



SUMMARY OF CASE LAW ON WASTE PRODUCER LIABILITY IN EUROPE

FINLAND

Finland incorporated the changes in national law required by the Revised Waste Framework Directive in its [Waste Act of 2011](#), no. 646/2011, June 17, 2011. Due to the newness of the law and the small jurisdiction, there are not any reported cases at this point.

The law in Article 6(4) defines waste holder to include the waste producer as well as the holder in possession. Article 20 provides that the holder or original producer shall be responsible for the final cost of disposal. Finland employs a system of financial responsibility for TSDFs, so the first layer of liability would be on the operator of the facility. Failing the adequacy of the first layer, the producer remains liable under the Waste Act. Waste producers are also required to only transfer waste to authorized persons under the act.

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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REV 0: May 2015