

Article 24 and Article 50(1)	<p>Information on illegal shipments of waste</p> <p>Has there been any case? Yes No (please tick ✓ as appropriate) X <input type="checkbox"/></p> <p>If yes, please complete Table 5.</p> <p>Please provide information on how illegal shipments of waste are prevented, detected and penalised under national legislation:</p> <p><i>Provisions to prevent, detect and sanction illegal shipments are contained in Act on Waste No. 185/2001 Coll. Prevention and detection illegal shipments is happening via informing individuals and enterprises about the obligations under the Regulation 1013/2006 and frequent inspections carried out during the shipment of waste and in the facilities. Authorization of public authorities during the inspections are set out in § 71, 72, 76, 77, 77a) and 81 of Act on Waste No. 185/2001 Coll. According to § 56 par. 2 of Act on Waste No. 185/2001 Coll. the Ministry of the Environment prohibits the notified transboundary movement of waste, involving persons effectively convicted of a criminal offence committed in relation to waste management or persons on which has been during last 5 years before submitting a notification lawfully imposed sanction for infringement of legislation in the area of waste management.</i></p> <p><i>Penalties for illegal shipments of waste are set out in § 66 and 69 of Act on Waste No. 185/2001 Coll.</i></p> <p><i>The Czech Environmental Inspectorate imposes a fine of up to CZK 50 000 000 on natural person authorized to do business or legal entity who violates obligations for transboundary movement of waste laid down by Regulation of the European Parliament and of the Council (EC) No. 1013/2006 or Act on Waste (Act on Waste No. 185/2001 Coll., § 66 para. 4 (g)).</i></p> <p><i>Illegal shipment also constitutes a criminal offence. Whoever, even through negligence, breach legislation governing waste management that ships transboundary the waste without notification or consent of the competent public authority, or in such notification or application for consent or associated documentation provides false or grossly distorted information or conceals material information shall be punished with imprisonment of up to one year or prohibition of activities. Whoever, even through negligence, contrary to legislation places, plants, ships or otherwise manages the waste, causing damage to or endangering the environment, the remedy of which incurs significant costs, shall be punished with imprisonment of up to two years or prohibition of activities.</i></p> <p><i>The offender shall be punished with imprisonment for six months to three years or prohibition of activities if he commits the above offence as a member of an organized group, or gains from such a crime substantial benefit for himself or for another or he commits such an offence again.</i></p> <p><i>Imprisonment of one to five years or a fine will be imposed on an offender if he gains from the aforementioned act large-scale benefit for himself or for another, or where the act concerns hazardous waste (Act No. 40/2009 Coll., the Criminal Code, § 298).</i></p>
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Article 50(2) ¹	<p>Summary information on the outcome of the inspections carried out pursuant to Article 50(2), including:</p> <ul style="list-style-type: none"> - number of inspections, including physical checks, of establishments, undertakings, brokers and dealers, related to shipments of waste^a: 75 - number of inspections of shipments of waste, including physical checks^b: 168^c - number of supposed illegalities concerning establishments, undertakings, brokers, and dealers, related to shipments of waste: 9 - number of supposed illegal shipments ascertained during the inspections: 25 - <i>checks during customs procedure related to shipment of waste (the total number of consignments checked/of which found violations): 28/1</i> <p>^a <i>Checks of enterprises and facilities related to transboundary movement of waste carried out by the Czech Environmental Inspectorate</i></p> <p>^b <i>Checks during transport (international and domestic)</i></p> <p>^c <i>It is not recorded how many vehicles transported waste.</i></p> <p>Additional remarks:</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p>
Article 50(2a) ¹	<p>Information on the inspection plan(s)</p> <p>Number of inspection plan(s) for the entire geographical territory: 1</p> <p>The date of adoption of the inspection plan(s) : 30.12.2016</p> <p>and the period covered by them: 2017 - 2019</p> <p>The latest review date of the inspection plan(s): N/A</p> <p>The authorities involved in inspections:</p> <p>Ministry of the Environment, Czech Environmental Inspectorate, Customs Administration, Police</p> <p>and the cooperation amongst those authorities:</p> <p>The cooperation is enshrined in § 72, 76, 77 and 77a of the Act on Waste No. 185/2001 Coll. The role and responsibility of each authority is clearly defined. Cooperation is maintained, developed and deepened, among other things, during joint inspections and in the regular coordination meetings organized by the Ministry of the Environment.</p> <p>Indicate the persons or bodies to which concerns or irregularities can be reported:</p> <p>Ministry of the Environment</p> <p>Waste Management Department</p> <p>Tel.: +420 267 121 111</p> <p>E-mail: info@mzp.cz</p>

¹ The link where the information made publicly available via the internet by Member States in accordance with Article 51(2) can be accessed electronically:
https://www.mzp.cz/cz/preshranicni_preprava_odpadu

	<p>Czech Environmental Inspectorate Waste Management Unit Tel.: +420 222 860 111 E-mail: public_rdt@cizp.cz</p> <p>Customs Administration General Directorate of Customs Tel.: +420 261 331 111 E-mail: podatelna@cs.mfcr.cz</p>
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Note for completion of the tables:

D-codes and R-codes are those referred to in Annexes II A and II B to Directive 2006/12/EC.

Waste identification codes are those referred to in Annexes III, IIIA, IIIB, IV and IVA to this Regulation.

Table 5

INFORMATION ON ILLEGAL SHIPMENTS OF WASTE * (Article 24 and Article 50(1))

Waste identification (code)	Quantity (kg/litres)	Country of destination (De) and country of dispatch (Di)	Identification of the reason for illegality (possible reference to violated Articles)	Responsible for illegality (please tick ✓ as appropriate)			Measures taken including any penalties imposed
				Notifier	Consignee	Other	
B3010; 07 02 13	22 680	CN-Hong Kong (De) – AT (Di)	Shipment in a way which is not specified in Annex VII; wrong routing, transit through CZ and re-loading in CZ not filled in in Annex VII 2 (35) (g) (iii)	X			CA of dispatch informed in order to take measures / impose penalty
B3010; 15 01 02	8 620	BG (De) – CZ (Di)	Wrong Annex VII; person who arranges shipment not under jurisdiction of CZ but BE 2 (35) (g) (iii)	X		X	CA in BE informed in order to take measures / impose penalty
B3010; 19 12 04	19 040	CN (De) – NL (Di)	Wrong Annex VII; person who arranges shipment not under jurisdiction of NL but CZ; contract not provided 2 (35) (g) (iii)	X		X	Penalty imposed on CZ company indicated as person who arranges the shipment

* Information on cases which have been closed during the reporting period.

Samples of hazardous waste for laboratory analysis A4060; 05 01 06* A4140; 16 03 05*	56 pieces 25 kg each	CZ (De) – AU (Di)	Shipment without Annex VII 2 (35) (g) (ii)	X			Waste shipment detained until the problem was resolved, no penalty
10 03 16 / 10 03 08*	17 760	PL (De) – CZ (Di)	Shipment with Annex VII; CA of destination considered the waste to be 10 03 08* 2 (35) (g) (i)	X			Shipment taken back to CZ, penalty expected