



## SUMMARY OF CASE LAW ON WASTE PRODUCER LIABILITY IN EUROPE

### CROATIA

#### Summary of the Law:

The law in Croatia was amended in 2013 to transpose the new Directive. See [Law on Sustainable Waste Management, July 18, 2013](#). There is explicit language on the responsibility of waste producers obligating them to deliver the waste to a licensed third-party, whereupon their “liability ceases.”

*“Article 44 Obligations of waste producers and holders of waste*

*(1) Manufacturer of waste and other waste holder is obliged to deliver their waste to the person who performs the activity of waste management under this Act.*

*(2) Notwithstanding paragraph 1 of this Article, a producer of waste and other waste holder can process their waste if:*

*First carries out waste management activities under this Act,*

*Second as an individual biodegradable waste from your garden handles biological aerobic treatment (composting) in accordance with Article 9, paragraph 1 of this Act.*

*(3) The producer and / or holder of waste shall person who is performing the waste management under this Act to the waste to the accompanying form and is responsible for the accuracy of the data on waste listed in the accompanying list.*

*(4) The liability of the waste holder for dedicated waste shall cease after the person to whom the waste was delivered in the prescribed manner over the waste and endorses the accompanying form or document on the traffic if the waste exported.*

The law is too new and the jurisdiction too small to have reported case law at this point.

**Note:** Nothing in the waste law transposed into national law supersedes, replaces or negates potential liability under the Environmental Liability Directive or the Industrial Emissions Directive (IPPC). Both of which have been applied to waste producers.

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