

Annex 2 An overview of additional requirements that MS waste management plans and waste prevention programs have to include according to Directive 2018/851

Table 1 - An overview of additional requirements that MS waste management plans and waste prevention programs have to include according to Directive 2018/851

Provision of Directive 2018/851	Requirements
Article 28 Waste management plans	<p>In the amended Article 28 several provisions that deal with preparing for reuse, recycling and separate collection are added or altered:</p> <ul style="list-style-type: none"> – New paragraph 3(ca) obligates MS to provide information in the WMP on the measures taken to attain the objective from article 5(3a) of the Landfill Directive. (all waste suitable for recycling or other recovery, in particular municipal waste, should not be landfilled by 2030, unless it is the best environmental outcome); – New paragraph 3(cb) obligates MS to include an assessment of existing waste collection schemes (including the material and territorial coverage of separate collection and measures to improve its operation); – New paragraph 3(f), sets requirements for a WMP to include measures to combat and prevent littering; – New paragraph 3(g) is added so that MS's should include appropriate qualitative or quantitative indicators and targets (on the quantity of generated waste, its treatment and on municipal waste that is disposed of or subject to energy recovery) in their waste management plans; – According to the altered paragraph 5, WMP have to conform with the recycling and preparing for reuse targets for municipal waste for 2025, 2030 and 2035 (article 11 (2) and (3)), also they have to conform to the requirements of the Packaging and Packaging Waste Directive, Marine Strategy Framework Directive¹ and Directive 2000/60/EC²³ <p>Furthermore, (points (b) and (c) of paragraph 3 are replaced in a way that waste management plans have to include:</p> <ul style="list-style-type: none"> – Existing major disposal and recovery installations, including any special arrangements for waste oils, hazardous waste, waste containing significant amounts of critical raw materials, or waste streams addressed by specific Union legislation (paragraph 3 (b)), – An assessment of the need for closure of existing waste installations, and for additional waste installation infrastructure in accordance with Article 16 (paragraph 3 (c)). <p>Member States have to ensure that an assessment of the investments and other financial means, including for local authorities, required to meet those needs is carried out. This assessment has to be included in the WMP or in other strategic documents covering the entire territory of the Member State concerned (paragraph 3 (c)).</p>
Article 29 Waste prevention programmes	<p>The new Article 9 of WFD sets out 13 measures (see Annex 3) MS must take to prevent waste generation. The measures of the waste prevention programmes have to include the measures of Article 9. Also, according to paragraph 3 of this Article, MS have to monitor and assess the effectiveness of the prevention measures and ensures uniform reporting and data collection. In both articles (new Article 9 and amended Article 29) there is a specific focus on food waste. Specific food waste prevention programmes have to be adopted (Article 29 paragraph 2a).</p> <p>According to Article 29, paragraph 2, in programmes the contribution of instruments and measures listed in Annex IVa have to be described and the usefulness of the examples of measures indicated in Annex IV or other appropriate measures has to be evaluated. The programmes also have to include description of existing waste prevention measures and their contribution to waste prevention.</p>

Source: Aligning with the EU "Waste Package" Inputs to Revision of the Waste Legislation and National Waste Management Plan of the Republic of Croatia, World Bank, September 2020

¹ Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for Community action in the field of marine environmental policy (Marine Strategy Framework Directive) (OJ L 164, 25.6.2008, p. 19).

² Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (OJ L 327, 22.12.2000, p. 1).

³ By adopting the Regulation on the Establishment of a Framework for the Action of the Republic of Croatia in the Protection of the Marine Environment (OG 136/11) and the Regulation on the Development and Implementation of Documents of the Marine Environment and Coastal Zone Management (OG 112/14, 39/17, 112/18) Marine Strategy Framework Directive 2008/56 EC is transposed into national legislation. Directive 2000/60/EC is transposed in national legislation through water policy.