




## COMMUNICATION

### NOTIFICATION OF NATIONAL DEFINITION OF HAZARDOUS WASTES PURSUANT TO ARTICLE 3 OF THE BASEL CONVENTION AUSTRIA, POLAND AND TUNISIA

Pursuant to article 3 of the Basel Convention, the Secretariat informs Parties and Signatories that Austria, Poland and Tunisia have submitted communications on 15, 17 and 4 February 2005, respectively, concerning their national definitions of wastes, other than those listed in Annexes I, and II of the Basel Convention, considered or defined as hazardous under its national legislation and requirements concerning transboundary movement procedures applicable to such wastes.

The full text of the three communications has been placed on the web site of the Basel Convention ([www.basel.int](http://www.basel.int)). For those Parties or Signatories wishing to obtain a printed copy of the communications kindly contact the Secretariat ([sbc@unep.ch](mailto:sbc@unep.ch)).

  
Secretariat of the Basel Convention  
Geneva, 22 February 2005  
 PROGRAMME   
(GENEVA)

To Focal Points of Parties and  
Signatories to the Basel Convention

cc: Permanent Missions to the United Nations in Geneva

# **Secretariat of the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal**

## **Notification of national definition or significant change to national definition pursuant to Article 3 of the Basel Convention**

**(Information reported using this form shall be regarded as formal notification pursuant to Article 3 and shall be transmitted by the Secretariat of the Basel Convention to all Parties and signatories)**

**Country:** Austria

**Name of the person who completed the questionnaire:** Andreas Moser

**Title:**

**Address:** A-1010 Stubenbastei 5, Vienna, AUSTRIA

**Telephone no:** +43 1 51522 3521 **Fax no:** +43 1 5131679 1219

**E-mail:** [andreas.moser@lebensministerium.at](mailto:andreas.moser@lebensministerium.at) or

[Abteilung.61@lebensministerium.at](mailto:Abteilung.61@lebensministerium.at)

**Date when form completed(D/M/Y):** 30. 12. 2004

**This report contains an updated national definition:** Yes: x No ☐



National Definition of Hazardous Wastes		
1	<b>Is there a national definition of <u>hazardous waste</u>?</b>	
	Yes: <input checked="" type="checkbox"/>	No: <input type="checkbox"/> (don't fill in the rest of the form)
	If yes, please provide the text of the national definition of hazardous waste (If national definition is contained in the national legislation or other document, please attach the full text of the relevant document):	
	<p>Hazardous waste is defined by Article 2, 4, 3 of the Federal Waste Management Act (Federal Law Gaz. I 2002/102 as amended) in combination with the Ordinance on a Waste Catalogue (Federal Law Gaz. II 2003/570 as amended). This definition is based on the EU Directive 91/689/EEC.</p> <p>There is no full English translation of the waste catalogue available but the classification of a waste in accordance with the Austrian legislation can be provided by the Focal Point on request.</p>	
1a	<b>Is this a significant change to the national definition that has been previously been notified to the Secretariat of the Basel Convention pursuant to Article 3(2)? (NB: Information transmitted annually under Article 13 (3) does not represent a notification in compliance with Article 3)</b>	
	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
1b	<b>What is the legal basis of this definition?</b>	
	Basel Convention <input type="checkbox"/>	OECD-Council Acts <input type="checkbox"/> EU Waste Law <input checked="" type="checkbox"/>
	National <input checked="" type="checkbox"/>	Other <input type="checkbox"/> [specify under remarks]
	<b>Remarks, if necessary:</b> <p>The definition of hazardous waste was previously (before 2004) based on the Ordinance on Hazardous Wastes (Fed. Law Gaz. II 1997/227).</p> <p>Within the European Union not all hazard characteristics of waste are harmonized (H1, H2, H9, H13 and H14 in accordance with Annex 3 of the Directive 91/689/EEC are not harmonized yet). Therefore the definition of hazardous waste is based on both, EU Waste Legislation and National Waste Legislation.</p>	

<b>2</b>	<b>Does the national definition of hazardous waste cover wastes other than those listed in Annex I, II and VIII of the Basel Convention?</b>	
	Yes: <input checked="" type="checkbox"/>	No: <input type="checkbox"/>
	If yes, please provide the categories of wastes covered that are not listed in Annex I, II and VIII of the Basel Convention (please fill in the waste description and the <a href="#">waste code</a> such as EC, EWC, OECD, WCO/HS code, national etc.- if applicable - and use additional space/attachment, if required):	
	<b><u>General remarks, if any:</u></b>  <p>The definition of the hazardous of waste is based on Annex I and II of the Directive 91/689/EEC. These Annexes are broader than Annex I of the Basel Convention. Therefore not in all cases a hazardous waste can be addressed by a Y-Code (e.g. Ni-bearing catalysts are listed under B1120 of Annex IX of the Basel Convention while they are regarded as hazardous waste in Austria in accordance with EU legislation). While most of the hazardous wastes listed in the Austrian Waste List can be addressed by one or more Y-Codes in accordance with Annex I of the Basel Convention the following waste codes are not related to Annex I categories in any case.</p>	

	Waste code	Waste description	Remarks, if any:
	13401	Carcasses of testing animals	
	13705	Infectious dung	Only partly covered by Y1
	13706	Infectious faeces	Only partly covered by Y1
	13707	Infectious manure	Only partly covered by Y1
	17208	Salt impregnated wood	Only partly covered by Annex I
	17211	Contaminated saw dust and wood chips (organic contaminants)	Only partly covered by Annex I
	17212	Contaminated saw dust and wood chips (inorganic contaminants)	Only partly covered by Annex I
	17213	Contaminated wood (organic contaminants)	Only partly covered by Annex I
	17214	Contaminated wood (inorganic contaminants)	Only partly covered by Annex I
	18710	Contaminated filter paper (organic contaminants)	Only partly covered by Annex I
	18711	Contaminated filter paper (inorganic contaminants)	Only partly covered by Annex I
	18712	Contaminated cellulose tissues (organic contaminants)	Only partly covered by Annex I
	18713	Contaminated cellulose tissues (inorganic contaminants)	Only partly covered by Annex I
	18714	Paper and cardboard packaging with dangerous organic residues	Only partly covered by Annex I
	18715	Paper and cardboard packaging with dangerous inorganic residues	Only partly covered by Annex I

	<b>Waste code</b>	<b>Waste description</b>	<b>Remarks, if any:</b>
	31108	Contaminated furnace lining from metallurgic processes	Only partly covered by Annex I
	31109	Contaminated furnace lining from non metallurgic processes	Only partly covered by Annex I
	31203	Slag from NE-metallurgic processes	Only partly covered by Annex I
	31205	Aluminum dross (gas producing)	
	31206	Magnesium dross (gas producing)	
	31211	Salt slag from aluminum production	
	31212	Salt slag from magnesium production	
	31217	NE-metal containing filter dusts	Only partly covered by Annex I
	31221	Contaminated slag from iron production	
	31223	Other dusts, ashes and dross	Only partly covered by Annex I
	31301	Vanadium containing fly ash (from oil incineration)	
	31308	Slag and ash from waste incineration	Covered by Annex II
	31309	Fly ash from waste incineration	Covered by Annex II
	31312	Solid salt containing residues from waste incineration	Covered by Annex II
	31314	Solid salt containing residues from incineration processes	
	31316	Residues from waste pyrolysis	Only partly covered by Annex I
	31423	Oil contaminated soil	
	31424	Other contaminated soil	Only partly covered by Annex I
	31426	Molding sands	Only partly covered by Annex I
	31435	Contaminated adsorbents	Only partly covered by Annex I
	31440	Contaminated blasting sands	Only partly covered by Annex I
	31445	Contaminated gypsum	Only partly covered by Annex I
	31466	Contaminated glass and ceramics	Only partly covered by Annex I
	31611	Graphite sludge	
	31620	Contaminated gypsum sludge	Only partly covered by Annex I
	31626	Sludge from NE-metallurgic processes	Only partly covered by Annex I
	31630	Barium carbonate sludge	
	31633	Contaminated glass grinding sludge	Only partly covered by Annex I
	31638	Calcium sulfite sludge	

	Waste code	Waste description	Remarks, if any:
	31639	Other hazardous sludge from solving processes	Only partly covered by Annex I
	31642	Residues from boiler cleaning	Only partly covered by Annex I
	31660	Sludge from flue gas cleaning	Only partly covered by Annex I
	35106	Containers with hazardous residues	Only partly covered by Annex I
	35201	Electric and electronic equipment with hazardous constituents	Only partly covered by Annex I
	35203	Vehicles and parts thereof with relevant amounts of hazardous substances	Only partly covered by Annex I
	35207	Printed circuit boards	Only partly covered by Annex I
	35209	Electrolyte capacitors	Only partly covered by Annex I
	35321	Other NE-metal dusts	Only partly covered by Annex I
	35327	NE-metal containers with hazardous residues	Only partly covered by Annex I
	35335	Zinc-Carbon batteries	
	35336	Alkaline batteries	
	35337	Lithium batteries	Only partly covered by Annex I
	39909	Contaminated mineral waste	Only partly covered by Annex I
	51113	Other metal hydroxide sludge	Only partly covered by Annex I
	51114	Lead-, nickel- and cadmium hydroxide sludge	Only partly covered by Annex I
	51115	Contaminated aluminum hydroxide sludge	Only partly covered by Annex I
	51502	Skinning salts	
	51504	Impregnating salts	Only partly covered by Annex I
	51505	Tanning chemicals	Only partly covered by Annex I
	51507	Fertilizer	
	51508	Potassium carbonate	
	51511	Salt bath residues	
	51525	Barium salts	
	51528	Alkaline and earth metal sulfides	
	51529	Heavy metal sulfides	Only partly covered by Annex I
	51532	Chloride of lime	

	Waste code	Waste description	Remarks, if any:
	51535	Nitrate salts	
	51535	Vanadium salts	
	51540	Other salts, easily soluble	Only partly covered by Annex I
	51541	Other salts, not easily soluble	Only partly covered by Annex I
	54122	Silicon oil	
	54206	Metal soaps	Only partly covered by Annex I
	54715	Sludge from container cleaning	Only partly covered by Annex I
	54716	Iron sulfides	
	57125	Contaminated ion exchange resins	Only partly covered by Annex I
	57127	Plastic packaging with hazardous residues	Only partly covered by Annex I
	57802 21	Contaminated filter dust and light fraction from metal shredding	Only partly covered by Annex I
	58201	Contaminated filter bags with organic contaminants	Only partly covered by Annex I
	58202	Contaminated filter bags with inorganic contaminants	Only partly covered by Annex I
	58203	Contaminated textile packaging material with organic contaminants	Only partly covered by Annex I
	58204	Contaminated textile packaging material with inorganic contaminants	Only partly covered by Annex I
	59201	Residues from solid construction chemicals (e.g. concrete additives)	Only partly covered by Annex I
	59202	Residues from liquid construction chemicals (e.g. separating oil)	Only partly covered by Annex I
	59405	Hazardous detergents	Only partly covered by Annex I
	59507	Catalysts	Only partly covered by Annex I
	59801	Gases in cylinders	Only partly covered by Annex I
	59802	Gases in high pressure cylinders	Only partly covered by Annex I
	59803	Aerosol packaging	Only partly covered by Annex I
	94801	Hazardous sludge from waste water treatment	Only partly covered by Annex I
	95301 11	Hazardous landfill leachet	Only partly covered by Annex I
	95403	Residues from boiler cleaning (flue gas side)	



3	<b>Which requirements (procedures) concerning transboundary movements are applicable to the wastes listed under question 2 above?</b>	
	The same as for wastes of Annex I, II or VIII: <b>x</b>	Other requirements (procedures): <input type="checkbox"/> If other, please specify the requirements (procedures):
	<p>Shipments of waste are regulated under EU legislation (93/259/EEC, 1420/1999/EC and 1547/1999/EC). Any non listed waste as well as any waste listed in Annex III and IV of the shipment regulation (93/259/EEC) is subject to a control procedure.</p> <p>The shipment of hazardous wastes in accordance with national legislation is prohibited to non Annex VII countries.</p>	