



TRAFFORD
COUNCIL

YOUR BUSINESS YOUR WASTE

A guide to your duty
of care



What is your Duty of Care?

Section 34 of the Environmental Protection Act 1990 requires all organisations and businesses to:

1. Ensure their waste is transferred to an authorised waste collector.
 2. Complete a waste transfer note for any waste transfer and retain a copy for two years.
 3. Ensure their waste is stored securely so it does not cause litter or attract vermin.
- If carrying their own waste that they are registered with the Environment Agency. **Visit www.gov.uk/waste-carrier-or-broker-registration for more information.**

Who can take your waste?

There are numerous companies that can provide a service for the collection of your business waste.

- You can only pass your business waste to a registered waste carrier.
- Most waste carriers have to be registered with the Environment Agency. Ask them for a copy of their waste carriers licence. You can also check if they are registered with the Environment Agency by visiting: www.gov.uk/guidance/access-the-public-register-for-environmental-information
- Always ask for a waste transfer note.

Registered
Waste Carrier



Can you use a Household Waste Recycling Centre or street litter bin to dispose of your business waste?

No, these facilities cannot be used for the disposal of business waste. If you use these facilities to dispose of your business waste you could face a fine or prosecution. If you place your business waste next to a street litter bin you could also face a prosecution for fly-tipping.

Failure to comply with Section 34 of the Environmental Protection Act 1990 could result in a fixed penalty notice being issued or for more serious cases could result in a prosecution.



There are a number of steps you should follow to ensure your waste is disposed of legally.

- ✓ Use a registered waste carrier
- ✓ Check their waste carriers licence
- ✓ Obtain a waste transfer note
- ✓ Keep all paperwork for two years

- ✗ Don't use a passing "man and van"
- ✗ Don't use recycle centres or street litter bins.
- ✗ Don't put your business waste out with your household waste



Household
Recycling
Centre



Note: this leaflet is only an introduction to duty of care requirements and cannot be relied upon as legal advice. For further information please visit the Environment Agency website.



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www.trafford.gov.uk

Other useful links

www.gov.uk/managing-your-waste-an-overview

<https://recycleforgreatermanchester.com/how-do-i-get-rid-of-business-waste/>

