

WASTE CARRIER – BROKER – DEALER (CBD) RESPONSIBILITIES

Are you a waste carrier, broker, or dealer (CBD)? If so, you have specific legal responsibilities under the Environmental Protection Act 1990 and associated regulations. These rules are enforced by the Environment Agency (EA).

Your duties are set out below concerning carrying, keeping, handling, transferring, and disposing of waste:

Waste Carrier, Broker, and Dealer (CBD) Responsibilities

1. Registration

- You must register with the Environment Agency (EA) (or the relevant regulator in Scotland, Wales, NI) as a carrier, broker, or dealer.
- Operating without registration is an offence and can result in fines or prosecution.

2. Duty of Care

You have a legal duty of care when handling waste. This means:

- Prevent escape of waste: Make sure waste is stored and transported securely so it doesn't leak, blow away, or cause pollution.
- Keep waste safe: Use suitable containers and store different types of waste separately when required.
- Transfer waste responsibly: Only transfer waste to an authorised person (another registered carrier, permitted site, or licensed operator).

3. Waste Transfer Notes (WTNs)

For non-hazardous waste:

- Every transfer of waste must be accompanied by a waste transfer note (WTN), either paper or electronic.
- The WTN must include:
 - Description of the waste (including the correct EWC code – European Waste Catalogue code).
 - Names and addresses of both parties.
 - Registration/licence numbers.
 - SIC code (Standard Industrial Classification) of the producer.
 - Confirmation that the waste hierarchy has been applied.

You must keep WTNs for at least 2 years.



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4. Consignment Notes (Hazardous Waste)

For hazardous waste (like chemicals, asbestos, oils, batteries):

- A hazardous waste consignment note is required for every movement.
- You must keep these records for at least 3 years.

5. Waste Hierarchy

You must apply the waste hierarchy in how you deal with waste:

1. Prevent waste where possible.
2. Reduce waste generation.
3. Reuse materials.
4. Recycle where possible.
5. Recover energy from waste.
6. Dispose of waste safely as a last resort.

6. Brokers and Dealers

If you act as a waste broker (arranging disposal on behalf of others) or waste dealer (buying and selling waste), you must:

- Ensure the waste goes to a legitimate site or operator.
- Keep proper records of all transactions.
- Check that anyone you pass waste to is properly licensed/permitted.

7. Records and Evidence

- Keep accurate documentation of all waste movements.
- Provide records if requested by the EA during audits or inspections.

Quick Summary: As a waste carrier, broker, or dealer, your responsibilities are to register with the EA, keep waste safe, transfer it only to authorised persons, complete and store transfer/consignment notes, apply the waste hierarchy, and maintain records. Failure to comply can lead to heavy fines, loss of registration, or prosecution.

Please help yourself to the checklist sheets overleaf.

For more information or support please speak with our TCM/COTC holder, Danny Nash.

Signed:

Danny Nash

January 2025



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Waste Carrier, Broker & Dealer Responsibilities Checklist:

This checklist summarises the key legal responsibilities for waste carriers, brokers, and dealers under UK law (Environmental Protection Act 1990 and related regulations).

- Register with the Environment Agency as a waste carrier, broker, or dealer.
- Keep waste secure – prevent leaks, spills, and escape.
- Transfer waste only to authorised persons (licensed carriers, permitted sites).
- Complete a Waste Transfer Note (WTN) for all non-hazardous waste transfers.
- Complete a Hazardous Waste Consignment Note for hazardous waste.
- Keep WTNs for 2 years and hazardous waste notes for 3 years.
- Apply the waste hierarchy: Prevent ® Reduce ® Reuse ® Recycle ® Recover ® Dispose.
- Keep accurate records of all waste transfers and transactions.
- If acting as a broker or dealer, check that all parties in the chain are registered/licensed.
- Provide records if requested by the Environment Agency during inspections or audits.

Failure to comply can result in fines, prosecution, or loss of registration.