
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Waste Electrical and Electronic Equipment Regulations 2006 ([SI 2006/3289](#)) as amended by the Waste Electrical and Electronic Equipment (Amendment) Regulations 2007 ([SI 2007/3454](#)) and the Waste Electrical and Electronic Equipment (Amendment) Regulations 2009 ([SI 2009/2957](#)) (“the 2006 Regulations”). The 2006 Regulations transpose the main provisions of Council Directive [2002/96/EC](#) of 27th January 2003 on waste electrical and electronic equipment (OJ No L37, 13.2.2002, p 24) as amended by Council Directive [2003/108/EC](#) (OJ No L345, 31.12.2003, p 106) and Council Directive [2008/34/EC](#) (OJ No L81, 20.3.2008, p 65) (“the WEEE Directive”).

These Regulations transpose amendments to the WEEE Directive made by Council Directive [2008/112/EC](#) (OJ No L 345, 23.12.2008, p 68).

Regulation 2(2) amends the definition of “dangerous substance or preparation” so that it now refers to “dangerous substance or mixture”. Regulation 2(5) makes a consequential amendment to regulation 17(2)(b) of the 2006 Regulations.

Regulation 2(3) applies from 1st December 2010, removes from the new definition of “dangerous substance or mixture” any substance or mixture which has to be considered dangerous under Council Directive [67/548/EEC](#) (OJ No 196, 16.8.67, p. 1) and adds to it any substance which fulfils the criteria for certain stated hazard classes or categories in Annex I of Regulation ([EC](#)) No [1272/2008](#) (OJ No L 353, 31.12.2008, p. 1).

Regulation 2(4) applies from 1st June 2015 and removes from the definition of “dangerous substance or mixture” any mixture which has to be considered dangerous under Council Directive [1999/45/EC](#) (OJ L 200, 30.7.1999, p. 1).

Regulation 2(6) and (7) make changes to the dates by which operators of schemes must apply to register members of their schemes and by which the appropriate authority shall confirm registration respectively.

An Impact Assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen. As these regulations transpose amendments to the WEEE Directive a transposition note has been prepared and a copy can be obtained from the Department for Business, Innovation and Skills, 1 Victoria Street, London, SW1H 0ET. A copy has been placed in the libraries of both Houses of Parliament and is also annexed to the Explanatory Memorandum which is available alongside the instrument on the OPSI website.