

## SCHEDULE 3

### Approval of proposed schemes

#### PART 1

##### Information to be included in an application for approval

1. The name of the proposed scheme.
2. The name of the operator of the proposed scheme.
3. The address and telephone number of—
  - (a) the registered office of the operator of the proposed scheme; or
  - (b) if the operator is not a company registered in the United Kingdom, the principal place of business and telephone number of that operator in the United Kingdom.
4. Where the operator of the proposed scheme is a partnership or a limited liability partnership, the names of all the partners or members of the partnership, as the case may be.
5. An address for service of notices if different from that referred to in paragraph 3.
6. Confirmation that the rules of the proposed scheme provide—
  - (a) that a scheme member must apply to join the scheme for a minimum period of—
    - (i) one relevant compliance period; or
    - (ii) in the case of a producer who does not become a producer until after the start of a relevant compliance period, the remainder of that relevant compliance period;
  - (b) that where a scheme member's membership is cancelled, any such cancellation does not take effect until the end of the compliance period.
- 7.—(1) A statement as to whether or not the operator of the proposed scheme has been convicted of an offence under—
  - (a) regulation 89(2);
  - (b) regulation 73(3) or (4) of the Waste Electrical and Electronic Equipment Regulations 2006(1); or
  - (c) the Producer Responsibility Obligations (Packaging Waste) Regulations 2007(2), committed in the operator's capacity as an operator of a scheme under those Regulations.(2) If the operator has been convicted of such an offence, an explanation of—
  - (a) how every contravention which resulted in such a conviction occurred;
  - (b) any steps which have been taken to ensure that such a contravention will not recur.
8. Confirmation that the rules of the proposed scheme provide—
  - (a) for an arbitration procedure to determine disputes between scheme members and between scheme members and the scheme operator;
  - (b) for dissemination of important information to scheme members in an accurate and timely way;
  - (c) in the case of withdrawal of approval under regulation 54, for the allocation of batteries evidence notes owned by the proposed scheme to each scheme member in proportion to the

(1) S.I. 2006/3289, as amended by S.I. 2007/3454.

(2) S.I. 2007/871, as amended by S.I. 2008/413. There are other amendments not relevant to these Regulations.

**Status:** *This is the original version (as it was originally made).*

quantity of batteries placed on the market by the member, relative to the other members, in the compliance period up to the point of such withdrawal.