

# COUNTRY EXAMPLE

01 JULY 2020

## OBLIGATIONS FROM ENFORCED LEGISLATION

### 1. WEEE LEGAL STATUS

National law addressing WEEE Extended Producer Responsibility (EPR)	Yes (same or similar approach to EU WEEE Directive)
Definition of EEE	Same as in the Directive: electrical and electronic equipment means equipment which is dependent on electric currents or electromagnetic fields in order to work properly and equipment for the generation, transfer and measurement of such currents and fields and designed for use with a voltage rating not exceeding 1 000 volts for alternating current and 1 500 volts for direct current.
Exemptions from EEE scope	EEE designed for military purposes, equipment being part of other equipment that is excluded from or that does not fall within the scope, filament bulbs, equipment designed to be sent into space, large-scale stationary industrial tools, large-scale fixed installations, means of transport excluding electric two-wheel vehicles that are not type-approved, non-road mobile machinery for professional use, equipment designed exclusively for R&D, medical devices and in vitro medical devices supposed to be infective and active implantable medical devices.
Obligated parties	Producer means any natural or legal person who, irrespective of the selling technique used: I. is established in [Country] and manufactures or designs EEE under his name or trademark in [Country]; II. markets in [Country] EEE originating from another Member State or a third country on a professional basis or sells EEE directly or indirectly to households and other users in another Member State or a third country; III. is established in another Member State of the European Union or in a third country and sells electrical and electronic equipment at a distance to direct users in [Country]. However, a person who merely provides financing through a loan, leasing, rental or hire purchase agreement or arrangement relating to an EEE shall not be considered to be a producer, whether the agreement or arrangement or the ancillary agreement or arrangement provides for the transfer of ownership of the appliance.
Foreign legal entity selling to B2C end user obligated	Yes
Mandatory Authorized Representative for Distance Sellers	Yes
Sanctions and penalties for non-compliance	Existing

## 2. WEEE PRODUCT DESIGN REQUIREMENTS

Crossed out wheelie-bin marking on EEE	Yes, according to EU WEEE Directive
Eco-design criteria applicable for modulated fee (charged for take-back and recycling)	No
Material identification mark required e.g. according to ISO 11469, ISO 1043	No
Other marking required	No
Substance restrictions	Yes, according to EU RoHS Directive
Declaration of conformity and conformity marking	Yes, according to EU RoHS Directive
Conformity marking	Yes, according to EU RoHS Directive

## 3. WEEE INFORMATION REQUIREMENTS

User information from producer required	Yes
User information required from producer	<input type="checkbox"/> On the packaging <input checked="" type="checkbox"/> Mandatory educational public campaigns run by producer <input type="checkbox"/> Voluntary educational public campaign run by producer <input type="checkbox"/> Educational public campaigns run by state <input type="checkbox"/> Details not prescribed in legislation <input type="checkbox"/> Not applicable <input type="checkbox"/> On website <input type="checkbox"/> In product documentation (e.g. IM, leaflets etc.) <input type="checkbox"/> In stationary shop
Treatment information to recyclers required	Yes
User information required from distributor in	<input checked="" type="checkbox"/> In stationary shop <input type="checkbox"/> On website in online-shop <input type="checkbox"/> Details not prescribed in legislation <input type="checkbox"/> Not applicable
Visible fee on cost of collection and treatment towards end users	Not applicable

## 4. WEEE HOW TO COMPLY WITH EPR OBLIGATION

Individual solution	Yes
Collective scheme	Yes
Environmental tax payment	No
State levy payment	No

## 5. WEEE TAKE-BACK REQUIREMENTS

Legal volume thresholds	Yes
Legal turnover thresholds	No

5. WEEE TAKE-BACK REQUIREMENTS

Fulfilment of collection obligation transfer to	<input checked="" type="checkbox"/> Member State <input type="checkbox"/> Party putting on the market <input type="checkbox"/> Collective scheme <input type="checkbox"/> Not applicable
Recovery obligation	Yes
Recycling obligation	Yes
Authorized scheme(s) existing	Yes
Financial guarantee required	<input checked="" type="checkbox"/> Only in case of individual solution <input type="checkbox"/> Not required at all <input type="checkbox"/> Not required when joining Collective Scheme <input type="checkbox"/> Required for individual and collective solutions <input type="checkbox"/> Required only for B2C <input type="checkbox"/> Required only for B2B <input type="checkbox"/> Required for B2B and B2C <input type="checkbox"/> Required when joining Collective Scheme <input type="checkbox"/> Required only from collective schemes
Registration of producer required	Yes
Retroactive registration required	No
Reporting requirements	Reporting only to Authority OR Collective Scheme
Retroactive reporting required	Yes
0:1 distributor/retailer take-back from consumer required	Yes, according to EU WEEE Directive
1:1 distributor/retailer take-back from consumer required	Yes, according to EU WEEE Directive

6. WEEE REUSE REQUIREMENTS

Legally defined reuse targets separate to recovery targets	No
--	----

This document is the sole property of Landbell AG and is only made available to intended recipients identified herein. Any unauthorised disclosure is prohibited.

## LANDBELL GROUP SERVICES OFFERS

The Landbell Group is a leading supplier of services and consulting for global environmental and chemical compliance. It offers take-back/collection schemes for various waste flows, comprehensive services and consulting as well as respective software solutions from a single source. Established as a packaging scheme in Germany in 1995, Landbell Group operates 35 take-back/collection schemes worldwide and, up to now, has managed the collection of more than 3 million tons of waste electrical and electronic equipment, more than 7 million tons of packaging and more than 50,000 tons of used batteries towards environmental recycling.

For more information on Landbell Group and our services, please visit [www.landbell-group.com](http://www.landbell-group.com) or contact [expertise@landbellgroup.com](mailto:expertise@landbellgroup.com).

## DISCLAIMER

While the information contained herein is believed to be correct at the time of issue, no affiliate of the Landbell Group, including but not limited to HH Compliance Ltd or European Recycling Platform SAS, will accept any liability in any circumstances for its accuracy, adequacy or completeness, nor will any express or implied warranty be given. This exclusion extends to liability howsoever arising in relation to any statement, opinion or conclusion contained herein as well as any omission. This document is only made available to the customer to facilitate its understanding of the the regulations in full force and effect. It is an overview (not a legal opinion) and shall be acted upon as such.

## INTELLECTUAL PROPERTY RIGHTS

This document, including its design, is the sole property of Landbell AG für Rückhol-Systeme, as well as any of its registered trademarks and domain names; it is protected by copyright and is a part of the know-how of the Landbell Group. As such, it cannot be shared by the customer except with an affiliate under its direct control in the country to which this report relates.

