

# The Swedish Environmental Protection Agency's Code of Statutes

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## The Swedish Environmental Protection Agency's regulations on the landfilling of combustible waste and organic waste;

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By virtue of Section 10b of the Ordinance (2001:512) on the landfilling of waste, the Swedish Environmental Protection Agency issues the following regulations<sup>1</sup>.

### Scope

**Section 1** These regulations contain provisions concerning:

1. exceptions from the prohibitions on the landfilling of sorted combustible waste and organic waste; and
2. exemptions for the landfilling of sorted combustible waste and organic waste.

### Definitions

**Section 2** Terms and concepts used in these regulations have the same meaning as in the Environmental Code, the Waste Ordinance (2020:614) and the Ordinance (2001:512) on the landfilling of waste.

For the purposes of these regulations, 'TOC' means total organic carbon.

### Determination of TOC

**Section 3** TOC in the waste shall be determined by sampling and testing.

<sup>1</sup> Cf. Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives, as amended by Directive (EU) 2018/851 of the European Parliament and of the Council, and Council Directive 1999/31/EC of 26 April 1999 on the landfill of waste, as amended by Directive (EU) 2024/1785 of the European Parliament and of the Council. See also Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services.

The waste shall be sampled in accordance with a sampling plan to be drawn up in accordance with SS-EN 14899:2005, Edition 1 or an equivalent method.

TOC shall be tested by an accredited laboratory in accordance with SS-EN 15936:2022, Edition 1 or equivalent test method. To determine whether TOC is below 10 or 18 per cent by weight, the mean value from the test results shall be used.

### **Exceptions from landfilling prohibitions**

**Section 4** The prohibitions laid down in Section 8(6)-(7) of Ordinance (2001:512) on the landfilling of waste do not apply to:

1. bottom ash and fly ash and flue gas cleaning sludge containing less than 18 per cent by weight TOC calculated on the basis of dry weight and determined in accordance with Section 3;
2. composted sludge from waste water treatment;
3. green liquor sludge from recovery of cooking liquor;
4. animal waste which, in accordance with other regulations, may be buried;
5. other waste of homogeneous composition containing less than 10 per cent by weight TOC calculated on the basis of dry weight and determined in accordance with Section 3; and
6. waste of heterogeneous composition containing less than 10 per cent by volume combustible waste.

### **Exemptions for special reasons**

**Section 5** The county administrative board may grant exemptions from the prohibitions on the landfilling of sorted combustible waste and organic waste only if there are special reasons.

An exemption under the first subparagraph shall be valid:

1. for at least five years if it concerns waterworks sludge; and
2. for not more than two years if it concerns other sorted combustible waste and organic waste.

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### **Transitional provisions**

1. These regulations shall enter into force on (enter date) when the Swedish Environmental Protection Agency's regulations (NFS 2004:4) and general advice on the management of combustible waste and organic waste cease to apply.

2. Exemptions for the landfilling of sorted combustible waste and organic waste issued in accordance with older provisions continue to be valid.
3. Older provisions shall apply to appeals against exemption decisions issued before (enter date).

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