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STATUTORY INSTRUMENTS

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**2009 No. 3216**

**ENVIRONMENTAL PROTECTION**

**The Waste Electrical and Electronic Equipment  
(Amendment) (No.2) Regulations 2009**

*Made - - - - 7th December 2009*

*Laid before Parliament 8th December 2009*

*Coming into force in accordance with regulation 1(2)*

The Secretary of State is a Minister designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in respect of matters relating to the prevention and recovery of waste electrical and electronic equipment.

The Secretary of State, in exercise of the powers conferred by section 2(2) of that Act, makes the following Regulations.

**Citation and commencement**

1.—(1) These Regulations may be cited as the Waste Electrical and Electronic Equipment (Amendment) (No.2) Regulations 2009.

(2) These Regulations shall come into force on 31st December 2009.

**Amendments to the Waste Electrical and Electronic Equipment (Amendment) Regulations 2009**

2.—(1) The Waste Electrical and Electronic Equipment (Amendment) Regulations 2009<sup>(3)</sup> are amended as follows.

(2) For paragraph 8(2) of the Schedule substitute—

“(2) For paragraph 2(d) substitute—

“(d) be provided for EEE intended—

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(1) [S.I. 2004/706](#).

(2) [1972 c.68](#). Under section 57 of the Scotland Act [1998 \(c.46\)](#), despite the transfer to Scottish Ministers of functions in relation to implementing obligations under Community law in respect of devolved matters, the function of the Secretary of State in relation to implementing those obligations continues to be exercisable by the Secretary of State as regards Scotland.

(3) [S.I. 2009/2957](#).

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- (i) for use by private households for each quarter period of a relevant compliance period on or before the last day of the month that immediately follows the end of that quarter period; and
- (ii) for use by users other than private households on or before the 31st January of the year immediately following the end of the relevant compliance period; and”.”

7th December 2009

*Ian Lucas*  
Minister for Business and Regulatory Reform,  
Department for Business, Innovation and Skills

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Waste Electrical and Electronic Equipment (Amendment) Regulations 2009 ([SI 2009/2957](#)) (“the Regulations”).

Regulation 2(2) amends paragraph 8 of the Schedule to the Regulations so that details of EEE put on the market intended for use by private households are reported quarterly and details of other EEE put on the market are reported annually.

The impact assessment prepared in November 2009 does not need to be revised. A copy can be obtained from the Department for Business, Innovation and Skills, 1 Victoria Street, London, SW1H 0ET. A copy has been placed in the libraries of both Houses of Parliament and is also annexed to the Explanatory Memorandum which is available alongside the instrument on the OPSI website.