

**WORKSHOP ON ILLEGAL TRAFFIC  
BRATISLAVA, SLOVAK REPUBLIC  
3 TO 5 OCTOBER 2006**

**QUESTIONNAIRE NO. 1**

Country: <b>SLOVAKIA</b>
Government entity completing the questionnaire: <b>Ministry of Environment of the Slovak Republic</b>
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**I. Procedures established to manage transboundary movements of hazardous wastes and other wastes**

**(a) Relevant rules, regulations, laws and administrative measures**

1. Have you received training in your country on: i) the Basel Convention and its procedures; ii) the EU law and its procedures; iii) the UN Recommendations on the Transport of Dangerous Goods; and/or iv) the Globally Harmonized System of classification and labelling of chemicals (GHS)?

No.

2. Has your country enacted legislation that regulates the transboundary movement of hazardous wastes and other wastes? If yes, please specify.

Yes,

- the Regulation No. 259/93 (Waste Shipment Regulation) has been fully transposed to the Slovak legislation

- the Act No. 223/2001 Coll on Wastes (Slovak Act).

3. Has the national legislation enacted in your country been harmonised with the requirements established by the Basel Convention and relevant EU legislation?

Yes.

4. Has your country prohibit the import of hazardous wastes for disposal?

Yes, article No. 23, paragraph 3 of the Act No. 223/2001 Coll on Waste

5. Does your national legislation consider any wastes other than those covered by the Basel Convention and EU legislation, as hazardous?

Yes, based on Article 10 of the Regulation No. 259/93.

6. Does your national legislation impose any additional requirements to those contained in the Basel Convention for the export, transit, or import, of hazardous wastes?

Yes, Article 23, paragraph 4 of the Act No. 223/2001 Coll on Waste – hazardous waste originated in Slovak Republic shall be preferentially recovered in Slovak Republic. If it is not possible it shall be preferentially recovered in European Union.

7. What procedure do applicable rules require you to follow when a shipment of hazardous wastes or other wastes: i) is exported from your country; ii) is transiting through your country; and iii) is imported into your country?

Proceeding is completely in compliance with the Regulation No. 259/93.

8. Which governmental agency in your country has the main responsibility for managing transboundary movements of hazardous wastes and other wastes? Are there other governmental agencies involved? If yes, please specify: i) the role played by each entity (for example, data collection, verification of notifications and other data, investigation, prosecution), and ii) the legislation under which that role is conferred.

- Ministry of Environment of the Slovak Republic – Competent Authority

- Slovak Inspectorate of the Environment – investigation,...

- Slovak Environmental Agency – data collection,...

9. Has a task force been established to coordinate their activities? If yes, what is the structure and procedures of the task force? If no, how is the exchange of information and cooperation between these agencies organised? Are there bottlenecks?

No,

Cooperation between these agencies is ensured by the organization structure of the Ministry of Environment of the SK

10. Do the governmental agencies identified in paragraph 6 cooperate/coordinate with other entities at the European/international level? How is the exchange of information between these entities organised? Has your country faced difficulties with this cooperation?

Above all – Meetings of Correspondents organized by the COM, cooperation without difficulties

11. Does your country contribute to an international customs network? What are your experiences with this network?

We have no relevant information to this question.

12. How do you receive/transmit information from/to the Focal Point and/or the Competent Authority of the Basel Convention? Have you faced any difficulties in this communication?

No difficulties in communication, information received or transmit mostly via e-mail.

13. How do you receive information concerning: i) wastes other than those listed in the Annexes to the Basel Convention that are considered hazardous by other countries; and ii) import bans of other countries relating to hazardous wastes? Have you faced problems in receiving this type of information?

With difficulties, only via internet – web sites.

**(b) Practical aspects, including safety measures**

14. Have you received training in your country on how to handle cargos that contain hazardous wastes and other wastes?

No.

15. Has your country a training academy for customs officers? If yes, do the curricula of the academy include environmental modules? Is the environmental authority in your country involved in the training of the academy?

No information.

16. What procedure do you have to verify whether a cargo conforms to the accompanying documentation, when the cargo is: i) exported from your country; ii) transiting through your country; or iii) imported into your country?

As is it set in the Regulation No. 259/93.

17. Do the procedures to be applied depend on the means of transport, the type of container and packing used?

No, Based on the Regulation No. 259/93.

18. What percentage of the i) imported, ii) transiting, and iii) exported, cargo is checked in your country? How do you make the selection?

We concentrate mostly on imports to Slovakia which is app. 95%.

19. Do you have any safety measures for handling suspicious cargos in place?

Yes, based on the Regulation No. 259/93 and the article 69 d/ of the Act No. 223/2001 Coll. on Wastes.

20. Have you faced problems in identifying the type of wastes contained in a cargo? If yes, please specify what type.

So far not yet.

21. Do you keep any records of i) the amount of hazardous wastes and other wastes exported, their category, characteristics, destination, any transit country and disposal method as stated on the response to notification; and ii) the amount of hazardous wastes and other wastes imported, their category, characteristics, origin, and disposal methods? Has your country created databases containing the latter information? If yes, please explain how do the databases operate?

Ministry of the Environment of the Slovak Republic keeps such records.

## **II. Procedures established to prevent, identify, monitor and manage cases of illegal traffic of hazardous wastes and other wastes**

22. Has your country enacted legislation that prevents and punishes illegal traffic in hazardous wastes and other wastes? If yes, please specify.

Yes,

- the Act No. 223/2001 Coll on Wastes
- the Act No. 300/2005 Coll Code Penal

23. How is illegal traffic of hazardous wastes and other wastes defined in your national legislation? What are the penalties under your national legislation?

- Regulation No. 259/93,
- The Act No. 223/2001 Coll on Wastes – Article No. 78, paragraph 3

24. Has the national legislation regulating the illegal traffic of hazardous and other wastes been harmonised with the requirements established by the Basel Convention and relevant EU legislation, in particular, Waste Shipment Regulation 259/93?

Yes.

25. Have you identified any gaps in the national legislation regulating the illegal traffic of hazardous and other wastes?

Procedure is completely in compliance with the Regulation No. 259/93.

26. What procedure do you apply when you have determined that a cargo may be illegal traffic? For example, do you turn it back? Do you seize the suspect shipment and conduct an investigation? Do you contact the country of export / transit / import?

In a case that cargo may be illegal traffic, Ministry of Environment of the SK try to contact the export state,

27. Do different procedures apply depending on whether your country is: i) the export state; ii) the transit state; or iii) the import state? If so, what procedures apply in each case?

Based on the Regulation No. 259/93.

28. Which governmental agency is responsible and which are the procedures to be followed for investigating suspected cases of illegal traffic of hazardous wastes and other wastes in your country? Are there other entities involved? If yes, please specify.

Slovak Inspectorate of the Environment, based on the Regulation No. 259/93 and the Act No. 223/2001 Coll. on Wastes.

29. If several governmental agencies are involved, what are the responsibilities of each agency? How is the exchange of information and cooperation between these agencies organised? Are there bottlenecks?

- Ministry of EN of the SK – Competent authority responsible for execution of the Regulation No. 259/93

- Slovak Inspectorate of the Environment – Article No. 69 of the Act No. 223/2001 Coll. on Wastes.

30. Are there joint inspections with: i) other agencies and ii) other countries? Has your country faced any problems when carrying out joint inspections? If yes, how can these inspections be improved?

Yes, for example Slovak Inspectorate of the Environment cooperate with Czech Republic – without problems during joint inspection

Are there any other comments that you would like to make?

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