

# Importing Hazardous Waste from Canada, Chile, Mexico, or non-OECD countries (40 CFR 262 Subpart F)

## Foreign Source Importing to US

Foreign source decides to export hazardous waste or hazardous recyclables to US for disposal or recycling

Foreign exporter sends notice to its competent authority proposing export to US for disposal or recycling

Country of export sends copy of notice to EPA and any listed countries of transit (including stops at ports)

EPA reviews notice using criteria to determine whether to:

- consent (if hazardous but proposed management acceptable)
- object (if hazardous and proposed management not acceptable), or
- neither consent nor object (if not subject to hazardous waste requirements in US)

EPA sends out:

- Final response (e.g., consent, object) to country of export
- If response is consent, consent documentation (i.e., cover letter and copy of foreign notice) to US destination facilities listed in notice by either mail, fax, or email depending on contact information listed in notice

## US Treatment/Disposal Facility (TSDF) Accepting Materials from Foreign Source

US TSDF decides to accept hazardous waste from foreign source

US TSDF notifies EPA Regional Office four weeks in advance of expected initial shipment of specific waste from specific foreign source

US TSDF receives consent documentation from EPA, keeps on file to match with incoming shipments

Shipment enters United States

US importer assumes generator responsibilities, including initiating manifest and submitting exception reports as required (e.g., if shipment rejected or lost)

Transporter signs manifest and delivers to US TSDF; US TSDF either receives or rejects shipment. If receiving, US TSDF matches manifest with relevant consent documentation from EPA on file, sends copies of manifest and consent documentation to EPA within 30 days of shipment receipt. If rejecting, US TSDF supposed to inform foreign exporter, US importer, Regional EPA and state agency. If alternate facility found in US, must get okay from Regional EPA and its state agency for that facility to get variance from 264.12(a)(1) requirement. If return needed, would need to comply with export requirements.

US facility submits biannual report noting import shipments as required

Consent Documentation