

Generic Legislation

Learning Outcome	Assessment Criteria	Source
1. Understand the regulatory framework and policies relevant to waste and resource management facilities	1.1 Describe Northern Ireland Acts of Parliament which directly affect waste management operations.	https://www.legislation.gov.uk/nisi/1997/2778/made https://www.legislation.gov.uk/nisi/1978/1039/article/4 https://www.legislation.gov.uk/nisi/1997/2778/article/5/made https://www.legislation.gov.uk/nisi/1997/2778/article/6/made
	1.2 Describe Northern Ireland regulations that directly affect waste management operations.	https://www.legislation.gov.uk/nisi/1997/2778/article/6/made How do you apply for a waste management licence? NetRegs Environmental guidance for your business in Northern Ireland & Scotland
	1.3 Explain the difference between civil and criminal liability in relation to operating a waste and resources management facility.	https://www.infrastructure-ni.gov.uk/topics/planning https://www.legislation.gov.uk/nisr/2011/127/regulation/17/made https://www.hse.gov.uk/work-equipment-machinery/loler.htm
	1.4 Explain how criminal penalties are determined using current sentencing guidelines.	https://www.daera-ni.gov.uk/articles/environmental-liability https://app.croneri.co.uk/topics/environmental-liability/indepth https://www.daera-ni.gov.uk/articles/environmental-crime https://www.judiciaryni.uk/sites/judiciary-ni.gov.uk/files/media-files/Discharge%20or%20Deposit%20of%20Polluting%20Matter.pdf Sentencing Guidelines - Magistrates' Court - Environment Offences Judiciary NI
2. Understand the requirements of waste licencing legislation as applied to the waste and resource management industry	2.1 Describe the following: – Waste Exemptions . – Waste Licence or Permit.	https://www.daera-ni.gov.uk/landing-pages/waste-management-licensing-exemptions-new-registrations The Waste Management Licensing Regulations (Northern Ireland) 2003 (legislation.gov.uk)
	2.2 Describe the different types of variation.	https://www.netregs.org.uk/environmental-topics/permits-licences-and-exemptions/waste-management-licences/transferring-modifying-varying-and-surrendering-a-waste-management-licence/
	2.3 Identify where to find details of waste exemptions and how to comply.	



	<p>2.4 Explain the mechanism and information required to transfer a waste management licence or permit.</p> <p>2.5 Explain the mechanism and information required to surrender a waste management licence or permit.</p> <p>2.6 Identify the actions that could be taken by the environmental regulator in response to breaches of a waste management licence or permit.</p> <p>2.7 Describe the circumstance that would allow liquids to be discharged to surface water under a waste management licence or permit.</p> <p>2.8 State the options available to remove contaminated liquids from a waste facility.</p>	<p>https://www.daera-ni.gov.uk/landing-pages/waste-management-licensing-exemptions-new-registrations</p> <p>https://www.daera-ni.gov.uk/sites/default/files/publications/daera/Regulatory%20position%20Statement_0.pdf</p> <p>https://www.daera-ni.gov.uk/sites/default/files/publications/daera/transfer-application-may-2020.pdf</p> <p>https://www.netregs.org.uk/environmental-topics/permits-licences-and-exemptions/waste-management-licences/how-do-you-apply-for-a-waste-management-licence/</p> <p>https://www.netregs.org.uk/environmental-topics/water/more-ways-to-prevent-water-pollution/discharges-to-water-and-sewer/Regulating-water-discharges- Department-of-Agriculture,Environment-and-Rural-Affairs-(daera-ni.gov.uk)</p>
<p>3. Understand the legislation and policies relevant to responsibilities within the waste and resource management industry</p>	<p>3.1 State the legislation that imposes “Duty of Care” responsibilities for waste and resources management activities.</p> <p>3.2 Describe the legal requirements of Duty of Care legislation applicable to waste and resources management.</p> <p>3.3 List the parties who have responsibilities under Duty of Care.</p> <p>3.4 Explain why it is important to carry out checks in accordance with the Duty of Care legislation prior to passing waste on.</p>	<p>https://www.daera-ni.gov.uk/sites/default/files/publications/doe/duty-of-care-code-of-practice-june2016.pdf</p> <p>https://www.legislation.gov.uk/nisi/1997/2778/article/5/made</p> <p>https://www.daera-ni.gov.uk/sites/default/files/publications/doe/waste-guidance-consigning-hazardous-waste-2015.pdf</p>



4. Understand the regulatory framework relevant to waste and resource management facilities	4.1 Explain how to establish an European Waste Code (EWC) for wastes.	https://www.daera-ni.gov.uk/sites/default/files/publications/daera/WM3%20NI%20v1.2.pdf https://www.daera-ni.gov.uk/sites/default/files/publications/doe/duty-of-care-code-of-practice-june2016.pdf
	4.2 Explain why it is important to accurately describe waste on a waste transfer note or hazardous waste consignment note.	
	4.3 Explain why it is important to check the information on a waste transfer note or hazardous waste consignment note prior to accepting a waste load.	
5. Understand the definition and classification of waste and the use of waste acceptance procedures in the waste and resources industry	5.1 State the legal definition of controlled waste.	https://www.daera-ni.gov.uk/sites/default/files/publications/doe/duty-of-care-code-of-practice-june2016.pdf https://www.legislation.gov.uk/nisr/2013/255/made https://www.legislation.gov.uk/nisi/1997/2778/article/6/made
	5.2 Describe the classifications of controlled waste.	
	5.3 State the legislation which mandates the requirement for a waste management licence or permit.	

