
STATUTORY INSTRUMENTS

2010 No. 2849

**The Producer Responsibility Obligations
(Packaging Waste) (Amendment) Regulations 2010**

Amendment of regulation 14 (application for registration of a scheme)

9. In regulation 14—
- (a) in paragraph (1), for “7th April”, substitute “;15th April”;
 - (b) in paragraph (3)(c)—
 - (i) omit “subject to paragraph (6) below.”;
 - (ii) after “by the appropriate Agency”, insert “;and signed in accordance with the requirement in paragraph (3A)”;
 - (iii) at the end of paragraph (i), add “;and each class of producer to which each producer belongs”;
 - (iv) in paragraph (iv), for “paragraphs (4)(c)(iv) and (v)”, substitute “;paragraph (4)(ca)(i) and (ii)”;
 - (c) in paragraph (3)(e), at the beginning, insert “;except where a scheme is registered in respect of the previous year.”;
 - (d) for paragraph (3)(f), substitute—
 - “(f) be accompanied—
 - (i) on a first application for registration, by an operational plan for the scheme complying with Part 3 of Schedule 3; and
 - (ii) on any subsequent application, by a revised version of that plan unless it has already been provided pursuant to regulation 15(g).”;
 - (e) after paragraph (3), insert—
 - “(3A) The requirement mentioned in paragraph (3)(c) is that the form be signed by—
 - (a) the approved person; or
 - (b) in the case of a scheme that has not already been registered, anyone who is eligible to be an approved person under regulation 34(2)^{M1}.”;
 - (f) in paragraph (4), for sub-paragraphs (c) and (d), substitute—
 - “(c) the appropriate Agency is satisfied as to the contents of the operational plan provided as required by paragraph (3)(f);
 - (d) the scheme has been approved by the appropriate authority; and
 - (e) the scheme was either registered in the previous year or the scheme was approved by the appropriate authority no earlier than in the year previous to that in which the application for registration is made.”;
 - (g) omit paragraph (6); and
 - (h) after paragraph (7), insert—

Changes to legislation: There are currently no known outstanding effects for the The Producer Responsibility Obligations (Packaging Waste) (Amendment) Regulations 2010, Section 9. (See end of Document for details)

“(8) Where an application for registration is refused on the grounds of failure to meet the requirements of paragraph (4)(e), the operator must make a new application for approval of the scheme in accordance with regulation 13 before making an application for registration of the scheme under this regulation.”.

Marginal Citations

M1 Substituted by regulation 14 below.

Changes to legislation:

There are currently no known outstanding effects for the The Producer Responsibility Obligations (Packaging Waste) (Amendment) Regulations 2010, Section 9.