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FEDERAL SUBSIDIARY LEGISLATION

ENVIRONMENTAL QUALITY ACT 1974 [ACT 127]

P.U.(A) 294/2005

ENVIRONMENTAL QUALITY (SCHEDULED WASTES) REGULATIONS 2005

Incorporating latest amendments - P.U.(A) 158/2007

Publication : 15 August 2005
Date of coming into operation : 15 August 2005

ARRANGEMENT OF REGULATIONS

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Regulation 7. Application for special management of scheduled wastes

- (1) A waste generator may apply to the Director General in writing to have the scheduled wastes generated from their particular facility or process excluded from being treated, disposed of or recovered in premises or facilities other than at the prescribed premises or on-site treatment or recovery facilities.
- (2) An application under subregulation (1) shall be submitted to the Director General in accordance with the guidelines for special management of scheduled wastes as prescribed by the Director General and shall be accompanied by fee of three hundred ringgit and shall not be refunded.
- (3) If the Director General is satisfied with the application made under subregulation (1), the Director General may grant a written approval either with or without conditions.

Regulation 8. Responsibility of waste generator

- (1) Every waste generator shall ensure that scheduled wastes generated by him are properly stored, treated on-site, recovered on-site for material or product from such scheduled wastes or delivered to and received at prescribed premises for treatment, disposal or recovery of material or product from scheduled wastes.
- (2) Every waste generator shall ensure that scheduled wastes that are subjected to movement or transfer be packaged, labelled and transported in accordance with the guidelines prescribed by the Director General.

Regulation 9. Storage of scheduled wastes

- (1) Scheduled wastes shall be stored in containers which are compatible with the scheduled wastes to be stored, durable and which are able to prevent spillage or leakage of the scheduled wastes into the environment.
- (2) Incompatible scheduled wastes shall be stored in separate containers, and such containers shall be placed in separate secondary containment areas.
- (3) Containers containing scheduled wastes shall always be closed during storage except when it is necessary to add or remove the scheduled wastes.

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(4) Areas for the storage of the containers shall be designed, constructed and maintained adequately in accordance with the guidelines prescribed by the Director General to prevent spillage or leakage of scheduled wastes into the environment.

(5) Any person may store scheduled wastes generated by him for 180 days or less after its generation provided that—

(a) the quantity of scheduled wastes accumulated on site shall not exceed 20 metric tonnes; and

(b) the Director General may at any time, direct the waste generator to send any scheduled wastes for treatment, disposal or recovery of material or product from the scheduled wastes up to such quantity as he deems necessary.

(6) A waste generator may apply to the Director General in writing to store more than 20 metric tonnes of scheduled wastes.

(7) If the Director General is satisfied with the application made under subregulation (6), the Director General may grant a written approval either with or without conditions.

Regulation 10. Labelling of scheduled wastes

(1) The date when the scheduled wastes are first generated, name, address and telephone number of the waste generator shall be clearly labelled on the containers that are used to store the scheduled wastes.

(2) Containers of scheduled wastes shall be clearly labelled in accordance with the types applicable to them as specified in the Third Schedule and marked with the scheduled waste code as specified in the First Schedule for identification and warning purposes.

(3) No person is allowed to alter the markings and labels mentioned in subregulations (1) and (2).

Regulation 11. Waste generator shall keep an inventory of scheduled wastes

A waste generator shall keep accurate and up-to-date inventory in accordance with the Fifth Schedule of the categories and quantities of scheduled wastes being generated, treated and disposed of and of materials or product recovered from such scheduled wastes for a period up to three years from the date the scheduled wastes was generated.