



**APPLICATION FORM TO OPERATE AN
EXTENDED PRODUCER RESPONSIBILITY
ORGANISATION FOR BATTERIES AND
ACCUMULATORS [S.L.549. 178]**

Your application shall be **accompanied** by:

The **documents and information** requested in Section 2 including:

- **Work plan** of how you intend to fulfil your obligations; and
- A non-refundable fee of €500.

Should you require assistance in completing your application please contact us on:

Phone: 2292 3500

Email: epr.permitting@era.org.mt

1. Details of Applicant *[Please complete in **BLOCK** letters]*

**Name of Proposed Producer
Responsibility Organisation**

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FULL Name of Applicant as Operator.

*[If a partnership, the names of all the
partners are to be indicated]*

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I.D. Card or Passport No. of Applicant

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**Name of Company on behalf of which
the Application is being made**

*[if applicable, the applicant named
above should be the legal representative who
is authorised to act as the signatory]*

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Details of registered office of operator or the main place of business of the operator(s)

*Address (Door number/Building
Name & Street):*

Locality & Postcode:

Country:

Phone/Mobile number:

E-mail Address:

VAT Number

Company Registration Number

[if applicable]

2. Documents and Information to be submitted by the applicant as part of the Work Plan to operate a Producer Responsibility Organisation (PRO)

A copy of the Memorandum of Articles of Association.
A copy of the Certificate of Registration issued by the Registry of Companies, where applicable.
A comprehensive business and financial plan demonstrating that PRO has the financial means to meet all extended producer responsibility obligations. This should include:
- The costs of related to: - Separate collection of waste batteries and their subsequent transport and treatment; - Compositional surveys of mixed municipal waste; - Public information and awareness campaigns on prevention and management of waste batteries; - Data gathering and reporting to the competent authorities.
- Quality Control and Quality Assurance measures to be adopted for the operational process.
- Administrative measures to be adopted and in place to ensure effective control of the operational process.
A copy of the rules of membership of the PRO together with details of the membership fee structure, ensuring that:
- The financial contributions paid by producers are modulated in accordance with Article 8a(4), point (b), of Directive 2008/98/EC and as a minimum by battery category and battery chemistry, taking into account as appropriate the rechargeability, the level of recycled content in the manufacture of batteries and whether the batteries were subject to preparation for re-use, preparation for repurposing, repurposing or remanufacturing, and their carbon footprint; and - The financial contributions are adjusted to take into account any revenues obtained by the PRO from preparation for re-use or preparation for repurposing or from the value of secondary raw materials recovered from recycled waste batteries.
Proposals for the certification of producers who will make use of the proposed PRO.
A work plan demonstrating how the PRO will:
- Define the roles and responsibilities of the PRO implementing extended producer responsibility obligations;
- Achieve obligations in line with the waste hierarchy and set relative waste management targets;
- Implement a reporting system to gather data on: - the products placed on the market of the Member State by the producers of batteries and accumulators; - the collection and treatment of waste resulting from those products specifying, where appropriate, the waste material flows, as well as other data relevant for the purposes of point.

- Ensure equal treatment of producers of products regardless of their origin or size, without placing a disproportionate regulatory burden on producers, including small and medium-sized enterprises, of small quantities of products.
- Establish a separate collection for all different types of waste batteries and a free of charge waste battery (also separate by types) take-back and collection system, including collection and transport arrangements for waste LMT batteries, and other requirements as per Article 59(1) and (2) and/or the requirements of Article 60(1), (2) and (4) of Regulation (EU) 2023/1542.
- Demonstrate the attainment and compliance with the collection targets referred to in Article 59(3) and Article 60(3) of Regulation (EU) 2023/1542, respectively.
- Estimate the annual weights of waste batteries and accumulators in each category to be collected, treated and recycled.
- Determine and verify whether the level of recycling and recovery of materials, as well as the recycling efficiencies, will be met by the proposed PRO on behalf of its producers, including estimations and assumptions to be made during the operational process.
- Compile information required by the provisions of Regulation (EU) 2023/1542 and make available to the Competent Authority.
- Describe any deposit-refund system or other system adopted in order to ensure the return of waste batteries and accumulators by consumers.
- Outline the collection, treatment and recycling system for waste batteries and accumulators in accordance with the provisions of Regulation (EU) 2023/1542.
- Identify waste management undertakings that would be required for the PRO to operate, including a list of waste management undertakings compliant with regulations 19 to 24 of S.L. 549.63 – the Waste Regulations.
- Plan public awareness campaigns.
- Indicate the projected date of commencement for the operations of the PRO.
- Keep records and report data, and how such information will be compiled and made available to the Competent Authority.
- Set up an agreement between the PRO and its members, including details of the responsibilities which the PRO intends to respect on behalf of the producers.
- Make available details on the qualifications, experience and technical competence of the staff to be employed by the PRO as well as information on whether any professional or technical training will be provided or undertaken by the operator of the PRO.
- Provide and/or make available any other relevant information as required by Regulation (EU) 2023/1542 or as requested by the Competent Authority.

3. General Requirements

- The Work Plan should be considered as a 'living document' since it may need to be reviewed and amended by the Organisation from time to time.
 - The information given in the Work Plan must be clear and unambiguous.
 - Each page of the Work Plan must be numbered and uniquely identified by date and/or version number. Each section of the Work Plan should be arranged and numbered in sequence, according to **Section 2** above.
 - Each document needs to be authenticated by an original signature in **BLUE**. The Work Plan must be duly signed by the Contact Person.
 - The Work Plan must make specific reference to the relevant national Legislation under which the Applicant would like to operate a Producer Responsibility Organisation, mainly Subsidiary Legislation 549.178 – the Waste Management (Waste Batteries and Accumulators) Regulations.
 - The Work Plan must abide also with Subsidiary Legislation 549.63 – the Waste Regulations, and the *Long Term Waste Management Plan 2021-2030*.
 - The Work Plan may also contain any other information, which the applicant deems necessary to include and which is not listed above.
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Declaration Statement

By signing this form, you confirm that you are giving your explicit consent, in terms of the Data Protection Act, on behalf of yourself and all the other persons specified in this form for the Authority to process your respective personal information.

It is an offence if you deliberately give false or misleading information. You may be liable to prosecution. The application must be signed by the Applicant/Contact Person.

I declare that the information in this application form and in the work plan is true to the best of my knowledge and belief.

I understand that application may be refused if I give false or incomplete information.

I agree to inform the Environment and Resources Authority of any changes to the information given, in writing and duly signed, while my application is being considered.

Name & Surname	Signature of Applicant	Date (DD/MM/YYYY)
Complete forms are to be handed in or sent by post to: Environment & Resources Authority, Hexagon House, Spencer Hill, Marsa, MRS 1441	<u>For Office Use Only</u> Date Stamp Application Status: Accepted ☐ Refused ☐	

DATA PROTECTION ACT, 2021

The Environment & Resources Authority will process any personal and/or sensitive data supplied in this application for all or any of the following:

1. Preventing, detecting and/or prosecuting fraud and any other criminal activity which the Authority is bound to report and/or act upon whilst meeting any other specific legal or regulatory obligations;
2. Establishing, exercising or defending any legal action;
3. Internal management, research and statistics, systems administration, the development and improvement of our services;
4. The protection and promotion of our legitimate interests and the proper conduct of our obligations arising under any law or statutory instrument; and
5. To make public the necessary information as specified in the relevant law and/or instrument. Relevant data will be disclosed or shared as appropriate with all our employees and with other third parties if pertinent to any of the purposes listed above.