

SCHEDULE 3

Regulation 5(3)(b)

Requirements for Exemption for Glass Packaging from Heavy
Metal Concentration Levels Specified in Regulation 5(1)

1.—(1) No regulated metals must be intentionally introduced during the manufacturing process of glass packaging.

(2) The concentration levels of regulated metals in glass packaging may only exceed the level referred to in regulation 5 as a result of the addition of recycled materials.

2.—(1) The manufacturer or the manufacturer's authorised representative, or, where neither the manufacturer nor the manufacturer's authorised representative is established within the EU, the responsible person who places the product on the market, must submit a report in accordance with sub-paragraph (2) to the enforcement authority, where the average heavy metals concentration levels on any twelve consecutive monthly controls made from the production of each individual glass furnace, representative of normal and regular production activity, exceeds a concentration level of 200 ppm.

(2) The report must include as a minimum the following information—

- measures values;
- description of measurement methods employed;
- suspected sources for the presence of heavy metals concentration levels; and
- detailed description of the measures taken to reduce the heavy metals concentration levels.

(3) Measurement results from production sites and measurement methods employed must be made available at any time to the enforcement authority, if requested.