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STATUTORY INSTRUMENTS

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**1998 No. 1165**

**The Packaging (Essential Requirements) Regulations 1998**

**PART II  
APPLICATION**

**Packaging**

3.—(1) Subject to regulations 4 and 5, these Regulations apply to any packaging.

(2) Nothing in these Regulations with regard to packaging shall affect the application of existing quality requirements for packaging, including those regarding safety, the protection of health and hygiene of the packed products, existing transport requirements or the provisions of Council Directive [91/689/EEC](#) on hazardous waste<sup>(1)</sup>.

**Excluded packaging**

4. These Regulations shall not apply to packaging which was used for a given product prior to 31st December 1994.

**Exclusion until 31st December 1999 of packaging complying with national rules in force on 31st December 1994**

5. These Regulations shall not apply to packaging manufactured on or before 31st December 1994, placed on the market in the Community on or before 31st December 1999 and which complies with any health and safety requirements or any other Act or enactment with which it would have been required to comply for it to be lawfully placed on the market in the United Kingdom on 31st December 1994.

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(1) O.J. No. L377, 31.12.91, p. 20.