

CORRESPONDENTS' GUIDELINES No 6

Subject: Classification of slags from processing of copper alloys under entries GB040 and B1100

1. These correspondents' guidelines represent the common understanding of all Member States on how Regulation (EC) No 1013/2006 on shipments of waste should be interpreted. The guidelines were agreed by the correspondents at a meeting on 5 December 2007 organised pursuant to Article 57 of Regulation (EC) No 1013/2006. They are not legally binding. The binding interpretation of Community law is the exclusive competence of the European Court of Justice. The guidelines apply from 10 December 2007 and should be reviewed at the latest five years from the above date and, if necessary, revised.

2. Entry GB040 in part II of Annex III ('Green' Listed Waste) reads “slags from precious metals and copper processing for further refining” and entry B1100 in part 1 of Annex V, list B reads “slags from copper processing for further processing or refining not containing arsenic, lead or cadmium to an extent that they exhibit Annex III hazard characteristics”¹.

3. *It is unclear if slags from processing of copper alloys, such as brass and bronze, are also capable of being included in entries GB040 and B1100.* There is a need to achieve a Community-wide approach in order to ensure that different competent authorities in Member States apply the same interpretation regarding slags from the processing of copper alloys.

4. *As a common understanding of the correspondents* it was agreed that slags from processing of copper alloys may be included in GB040 and B1100 provided the metallic fraction of the slag consists predominantly of copper.

¹ See also Annex III part I note (c).