

# Commercial Compost Service

## SCHEDULE 1 CLASSES OF PREMISES WHERE PRODUCERS OF FOOD WASTE ARE SUBJECT TO REGULATIONS 6 TO 14

### Class 1

Premises used for the supply of hot food for consumption both on and off the premises, including premises where the supply of such food is subsidiary to any other commercial or retail activity, (including events prescribed under section 230 of the Act of 2000 but excluding other premises located at any fair, funfair, bazaar, circus or any local event of a religious, cultural, educational, political, social, recreational or sporting character where the use for such purposes does not exceed, as the case may be, a period of 10 days continuously or an aggregate of 20 days in any one year). Mobile food outlets, such as vans and caravans, located outside the curtilage of premises so obligated shall be exempted from the requirements of these Regulations.

### Class 2

A public house where food is supplied, which has been prepared in a kitchen or catering facility engaged in the preparation of food for the purposes of supply

### Class 3

Premises where food is supplied to employees or prepared on the premises for the purposes of supply to employees, including premises that are used for carrying on any industrial, commercial or trade activities as well as office buildings and mixed-use premises.

### Class 4

A guest house, hostel or hotel providing overnight guest accommodation, excluding premises comprising not more than four bedrooms which are used for the purposes of overnight guest accommodation



**Class 5**

A shop or supermarket involved in the sale of food to the public, including premises for the sale of sandwiches or hot food where the sale of such food is subsidiary to the main retail use

**Class 6**

A restaurant, café, bistro, wine bar or other similar premises where food is prepared on the premises.

**Class 7**

A hospital, nursing home or other premises for the long term residential accommodation of people in need of care where food is prepared on the premises.

**Class 8**

An institution providing adult, continuing or further education, a school, college or training centre, or a university or any other third-level or higher-level institution, whether or not supported by public funds, where food is prepared on the premises.

**Class 9**

State buildings where food is prepared on the premises, including:— (a) Garda stations and other buildings; (b) Prisons and other places of detention; (c) Barracks, other buildings and other installations (including airfields and naval yards) used for the purposes of, or in connection with, the operation of the Defence Forces; (d) Office buildings or other premises used for the purposes of, or in connection with, the business of Uachtarán na h-Éireann, Dáil Éireann, Seanad Éireann, the Department of the Taoiseach, the Office of the Tánaiste, the Department of Defence and other Government Departments; (e) Office premises and other buildings used by local authorities.



### **Class 10**

Canteen services where food is supplied to employees or prepared on the premises for the purposes of supply to employees, which—(a) is situated on the site of construction, development or refurbishment works, and (b) where the duration of such works exceeds a period of 9 months.

### **Class 11**

Stations, Airports, Ports, Harbours, and Marinas where trains, planes, and boats engage in the supply of food to the public (other than food waste originating from means of transport operating internationally) unload food waste from the transportation medium.

### **Interpretation of Classes:**

For the purposes of Class 3, “Industrial activity” shall mean any process which is carried on in the course of trade or business, other than agriculture, and which is— (a) for or incidental to the making of any article or part of an article, or (b) for or incidental to the altering, repairing, ornamenting, finishing, cleaning, washing, packing, canning, adapting for sale, breaking up or demolition of any article, including the getting, dressing or treatment of minerals, and for the purposes of this Class, “article” includes— (i) a vehicle, aircraft, ship or vessel, or (ii) a sound recording, film, broadcast, cable programme, publication and computer program or other original database. For the purposes of Classes 3, 6, 7, 8, 9 and 10 to this Schedule, food is prepared on the premises when it is subject to heating or to other preparation processes undertaken on that premises. Class 8 to this Schedule excludes food preparation activities by students and other persons in residential accommodation where such preparation activities do not form part of any training or curriculum-based activity.

### **General Notes:**

1. In accordance with Regulation 3, these Regulations shall not apply to food waste that has arisen from a means of transport operating internationally. 2. Where a premises fulfils the criteria for inclusion within any class of Schedule 1, it shall be regarded as a “Schedule 1 Activity” for the purposes of the definition of a producer.

