

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. 541/2020 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 § 126, 127, 134 - 144 and 150 of Act on Waste No. 541/2020 Coll. According to § 49 par. 2 of Act on Waste No. 541/2020 Coll. the Ministry of the Environment may raise an objection to the notified transboundary movement of waste if the notifier or the consignee has been during last 5 years lawfully fined for infringement of legislation in the area of waste management, or a remedial measure for infringement of legislation in the area of waste management has been imposed on the notifier or consignee during last 5 years, and this measure has not been complied with. This applies mutatis mutandis to cases where the notifier, consignee or a member of the statutory body of the notifier or the consignee has been a member of the statutory body of a legal entity which has been sanctioned or on which a remedial measure has been imposed. According to § 49 par. 3 of Act on Waste No. 541/2020 Coll. the Ministry of the Environment raises an objection to the notified transboundary movement of waste if the notifier or the consignee has been during last 5 years effectively convicted of a criminal offence committed in relation to waste management.</i></p> <p><i>Remedial measures, offences and fines are set out in § 116, 117 and 121 of Act on Waste No. 541/2020 Coll.</i></p> <p><i>A fine of up to 25 000 000 CZK can be imposed on natural person authorized to do business or legal entity who carries out illegal shipment or</i></p>
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	<p><i>otherwise violates obligations for transboundary movement of waste laid down by Regulation 1013/2006 (Act on Waste No. 541/2020 Coll., § 121 par. 4 (g) in conjunction with § 121 par. 5 (d)).</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: 86 - number of inspections of shipments of waste, including physical checks^b: 597^c - number of supposed illegalities concerning establishments, undertakings, brokers, and dealers, related to shipments of waste: 34 - number of supposed illegal shipments ascertained during the inspections: 124 - <i>checks during customs procedure related to shipment of waste (the total number of consignments checked/of which found violations): 77/7</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>
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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

Article 50(2a) ¹	<p>Information on the inspection plan(s)</p> <p>Number of inspection plan(s) for the entire geographical territory: <i>1</i></p> <p>The date of adoption of the inspection plan(s) : <i>30.12.2016</i></p> <p>and the period covered by them: <i>2023 - 2025</i></p> <p>The latest review date of the inspection plan(s): <i>5.12.2022</i></p> <p>The authorities involved in inspections: <i>Ministry of the Environment, Czech Environmental Inspectorate, Customs Administration, Police</i></p> <p>and the cooperation amongst those authorities: <i>The cooperation is enshrined in § 134, 135, 142, 143 and 144 of Act on Waste No. 541/2020 Coll. The role and responsibility of each authority is clearly defined. Cooperation is maintained, developed and deepened, on a daily basis when communicating issues related to the transboundary movement of waste, as part of the activities of the interdepartmental working group for the prevention and combating of criminal activity related to waste and during joint inspections.</i></p> <p>Indicate the persons or bodies to which concerns or irregularities can be reported:</p> <p><i>Ministry of the Environment</i> <i>Circular Economy and Waste Management Department</i> <i>Tel.: +420 267 121 111</i> <i>E-mail: info@mzp.cz</i></p> <p><i>Czech Environmental Inspectorate</i> <i>Waste Management Unit</i> <i>Tel.: +420 222 860 111</i> <i>E-mail: public_rdt@cizp.cz</i></p> <p><i>Customs Administration</i> <i>General Directorate of Customs</i> <i>Tel.: +420 261 331 111</i> <i>E-mail: podatelna@cs.mfcr.cz</i></p>
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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	
no documents // non-listed, 16 01 21*	22 000	LT (De) – CZ (Di)	Shipped without notification; Art. 2 (35) (a) and (b)	X			Shipment returned to country of dispatch (CZ)
19 12 04 // non-listed, 19 12 10	22 800	CZ (De) – PL (Di)	Shipment of non-recoverable waste shipped with Annex VII; Art. 2 (35) (a) and (b)	X			Shipment returned to country of dispatch (PL)
B2020 15 01 07 // non- listed, 15 01 07	25 660	CZ (De) – PL (Di)	Shipment of non-recoverable waste shipped with Annex VII; Art. 2 (35) (a) and (b)	X			Shipment returned to country of dispatch (PL)
B1010, 17 04 02 // GC010, 17 04 02	51 470	TH (De) – CZ (Di)	Shipped without notification; Art. 2 (35) (a) and (b)	X			Shipment returned to country of dispatch (CZ)
B3030, 20 01 11 // non-listed, 20 01 11	284 900	CZ (De) – IT (Di)	Shipped without notification; Art. 2 (35) (a) and (b)	X			Shipment returned to country of dispatch (IT)
B3011, 19 12 04 // non-listed 19 12 04	12 330	CZ (De) – IT (Di)	Shipment of non-recoverable waste shipped with Annex VII; Art. 2 (35) (a) and (b)	X			Shipment returned to country of dispatch (IT)

B3030	11 823	CZ (De) – BY (Di)	Shipped without notification; Art. 2 (35) (a) and (b)		X		Alternatively treated in country of destination (CZ)
B3030	5 403	UY (De) – CZ (Di)	Destination not clear. Absence of contract. Art. 2 (35) (g) (iii)	X			Shipment returned to country of dispatch (CZ)
19 12 05, B2020 // 19 12 05, B2020	24 460	CZ (De) – DE (Di)	Shipped without notification; Art. 2 (35) (a) and (b)	X			Shipment returned to country of dispatch (DE)
17 04 05, B1250 // 17 04 05, B1250	21 805	SK (De) – CZ (Di)	Documents not part of the shipment; Art. 2 (35) (g) (iii)	X			Continued to be shipped to country of destination (SK)