**Contract on waste disposal in transboundary shipments of waste**

In accordance with the Basel Convention and the Swiss Ordinance on Movements of Waste (OMW)

Between the waste generator / exporter

XXX [*Name*]

XXX

XXX

hereinafter [*Name*]

and the disposal / recovery facility [*delete where not applicable*]

YYY [*Name*]

YYY

YYY

hereinafter [*Name*]

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**§ 1: Object**

|  |  |
| --- | --- |
| * Re notification no.:
 |  |

**§ 2: Disposal/recovery facility**

The disposal / recovery facility [*Name*] undertakes for the duration of this contract to dispose of / recover [*delete where not applicable*] the specified waste in its facilities.

The disposal / recovery facility [*Name*] confirms that it is authorised by its national law to receive the waste for disposal / recovery [*delete where not applicable*].

**§ 3: Take-back**

The waste generator / exporter [*Name*] undertakes to take back the waste in accordance with Art. 9 para. 2 of the Basel Convention if the shipment or recovery or disposal is not completed as intended or if it was effected illegally.

The disposal / recovery facility [*Name*] undertakes to recover/dispose of [*delete where not applicable*] the waste in accordance with Art. 9 para. 3 of the Basel Convention if the shipment was effected illegally through the fault of the disposal/recovery facility.

**§ 4: Documents**

The disposal / recovery facility [*Name*] undertakes in accordance with Art. 31 para. 5 let. a OMW in connection with Art. 6 para. 9 of the Basel Convention to send the exporter [*Name*] and the competent authorities a copy of the movement document (acknowledgement of receipt) within 3 working days of the delivery of the waste.

This confirmation should be provided by a signature in Block 18 of the movement document relating to the notification.

Furthermore, the disposal / recovery facility [*Name*] undertakes in accordance with Art. 31 para. 5 let. b OMW in connection with Art. 6 para. 9 of the Basel Convention to confirm to the exporter [*Name*] and the competent authorities the environmentally sound disposal of the waste (disposal certificate) within 30 days of the completion of the disposal but within a maximum of one year from the delivery of the waste.

This confirmation should be provided by a signature in Block 19 of the movement document relating to the notification.

**§ 5: Financial guarantee**

The parties agree to establish a bank or insurance guarantee for the competent authority (State of export).

**§ 6: Transport**

The specified waste shall be transported in accordance with the legislation in force in Switzerland, the European Union and the State of export and in accordance with national legislation and regulations on health protection.

In particular, the transport must comply with the regulations set out in the European Agreement concerning the International Carriage of Dangerous Goods by Road (ADR).

**§ 7: Validity**

The contract is valid for the duration of notification no. XXXXXXX.

By signing the contract, the parties declare that all the information provided in this contract is correct.

|  |  |
| --- | --- |
| Waste generator/exporter | Disposal/recovery facility [*delete where not applicable*] |
| Place/date: ………………………… | Place/date: ……………………… |
| Signature | Signature |

Version dated 24 June 2019