



**Environmental Permit**

Environment Protection Act (CAP. 549)

Permit number:  
**EP 01332/21**

Approved documents  
**n/a**


The Environment and Resources Authority (hereinafter the Authority; the Competent Authority or ERA) in exercise of its powers under the Environment Protection Act (CAP. 549), hereby authorises:

**Mr. Joseph Gauci obo Malta Peak International Ltd** (hereinafter “the Permit Holder”), Of / Whose Registered Office (or principal place of business) is at

**6, Villa Gauci  
Mdina Road  
Balzan BZN 9031  
Malta**

**Renewal of GBR0061/20: Registration of waste broker**

The validity of this permit is until the 31<sup>st</sup> May 2022.

Signed	Date
  Jonathan Henwood Team Manager (Env. Permitting) F/ Director Environment and Resources	Permit Granted: 27/05/2021

**Authorised to sign on behalf of the Competent Authority**

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## Conditions

### Introductory Note

The permit is granted in accordance with the provisions of the Environment Protection Act, Activity 39 of Schedule 1 of the Waste Management (Activity Registration) Regulations, 2007 (S.L. 549.45) and the Waste Regulations, 2011 (S.L. 549.63).

The activity shall, subject to the conditions of this Permit, be managed, controlled and carried out as described in the EP Application, approved documents, and/or as otherwise previously agreed in writing by the Authority.

### Status Log

Detail	Date
<i>Application GBR0061/20</i>	26/05/2020
<i>Permit issued</i>	02/06/2020
<i>Application EP 01332/21</i>	25/05/2021
<i>Permit Issued</i>	As per date on front page

### Permitted Activities

1. The Permit Holder is authorised to carry out the activities and the associated activities specified in Table 1.

Activity	Description of specified activities	Limits of specified activities
Waste broker	Waste broker activity as per Activity 39 of Schedule 1 of the Waste Management (Activity Registration) Regulations, 2007 (S.L. 549.45).	Any undertaking arranging for the recovery or disposal of waste on behalf of others, including such activities which do not take physical possession of the waste. Activities include but are not limited to, the arranging for the collection, recycling, recovery or disposal of waste on behalf of another person.

### Conditions of Activity/Work

2. The Permit Holder is responsible to ensure that all reasonable precautions are taken so that the activity conforms to the conditions in this Permit and the procedures outlined within the Permit application.
3. The conditions imposed in this Permit shall be adhered to throughout all the activities. Failure to do so may result in enforcement action and cessation of any related works or activities.
4. The Permit Holder is permitted to carry out transactions on all wastes, as listed in the European Waste Catalogue (EWC) as per Commission Decision 2000/532/EC and having hazardous codes (if applicable) as listed under Schedule 3 of the Waste Regulations, 2011 (S.L.549.63).

5. The Permit Holder shall ensure that waste transfers and shipments carried outside Maltese territories are covered with the necessary permits as required under Council Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14th June 2006 on shipments of waste.
6. The Permit Holder shall maintain adequate records at the registered office of each waste management activity/ transaction. Such record shall include:
  - a. Details of the waste producers;
  - b. A description of the waste;
  - c. Its equivalent EWC code as per Commission Decision 2000/532/EC;
  - d. Its pertaining H code (if applicable) as listed under Schedule 3 of the Waste Regulations, 2011 (S.L.549.63);
  - e. The waste quantities as per EWC code;
  - f. The originating source of the waste;
  - g. Information on waste handling, packaging, containment and storage undertaken;
  - h. Information on the frequency and method of transportation and details of the waste carriers engaged;
  - i. Information on the waste management facilities to which such waste was consigned and details of the waste managers engaged; and
  - j. Associated dates when the above listed activities were carried out.
7. The Permit Holder is obliged to inform ERA of each shipment in writing (through e-mail on [ceu.shipments@era.org.mt](mailto:ceu.shipments@era.org.mt)) at least 3 full-working days prior to commencing loading of waste. This communication shall include the following information for each shipment:
  - a. Details of the waste producer including a copy of the contract between the notifier and waste producer (if applicable);
  - b. Date and time of loading;
  - c. Place of loading;
  - d. Container number;
  - e. Details of shipping agent (if applicable);
  - f. Name of vessel;
  - g. Scanned copy of Movement Form/Annex VII;
  - h. If more than one EWC code is listed in the same Movement Form the quantity for each waste stream shall be provided separately (if applicable).
8. All movement Forms which shall fulfil this obligation within the above stipulated time period. The ERA shall not be held liable for any delays or cancellation of shipments due to late, wrong or incomplete information.
9. The Permit Holder shall keep the records listed under condition 6 for a minimum period of 5 years. These records must be made available for inspection upon request by an authorized ERA Official.
10. The Permit Holder shall submit the data of the total amount of waste collected as per condition 7 above of the previous calendar year (January - December) to ERA by not later than the 31st March of the subsequent year. Data may be sent either through e-mail on [ced.reporting@era.org.mt](mailto:ced.reporting@era.org.mt) or via conventional mail. Not applying for a renewal of this Permit does not exonerate the Permit Holder from providing this data.
11. The Permit Holder shall ensure that hazardous wastes transferred within Maltese territory or waters are accompanied by a hazardous waste consignment note and a valid hazardous waste consignment permit issued by ERA. The Permit Holder is also bound to ensure that the waste is adequately described on the waste consignment note.

12. The Permit Holder shall ensure that engaged local and foreign waste management/processing/disposal facilities/sites are authorized and in possession of a valid Environmental Permit or Waste Management Permit to receive and manage the particular waste under consideration. No temporary interim storage of waste on any site shall be allowed unless this site is already covered by an Environment Permit or a Waste Management Permit issued by the Authority.
13. In the case of the export of waste, the Permit Holder shall ensure that the waste is loaded onto containers at the site of generation and is transported directly to port of dispatch.

### **General Conditions**

14. ERA may inspect and monitor the activity at the expense of the 'Permit Holder' at a rate and arrangement communicated by ERA's Compliance and Enforcement Directorate to ensure the safeguarding of the natural assets. ERA may also appoint other on-site monitors at the expense of the Permit Holder to act as an on-site liaison between the Permit Holder and ERA if the case arises.
15. The Authority's representatives may inspect and photograph any part of the site/activity and ask for any closed or locked areas to be opened and may demand to be provided with any proof, documentation, plans, receipts or any other records.
16. The Permit Holder shall notify the following matters to the Authority in writing at least 10 working days prior to their occurrence:
  - a. Any change in the Permit Holders' trading name, registered name or registered office address;
  - b. Any change to particulars of the Permit Holders' corporate identity.
17. The Authority may add, amend, delete or substitute any of the conditions of this Permit after notifying the Permit Holder of its intention and after describing the changes to the Permit Holder. This is without prejudice to any prevailing circumstances that would preclude the Authority from following such a procedure.
18. The Permit Holder may apply for a variation of the Permit and shall seek the Authority's written agreement prior to any operational changes, by sending to the Authority:
  - a. Written notice of the details of the proposed change, including an assessment of its possible effects or risks to the environment from the approved activity;
  - b. Any relevant supporting information;
  - c. Any relevant supporting assessments and drawings, and;
  - d. The proposed implementation date.

Any such change shall only be implemented following the issue of a variation of the Permit by the Authority.
19. This Permit including any Variation Notices or amendments to it shall be made available for any inspection by ERA Officials at all times, or any legally recognised compliance and enforcement officials, when requested.
20. The Permit Holder is responsible for the proper management of the waste before its transfer.
21. The Permit Holder shall inform ERA of her/his intention to cease brokerage operations by a period of at least three months prior to which s/he is to cease such operations.
22. The Authority may suspend or revoke this Environmental Permit in line with the provisions of CAP 549.

23. Details of the Permit Holder together with the details of conditions imposed in this Permit shall be maintained by the Authority in a register available for public inspection or maintained in electronic form.
24. ERA shall not be held liable for any accidents or injuries which may occur during the activities being registered through this Permit. It is the responsibility of the Permit Holder to ensure that all safety measures are taken.
25. This Permit is without prejudice to any liability of the Permit Holder under the Act and to any punitive measures the Authority may wish to take with respect to works/activities already carried out without Permit.
26. This Permit is granted saving third party rights.
27. These obligations and conditions deriving from this Permit are without prejudice to any other regulations, codes of practice, conditions or requirements imposed by the ERA or any other competent Authority including, but not limited to, the Planning Authority, Occupational Health and Safety Authority, Transport Malta and the Civil Protection Department.
28. **The validity of this Permit is until and including 31/05/2022.** The Permit Holder may apply for a renewal to this Permit expressing his/her intention at least four (4) weeks prior to the expiry of this Permit. Request for renewals shall only be considered upon confirmation of compliance with Permit conditions and fulfilment of documentation as requested by this Permit.
29. You may appeal from this decision to the Environment and Planning Review Tribunal in accordance with Article 63 of the Environment Protection Act and with the provisions of the Environment and Planning Review Tribunal Act.