

Subsidiary Legislation made under ss.4 & 5.

Environmental Governance (Targets) Regulations 2025

LN.2025/164

Commencement **24.7.2025**

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2023-21

Environmental Governance

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In exercise of the powers conferred on him by sections 4 and 5 of the Environmental Governance Act 2023, the Minister has made these Regulations.

Title.

1. These Regulations may be cited as the Environmental Governance (Targets) Regulations 2025.

Commencement.

2. These Regulations come into operation on the date of publication.

**PART II
AIR QUALITY**

Interpretation of Part.

3. In this Part—

“air quality target” has the meaning given in regulation 4(1).

Air quality target.

4.(1) Sub-regulation (2) specifies a target (“the air quality target”) for the purposes of the Minister’s power under section 4 of the Act to set a long-term target in respect of air quality.

(2) The air quality target is that by the end of 31 December 2050 (“the target date”) the annual mean concentrations per cubic metre of-

- (a) PM_{2.5} shall not exceed 5 µg;
- (b) PM₁₀ shall not exceed 15 µg; and
- (c) nitrogen dioxide shall not exceed 10 µg.

(3) For the purposes of section 8 of the Act the reporting date for the air quality target is 15th July 2051.

Measurement of air quality target.

5.(1) Any monitoring station used for the purposes of measuring the air quality target shall take fixed measurements of the levels of the pollutants listed in sub-regulation (2), and shall ratify the data from such measurements, for at least 85% of the hours in a year, or if measurements are taken at periodic intervals less frequent than hourly, for at least 85% of those periods in a year.

(2) In determining whether a monitoring station was in operation throughout a year any periods in which the station was temporarily out of operation, for example for maintenance or repair, are to be disregarded.

PART III WATER

Interpretation of this Part.

6. In this Part-

“Good environmental status” has the meaning given in regulation 2(1) of the Marine Strategy Regulations 2011;

“marine strategy area” has the meaning given in regulation 2(1) of the Marine Strategy Regulations 2011

“marine waters” has the meaning given in regulation 2(1) of the Marine Strategy Regulations 2011.

Water target.

7.(1) Sub-regulation (2) specifies a target for the purposes of the Minister’s power under section 4 of the Act to set a long-term target in respect of water.

(2) Good environmental status of marine waters within the marine strategy area shall be maintained by 31st March 2040.

(3) For the purposes of section 8 of the Act, the reporting date for the target set in this regulation is 30th April 2040.

Measurement of the water target.

8. The determination of the characteristics of good environmental status for the marine waters within the marine strategy areas shall be measured in accordance with the Marine Strategy Regulations 2011.

PART IV
BIODIVERSITY AND SPECIES ABUNDANCE

Interpretation of Part.

9.(1) In this Part-

“baseline species” means a species listed in Schedule 1;

“BGTW” means British Gibraltar Territorial Waters, as defined in section 2 of the Port Act.

“natural land habitats” means-

- (a) garrigue;
- (b) maquis;
- (c) woodland;
- (d) cliffs and rocky outcrops;
- (e) sand dunes;
- (f) rocky littoral

“natural marine habitats” means all-

- (a) natural rocky shores;
- (b) submerged reefs;
- (c) submerged or partially submerged sea caves;
- (d) sandy substrate.

“species abundance index” for the baseline species means an index which-

- (a) is an annual measure;
- (b) provides a standardised measure of abundance of all baseline species across Gibraltar; and

(c) is expressed as a percentage increase or decrease.

(2) Prior to adding or removing any baseline species from Schedule 1 of these Regulations, the Minister shall consult with the Nature Conservancy Council.

Biodiversity targets to maintain or increase habitats.

10.(1) Sub-regulations (2) and (3) specify targets for the purposes of the Minister's power under section 4 of the Act to set long-term targets in respect of biodiversity and shall be referred to as the "land habitat target" and the "marine habitat target" respectively.

(2) The land habitat target is that natural land habitats shall comprise at least 43% of Gibraltar's overall land mass by 31st December 2050.

(3) The marine habitat target is that by 31st December 2050, natural marine habitats shall comprise at least 58 square kilometres within British Gibraltar Territorial Waters (which for the avoidance of doubt need not be in a single continuous space).

(4) A combined marine and terrestrial target shall be comprised on the reduction of the percentage cover of invasive species, specified by the Minister after consulting with the NCC, by the 31st December 2030.

(5) The target specified in sub-regulation (4) shall be calculated by comparing the percentage cover of invasive species, specified by the Minister, with the baseline conditions in 2025.

(6) For the purposes of section 8 of the Act, the reporting date for the targets –

(a) in regulations 10(2) and 10(3) is 15th April 2050; and

(b) in regulation 10(4) is 31st December 2030.

Measurement of maintenance or increase of habitats.

11. For the purposes of regulation 10, the extent of any natural land habitat or any natural marine habitat it to be measured using the same methodology in each year in which it is measured.

2030 Species abundance target.

12.(1) Sub-regulation (2) specifies a target for the purposes of the Minister's power under section 5 of the Act to set a target in respect of a matter relating to the abundance of species.

(2) The 2030 species abundance target is that the overall species abundance index on 31st December 2030 indicates that the decline in the abundance of species has been halted.

(3) The reporting date for the 2030 species abundance target in this regulation is 15th April 2032.

Measurement of 2030 species abundance target.

13.(1) The 2030 species abundance target is to be measured by calculating the difference between the overall species abundance index for the years 2029 and 2030 in order to establish whether the overall species abundance index for the year 2030 is the same as, or higher than, the overall species abundance index for the year 2029.

(2) The same methodology must be used to determine the overall species abundance index for each year.

(3) Where a baseline species appears in more than one dataset that meets the criteria referred to in sub-paragraphs (a) and (b) of the definition of “species abundance index” in regulation 9, the species abundance index for that species is calculated-

- (a) in the case of a baseline species that is a plant, from the average value of species abundance for that species derived from all the species abundance datasets in which it appears;
- (b) in the case of a baseline species that is an animal, from the species abundance dataset that the Minister considers best provides-
 - (i) an annual measure; and
 - (ii) a standardised measure of abundance of that species with the widest coverage across Gibraltar.

(4) For the purposes of the definition of “species abundance index” in regulation 9, an index is only to be used if it is calculated using the same methodology each year.

PART V
RESOURCE EFFICIENCY AND WASTE REDUCTION

Interpretation of Part.

14. In this Part-

“energy recovery” means any waste treatment, excluding anaerobic digestion, which generates energy such as electricity or heat or which converts the waste into other energy products such as fuels and substitute natural gas;

“excluded waste” means-

- (a) waste of a type set out in the table in Schedule 2; or
- (b) ferrous metals removed from bottom ash, with the waste code 19 01 02, which have been put through incineration or used in energy recovery in Gibraltar and then sent for recycling;

“List of Waste” means the list set out in the Annex to Commission Decision 2000/532/ EC replacing Decision 94/3/EC establishing a list of waste and Council Decision 94/904/EC establishing a list of hazardous waste;

“residual waste” means any waste, other than excluded waste which-

- (a) originated in Gibraltar; and
- (b) is treated by one of the following methods in the year in question-
 - (i) sent to landfill whether in Gibraltar or otherwise;
 - (ii) put through incineration in Gibraltar;
 - (iii) used in energy recovery in Gibraltar; or
 - (iv) sent outside Gibraltar for energy recovery;

“Statistics Office” means the Statistics Office established under the Statistics Act;

“waste” has the same meaning as in section 192 of the Public Health Act;

“waste code” in relation to a description of waste, means the code given to that description of waste in the List of Waste.

Waste reduction target.

15.(1) Sub-regulation (2) specifies a target for the purposes of the Minister’s power under section 4 of the Act to set a long-term target in respect of resource efficiency and waste reduction and shall be referred to as the “waste reduction target”.

(2) The residual waste long-term target is that by the end of 31st December 2050 the total mass of residual waste for the calendar year 2050 does not exceed 136 kilograms per head of population in Gibraltar.

(3) For the purposes of section 8 of the Act, the reporting date for the waste reduction target is 31st January 2052.

Measurement of waste reduction target.

16. For the purpose of determining whether the target in regulation 17(2) is met, the population of Gibraltar in 2050 is to be determined by reference to the annual midyear population estimates for that year kept by the Statistics Office.

SCHEDULE 1

Regulation 15

Species for the targets relating to the abundance of species

Scientific name	Common name included by way of guidance only where applicable
Terrestrial species	
<i>Phalacrocrax aristotelis desmarestii</i>	Mediterranean Shag
<i>Accipitriformes</i>	All soaring birds of prey
<i>Falconiformes</i>	All Falcons
<i>Alectoris barbara</i>	Barbary Partridge
<i>Tytonidae</i> and <i>Strigidae</i>	Any Owl
<i>Vulpes vulpes</i>	Red Fox
<i>Macaca sylvanus</i>	Barbary Macaque
<i>Osteophora calpeana</i>	Gibraltar endemic snail
<i>Rossmassleria scherzeri</i>	Gibraltar endemic Snail
<i>Macrothele calpetana</i>	Gibraltar Funnel-web Spider
<i>Buprestis sanguinea</i>	Jewel Beetle
<i>Technomyrmex vexatus</i>	A rare ant
<i>Cerastium gibraltarium</i>	Gibraltar Chickweed
<i>Silene tomentosa</i>	Gibraltar Sea Campion
<i>Iberis gibraltaria</i>	Gibraltar Candytuft
<i>Saxifraga globulifera</i> var. <i>gibraltaria</i>	Gibraltar Saxifrage
<i>Ononis natrix</i> subsp. <i>ramosissima</i>	Gibraltar Restharrow
<i>Limonium emarginatum</i>	Gibraltar Sea Lavender
<i>Thymus willdenowii</i>	Gibraltar Thyme
<i>Petroselinum crispum</i>	Parsley
All species of the family ORCHIDACEAE	Orchids
Marine species	
<i>Cetacea</i>	All species of Whales, Porpoises and Dolphins
<i>Pinna</i> spp.	-
<i>Centrostephanus longispinus</i>	Long spined sea urchin
<i>Caretta caretta</i>	Loggerhead turtle
<i>Hippocampus</i> spp.	Sea horses
<i>Lithophaga lithophaga</i>	Date Mussel
<i>Charonia lampas</i>	-
<i>Dendropoma petraeum</i>	-
<i>Patella ferruginea</i>	Mediterranean Ribbed Limpet

SCHEDULE 2

*Regulation 18***Excluded waste.**

1. The table sets out the types of waste which are excluded waste for the purposes of the definition of residual waste.
2. The first column of the table sets out the relevant waste code.
3. The second column of the table sets out the relevant waste description in the List of Waste.

<i>Waste Code</i>	<i>Waste Description</i>
01 01 01	Wastes from mineral metalliferous excavation
01 01 02	Wastes from mineral non-metalliferous excavation
01 03 04	Acid-generating tailings from processing of sulphide ore
01 03 05	Other tailings containing hazardous substances
01 03 06	Tailings other than those mentioned in 01 03 04 and 01 03 05
01 03 07	Other wastes containing hazardous substances from physical and chemical processing of metalliferous minerals
01 03 08	Dusty and powdery wastes other than those mentioned in 01 03 07
01 03 09	Red mud from alumina production other than the wastes mentioned in 01 03 10
01 04 07	Wastes containing hazardous substances from physical and chemical processing of non-metalliferous minerals
01 04 08	Waste gravel and crushed rocks other than those mentioned in 01 04 07
01 04 09	Waste sand and clays
01 04 10	Dusty and powdery wastes other than those mentioned in 01 04 07
01 04 11	Wastes from potash and rock-salt processing other than those mentioned in 01 04 07
01 04 12	Tailings and other wastes from washing and cleaning of minerals other than those mentioned in 01 04 07 and 01 04 11
01 04 13	Wastes from stone cutting and sawing other than those mentioned in 01 04 07
01 05 04	Fresh-water drilling muds and wastes
01 05 06	Drilling muds and other drilling wastes containing hazardous substances
01 05 07	Barite-containing drilling muds and wastes other than those mentioned in 01 05 05 and 01 05 06
01 05 08	Chloride-containing drilling muds and wastes other than those mentioned in 01 05 05 and 01 05 06
02 04 01	Soil from cleaning and washing beet
02 04 02	Off-specification calcium carbonate
05 01 05	Oil spills

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<i>Waste Code</i>	<i>Waste Description</i>
06 07 01	Wastes containing asbestos from electrolysis
06 09 03	Calcium-based reaction wastes containing or contaminated with hazardous substances
06 09 04	Calcium-based reaction wastes other than those mentioned in 06 09 03
06 11 01	Calcium-based reaction wastes from titanium dioxide production
06 13 04	Wastes from asbestos processing
08 02 02	Aqueous sludges containing ceramic materials
08 02 03	Aqueous suspensions containing ceramic materials
10 03 05	Waste alumina
10 09 05	Casting cores and moulds which have not undergone pouring containing hazardous substances
10 09 06	Casting cores and moulds which have not undergone pouring other than those mentioned in 10 09 05
10 09 07	Casting cores and moulds which have undergone pouring containing hazardous substances
10 09 08	Casting cores and moulds which have undergone pouring other than those mentioned in 10 09 07
10 09 14	Waste binders other than those mentioned in 10 09 13
10 10 05	Casting cores and moulds which have not undergone pouring, containing hazardous substances
10 10 06	Casting cores and moulds which have not undergone pouring other than those mentioned in 10 10 05
10 10 07	Casting cores and moulds which have undergone pouring, containing hazardous substances
10 10 08	Casting cores and moulds which have undergone pouring other than those mentioned in 10 10 07
10 11 03	Waste glass-based fibrous materials
10 11 05	Particulates and dust
10 11 09	Waste preparation mixture before thermal processing, containing hazardous substances
10 11 10	Waste preparation mixture before thermal processing, other than those mentioned in 10 11 09
10 11 13	Glass-polishing and grinding sludge containing hazardous substances
10 11 14	Glass-polishing and grinding sludge other than those mentioned in 10 11 13
10 12 01	Waste preparation mixture before thermal processing

10 12 08	Waste ceramics, bricks, tiles and construction products (after thermal processing)
10 12 12	Wastes from glazing other than those mentioned in 10 12 11
10 13 01	Waste preparation mixture before thermal processing
10 13 04	Wastes from calcination and hydration of lime
10 13 06	Particulates and dust (except 10 13 12 and 10 13 13)
10 13 09	Wastes from asbestos-cement manufacture containing asbestos
10 13 10	Wastes from asbestos-cement manufacture other than those mentioned in 10 13 09
10 13 11	Wastes from cement-based composite materials other than those mentioned in 10 13 09 and 10 13 10
10 13 14	Waste concrete and concrete sludge
11 02 02	Sludges from zing hydrometallurgy (including jarosite, goethite)
12 01 16	Waste blasting material containing hazardous substances
12 01 17	Waste blasting material other than those mentioned in 12 01 16
12 01 20	Spent grinding bodies and grinding materials containing hazardous substances
12 01 21	Spent grinding bodies and grinding materials other than those mentioned in 12 01 20
15 01 11	Metallic packaging containing a hazardous solid porous matrix (for example asbestos), including empty pressure containers
16 01 11	Brake pads containing asbestos
16 02 12	Discarded equipment containing free asbestos
16 11 01	Carbon-based linings and refractories from metallurgical processes containing hazardous substances
16 11 02	Carbon-based linings and refractories from metallurgical processes other than those mentioned in 16 11 01
16 11 03	Other linings and refractories from metallurgical processes containing hazardous substances
16 11 04	Other linings and refractories from metallurgical processes other than those mentioned in 16 11 03
16 11 05	Linings and refractories from non-metallurgical processes containing hazardous substances
16 11 06	Linings and refractories from non-metallurgical processes other than those mentioned in 16 11 05
17 01 01	Concrete
17 01 02	Bricks
17 01 03	Tiles and ceramics

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17 01 06	Mixtures of, or separate fractions of concrete bricks, tiles and ceramics containing hazardous substances
17 01 07	Mixtures of concrete, bricks, tiles and ceramics other than those mentioned in 17 01 06
17 02 04	Glass, plastic and wood containing or contaminated with hazardous substances
17 03 01	Bituminous mixtures containing coal tar
17 03 02	Bituminous mixtures other than those mentioned in 17 03 01
17 03 03	Coal tar and tarred products
17 05 03	Soil and stones containing hazardous substances
17 05 04	Soil and stones other than those mentioned in 17 05 03
17 05 05	Dredging spoil containing hazardous substances
17 05 06	Dredging spoil other than those mention in 17 05 05
17 05 07	Track ballast containing hazardous substances
17 05 08	Track ballast other than those mentioned in 17 05 07
17 06 01	Insulation materials containing asbestos
17 06 03	Other insulation materials consisting of or containing hazardous substances
17 06 04	Insulation materials other than those mentioned in 17 06 01 and 17 06 03
17 06 05	Construction materials containing asbestos
17 08 01	Gypsum-based construction materials contaminated with hazardous substances
17 08 02	Gypsum-based construction materials other than those mentioned in 17 08 01
17 09 01	Construction and demolition wastes containing mercury
17 09 03	Other construction and demolition wastes (including mixed wastes) containing hazardous substances
17 09 04	Mixed construction and demolition wastes other than those mentioned in 17 09 01, 17 09 02, and 17 09 03
19 01 05	Filter cake from gas treatment
19 01 06	Aqueous liquid wastes from gas treatment and other aqueous liquid wastes
19 01 07	Solid wastes from gas treatment
19 01 11	Bottom ash and slag containing hazardous substances
19 01 12	Bottom ash and slag other than those mentioned in 19 01 11
19 01 13	Fly ash containing hazardous substances
19 01 14	Fly ash other than those mentioned in 19 01 13

19 01 15	Boiler dust containing hazardous substances
19 01 16	Boiler dust other than those mentioned in 19 01 15
19 01 17	Pyrolysis wastes containing hazardous substances
19 01 18	Pyrolysis wastes other than those mentioned in 19 01 17
19 01 19	Sands from fluidised beds
19 01 99	Wastes not otherwise specified
19 07 02	Landfill leachate containing hazardous substances
19 07 03	Landfill leachate other than those mentioned in 19 07 02
19 08 02	Waste from desanding
19 09 01	Solid waste from primary filtration and screenings
19 12 09	Minerals (for example sand, stones)
19 13 01	Solid wastes from soil remediation containing hazardous substances
19 13 02	Solid wastes from soil remediation other than those mentioned in 19 13 01
20 02 02	Soil and stones
20 02 03	Other non-biodegradable wastes