

SCHEDULE 1

Exemptions

- 1.—(1) The kinds of single use carrier bags to which regulation 6 does not apply are—
- [^{F1}(za) bags used solely to contain one or more items of the following kinds—
- (i) unpackaged food for human or animal consumption;
 - (ii) unpackaged loose seeds, bulbs, corms or rhizomes;
 - (iii) any unpackaged axe, knife, knife blade or razor blade;
 - (iv) unpackaged goods contaminated by soil;
 - (v) items from the categories specified in sub-paragraph (2);]
- ^{F2}(a)
- ^{F2}(b)
- ^{F2}(c)
- ^{F2}(d)
- (e) bags used solely to contain packaged—
- (i) uncooked fish or fish products;
 - (ii) uncooked meat or meat products;
 - (iii) uncooked poultry or poultry products,
- and in respect of which the maximum dimensions are 205 millimetres (“mm”) (width) x 125 mm (gusset width) x 458 mm (height inclusive of handles);
- ^{F2}(f)
- (g) bags used to contain purchases made on board ships, trains, aircraft, coaches or buses;
- (h) bags used to contain purchases made in an area designated by the Secretary of State as a security restricted area under section 11A of the Aviation Security Act 1982 ^{M1};
- [^{F3}(i) mail order dispatch and courier bags;]
- (j) bags which—
- (i) are made wholly from paper;
 - (ii) have maximum dimensions of 175 mm (width) x 260 mm (height);
 - (iii) do not have a gusset; and
 - (iv) do not have a handle;
- (k) bags which—
- (i) are made wholly or mainly from plastic;
 - (ii) have maximum dimensions of 125 mm (width) x 125 mm (height);
 - (iii) do not have a gusset; and
 - (iv) do not have a handle;
- (l) bags which—
- (i) are made wholly from paper;
 - (ii) have maximum dimensions of 80 mm (width) x 50 mm (gusset width) x 155 mm (height); and
 - (iii) do not have a handle;

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- (m) gusseted liners used to line or cover boxes, crates or other containers of a similar nature;
- (n) bags used solely to contain live aquatic creatures in water;

^{F4}(o)

^{F5}(p) subject to sub-paragraph (1A), bags intended to be used solely for the purpose of carrying goods purchased—

- (i) for delivery as part of a grocery delivery service; or
- (ii) for collection as part of a service that provides for collection of groceries.]

^{F6}(1A) Bags falling within paragraph (p) of sub-paragraph (1) are exempted from the charge under regulation 6 only until midnight on ^{F7}31 December 2020].]

(2) The specified categories are—

^{F8}(a) medicinal products or listed appliances sold in accordance with a prescription issued by a registered medical practitioner, a dentist, a supplementary prescriber, a nurse independent prescriber, an independent nurse prescriber, an optometrist independent prescriber, a pharmacist independent prescriber, a physiotherapist independent prescriber, a podiatrist or a chiropodist independent prescriber ^{F9}, a therapeutic radiographer independent prescriber]^{F10}, a paramedic independent prescriber] or an EEA health professional;]

(b) where sold ^{F11}...otherwise than in accordance with paragraph (a), pharmacy medicine.

(3) In this paragraph—

^{M2}“dentist” (“*deintydd*”) means a person registered in the dentists register kept under section 14 of the Dentists Act 1984 ;

^{M3}“EEA health professional” (“*proffesiynolyn ieched yr AEE*”) has the meaning given in regulation ^{F12}213(1) of the Human Medicines Regulations 2012];

^{M4}“independent nurse prescriber” (“*nyrs sy'n rhagnodi'n annibynnol*”) has the meaning given in regulation 2(1) of the ^{F13}National Health Service (Pharmaceutical Services) (Wales) Regulations 2020];

“listed appliances” (“*cyfarpar rhestredig*”) means listed appliances within the meaning of any of the following—

- (a) ^{M5}section 80 of the National Health Service (Wales) Act 2006 ;
- (b) ^{M6}article 63 of the Health and Personal Social Services (Northern Ireland) Order 1972 ;
- (c) ^{M7}section 27 of the National Health Service (Scotland) Act 1978 ;
- (d) ^{M8}section 126 of the National Health Service Act 2006 ;

^{M9}“medicinal product” (“*cynnyrch meddyginiaethol*”) has the meaning given in section 130 of the Medicines Act 1968;

^{F14}“paramedic independent prescriber” (“*parafeddyg-ragnodydd annibynnol*”) has the meaning given in regulation 2(1) of the ^{F13}National Health Service (Pharmaceutical Services) (Wales) Regulations 2020];]

“pharmacy medicine” (“*meddyginiaeth fferyllol*”) ^{F15}has the meaning given in regulation 5(5) of the Human Medicines Regulations 2012;]

^{F16}“physiotherapist independent prescriber” (“*ffisiotherapydd-ragnodydd annibynnol*”) has the meaning given in regulation 2(1) of the ^{F13}National Health Service (Pharmaceutical Services) (Wales) Regulations 2020];]

[^{F16}“podiatrist or chiropodist independent prescriber” (“*podiatrydd-ragnodydd neu giropodydd-ragnodydd annibynnol*”) has the meaning given in regulation 2(1) of the [^{F13}National Health Service (Pharmaceutical Services) (Wales) Regulations 2020];]

“prescription only medicine” (“*meddyginiaeth drwy bresgripsiwn yn unig*”) [^{F17}has the meaning given in regulation 5(3) of the Human Medicines Regulations 2012;]

^{M10}“supplementary prescriber” (“*rhagnodydd atodol*”), “nurse independent prescriber” (“*nyrs-ragnodydd annibynnol*”), “optometrist independent prescriber” (“*optometrydd-ragnodydd annibynnol*”) and “pharmacist independent prescriber” (“*fferyllydd-ragnodydd annibynnol*”) each have the meanings respectively ascribed to them in [^{F18}regulation 8(1) of the Human Medicines Regulations 2012];

[^{F19}“therapeutic radiographer independent prescriber” (“*radiograffydd therapiwtig-ragnodydd annibynnol*”) has the meaning given in regulation 2(1) of the [^{F13}National Health Service (Pharmaceutical Services) (Wales) Regulations 2020];]

“unpacked” (“*heb ei becynnu*”) means wholly or partly unwrapped.

- F1** Sch. 1 para. 1(1)(za) inserted (1.10.2011) by The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2011 (S.I. 2011/2184), regs. 1(2), **8(1)(a)**
- F2** Sch. 1 para. 1(1)(a)-(d) (f) omitted (1.10.2011) by virtue of The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2011 (S.I. 2011/2184), regs. 1(2), **8(1)(b)**
- F3** Sch. 1 para. 1(1)(i) substituted (1.10.2011) by The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2011 (S.I. 2011/2184), regs. 1(2), **8(1)(c)**
- F4** Sch. 1 para. 1(1)(o) omitted (1.10.2011) by virtue of The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2011 (S.I. 2011/2184), regs. 1(2), **8(1)(d)**
- F5** Sch. 1 para. 1(1)(p) inserted (9.4.2020) by The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2020 (S.I. 2020/414), regs. 1(2), **3(a)**
- F6** Sch. 1 para. 1(1A) inserted (9.4.2020) by The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2020 (S.I. 2020/414), regs. 1(2), **3(b)**
- F7** Words in Sch. 1 para. 1(1A) substituted (9.7.2020) by The Single Use Carrier Bags Charge (Wales) (Amendment) (No. 2) Regulations 2020 (S.I. 2020/593), regs. 1(2), **2(2)**
- F8** Sch. 1 para. 1(2)(a) substituted (24.9.2014) by The National Health Service (Physiotherapist, Podiatrist or Chiropodist Independent Prescribers) (Miscellaneous Amendments) (Wales) Regulations 2014 (S.I. 2014/2291), regs. 1(1), **5(2)**
- F9** Words in Sch. 1 para. 1(2)(a) inserted (9.1.2017) by The National Health Service (Therapeutic Radiographer Independent Prescriber and Dietitian Supplementary Prescriber) (Miscellaneous Amendments) (Wales) Regulations 2016 (S.I. 2016/1221), regs. 1, **5(2)**
- F10** Words in Sch. 1 para. 1(2)(a) inserted (22.2.2019) by The National Health Service (Paramedic Independent Prescriber and Paramedic Supplementary Prescriber) (Wales) (Miscellaneous Amendments) Regulations 2019 (S.I. 2019/149), regs. 1(1), **4(2)(a)**
- F11** Words in Sch. 1 para. 1(2)(b) omitted (1.10.2011) by virtue of The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2011 (S.I. 2011/2184), regs. 1(2), **8(2)**
- F12** Words in Sch. 1(3) substituted (14.8.2012) by The Human Medicines Regulations 2012 (S.I. 2012/1916), reg. 1(2), **Sch. 34 para. 101(a)** (with Sch. 32)
- F13** Words in Sch. 1 para. 1(3) substituted (1.10.2020) by The National Health Service (Pharmaceutical Services) (Wales) Regulations 2020 (S.I. 2020/1073), reg. 1(2), **Sch. 8 para. 6**
- F14** Words in Sch. 1 para. 1(3) inserted (22.2.2019) by The National Health Service (Paramedic Independent Prescriber and Paramedic Supplementary Prescriber) (Wales) (Miscellaneous Amendments) Regulations 2019 (S.I. 2019/149), regs. 1(1), **4(2)(b)**
- F15** Words in Sch. 1(3) substituted (14.8.2012) by The Human Medicines Regulations 2012 (S.I. 2012/1916), reg. 1(2), **Sch. 34 para. 101(b)** (with Sch. 32)

Changes to legislation: There are currently no known outstanding effects for the *The Single Use Carrier Bags Charge (Wales) Regulations 2010, Paragraph 1.* (See end of Document for details)

- F16** Words in Sch. 1 para. 1(3) inserted (24.9.2014) by [The National Health Service \(Physiotherapist, Podiatrist or Chiropodist Independent Prescribers\) \(Miscellaneous Amendments\) \(Wales\) Regulations 2014 \(S.I. 2014/2291\)](#), regs. 1(1), **5(3)**
- F17** Words in Sch. 1(3) substituted (14.8.2012) by [The Human Medicines Regulations 2012 \(S.I. 2012/1916\)](#), reg. 1(2), **Sch. 34 para. 101(c)** (with Sch. 32)
- F18** Words in Sch. 1(3) substituted (14.8.2012) by [The Human Medicines Regulations 2012 \(S.I. 2012/1916\)](#), reg. 1(2), **Sch. 34 para. 101(d)** (with Sch. 32)
- F19** Words in Sch. 1 para. 1(3) inserted (9.1.2017) by [The National Health Service \(Therapeutic Radiographer Independent Prescriber and Dietitian Supplementary Prescriber\) \(Miscellaneous Amendments\) \(Wales\) Regulations 2016 \(S.I. 2016/1221\)](#), regs. 1, **5(3)**

Marginal Citations

- M1** 1982 c. 36; section 11A was inserted by the [Aviation and Maritime Security Act 1990 \(c. 31\)](#), **Schedule 1**, paragraph 3; and amended by [S.I. 2010/902](#), **regulations 3** and 9(b).
- M2** 1984 c. 24; section 14 was substituted by [S.I. 2005/2011](#), **articles 2(1)** and 6; and amended by [S.I. 2007/3101](#), **regulations 109** and 111.
- M3** [S.I. 2008/1692](#), to which there are amendments not relevant to these Regulations.
- M4** [S.I. 1992/662](#); relevant amending instruments are [S.I. 2003/2624 \(W. 252\)](#), [S.I. 2007/205 \(W. 19\)](#) and [S.I. 2010/1647 \(W.155\)](#).
- M5** 2006 c. 42.
- M6** [S.I. 1972/1265 \(N.I. 14\)](#), amended by [1978/1907 \(N.I. 26\)](#); there are other amendments but none is relevant.
- M7** 1978 c. 29; there are amendments to section 27 which are not relevant to these Regulations.
- M8** 2006 c. 41.
- M9** 1968 c. 67; section 130 was amended by [S.I. 1994/3119](#), **regulation 2(b)**; and [S.I. 2005/50](#), **regulation 25(1)(c)** and (d); there are other amendments but none is relevant.
- M10** [S.I. 1997/1830](#); relevant amending instruments are [S.I. 2003/696](#), [S.I. 2004/1771](#), [S.I. 2005/765](#), [S.I. 2006/915](#), [S.I. 2010/1621](#).

Changes to legislation:

There are currently no known outstanding effects for the The Single Use Carrier Bags Charge (Wales) Regulations 2010, Paragraph 1.