DUTY OF CARE FLOWCHART Waste regulation does not Is it waste? NO apply Waste is defined by the EU Waste Framework Directive as 'any YES substance or object which the holder discards or intends or is required to discard'. Items that can continue to be used without Waste produced by Are you treatment do not have to be NO contractors on your site is responsible for its classed as waste. their waste not yours disposal? Yes if: Broker must be Are you using 1. It is produced as a result of your registered but you are YES YES a waste still legally responsible broker? for requirements below. 2. Or you have a legal responsibility eg hh waste, flytip, litter etc Subject to prosecution Is it correctly NO under EPA S.34.1(b) contained? Use suitable containers to prevent YES escape and human or environmental risk Is it being Subject to prosecution NO transferred to an under EPA S.34.1(c)i Waste may only be moved by an authorised person? authorised waste carrier. • Upper tier for commercial waste YES collectors and carriers of own construction waste • Lower tier for Local Authorities, charities or carriers of own waste On collection, is Subject to prosecution there correct NO under EPA S.34.1(c)ii documentation in place? Anything with * on EWC code or which contains hazardous components eqHazardous waste Non-hazardous waste Required for any transfer eg fridge, TV/monitor, of waste between two flu tube, oily rags etc parties. Waste transfer Required for any Can be annual for regular **Consignment Note** documentation movement regardless collections of same waste YES of whether carrier by same carrier produced waste 3 years for consignments - can Are correct records in 2 years for transfer be completed consignment being held? documentation notes or consignee records YES Facility must be Permitted or Has waste been registered Exempt to accept taken to an waste described by EWC © 360 Environmental Ltd authorised facility? code www.360environmental.co.uk V1 August 2016