99001024010000, 99001024010000

Obligation to provide evidence and maintain registers Exemption

Modul	Sachverhalt
Leistungsschlüssel	99001024010000, 99001024010000
Leistungsbezeichnung I	Obligation to provide evidence and maintain registers Exemption
Leistungsbezeichnung II	
Typisierung	2 - Bundesauftragsverwaltung: Regelung
Quellredaktion	Hessen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Abfall (001)
Verrichtungskennung	Befreiung (010)
SDG-Informationsbereich	Recycling und Abfallentsorgung
Lagen Portalverbund	Abfall, Schadstoffe und Emissionen (2130100)
Einheitlicher	

Modul	Sachverhalt
Ansprechpartner	Nein
Fachlich freigegeben am	12.07.2023
Fachlich freigegen durch	GOES Gesellschaft für die Organisation der Entsorgung von Sonderabfällen mbH in Schleswig-Holstein
Handlungsgrundlage	https://www.gesetze-im-internet.de/nachwv_2007/__26.html
Teaser	If you dispose of waste or are involved in disposal operations for which you are required to keep proper records as well as a register, you may apply to the competent authority for an exemption from this record keeping and/or register requirement.
Volltext	The obligations to keep records and registers under the Closed Substance Cycle Waste Management Act (KrWG) aim to document and monitor the proper disposal of waste. If your company generates, collects, transports or disposes of hazardous waste, you are required to keep records. With the verification documents and in the registers, the companies that generate hazardous waste and the companies involved in its disposal provide evidence of proper disposal both among themselves and to the competent authorities. Companies that broker or trade in hazardous waste are also subject to the register requirement. If there is no reason to fear that waste disposal will impair the general welfare, the competent authority may grant partial or total exemption from the obligation to keep records and registers.
Erforderliche Unterlagen	Justification why an exemption should be granted in the specific individual case.
Voraussetzungen	Whether an exemption from verification and registration requirements can be granted is a discretionary decision of the competent authority. In principle, an exemption is only possible if there is no reason to fear that the public interest will be adversely

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	affected despite the exemption. In this context, the authority must take into account that there is a particularly strong public interest in keeping records and registers as standardized as possible and therefore free of exemptions.
Kosten	
Verfahrensablauf	• You submit the application for exemption to the competent authority together with all the information required to assess the facts of the case. • The authority processes your application and decides whether an exemption can be considered. • You will be notified of the authority's decision.
Bearbeitungsdauer	
Frist	Prior to the commencement of the disposal to which the record or register requirement relates.
weiterführende Informationen	
Hinweise	
Rechtsbehelf	• Opposition
Kurztext	• Obligation to keep records and register Exemption • Waste-producing, waste-transporting and waste-collecting and waste-disposing companies of hazardous waste are obliged to prove proper disposal by keeping records. • In addition, these as well as brokers and traders or brokers and traders of waste have to document in a register the disposal operations in which they were involved. • If all requirements are met at the time of application, the authority may exempt from this obligation to provide proof and keep a register, either in whole or in part. In this case, the authority reserves the right of revocation.
Ansprechpunkt	
Zuständige Stelle	
Formulare	

Modul	Sachverhalt
Ursprungsportal	Nachweis- und Registerpflegepflicht Befreiung, Obligation to provide evidence and maintain registers Exemption