

Enforcement of waste shipment rules

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Content

- Competences/ Skills
- Risk assessment
- Collaboration
- Inspection methods/ phases



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Competences (Inspector/inspection)

- Enter all places (companies, restricted areas, offices, houses)
- Stop/Block vehicles (truck, train, ship)/containers
- Cargo Inspection
- Taking Samples



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Competences (Enforcement)

- Repatriation
- Warning
- Penal Sum (repetition)
- Order (clean up, end of violation)
- Report
- Temporary order by Public Prosecutor
- Closing facilities



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Skills

- Inspector (Judicial, technical, trade, logistics, etc.)
- Lawyer
- Public prosecutor
- Judge



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Targeting shipments of waste

- Limited resources
- Facilitate legal trade
- Reduce delays as much as possible



How to prioritize and select shipments or containers?



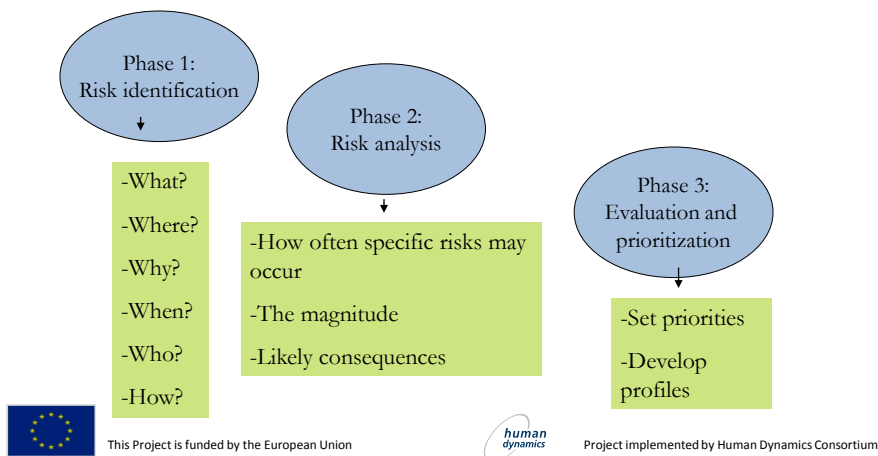
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Risk Assessment

- “Risk”: potential for non-compliance with relevant rules and regulations



Profiling and risk indicators

- Risk indicators and search parameters are developed following completion of the risk identification and analysis phases of the risk assessment. Risk indicators flag potential problems with a particular shipment. If Customs work with electronic systems, profiles can be built into their electronic systems.

Indicators can relate to



- Object of the trade
- Documents
- Packaging
- Concealment methods
- Routing
- Involved companies/individuals
- Countries concerned



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Examples of HS codes at high risk for illegal transboundary movements of hazardous waste

HS code	Declared as	In fact can be
3915	Plastic scrap	Waste plastic, mixed with other (hazardous) wastes, medical waste, used chemical bottles or municipal solid waste
4707	Waste paper	Waste paper and cardboard which can be mixed or contaminated with other (hazardous) waste and municipal waste
7204	Metal scrap	Waste batteries, cable waste, metal scrap contaminated with hazardous waste or electronic wastes
8528	CRT monitors	Waste CRT monitors



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Other indicators

- Description of goods
(waste, used, old, scrap, sludge, dust, residue, rejected, discarded, ashes, slags, etc.)
- Low Value
- Other information in documents
- Packaging, labeling, broken, leakage, etc.

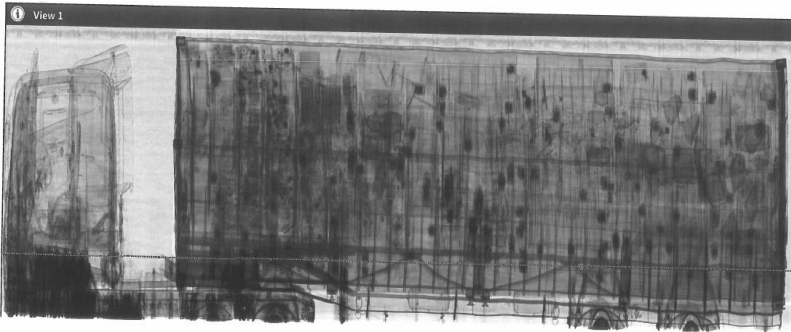


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X ray



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Inspection methods

☐ Road

☐ Train/Rail

☐ Port

☐ Site visit



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Inspection phases

○ Preparation

○ Execution

○ Evaluation/ Reporting



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Preparation

General preparation:

- identify the object,
- identify task and competences,
- organise a team with relevant competences and skills,
- prepare communication,
- select a strategic location
- prepare in detail
(toolkits, telephone numbers, communication equipment like fax/laptop/..., etc.)



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Specific preparations:

- Interception/ selection,
- security measures,
- breaking seals,
- sampling,
- appropriate location for seizures,
- detaining shipments for further investigations.



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Additional for port inspections

- inventory of shipping lines and there origin and destinations,
- make arrangements with customs and/or shipping lines/agents were documents can be collected
- storage Locations on port sites, very effective and (mostly) relatively simple



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Port Inspections:

- Screen all documents or use Customs data for selection
- Gather more information at shipping lines/agents when there are doubts
- (Block the container/shipment)
- X-ray and/or physical inspection



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Container vessel:

- List all the participating lines on the specific vessel
- Ask for latest loading list or ask access to booking system
- Select containers by using terms (waste, old, scrap, residue, used, etc.)
- Check the documents and if necessary followed by physical inspection.



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Inventory Shipping Lines

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Preparation (equipment)

- ☐ Safety: vest, helmet, gloves, shoes/boots, clothes
- ☐ A folding ladder
- ☐ Flashlight
- ☐ Stamp with name authority
- ☐ Camera
- ☐ Mobile phone
- ☐ Checklist
- ☐ Sampling equipment (or experts)
- ☐ Binoculars or field glasses
- ☐ Your legislation/interpretations/ classification
- ☐ (Information folders)
- ☐



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Execution

- ☐ Briefing
- ☐ Selection
- ☐ Determine status by documents
- ☐ Check of documents
- ☐ Check if shipment fits with its requirements
- ☐ Optional: further investigation on the site (sampling, gathering more information)
- ☐ Optional: Verification request to another authority (country) to cross check info
- ☐ Debriefing/evaluation of the inspection
- ☐ Sanctioning



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Need for collaboration

- Various authorities and legal powers
- Different sources of information
- Jurisdiction issues



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Identify collaboration partners

Possible partners:

- Ministries of Environment
- Ministries of Industries/ Trade
- Environmental Inspectorates
- Customs
- Police
- Health and Safety authorities
- Port authorities
-

National taskforce with contactpoints



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Can you make a list of key organisations in your country?



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Inter-agency collaboration

Informally (personal contact)

Formally:

By Memorandum of Understanding or by Law

- Training
- Responsibilities
- Mutual support and understanding
- Inspections



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Existing international frameworks

- Ministries of Environment: Basel Convention Focal Points
- Police: INTERPOL (e-learning tool prevent illegal trade of chemicals and waste, Operation Enigma II)
- Customs: World Customs Organisation

Examples of environmental enforcement collaboration at international level:

- IMPEL TFS Network (Europe)
- INECE Network



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Thank you very much for your attention.



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