

2014 No. 2890

ENVIRONMENTAL PROTECTION

**The Producer Responsibility Obligations (Packaging Waste)
(Amendment) Regulations 2014**

Made - - - - 29th October 2014
Laid before Parliament 3rd November 2014
Coming into force - - 24th November 2014

These Regulations implement Article 6(1) of Council Directive 94/62/EC on packaging and packaging waste(a).

The Secretary of State, having had regard to the matters specified in section 93(6) of the Environment Act 1995(b) (“the Act”) and after consultation in accordance with section 93(2) of the Act, makes these Regulations in exercise of the powers conferred by sections 93 and 94 of the Act.

Title and commencement

1. These Regulations—

- (a) may be cited as the Producer Responsibility Obligations (Packaging Waste) (Amendment) Regulations 2014;
- (b) come into force on 24th November 2014.

Amendment of the Producer Responsibility Obligations (Packaging Waste) Regulations 2007

2.—(1) Schedule 2 (recovery and recycling obligations) to the Producer Responsibility Obligations (Packaging Waste) Regulations 2007(c) is amended as follows.

(2) In paragraph 6, for the row relating to glass in Table 2 (recycling targets) substitute—

“Glass	81	81	75	76	77	77”.
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(3) In paragraph 6A, for Table 2A substitute—

(a) OJ No. L 365, 31.12.1994, p.10, as last amended by Commission Directive 2013/2/EU (OJ No. L 37, 8.2.2013, p.10).
(b) 1995 c.25. Under section 57 of the Scotland Act 1998 (c.46), despite the transfer to Scottish Ministers of functions in relation to implementing obligations under European Union law in respect of devolved matters, the Secretary of State’s function in relation to implementing those obligations continues to be exercisable as regards Scotland. Section 57 is amended by S.I. 2011/1043. Under paragraph 5 of Schedule 3 to the Government of Wales Act 2006 (c.32), despite the transfer of the relevant functions of the Secretary of State as far as they are exercisable in relation to Wales to the Welsh Ministers by virtue of article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) and section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006, the Secretary of State’s function in relation to implementing obligations under European Union law continues to be exercisable as regards Wales. Paragraph 5 of Schedule 3 to the Government of Wales Act 2006 is amended by S.I. 2011/1043.
(c) S.I. 2007/871, amended by S.I. 2012/3082; there are other amending instruments but none is relevant.

“Table 2A: Recycling by re-melt targets for glass

<i>Year</i>	<i>Percentage</i>
2013	63%
2014	65%
2015	66%
2016	67%
2017	67%”.

29th October 2014

Dan Rogerson
Parliamentary Under Secretary of State
Department for Environment, Food and Rural Affairs

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Producer Responsibility Obligations (Packaging Waste) Regulations 2007 (“the 2007 Regulations”). The 2007 Regulations impose on producers the obligation to recover and recycle packaging waste in order to attain the recovery and recycling targets set out in Article 6(1) of Council Directive 94/62/EC on packaging and packaging waste (OJ No. L 365, 31.12.1994, p.10, as last amended by Commission Directive 2013/2/EU (OJ No. L 37, 8.2.2013, p.10-12)). These Regulations change the recycling and the recycling by re-melt targets for glass for the years 2014, 2015, 2016 and 2017.

A full impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector is available at www.gov.uk/defra and is annexed to the Explanatory Memorandum which is available alongside the instrument at www.legislation.gov.uk.

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£4.25

UK201410311 11/2014 19585

<http://www.legislation.gov.uk/id/uksi/2014/2890>

ISBN 978-0-11-112282-2



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