SCHEDULE 3

Regulation 4(4)

PART III

DEFINITION OF SPECIAL PRODUCERS

3. A special producer is a producer who in the preceding year handled—

(a) primary packaging, that is to say packaging within part (a) of the definition of packaging in regulation 2, any of which, in his reasonable opinion, when discarded was—

(i) likely to be special waste as defined in regulation 2 of the Special Waste Regulations (Northern Ireland) 1998(**1**); or

(ii) likely to have been used to contain or used in connection with the containment of such waste; or

(b) packaging which is a package within the meaning given in regulation 2 of the Carriage of Dangerous Goods (Classification, Packaging and Labelling) and Use of Transportable Pressure Receptacles Regulations (Northern Ireland) 1997(**2**) and which in his reasonable opinion was likely to be subject to the requirements of regulations 8 to 10 of those regulations (particulars to be shown on packages containing dangerous goods) other than any package referred to in regulation 8(5) of those Regulations.

(**1**) S.R. 1998 No. 289
(**2**) S.R. 1997 No. 247