
STATUTORY INSTRUMENTS

2009 No. 890

The Waste Batteries and Accumulators Regulations 2009

PART 5

PRODUCER OBLIGATIONS: INDUSTRIAL AND AUTOMOTIVE BATTERIES

Duties of the Secretary of State in relation to registration of producers

- 45.**—(1) The Secretary of State must grant an application for registration where the applicant—
- (a) has complied with the requirements of regulation 43;
 - (b) does not appear on a register maintained under regulation 76; and
 - (c) has not stated in the information submitted under regulation 43(2)(c) that the applicant is a member of a battery compliance scheme.
- (2) Otherwise the Secretary of State must refuse the application.
- (3) Where an application for registration is granted, the Secretary of State must, within 28 days of receipt of the application—
- (a) confirm to the applicant in writing that the applicant is registered with the Secretary of State; and
 - (b) subject to paragraph (4), allocate a new battery producer registration number to the applicant and confirm it in writing.
- (4) If the applicant appeared on a register maintained under regulation 76 during any of the five compliance periods preceding the compliance period during which the application for registration is made, the Secretary of State must, instead of allocating a new battery producer registration number, allocate the applicant's most recently allocated battery producer registration number.