2008/98/EC of the European Parliament regulate the crossborder shipment of waste. They implement the obligations of the [Basel Convention](#) (1989) on the control of crossborder movements of hazardous wastes and their disposal. They further implement the Decision of the Council of the Control of Crossborder Movements of Wastes (2001) of the [OECD](#) - Organisation for Economic Co-operation and Development Decision, establishing a control system for shipments of waste destined for recovery in the OECD area, to which both Italy and Slovenia belong.

European regulations leave the member states wide latitude and discretion in the adoption and concretisation of the principles, however, there are some very precise common rules, which are outlined below.

A contract must be concluded between the notifier and the consignee **for the recovery or disposal of waste**. This is the only way to access the procedures for the shipment of waste. The contract must contain precise obligations:

- the notifier is obliged to take the waste back if the shipment, recovery or disposal is not carried out as intended;
- the consignee has an obligation to recover or dispose of the waste if there has been an illegal shipment;
- the facility of destination is obliged to provide a certificate stating that the waste has been recovered or disposed of in accordance with the notification and the specified conditions and requirements.

The waste recovery or disposal contract is effective from the moment of notification and for the duration of the shipment until the certificate of successful recovery or disposal of the waste is issued.

The [Regulation EC No 1013/2006](#) provides for the following **procedures and control regimes**:

- **the procedure of prior written notification and consent** - required for wastes on the amber list (Annex IV), Annex IV A and for unclassified wastes and **mixtures** and
- **the general information requirements** - provided for wastes listed on the green list (Annex III), Annex IIIA and Annex IIIB and shipments of waste for laboratory analysis.

The notification procedure requires that any crossborder shipment of waste must be announced in advance in writing and authorised by the competent authorities of the countries of dispatch, transit and destination involved in the transport. Waste transports carried out in accordance with this procedure must be accompanied by a copy of the notification document, listed in Annex IA, and the movement document, listed in Annex IB, which must, where possible, be completed by the producers. The competent control authorities may require the transporter to also show the contract between the notifier

and the consignee of the waste and the documents containing the information accompanying the notification document and movement document, as listed in Part 1 and Part 2 of Annex II, respectively.

The general information requirements do not require that the crossborder shipment of waste has to be authorised in advance. Waste transport carried out in compliance with the general information requirements must be accompanied by Annex VII of Regulation EC No. 1013/2006. The competent control authorities may ask the transporter to also show the contract concluded between the person who arranges the shipment and the consignee of the waste.

Article 3, Reg. (EC) No. 1072/2009 specifies that in order to carry out international transport operations it is necessary to possess a **Community licence** and, if the driver is a national of a third country, also a driver attestation.

Every vehicle that transports waste must **carry** a copy of the authorisation and any amendments, and must be accompanied by a declaration of conformity to the original signed by the legal representative or person in charge of the undertaking and a copy of the signatory's identity document. The original documents must be kept at the company's premises. In addition, each shipment must be accompanied by a completed **waste identification form**. The waste transported must be recorded in the waste register.

What's new about the transport of plastic waste from 01/01/2021

In [Delegated Regulation \(EU\) 2020/2174](#), the European Commission introduces two new entries for **shipments of non-hazardous plastic waste within the EU, EU3011 and EU48**. They are largely modelled on the entries agreed in the Basel Convention, but with some differences.

For shipments within the EU, the '**prior notification and consent procedure**' also applies to shipments of hazardous waste plastics (**AC300**) and non-hazardous waste plastics that are difficult to recycle (**EU48**). All shipments within the EU of non-hazardous waste for recovery (**EU3011**) **are exempt from** these new controls. For shipments of such waste, the general information requirements apply.

The plastic waste listed below, if nearly free of contamination, is part of the EU3011 group:

Plastic waste (note the related entry AC300 in part II of Annex IV, and the related entry EU48 in part I of Annex IV):

Plastic waste listed below, provided it is almost free from contamination and other types of waste:

Plastic waste almost exclusively consisting of one non-halogenated polymer, including but not limited to the following polymers:

- Polyethylene
- Polypropylene
- Polystyrene
- Acrylonitrile butadiene styrene (ABS)
- Polyethylene terephthalate (PET)
- Polycarbonates (PC)
- Polyethers

—Plastic waste almost exclusively consisting of one cured resin or condensation product, including but not limited to the following resins:

- Urea formaldehyde resins
- Phenol formaldehyde resins
- Melamine formaldehyde resins
- Epoxy resins
- Alkyd resins

—Plastic waste almost exclusively consisting of one of the following fluorinated polymers:

- Perfluoroethylene/propylene (FEP)
- Perfluoroalkoxy alkanes:
- Tetrafluoroethylene/perfluoroalkyl vinyl ether (PFA)
- Tetrafluoroethylene/perfluoromethyl vinyl ether (MFA)
- Polyvinylfluoride (PVF)
- Polyvinylidene fluoride (PVDF)
- Polytetrafluoroethylene (PTFE)
- Polyvinyl chloride (PVC).

New legislation starting from 21/05/2026

The new [Regulation \(EU\) 2024/1157](#) of 11 April 2024 introduces some novelties regarding the transport of plastic waste.

Among other things, the new regulation aims to:

- Increase the traceability of waste shipments within the EU and facilitate recycling and reuse;
- Digitalise files and documentation through a centralised system that speeds up the exchange of information between the competent authorities.

Regulation (EC) No. 1013/2006 was repealed on 20 May 2024, although its provisions will continue to apply **until 21 May 2026** except in certain cases, including:

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- the provisions concerning border area agreements (*Art. 30 Reg. 1013/2006*) cease to apply as from 20 May 2024;
- the provisions concerning Member States' reports (*Art. 51 Reg. 1013/2006*) continue to apply until 31 December 2025;
- the recovery or disposal of waste shipments for which the competent authorities have issued a permit pursuant to Reg. 1013/2006 must be completed by 21 May 2027;
- shipments destined for pre-consented recovery facilities for which the competent authorities concerned have issued a permit must be completed no later than 21 May 2029.

The new regulation stipulates that shipments of the following **waste for recovery** are **subject to the procedure of prior written notification and consent**:

- (a) wastes listed in Annex IV;
- (b) wastes not classified under one single entry in either Annex III, Annex IIIB or Annex IV;
- (c) mixtures of wastes, unless listed in Annex IIIA;
- (d) waste classified as hazardous in the list of waste established pursuant to Article 7 of Directive 2008/98/EC;
- (e) wastes listed in Annex III or Annex IIIB and mixtures of wastes listed in Annex IIIA contaminated by other materials to an extent which:
 - (i) increases the risks associated with the wastes sufficiently to render them appropriate for submission to the procedure of prior written notification and consent, when taking into account the list of waste referred to in Article 7 of Directive 2008/98/EC as well as the hazardous properties listed in Annex III to that Directive; or
 - (ii) prevents the recovery of the wastes in an environmentally sound manner;
- (f) wastes or mixtures of wastes containing or contaminated with persistent organic pollutants (POPs) within the meaning of Regulation (EU) 2019/1021 in quantities meeting or exceeding a concentration limit indicated in Annex IV to that Regulation, which are not classified as hazardous waste.

Shipments of the following wastes destined for recovery shall be subject to the **general information requirements** laid down in Article 18, if the quantity of waste shipped **exceeds 20 kg**:

- (a) wastes listed in Annex III or Annex IIIB;
- (b) mixtures of wastes, provided that the composition of the mixtures does not impair their environmentally sound recovery and provided that such mixtures are listed in Annex IIIA.

By way of derogation from Article 4(1) and (2), shipments of waste explicitly destined for laboratory analysis or experimental treatment trials to assess either the physical or chemical characteristics of the

waste or to determine its suitability for recovery or disposal shall be subject to the general information requirements laid down in Article 18 where all of the following conditions are fulfilled:

- (a) the quantity of waste does not exceed the quantity reasonably needed to perform the analysis or trial in each particular case, but not more than 250 kg or any larger quantity agreed on a case-by-case basis by the competent authorities of dispatch and destination and the person who arranges the shipment;
- (b) in the event a quantity higher than 250 kg is requested by the person who arranges the shipment, that person shall provide the information contained in Annex VII, to the extent possible, to the competent authorities of dispatch and destination together with the reasoned explanation why such a larger quantity is needed to perform the analysis or trial.

For **waste shipments subject to a notification requirement**, a **contract** is concluded between the notifier and the consignee regarding the recovery or disposal of the waste. If the consignee is not the operator of the facility for recovery or disposal of the notified waste, the contract is also signed by the operator of the facility. In addition, a **financial guarantee** or equivalent insurance is established to cover: a) the costs of transporting the waste; b) the costs of recovery or disposal, including any necessary interim operations; c) the costs of storage for 90 days.

Information and documentation are **transmitted and exchanged electronically**, either through the central system platform or through other available interoperable compliant systems or software.

In exceptional cases and if the particular geographical or demographic situation so requires, Member States may conclude **bilateral agreements** to make the notification procedure for shipments of certain waste streams less stringent in the context of crossborder shipments to the nearest appropriate facility located in the border area between the two Member States concerned.

2. Transport of waste from Italy to Slovenia

Italian transport companies carrying out a cross-border shipment of waste in the territory of Slovenia **do not** have to fulfil the obligation to register in the Slovenian waste transporters' register. For Italian companies, **registration in the National Register of Environmental Managers is valid** (*it. Albo nazionale gestori ambientali*).

The transport of waste in Slovenia is associated with a document accompanying the waste, called a **'record sheet'**. It must contain information on, for example, the holder of the waste, the place of delivery of the waste shipment, the waste transporter, the means of transport and the consignee. The record sheet must be completed electronically using the [IS-Odpadki](#) system. A digital signature is required to register on the online platform. The user (initial producer) may authorise the collector or consignee to electronically complete and sign the registration sheet on his behalf by written mandate. The collector/recipient must, within 30 days of receipt of the waste shipment, provide the notifier with an electronically signed copy of the registration sheet to be kept on file.

Annex VII must be included in the dossier accompanying the crossborder shipment of waste.

Procedure for prior notification in Slovenia

The notification form consists of **Annex IA** (notification document) and **Annex IB** (transport document) of Regulation No. 1013/2006 and subsequent amendments. The original form is available at **DZS** (State Publishing House of Slovenia) headquarters and its branches (form number 3, 10).

For more information on purchasing and availability, contact Tea Tozon on 00386 01 30 69 831 or email tea.tozon@dzs.si.

The cost of the written prior notification procedure in Slovenia is **250 EUR**. The receipt for payment of the costs must be attached to the application.

The expenditure is to be paid into the sub-account - Other non-tax revenue of the State No. SI56 0110-0100-0621-284, purpose code: GOVT, BIC: BSLJSI2X.

- a) For shipments from Slovenia: ref. 11 25720-7141009-354750**24**
- b) For shipments to Slovenia: ref. 11 25720-7141009-354740**24**
- c) For transit in Slovenia: ref. 11 25720-7141009-354760**24**

Reason for transfer: application fee SI00_ _ _ (indicate the application number in the blanks).

Note: The last two numbers in the reference (in bold) indicate the current year, and must therefore be replaced from January the 1st in the following year.

3. Transport of waste from Slovenia to Italy

Undertakings carrying out cross-border transport on Italian territory **must be registered with the National Register of Environmental Operators** (*it. Albo nazionale gestori ambientali*). Companies that only carry out cross-border waste transport belong to category 6. Registration is valid for five years, after which renewal is required.

The documents required for enrolment in *the Albo nazionale gestori ambientali* are as follows:

- certification by the competent authority (company register, in Slovenia is called AJPES) stating the company's personal data, registered office, legal representatives, corporate structure and activities (including tax code), and any receivership, bankruptcy proceedings or other equivalent situations on behalf of the company;
- certification that each legal representative is not in a state of disqualification, incapacitation or temporary disqualification from holding executive offices;
- certification equivalent to the general criminal record certificate for each legal representative;
- certificate of contributory regularity according to the legislation of the state of residence;
- titles of availability of vehicles (registration books or leasing/rental contracts);
- certificate of technical suitability of vehicles (pre-filled template automatically generated by Agest and to be supplemented with missing information);
- copy of the Community licence or international authorisation for the carriage of goods by road;
- documents proving financial capacity for companies that do not have a Community licence;
- anti-mafia self-certification signed by the same person who signs the application form;
- EU licence for the international carriage of goods - if the company does not have one: documents proving the economic and financial capacity of the company or of the establishment (turnover, VAT base, assets, balance sheets) or an appropriate bank limit of EUR 9,000.00 for the first vehicle and EUR 5,000.00 for each additional vehicle);
- extract from the Slovenian registry AJPES or extract from the company's court, which must include the company's personal data, registered office, legal representatives, corporate structure and activities (including tax code), and any receivership, bankruptcy proceedings or other equivalent situations on behalf of the company;
- Slovenian waste transport licence.

All the above-mentioned documents must be authenticated at the administrative unit or legalised at the district court (**with apostille**) and must be accompanied by a **sworn translation into Italian**.

The costs for enrolling in the Register of Environmental Managers are as follows: **the stamp duty** in the amount of 16 euros to be paid electronically when sending the electronic application and then again 16 euros when downloading the enrolment measure, the **annual enrolment fee**, in the amount of the monthly instalment shown in the reserved area of the national site when downloading the enrolment measure, and the **government concession fee** of 168 euros.

SISPED online system

[SISPED](#) is the Data Collection Information System for inspections of waste shipments authorised with the procedure of prior written notification and consent in accordance with Regulation (EC) No 1013/2006. The system collects data on waste shipments, authorised with the procedure of prior written notification and consent, and enables the planning of inspections by control bodies. (In Italian)

Cross-border shipment of waste in FVG region

For cross-border transport in Friuli Venezia Giulia region requiring the **notification document**, documents 1/A and 1/B must be completed. Together with the two documents, the application must be accompanied by all the documentation required by Annex II. For further information please refer to the [Guidelines and Provisions concerning the operational management and administrative procedures on crossborder traffic of waste](#) (In Italian).

The Competent Authority of the Friuli Venezia Giulia Region is the Central Directorate for Environment and Energy. You can contact it at +39 0403774113 or write to rifiuti@regione.fvg.it and ambiente@certregione.fvg.it.

Procedure for prior communication in Veneto region

In the **Veneto Region** the **notification and authorisation procedure** are managed through an **IT platform called SITT**. The notification concerns a single waste code and consists of the notification document and the movement document.

The notification is submitted by an entity called the notifier, which may be the initial producer, the collector, a registered dealer or broker, or a waste holder. The competent authority issues a notification document and a movement document to the notifier, who must previously submit a financial guarantee. If the guarantee submitted is congruent with the requirements, the competent authority shall issue the necessary documents to the notifier.

The **information** procedure does not require the submission of any documentation to the Veneto Region and therefore it is not necessary to register on the SITT portal. There is only the obligation to accompany the waste being shipped with an appropriate document, as per **Annex VII**, signed by the person organising the shipment and the recovery facility. The existence of a contract between the person arranging the shipment and the consignee should be stated in the information document.

4. Useful links and attachments

EC Regulation 1013/2006

<https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32006R1013>

Annex IA (notification document for cross-border movements/shipments of waste and Annex IB (2007 corrigendum)

<https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX%3A32007R1379R%2801%29>

Regulation (EU) 2024/1157 of April 11, 2024

https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=OJ:L_202401157#d1e39-1-1



Annex 1/A for prior notification in the Friuli Venezia Giulia Region

Regolamento CE 1013/2006 sulle spedizioni di rifiuti			
Spedizioni dalla regione Friuli Venezia Giulia			
NOTIFICA N.			
Notificatore:			
Produttore:			
Luogo di produzione:			
Luogo di recupero/smaltimento			
Quantità: T (Mg)		Spedizioni:	
CER	Y	All. VIII	Classe ONU:
Lista allegati:			

Annex 1/B for prior notification in the Friuli Venezia Giulia Region.

Allegato b)

Spedizione di rifiuti – Reg.to CE 1013/2006

Richiesta modulo notifica

Alla Regione Autonoma Friuli
Venezia Giulia
Direzione centrale difesa
dell'ambiente, energia e sviluppo
sostenibile
Servizio disciplina gestione rifiuti e
siti inquinati TRIESTE

ambiente@certregione.fvg.it**OGGETTO:** Regolamento (CE) 1013/2006 – Spedizioni transfrontaliere di rifiuti.

Il sottoscritto [Fare clic qui per immettere testo.](#) in qualità di [Fare clic qui per immettere testo.](#) dell'impresa [Fare clic qui per immettere testo.](#) con sede legale in [Fare clic qui per immettere testo.](#) chiede il rilascio di un documento di notifica e del corrispondente modello di documento di movimento per la spedizione all'estero di rifiuti destinati a:

☐ **smaltimento D** [Fare clic qui per immettere testo.](#)☐ **recupero R** [Fare clic qui per immettere testo.](#)

La notifica sarà presentata dalla suddetta impresa in qualità di:

- ☐ produttore iniziale
- ☐ nuovo produttore abilitato
- ☐ raccoglitore abilitato
- ☐ commerciante registrato
- ☐ intermediario registrato

in relazione ai rifiuti provenienti dall'impianto ubicato in comune di [Fare clic qui per immettere testo.](#) via [Fare clic qui per immettere testo.](#) della Società [Fare clic qui per immettere testo.](#)

A tal fine comunica i seguenti dati:

Denominazione del rifiuto			
Caratteristiche fisiche			
Identificazione:			
All. VIII o IX della convenzione di Basilea	Elenco comunitario dei rifiuti	Codice Y	Classe ONU

Quantità (Tonnellate)	
Numero previsto di trasporti	
Paese di destinazione	
Paese/i di transito	
Impianto di destinazione dei rifiuti	
Data di stipulazione del contratto, se nota; ovvero data presunta di stipula	
Estremi dell'autorizzazione dell'impianto di destinazione	

Allega:

☐ l'attestato di versamento di € 129,11 per diritti amministrativi e di rilascio dei moduli di notifica e di movimento (fino a 5 trasporti)

☐ copia del contratto fra il commerciante registrato o l'intermediario ed il produttore dei rifiuti,

ovvero una lettera d'incarico espressamente riferiti alla progettata spedizione.

Dichiara di aver preso visione dell'informativa sulla privacy, riportata nelle note esplicative del presente modello.

Distinti saluti

Luogo, data e firma

Note:

1. La richiesta deve essere inviata esclusivamente all'indirizzo di Posta elettronica certificata indicato nella stessa.
2. Il Decreto Ministeriale 370/98, all'art. 3, comma 2, stabilisce l'importo delle spese per le procedure di notifica e sorveglianza delle spedizioni transfrontaliere di rifiuti:
 - Diritti amministrativi per il rilascio dei documenti di notifica e di movimento:
 - o importazione € 258,23 per ogni notifica relativa ad un massimo di 5 trasporti più € 25,82 per ogni trasporto eccedente;
 - o esportazione € 129,11 per ogni notifica relativa ad un massimo di 5 trasporti più € 25,82 per ogni trasporto eccedente.
3. Gli eventuali diritti relativi ai documenti di movimento oltre i 5 trasporti dovranno essere versati come condizione per il rilascio degli stessi.
4. I versamenti a favore dell'Amministrazione regionale possono essere effettuati unicamente **tramite il Sistema "pagoPA"**, utilizzando la modalità "Pagamento volontario (o spontaneo)". Tale pagamento può essere effettuato online selezionando l'Ente Regione Autonoma Friuli Venezia Giulia e individuando, nella videata successiva, il servizio "Diritti Amministrativi notifica spedizioni transfrontaliere rifiuti".

Di seguito le due specifiche obbligatorie da inserire nei relativi casi di causale:

- o "Capitolo entrate n. 966 – IT 000000 – richiesta documenti 1B da 0 a 0";
- o "Capitolo entrate n. 966 – Richiesta documenti apertura nuova notifica".

Informativa sulla privacy

Ai sensi di quanto disposto dall'articolo 13 del decreto legislativo 196/2003, si informa che i dati acquisiti saranno trattati esclusivamente ai fini dell'istruttoria in oggetto. Essi potranno essere comunicati soltanto ai soggetti previsti dalle vigenti disposizioni di legge. All'interessato spettano i diritti previsti dalle vigenti norme in materia di protezione dei dati personali. Titolare del trattamento è la Direzione centrale difesa dell'ambiente, energia e sviluppo sostenibile. Responsabile del trattamento è l'ing. Flavio Gabriellig; per la parte automatizzata, responsabile del trattamento è l'Insiel s.p.a. con sede in via San Francesco d'Assisi, 43 – 34133 Trieste.