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## STATUTORY INSTRUMENTS

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# 2013 No. 3113

## The Waste Electrical and Electronic Equipment Regulations 2013

### PART 10

#### DUTIES OF THE APPROPRIATE AUTHORITIES

##### Registration of producers and authorised representatives

77.—(1) The appropriate authority [<sup>F1</sup>must] maintain and make available in accordance with this regulation a register containing the information specified in Schedule 13, relating to those producers and authorised representatives who are registered with it in accordance with regulations 15 and 25.

(2) The appropriate authority [<sup>F2</sup>must]—

- (a) ensure that the register is open for inspection at its principal office by members of the public free of charge at all reasonable hours;
- (b) permit members of the public to obtain copies of entries in the register on payment of a reasonable charge.

(3) The register may be kept in any form but [<sup>F3</sup>must] be indexed and arranged so that members of the public can readily trace information contained in it.

[<sup>F4</sup>(4) The appropriate authority must amend the relevant entry in the register to record any change to the information entered and must note the date on which the amendment is made.]

(5) Nothing in this regulation will require a register maintained by the appropriate authority to contain any information which has been superseded by later information after four years have elapsed from that later information being entered in the register.

(6) The appropriate authority [<sup>F5</sup>must]—

- (a) publish the format in which the information referred to in Schedule 8 [<sup>F5</sup>must] be submitted to it in an application for registration made under regulation 26 or in a notification made under regulation 27, and;
- (b) publish details of how producers and authorised representatives may complete their registration and provide the information referred to in schedule 8 online.

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##### Textual Amendments

- F1** Word in reg. 77(1) substituted (25.7.2014) by virtue of [The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment \(Amendment\) Regulations 2014 \(S.I. 2014/1771\)](#), regs. 1(b), 3(3), **Sch. 2 Pt. 1**
- F2** Word in reg. 77(2) substituted (25.7.2014) by virtue of [The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment \(Amendment\) Regulations 2014 \(S.I. 2014/1771\)](#), regs. 1(b), 3(3), **Sch. 2 Pt. 1**

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- F3** Word in reg. 77(3) substituted (25.7.2014) by virtue of The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment (Amendment) Regulations 2014 (S.I. 2014/1771), regs. 1(b), 3(3), **Sch. 2 Pt. 1**
- F4** Reg. 77(4) substituted (25.12.2015) by The Waste Electrical and Electronic Equipment (Amendment) Regulations 2015 (S.I. 2015/1968), regs. 1, **2(37)**
- F5** Word in reg. 77(6) substituted (25.7.2014) by virtue of The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment (Amendment) Regulations 2014 (S.I. 2014/1771), regs. 1(b), 3(3), **Sch. 2 Pt. 1**

#### Commencement Information

- I1** Reg. 77 in force at 1.1.2014, see **reg. 1(2)**

### Monitoring

- 78.** The appropriate authority [<sup>F6</sup>must] monitor—
- (a) compliance with their obligations under regulations [<sup>F7</sup>11 to 20] of these Regulations by persons who are or may be producers or authorised representatives;
  - (b) the accuracy of the information provided in, or in connection with, a declaration of compliance submitted under regulation 19 or 39;
  - (c) operators of schemes that have been approved under Part 7;
  - (d) the accuracy of the information provided by operators of schemes in support of or in connection with an application for registration made under regulation 26;
  - (e) the accuracy of the information provided by operators of schemes in support of or in connection with a notification made under regulation 27;
  - (f) the accuracy of the information provided by any person in or in connection with the reporting requirements in—
    - (i) regulations 35 and 37 and 66 during the transitional period; or
    - (ii) from 1st January 2019, regulations 36 and 38 and 66;
  - [<sup>F8</sup>(g) the accuracy of the information provided by operators of schemes in support of or in connection with an application for approval under regulation 55, together with any changes notified in accordance with regulation 57(e);]
  - (h) the accuracy of the information provided by an operator of an AATF or an approved exporter in support of or in connection with an application for approval made under regulation 61;
  - (i) the accuracy of the information provided by an approved exporter in support of or in connection with an application for an extension of a grant of approval made under regulation 62; and
  - (j) the register of producers maintained under regulation 77.

#### Textual Amendments

- F6** Word in reg. 78 substituted (25.7.2014) by The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment (Amendment) Regulations 2014 (S.I. 2014/1771), regs. 1(b), 3(3), **Sch. 2 Pt. 1**
- F7** Words in reg. 78(a) substituted (25.12.2015) by The Waste Electrical and Electronic Equipment (Amendment) Regulations 2015 (S.I. 2015/1968), regs. 1, **2(38)**

**F8** Reg. 78(g) substituted (25.7.2014) by The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment (Amendment) Regulations 2014 (S.I. 2014/1771), regs. 1(b), 2(12)

#### Commencement Information

**I2** Reg. 78 in force at 1.1.2014, see [reg. 1\(2\)](#)

### Approval of schemes

**79.**—(1) The appropriate authority [<sup>F9</sup>must] maintain and publish a register of—

- (a) all schemes that it has approved under regulation 55; and
- (b) the operators of the schemes referred to in sub-paragraph (a).

(2) A register maintained by the appropriate authority in accordance with paragraph (1) will not be required to contain any information that has been superseded by later information after four years have elapsed from that later information being entered in the list.

(3) The appropriate authority [<sup>F10</sup>must] issue an invoice for payment of the annual producer charge referred to in regulation 59 to each operator of a scheme that it has approved under regulation 55.

(4) The appropriate authority [<sup>F11</sup>must] publish the format in which—

- (a) the information referred to in Part 1 of Schedule 10 must be submitted to it in an application for approval made under regulation 55; and
- (b) the information referred to in regulation 35 or 37 must be submitted to it in accordance with that regulation; or
- (c) the information referred to in regulation 36 or 38 must be submitted to it in accordance with that regulation.

#### Textual Amendments

**F9** Word in [reg. 79\(1\)](#) substituted (25.7.2014) by virtue of The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment (Amendment) Regulations 2014 (S.I. 2014/1771), regs. 1(b), 3(3), [Sch. 2 Pt. 1](#)

**F10** Word in [reg. 79\(3\)](#) substituted (25.7.2014) by virtue of The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment (Amendment) Regulations 2014 (S.I. 2014/1771), regs. 1(b), 3(3), [Sch. 2 Pt. 1](#)

**F11** Word in [reg. 79\(4\)](#) substituted (25.7.2014) by virtue of The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment (Amendment) Regulations 2014 (S.I. 2014/1771), regs. 1(b), 3(3), [Sch. 2 Pt. 1](#)

#### Modifications etc. (not altering text)

**C1** [Reg. 79](#) modified (temp.) (1.1.2019) by The Waste Electrical and Electronic Equipment (Amendment) (No. 2) Regulations 2018 (S.I. 2018/1214), regs. 1, 3

#### Commencement Information

**I3** Reg. 79 in force at 1.1.2014, see [reg. 1\(2\)](#)

### Information

**80.**—(1) An appropriate authority [<sup>F12</sup>must] publish information—

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- (a) on the total amount of EEE placed on the market in the United Kingdom by producers in a compliance period, or any part of a compliance period; and
  - (b) on the total amount of WEEE that—
    - (i) is deposited at a designated collection facility, or
    - (ii) is returned under regulation 43 or 52 but is not deposited at a designated collection facility,
 in a compliance period, or any part of a compliance period.
- (2) The information referred to in paragraph (1) [<sup>F13</sup>must] be based on the information provided to the appropriate authority—
- (a) by the operator of a scheme under regulation—
    - (i) 35 or 37 during the transitional period and,
    - (ii) 36 or 38 from 1st January 2019,
  - (b) by a producer in relation to a request made in a notification served under regulation 58(3); or
  - (c) by another appropriate authority.

#### Textual Amendments

- F12** Word in [reg. 80\(1\)](#) substituted (25.7.2014) by virtue of [The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment \(Amendment\) Regulations 2014 \(S.I. 2014/1771\)](#), regs. 1(b), 3(3), **Sch. 2 Pt. 1**
- F13** Word in [reg. 80](#) substituted (25.7.2014) by [The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment \(Amendment\) Regulations 2014 \(S.I. 2014/1771\)](#), regs. 1(b), 3(2), **Sch. 1 para. 30**

#### Commencement Information

- I4** Reg. 80 in force at 1.1.2014, see [reg. 1\(2\)](#)

### Approval of authorised treatment facilities and exporters

**81.**—(1) The appropriate authority [<sup>F14</sup>must] maintain and publish a list of all AATFs, operators of AATFs and approved exporters.

- (2) The appropriate authority [<sup>F15</sup>must] publish the format in which [<sup>F16</sup>—
- (a) the information referred to in Part 1 of Schedule 11 must be submitted to it in an application for approval made under regulation 61 or in an application for an extension of a grant of approval made under regulation 62][<sup>F17</sup>, and
  - (b) the reports referred to in regulation 66 must be submitted to it in accordance with that regulation.]

#### Textual Amendments

- F14** Word in [reg. 81\(1\)](#) substituted (25.7.2014) by [The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment \(Amendment\) Regulations 2014 \(S.I. 2014/1771\)](#), regs. 1(b), **2(13)**
- F15** Word in [reg. 81\(2\)](#) substituted (25.7.2014) by [The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment \(Amendment\) Regulations 2014 \(S.I. 2014/1771\)](#), regs. 1(b), 3(3), **Sch. 2 Pt. 1**

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- F16** Words in reg. 81(2) renumbered as reg. 81(2)(a) (1.1.2019) by [The Waste Electrical and Electronic Equipment \(Amendment\) \(No. 2\) Regulations 2018 \(S.I. 2018/1214\)](#), regs. 1, **23(a)**
- F17** [Reg. 81\(2\)\(b\) and word inserted \(1.1.2019\) by The Waste Electrical and Electronic Equipment \(Amendment\) \(No. 2\) Regulations 2018 \(S.I. 2018/1214\)](#), regs. 1, **23(b)**
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**Commencement Information**

- I5** Reg. 81 in force at 1.1.2014, see [reg. 1\(2\)](#)

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**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 8 Pt. 3 para. 31 word substituted by [S.I. 2015/1968 reg. 2\(43\)\(b\)\(i\)](#)
- Sch. 8 Pt. 3 para. 31 word substituted by [S.I. 2015/1968 reg. 2\(43\)\(b\)\(ii\)](#)