

SCHEDULE 4

Amendment of the Measuring Container Bottles (EEC Requirements) Regulations 1977

Amendment to regulation 2

- 2.—(1) Regulation 2 (interpretation) is amended as follows.
- (2) In paragraph (1)—
- (a) in the definition of “batch”—
 - (i) for “paragraph 1 of Annex II of the Directive” substitute “Schedule 3”;
 - (ii) for “the Directive” in the second place in which it occurs substitute “these Regulations”;
 - (b) for the definition of “importer” substitute—
 - ““importer” means any person who—
 - (a) is established in the UK; and
 - (b) places a measuring container bottle (marked with the UK marking) from a country outside the United Kingdom onto the market;”;
- (c) in the definition of “manufacturer” for “EEC sign” substitute “UK marking”;
- (d) after “production control records” insert—
 - ““UK marking” means the marking in the form set out in Annex 2 of Regulation [\(EC\) No 765/2008\(1\)](#) of the European Parliament and of the Council setting out the requirements for accreditation and market surveillance relating to the marketing of products;”.
- (3) After paragraph (1) insert—
- “(1A) Schedules 2 and 3 reproduce provisions of Annexes I and II (respectively) to the Directive with amendments to correct deficiencies in retained EU law.
 - (1B) A reference to a provision of Schedules 2 and 3 is a reference to the equivalent provision of Annexes I and II to the Directive as set out in that Schedule.”.
- (4) In paragraph (3), for “the schedule” substitute “Schedule 1”.

(1) OJ L 218, 13.8.2008 p30.