

QUESTION: The requirements for the hazardous waste annual report which was to have been submitted in 1981 did not require generators who shipped wastes off-site to hazardous waste management facilities which they owned to file an annual report as a generator. The Agency concluded that information on these wastes would be included in the facility's annual report. Was there any requirement in 1981 for a generator to notify the Regional office that he was not filing an annual report?

ANSWER: No, the generator was not required to submit a letter to the Regional office to explain his reasons for not filing an annual report as a generator. Note that a generator who sent wastes to a facility which he owned was required to file an annual report as a facility owner. It is not appropriate for the Regions to take enforcement action against those generators for not filing an annual report for 1981. This requirement may change for the 1983 Biennial Report.