

Statutory Order on amendment to Statutory Order on management of waste electrical and electronic equipment (the WEEE Order)¹

1.-(1) To Statutory Order no. 664 of 27 June 2005 on management of waste electrical and electronic equipment the following amendments shall be made:

1. In 8.-(2) »electrical and electronic waste« shall be amended to: »electrical and electronic equipment«.

2. 8.-(3), *1st sentence* shall read:

»(3) Distributors and other parties that receive waste under subsection (2) shall use the collection schemes established under section 6 above, the assignment schemes under section 7 above², or the take-back schemes established under section 9 j of the Act.«

3. In 10.-(3)(1) a *2nd sentence* shall be inserted:

»For foreign enterprises not registered in the central business register, the VAT number of the enterprise shall be used instead of the CVR number.«

4. 12.-(2) shall read:

»(2) In connection with the provision of a financial guarantee under subsection (1), producers and importers shall report the volume of EEE for use in private households placed on the market in the previous calendar year to the WEEE-System. WEEE-System may request information on the volume of EEE for use in private households that is expected to be placed on the market in the current calendar year.«

5. In 16.-(1) »within each of the categories set out in Annex 1« shall be amended to: »within each of the fractions set out in 6.-(4)«.

6. In 17.-(1) »or at the point of sale« shall be inserted after »including instruction manuals«.

7. 19.-(1) shall be repealed and replaced by the following:

»**19.-(1)** Each year, no later than 31 March producers and importers shall report information relating to the previous year to the WEEE-System regarding the volumes of EEE that have been placed on the market, divided into the categories described in Annex 1. WEEE-System may request information regarding the volume of EEE divided into the categories described in Annex 1 that is expected to be placed on the market in the current calendar year.

(2) Each year, no later than 31 March producers and importers shall report information relating to the previous year to the WEEE-System regarding the quantities of WEEE that have been taken back and subjected to special treatment cf. section 21. These reports shall be submitted in the manner laid down by the Danish EPA«.

Subsection (2) shall become subsection (3).

¹ Unofficial translation commissioned by the WEEE-system. Only the Danish version has legal validity.

² Translator's note: Whereas the translation of the Order no. 664 of 27 June 2005 uses the term 'disposal schemes', it has been chosen here to use the more precise term 'assignment schemes'

8. 26. shall read:

»26.-(1) For enrolment on the producer register a non-recurring charge shall be levied per producer or importer. This charge may not exceed DKK 1,000 per producer or importer.

(2) For treatment of cases on provision of financial guarantee a charge per hour spent shall be levied. This charge may not exceed DKK 750 per hour spent.

(3) An annual charge shall be levied from each producer or importer for administration of the allocation scheme and other administrative tasks. This charge may not exceed DKK 0.1 per kilo of equipment that has been placed on the market in the previous year, however with a minimum limit of DKK 250. If a new registered producer or importer has not placed any equipment on the market in the previous year, an annual charge not exceeding DKK 0.1 per kilo of equipment expected to be placed on the market in the current year shall be levied. However, the minimum limit of the charge shall be DKK 250.

(4) For special services in connection with administration of the allocation scheme a charge per hour spent shall be levied. This charge may not exceed DKK 750 per hour spent.

(5) The charges levied by the WEEE-System may not exceed the actual expenses associated with carrying out the tasks of the WEEE-System under this Statutory Order. Each year WEEE-System shall set up new charge rates and publish them on the WEEE-System website«.

9. Annex 1, category 5 shall read:

»5) Lighting equipment (with the exception of filament bulbs and luminaries in households)«.

2.-(1) This Statutory Order shall enter into force on 24 June 2006.

The Minister for the Environment, 9 June 2006

Connie Hedegaard