

Regulations and focal points

A collector, trader or broker of waste, falls under the stipulations of chapter 6 and chapter 7 of the decree of sustainable management of material cycles and waste.

In accordance with VLAREMA Article 6.1.3.3., you will be included in the list of registered collectors, traders or brokers of waste.

Any misuse of the registration and any violation of the conditions for collecting, processing or trading waste can lead to a suspension of the registration. In that case, your company will be included in the list of suspended registrations of collectors, traders or brokers of waste.

If you collect, trade or broker hazardous waste, you must have and work according to an updated internal quality assurance system and meet the general and specific transport conditions. An inspection of the quality assurance system must be conducted by an independent QA inspection office no later than 2 years after registration, after which a new inspection must be conducted every four years. The report from each QA inspection will be made available to OVAM by the inspection office within 2 months after the inspection. The list of QA inspection offices will be published on the OVAM website as soon as it is available.

An inadequate quality assurance system or a negative inspection report on the quality assurance system can also lead to suspension of the registration, after which your company will be included in the list of suspended registrations of collectors, traders or brokers of waste.

If you make use of your own means of transport for transporting the waste you collected, traded or brokered, you must also be registered as a carrier of waste.

Important remarks concerning your registration as a collector, trader or broker of waste

GENERAL

Environmental levies

When, as a collector, trader or broker of waste you export this waste outside the Flemish Region, you must pay environmental levies for the fraction that is incinerated, co-incinerated or landfilled. The levy to be paid depends on the final processing. You can find more information about the levy rates on our website. At www.ovam.be you select at the top Loket - Milieuprofessionals - Milieuheffingen. On this page you will find the current legislation with rates and a FAQ list. When you have not been included in the file of the companies subject to a levy, please contact the environmental levies secretariat at the number 015 284 201.

PER WASTE (You only have to take these remarks into account if they concern waste that appears in your registration.)

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End-of-life vehicles

By registering as a collector, trader or broker of non-hazardous waste, you can only collect, trade or broker depolluted end-of-life vehicles from an accredited centre for depollution to an installation for further processing.

If you retrieve end-of-life vehicles from garages, private individuals, etc., you must be registered as a collector, trader or broker of hazardous waste in which at least LOW code 16.01.04 is registered.

Waste Electrical and Electronic Equipment (WEEE)

With registration as a collector, trader or broker of non-hazardous waste, you can only collect, trade or broker non-hazardous WEEE (depolluted WEEE) that is derived from a processing centre licensed for depolluting WEEE.

Considering that non-depolluted WEEE in most instances contains hazardous components or hazardous substances, this waste is considered as hazardous waste as long it is not completely depolluted. In practice all Waste Electrical and Electronic Equipment that is collected from private individuals, from stores and companies, is rather to be considered as hazardous waste.

If you wish to collect, trade or broker hazardous WEEE (= non-depolluted WEEE), you must have a registration as a collector, trader or broker of hazardous waste in which at least the LOW code(s) for hazardous waste is registered: e.g. . 16.02.10, 16.02.11, 16.02.12, 16.02.13, 20.01.21, 20.01.23 of 20.01.35.

Ink toner cartridges

With a registration as a collector, trader or broker of non-hazardous waste, you can only collect, trade or broker non-hazardous ink and toner cartridges. Considering that only very specific types of cartridges contain no hazardous substances, for collecting, trading or brokering ink and toner cartridges you generally need a registration as a collector, trader or broker of waste in which at least the LOW does for hazardous waste 08.03.12 and 08.03.17 are registered.

Animal by-products

With a registration as a collector, trader or broker of waste as stipulated in the VLAREMA, it is not allowed to collect, trade or broke animal by-products, as defined in regulation 1069/2009. To do this, you need a specific registration as a collector, trader or broker of animal by-products.

The following waste is always considered animal by-product and cannot be transported with a registration as a collector, trader or broker of other waste:

dead animals; animal waste of slaughterhouses, cutting plants, butchers, ; processed animal by-products like meat and bone meal or rendered fats, dairy products.

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Livestock manure

With a registration as a collector, trader or broker of non-hazardous waste, you cannot collect, trade or broker livestock manure. The transport of livestock manure falls under the stipulations of the decree on the protection of water from contamination by nitrates from agrarian sources (Manure Decree).

Waste containing asbestos

Waste with bonded asbestos must be packaged in sealed packaging such as a closable (container) big bag. The final destination must always be a landfill site licensed for this. Waste with free or lightly bonded asbestos (e.g. spray asbestos, asbestos insulation) must be hermetically packaged (e.g. in double-walled sealed packaging) provided with an asbestos label. The final destination must always be a licensed processing plant (for Flanders: a solidification centre). The labour legislation of the Federal Public Service Employment also applies (theme of asbestos within FPS, see http://www.meta.fgov.be/detailA_Z.aspx?id=790) for employees who handle asbestos waste (removal of up until landfilling of asbestos waste).