
STATUTORY INSTRUMENTS

2013 No. 3113

The Waste Electrical and Electronic
Equipment Regulations 2013

PART 7

APPROVAL OF PROPOSED SCHEMES AND
WITHDRAWAL OF APPROVAL OF SCHEMES

Withdrawal of approval of a scheme

- 58.**—(1) The appropriate authority may withdraw approval of a scheme where—
- (a) the appropriate authority is satisfied that the operator of that scheme—
 - (i) is in breach of any condition in regulation 57,
 - (ii) knowingly or recklessly supplied false or misleading information in connection with—
 - (aa) the application for approval made under regulation 55;
 - (bb) an application for registration made under regulation 26;
 - (cc) a notification made under regulation 27; or
 - (dd) compliance with any condition in regulation 57;
 - (b) the operator of that scheme has been convicted of an offence under these Regulations.
- (2) Before the withdrawal of approval of a scheme under paragraph (1) the appropriate authority will serve a notification in writing on the operator of that scheme which will state—
- (a) that approval of the scheme is to be withdrawn;
 - (b) the reasons for the decision;
 - (c) the right of appeal under Part 12; and
 - (d) the date when the withdrawal of approval will take effect, not being earlier than the expiration of the time limit for an appeal against the notification as provided for in Schedule 14.
- (3) Where a notification has been served in accordance with paragraph (2) and any appeal against that notification has been dismissed, the appropriate authority will serve a notification in writing on each member of that scheme which will contain—
- (a) a statement that approval of that scheme has been withdrawn and the effective date of the withdrawal of approval;
 - (b) the reasons for the decision to withdraw approval;
 - (c) a request for details of the amount in tonnes of EEE that that member has placed on the market in the United Kingdom during any compliance period, or any part of a compliance period, where any such information has not been provided to the appropriate authority by the operator of that scheme in compliance with—

- (i) regulation 35 during the transitional period, or
- (ii) from 1st January 2019, regulation 36; and
- (iii) where sub-paragraph (i) or (ii) applies, statement of the obligation of a producer to join a new scheme under regulation 14(9).