



Derogation to waste allowed in Appendix B of the CQP

Derogation enabling EWC 19 05 01 and 19 05 02 to be included as acceptable inputs

The Environment Agency (EA) has issued a derogation enabling waste types with EWC codes 19 05 01 and 19 05 02 to be included as acceptable inputs for the production of Quality Protocol (QP) certified compost. Wastes produced from the aerobic treatment of solid wastes with the descriptions 'non-composted fraction of municipal and similar wastes' (EWC 19 05 01) and 'non-composted fraction of animal and vegetable waste' (EWC 19 05 02) have been assessed as acceptable input materials. This derogation is supported by REAL CCS and all certified producers can now accept these wastes as permissible feedstocks to their composting processes.

Requirements of this derogation

- These wastes are acceptable only if they are derived solely from the aerobic treatment of input types allowed by the Compost QP and remain segregated from, and uncontaminated by, any other waste type.
- Movement of this material is only allowed between two sites where both sites are owned and operated by the same company.
- Operators need to ensure that any critical control points or site operational plans are amended to reflect this way of working.
- Validation/agreement with Animal Health must be in place before the acceptance of this waste code and demonstrated to the local Environment Agency team/site inspector when requested to do so.
- The derogation doesn't remove the requirement to have the appropriate permit in place listing the relevant EWCs or remove the requirements for full duty of care relating to the acceptance, storage, treatment, transfer or use of waste. Operators should apply to amend permits that no longer meet their operational requirements.

Review of this derogation and the Compost Quality Protocol

The derogation will be kept under review. If at any time intelligence suggests the position is being abused or is giving rise to complaint or pollution, the Agency will remove it without notice.

The waste codes will be considered for inclusion in any future review of the Compost QP though this doesn't guarantee that the code will be agreed in future versions of the QP. The operator uses this derogation at their own risk and the Environment Agency recommends that business decisions and operations are not based on the presence of the derogation as it may be removed.