

ENVIRONMENTAL BULLETIN.

January 2009

The new Regulation of the Waste Law for Mexico City ("Regulation") came into force on January 2, 2009. The Regulation contains, among others, provisions concerning the management of non-hazardous waste in Mexico City.

It provides that the ownership and responsibility of handling, transport and disposal of solid wastes, falls to the generator, unless those wastes are transferred to the competent authority or to an authorized private company. Said responsibility ends at the point at which waste is deposited in authorized containers or on sites approved by the competent authority or when delivering to the Mexico' City Collection and Public Services personnel.

The regulation calls the generator of solid wastes, to prepare and submit for approval, a Waste Management Plan (WMP). The WMP must be updated annually, except for construction wastes, and where the activities generating wastes are less than a year.

Another important provision refers to public denunciation, which may be exercised by any person for any act or omission which results or may cause environmental damage, as a result from the improper handling of solid wastes.

In order to verify compliance with the provisions contained in the Waste Law and its Regulation, the Secretariat of Environment of the Federal District, the Secretariat of Public Works and Services and/or Political Delegations¹ are empowered to conduct, within its competence, inspections of places, persons and vehicles. Failure to comply may result in administrative sanctions (fines and reprimands).

In light of the foregoing, we recommend observing and complying with the new Regulation, in order to avoid sanctions from the competent authority.

This bulletin is for information only if you need legal analysis on this matter, please contact us

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¹ (i.e. Political administrative organs)

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