

## Notice of Variation

### Packaging Waste Recovery Organisation Permit

Environment Protection Act (CAP. 549)

Variation number  
**EP 00133/20/V5**

Permit number  
**EP 00133/20**

The Environment and Resources Authority (hereinafter the Authority; the Competent Authority or ERA) in exercise of its powers under the Environment Protection Act (CAP. 549) hereby authorises:

**Mr. Joe Attard o.b.o Green MT Limited (hereinafter “the Permit Holder”),**

Of/Whose Registered Office (or principal place of business) at:

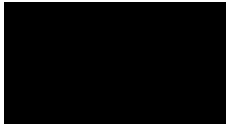
**Green MT Limited  
“Dar Anton Grixti” 45,  
Capuccini Street,  
Floriana FRN1053**

(Company Registration Number: **C42136**)

To operate a Packaging Waste Recovery Organisation under the name of:

**Green MT Limited  
The Green Hub.  
Triq Valletta I-Qadima**

This permit is valid for **three (3) years** from 1<sup>st</sup> January 2021 until 31<sup>st</sup> December 2023. An application for renewal of this permit is to be submitted at least **three (3) months** prior to expiry of this permit.

Signed	Date
 Prof. Victor Axiak Chairman	<b><u>Permit Granted: 10/ 12/ 2020</u></b> <b><u>First Variation Granted: 07/07/2021</u></b> <b><u>Second Variation Granted: 07/09/2021</u></b> <b><u>Third Variation Granted: 30/11/2021</u></b> <b><u>Fourth Variation Granted: 11/11/2022</u></b>  <b>Fifth Variation Notice Granted: 27/12/2022</b>

**Authorised to sign on behalf of the Competent Authority**

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## Introductory Note

This variation shall be read in full and construed to replace all previous permits/variations and **shall take effect as of 1<sup>st</sup> January 2023.**

### 1. Scope

- 1.1. The following Permit (hereinafter referred to as the Permit) relates to the operation of a packaging waste recovery organisation under the name of GREEN MT Ltd., hereinafter referred to as the Organisation/the Permit Holder.
- 1.2. The previous Status Log is hereby deleted.
- 1.3. The Permit Holder shall take over the responsibilities of its members for the year 2021, 2022 and 2023 respectively. The Permit Holder is to ensure that an updated workplan is submitted to the Authority every December covering the year thereafter. An updated workplan for the year 2023 shall be submitted to the Authority by not later than the end of February 2023.
- 1.4. All terms in this Permit shall have the same meaning as that assigned to them in CAP 549, the Environment Protection Act and its subsidiary legislations.
- 1.5. As of 14<sup>th</sup> November 2022, any beverage packaging falling under the Beverage Containers Recycling Regulations - S.L.549.134 are hereby excluded from falling under the responsibilities of the Authorised Packaging Waste Recovery Organisation.

In this regards, as of this date, no Producers/Members are to be accepted with the Authorised Packaging Waste Recovery Organisation for the beverage packaging falling under S.L. 549.134. Any Producers/Members who fall within the aforementioned criteria are to no longer remain members with the Authorised Packaging Waste Recovery Organisation accordingly, unless they place other packaging or packaging material other than the beverage containers referred to in S.L.549.134, which still requires participation in an Authorised Packaging Waste Recovery Organisation.

### 2. Objective

- 2.1. The Waste Management (Packaging and Packaging Waste) Regulations, S.L. 549.43, puts responsibilities on producers of packaging or packaging material, including the attainment of recovery and recycling targets for the packaging waste resulting from the packaging material or packaging they placed on the market as outlined in Section 8. This does not preclude that the Authority may at any time request any information, including directly from the individual producers and the individual producers to provide information related to packaging material or packaging placed on the market by each producer who are contractual members in the Organisation.
- 2.2. The Single-Use Plastic Framework Regulations S.L. 549.149 puts responsibilities on producers of the single-use plastic products listed in Sections I and II of Part C of Schedule 1 to the said Regulations, namely for the following:

- Food containers<sup>1</sup>;
- Packets and wrappers<sup>2</sup>;
- Cups for beverages<sup>3</sup> including their covers and lids;
- Beverage containers<sup>4</sup>;
- Lightweight plastic carrier bags<sup>5</sup>;
- Wet wipes<sup>6</sup>; and
- Balloons<sup>7</sup>.

Producers of the above are to participate in a packaging waste recovery organisation authorised in accordance with the Waste Management (Packaging and Packaging Waste) Regulations, whether or not such products are packaging as defined in regulation 3 such that the relevant measures are carried out, which costs are covered by the respective producer. To this end, the Permit Holder shall cover the following costs, on behalf of its members, insofar as not already included by virtue of sub-regulation (3) of regulation 6 of the Extended Producer Responsibility Framework Regulations and the Waste Management (Packaging and Packaging Waste) Regulations:

- i. Costs related to awareness-raising measures for all the listed products;
- ii. Cleaning up litter for all of the listed products; and
- iii. Costs related to waste collection for all of the items above excluding wet wipes and balloons that are discarded in public collection systems, including the infrastructure and its operation, and the subsequent transport and treatment of that waste.
- iv. Costs related for data gathering and reporting for wet wipes and balloons.

### **3. Financial Guarantee**

- 3.1. The Authority may impose a financial guarantee so as to ensure compliance with the conditions of this Permit.
- 3.2. Any expenses incurred by the Authority to address any non-compliance by the Permit Holder that emanates from this permit or any subsidiary legislation under the Act or

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<sup>1</sup> As referred to in part C, point (1) of Section I, of Schedule 1 to S.L.549.149.

<sup>2</sup> As referred to in part C, point (2) of Section I, of Schedule 1 to S.L.549.149.

<sup>3</sup> As referred to in part C, point (4) of Section I, of Schedule 1 to S.L.549.149.

<sup>4</sup> As referred to in part C, point (3) of Section I, of Schedule 1 to S.L.549.149.

<sup>5</sup> As referred to in part C, point (5) of Section I, of Schedule 1 to S.L.549.149.

<sup>6</sup> As referred to in part C, point (1) of Section II, of Schedule 1 to S.L.549.149.

<sup>7</sup> As referred to in part C, point (2) of Section II, of Schedule 1 to S.L.549.149.

the Act itself, shall be considered as Civil Debt in line with the procedure stipulated in Article 79 of the Act.

#### **4. Transferability of Permit**

- 4.1. Upon the joint application of a Permit Holder and a proposed transferee, the Permit Holder may request to transfer an environment permit. The permit shall not be transferred from the Permit Holder without prior approval from the Authority. Upon the Authority's decision to transfer the permit to the transferee, all rights, obligations, liabilities shall subsist onto the transferee.

#### **5. Variations to Permit**

- 5.1. The Authority shall vary this permit to reflect legal amendments that may come into force during the validity of the permit.
- 5.2. The Authority may add, amend, delete or substitute any of the conditions of this permit after notifying the Permit Holder of its intention and after describing the changes to the Permit Holder. This without prejudice to any prevailing circumstances that would preclude the Authority from following such a procedure.
- 5.3. The Permit Holder may apply for a variation of the permit and shall seek the Authority's written agreement prior to any operational changes, by sending to the Authority:
- (i) Written notice of the details of the proposed change, including an assessment of its possible effects or risks to the environment from the approved activity;
  - (ii) Any relevant supporting information;
  - (iii) Any relevant supporting assessments, and;
  - (iv) The proposed implementation date.
- 5.4. Any such change shall only be implemented following the issue of a variation of the permit by the Authority.

#### **6. General Conditions**

- 6.1. Services offered by the authorised packaging waste recovery organisation shall be:
- (i) open to the participation of the economic operators of the sectors concerned and to the participation of the competent public authorities, under non-discriminatory conditions, including the detailed arrangement and any tariffs imposed for access to the systems, and shall be designed so as to avoid barriers to trade or distortions of competition in conformity with the relevant regulations and such participation shall not be refused or revoked without reasonable justification; and
  - (ii) designed so as to avoid any barriers to trade or distortions of competition in conformity with the relevant regulations.

- 6.2. The Permit Holder has the sole responsibility to ascertain compliance with legal obligations, permit conditions directions or orders that may be given by the Authority and to undertake activities in line with good environmental practices at all times.
- 6.3. The Authority may carry out compliance checks that vary in frequency according to the Permit Holder's compliance with the permit conditions. Any checks or audits carried out by the Authority may be made at the Permit Holder's financial expense at a rate and arrangement communicated by ERA.
- 6.4. The Permit Holder shall collaborate on any survey, audit or study commissioned by the Authority in line with S.L. 549.43 and S.L. 549.149 or any other Subsidiary Legislation under the Act.
- 6.5. The Authority's representatives shall be provided with any documentation or records, financial or otherwise, as may be requested.
- 6.6. This Permit is granted saving third party rights. The Permit Holder is not excused from obtaining any other permission required by law.

## 7. Validity of Permit

- 7.1. The Permit is valid for a period of **three (3) years** from the 1<sup>st</sup> January 2021 until 31<sup>st</sup> December 2023. The Permit Holder is able to renew the permit upon application with the Authority expressing his/her intention at least **three (3) months** prior to the expiry date of this permit. Such an application for renewal shall include a revised version of the work plan for the operation of the organisation in accordance with Part B of schedule 10 of SL 549.43. The permit will be considered renewed once the official renewed permit is issued by the Authority.
- 7.2. The Authority may suspend or revoke this environmental permit in line with the provisions of CAP 549.

## 8. Recovery and Recycling Targets for Transport Packaging and/or refillable cylinders

- 8.1 For the purpose of calculating the recovery and recycling targets which the authorised packaging waste recovery organisation shall achieve as set out in Schedule 3 of S.L. 549.43 for the years 2021, 2022 and 2023 respectively, regulation 8 of S.L. 549.43 shall apply.
  - i) In doing so the Permit Holder shall ensure that in any year:
    - (i) 60% as a minimum by weight of packaging waste is recovered or incinerated at waste incineration plants with energy recovery, and
    - (ii) A minimum of 55% and a maximum of 80% by weight of packaging waste is recycled; and
    - (iii) The following minimum recycling targets for materials contained in packaging waste are attained:
      - a. 60% by weight for glass;
      - b. 60% by weight for paper and board;
      - c. 50% by weight for metals;

- d. 22.5% by weight for plastics;
  - e. 15% by weight of wood.
- II) By not later than 31 December 2025, producers or authorised packaging waste recovery organisations acting on their behalf shall take the necessary measures to ensure that in any year:
- (i) a minimum of 65% by weight of all packaging waste will be recycled; and
  - (ii) the following minimum targets by weight for recycling will be met regarding the following specific materials contained in packaging waste:
    - a. 50% of plastic;
    - b. 25% of wood;
    - c. 70% of ferrous metals;
    - d. 50% of aluminium;
    - e. 70% of glass;
    - f. 75% of paper and cardboard.
- III) By not later than 31 December 2030, producers or authorised packaging waste recovery organisations acting on their behalf shall take the necessary measures to ensure that in any year:
- (i) a minimum of 70% by weight of all packaging waste will be recycled; and
  - (ii) the following minimum targets by weight for recycling will be met regarding the following specific materials contained in packaging waste:
    - a. 55% of plastic;
    - b. 30% of wood;
    - c. 80% of ferrous metals;
    - d. 60% of aluminium;
    - e. 75% of glass;
    - f. 85% of paper and cardboard.
- 8.2. Further to condition 8.1, for the purpose of assessing the targets for the various streams of packaging waste, when collating values for 2021 and 2022, such values shall, include all packaging waste and not be limited to Transport Packaging, and/or refillable cylinders. Furthermore, as of 14 November 2022, any beverage packaging falling under the Beverage Containers Recycling Regulations - S.L.549.134 shall also be excluded.
- 8.3. Generated packaging waste shall not include any kind of residues from the production of packaging or packaging materials, or from any other production process.
- 8.4. Packaging waste generated in other Member States or imported from outside the Community and sent to Malta for subsequent recovery or incineration at waste incineration plants with energy recovery within or outside Malta shall not count for the achievement of the obligations and targets of condition 8.1 of this Permit.
- 8.5. For packaging waste treated or recycled in Malta, the Permit Holder shall acquire a recovery/recycling/disposal certificate as per the template authorised by the Authority from local authorised waste management undertakings or establishments indicating the actual rate that has been recovered and, or recycled by the facility calculated according to the rules set out in Conditions 13.4, 13.5, 13.7 and 13.8; and that the packaging waste has been recovered or disposed of in an environmentally sound

manner. The certificates as per Annex IV shall also be submitted. Such certificates would also be required for the waste collected from recycling points and would be required to be submitted to both the Competent Authority and the Regional Councils.

- 8.6. For packaging waste exported for recovery or recycling in accordance to condition 15 regarding Shipments of Packaging Waste of this Permit, the Permit Holder shall acquire a signed declaration issued by the facility authorised for such an activity indicating the actual rate that has been recovered and, or recycled by the foreign facility calculated according to the rules set out in Conditions 13.4, 13.5, 13.7 and 13.8; and that the packaging waste has been recovered or disposed of in an environmentally sound manner.
- 8.7. Without prejudice to commercial and industrial confidentiality, when the Permit Holder engages the services of an authorised waste management undertaking or establishment to export packaging waste for further treatment, the Permit Holder shall ensure that such undertaking or establishment provides the information referred to in condition 8.5.
- 8.8. Packaging waste exported from Malta shall only count towards the attainment of the targets referred to in condition 8.1 only if,
- i) the requirements of sub-regulation 6 are met;
  - ii) the exporter can prove that the shipment of packaging waste is in compliance with the requirements of Regulation (EC) No 1013/2006; and
  - iii) if the exporter can prove that the treatment of packaging waste outside the European Union took place in conditions that are broadly equivalent to the requirements of the relevant European Union environmental law.
- 8.9. Packaging waste generated in Malta may be deemed to be equal to the amount of packaging placed on the market in the same calendar year within the territory of Malta by each producer.
- 8.10. For the purpose of calculating whether the targets laid down in sections II and III of Condition 8.1 have been attained:
- i) The Permit Holder shall be reporting on the attainment of the new targets as per sections II and III of Condition 8.1 according to the new calculation rules as per Commission Decision 2005/270 (EC) as amended. This shall apply for the calculation, verification and reporting of data.
  - ii) If the Permit Holder wishes to also report according to the old targets as per section I of Condition 8.1, s/he shall also report according to the new targets and calculation rules as per same Commission Decision, as per Annex of this Permit;
  - iii) The weight of packaging waste generated and recycled in a given calendar year shall be calculated; and
  - iv) The weight of packaging waste recycled shall be calculated as the weight of packaging that has become waste which, having undergone all necessary checking, sorting and other preliminary operations to remove



waste materials that are not targeted by the subsequent reprocessing and to ensure high-quality recycling, enters the recycling operation whereby waste materials are actually reprocessed into products, materials or substances. By way of derogation, the weight of the packaging waste recycled may be measured at the output of any sorting operation, provided that:

- a. such output waste is subsequently recycled; and
- b. the weight of materials or substances that are removed by further operations preceding the recycling operation and are not subsequently recycled is not included in the weight of waste reported as recycled.

8.11. For the purposes of calculating whether the targets laid down in sections II and III of Condition 8.1 have been attained, the amount of biodegradable packaging waste that enters aerobic or anaerobic treatment may be counted as recycled whether the treatment generates compost, digestate, or other output with a similar quantity of recycled content in relation to input, which is to be used as a recycled product, material or substance. Where the output is used on land, this may be counted as recycled only if this use results in benefits to agriculture or ecological improvement.

8.12. The amount of packaging waste materials that have ceased to be waste as a result of a preparatory operation before being reprocessed may be counted as recycled provided that such materials are destined for subsequent reprocessing into products, materials or substances to be used for the original or other purposes, with the exception of end-of waste materials to be used as fuels or other means to generate energy, or to be incinerated, backfilled or landfilled.

8.13. The recycling of metals separated after incineration of waste in proportion to the share of the packaging waste incinerated may be taken into account for the attainment of the targets laid down in sections II and III of Condition 8.1, if the recycled metals meet certain quality criteria laid down in Commission Decision 2005/270 (EC) as amended. The rules as per same Commission Decision shall also apply for calculation, verification and reporting of data, in particular the packaging waste generated.

8.14. An audit trail shall be maintained for all waste sent for treatment to an authorised facility locally or abroad, which audit trail shall cover all waste from the point of generation or collection, to the end recovery or disposal facility, including reuse.

## **9. Return, Collection and Recovery Systems**

9.1. For Transport Packaging and/or refillable cylinders and/or recycling points, the Permit Holder shall make the necessary arrangements to provide for:

- i) The return and, or collection of used packaging and, or packaging waste from the consumer, other final users, or from the waste stream in order to channel it to the most appropriate waste management alternatives;
- ii) The environmentally sound reuse of reusable packaging;
- iii) The preparing for reuse and recycling of the packaging waste collected, necessary, as a minimum, for the achievement of the applicable targets set out in Section 8 of this permit;

- iv) The use of materials obtained from recycled packaging waste for the manufacturing of packaging and other products;
  - v) The provision and maintenance of recycling points for the separate collection, by categories, of municipal packaging waste generated according to the quota stipulated in regulation 10(2) of the Waste Regulations, as well as their maintenance and timely collection and transfer of such packaging waste to the waste management undertaking(s) engaged by the producer responsibility organisation; and
  - vi) The purposes of recycling points under this provision, separate collection shall not include co-mingled collection in accordance with the definition of co-mingled collection in regulation 4 of the Waste Regulations and that such sites shall be maintained in a good and clean state at all times.
- 9.2. For door-to-door collections, the Permit Holder shall finance any systems set up by the Regional Councils as endorsed by ERA for the door-to-door collection, the treatment, the recovery and the environmentally sound disposal of all municipal packaging waste generated, according to its market share.
- 9.3. The Permit Holder shall inform the Authority in writing two (2) months in advance of any discontinued agreements with any Local Council for recycling points, or if other Local Councils other than those listed in Annex III reach an agreement with the Permit Holder. Any such change will require a variation to the permit in line with condition 5.3.

## **10. Membership**

- 10.1. The Permit Holder shall sign an annual agreement with each producer who participates in the Organisation, and shall be submitted every year in line with the published procedure on ERA's website. The Permit Holder shall bind himself to carry out the activities agreed to and on behalf of the producer in accordance with any existing laws and regulations as well as all the conditions of this Permit.
- 10.2. The Permit Holder shall submit a list of producers who participate in the Organisation to the Authority in the half-yearly reports and annual report for the year 2021, 2022 and 2023 respectively, in accordance with conditions 13.1 and 13.2 of this Permit. For the year 2023, the list shall include all the producers who are members with the Producer Responsibility Organisation indicating whether they are members pursuant to S.L. 549.43 and/or S.L. 549.149.
- 10.3. The Permit Holder shall ensure that if a producer registered with the organisation terminates its agreement before the 31st December of any calendar year, the said producer shall pay the fees due to the organisation based on the data it would have declared to the Permit Holder up to termination. In cases of such termination, where a producer joins another authorised organisation, such other organisation shall be required to report the said producer's data, and achieve their relevant obligations, for the whole year. No organisation shall be allowed to report and achieve a producer's obligations for part of a year.

10.4. Any membership fees charged to parties entering into an agreement with the Permit Holder shall be made available to the authority. The Permit Holder shall make available information about:

- (i) its ownership and membership;
- (ii) the financial contributions paid by its members as producers of products per unit sold or per tonne of product placed on the market; and
- (iii) the selection procedure for authorised waste management operators.

10.5. The financial contributions referred to in indent (ii) of condition 10.4 shall:

- i. Bear the whole costs of the management of the packaging waste arising from the packaging and packaging the members place on the market, including separate collection of waste and its subsequent transport and the necessary treatment to meet the waste management targets;
- ii. Be modulated, as far as possible, by taking into account the durability, repairability, re-usability and recyclability of the packaging and the presence of hazardous substances in the packaging;

Provided that producers participating in an authorised packaging waste recovery organisation who place reusable packaging on the market in Malta that is being reused in a system shall be charged such financial contribution only upon the first placing on the market of such reusable packaging: Provided that such producers demonstrate, to the satisfaction of the Authority, that a system to reuse packaging in an environmentally sound manner is in place. Producers shall furnish the authorised packaging waste recovery organisations with data on reuse of reusable packaging according to the formats established by the Authority.

- iii. Not exceed the costs that are necessary to provide waste management services in a cost-efficient way. Such costs shall be established in a transparent way between the actors concerned; and
- iv. For producers placing on the market the listed single-use plastic products cover the additional costs listed in Section 2.2 of this permit, as applicable.

## **11. Notifications by Permit Holder**

11.1. The following information changes shall be notified in writing within five (5) working days from the said change to the Authority:

- (i) where the Permit Holder is an individual or named individuals:
  - a. the demise of any of those individuals;
  - b. any change in the Permit Holder's name(s) or address(es); and
  - c. any steps taken with a view to the Permit Holder, or any one of them, going into bankruptcy, entering into a composition or arrangement with creditors, or, in the case of them being in a partnership, dissolving the partnership.
- (ii) where the Permit Holder is a registered company:

- a. any change in the Permit Holder's trading name, registered name or registered office address; and
  - b. any steps taken with a view to the Permit Holder going into administration, entering into a company voluntary arrangement or being wound up.
- (iii) where the Permit Holder is a corporate body other than a registered company:
- a. any change in the Permit Holder's name or address; and
  - b. any steps taken with a view to the dissolution of the Permit Holder.
- 11.2. For the purposes of issuing and signing official documentation including correspondence, the Authority shall only accept documentation from the Permit Holder that is signed by a Director or a company secretary.
- 11.3. All notifications and submissions to the Authority referred to in 9.1 shall be made in writing to the address specified below or by e-mail on [epr.permitting@era.org.mt](mailto:epr.permitting@era.org.mt) subsequently specified by written notification to the Permit Holder:

The Director Environment and Resources  
Environment and Resources Authority  
Hexagon House, Spencer Hill  
Marsa, MRS 1441

## **12. Records**

- 12.1. The Permit Holder shall keep records for at least five (5) years in relation to packaging material or packaging placed on the market by each producer who participates in the Organisation and in relation to packaging reused (i.e. sales, grouped, and transport packaging); as well as records of packaging waste recycled, recovered or incinerated at waste incineration plants with energy recovery as well as disposed of, by type of packaging for transport packaging and/or refillable cylinders and/or waste collected separately from recycling points. Records shall be kept by category of packaging (i.e. paper, cardboard, plastic, metal, glass, wood, etc.), so as to ensure compliance with conditions 13.
- 12.2. The Permit Holder shall also keep records for at least five (5) years in relation to the listed single-use plastic products placed on the market by each producer who participates in the Organisation, so as to ensure compliance with conditions in section 13.

## **13. Reporting**

- 13.1. The Permit Holder shall compile and submit a digital copy of a half-yearly and annual report with the information contained in Part A and Part B of Annex I of this Permit, in accordance to the template in the said Annex. The half-yearly and annual report shall be issued and signed by any of the authorised signatories referred to in condition 11.2 of this Permit
- 13.2. The Report shall cover the whole of each reporting period (half the calendar year or the whole calendar year). Half-yearly reports shall be submitted to the Authority within three (3) calendar months following the end of that period. In the case of annual

reporting, the annual report must be submitted within four (4) calendar months of the closing year.

- 13.3. All reporting and Audits to the Authority referred to in conditions 13.1 and 13.2 and 14 shall be made by e-mail on [ced.epr@era.org.mt](mailto:ced.epr@era.org.mt).
- 13.4. Composite packaging and other packaging made of two or more layers of different materials which cannot be separated by hand and form a single integral unit, consisting of an inner receptacle and outer enclosure, that is filled, stored, transported and emptied shall be reported separately per material contained in the packaging by weight.
- 13.5. The amount of wooden packaging repaired for re-use shall be calculated on the basis of the mass of the repaired packaging units that are subsequently reused and shall exclude those wooden packaging units or components thereof that are directed to waste management operations. The amount of repaired wooden packaging so calculated shall be added to both the generated packaging waste and the recycled packaging waste.
- 13.6. The share of reusable sales packaging placed on the market for the first time and reused as part of a system to reuse packaging shall be calculated by dividing the amount of reusable sales packaging that is composed of a given packaging material by the amount of all sales packaging composed of that packaging material and placed on the market for the first time in the reference year. The amount of reusable sales packaging which is discarded after its first rotation shall be deducted from the total amount of reusable sales packaging placed on the market for the first time in the reference year.
- 13.7. The amount of recycled packaging waste shall be calculated according to the relevant rules laid down in the consolidated version of Commission Decision 2005/270 as amended.
- 13.8. The amount of recycled metals separated from incineration bottom ash from the transport packaging and/or refillable cylinders and/or waste collected from recycling points shall be the mass of metals in the metal concentrate that is separated from raw incineration bottom ash originating from packaging waste, and shall not include other materials contained in the metal concentrate such as mineral adhesions or metals that do not originate from packaging waste. For the purposes of calculating the mass of recycled metals separated from incineration bottom ash, the methodology laid down in the consolidated version of Commission Decision 2005/270 as amended.
- 13.9. Without prejudice to commercial and industrial confidentiality, a copy of the half-yearly and annual reports referred to in conditions 13.1 and 13.2 of this Permit shall be made available in accordance with the Environment Protection Act; provided that only the information relating to Part A of Annex I of this Permit shall be made available.
- 13.10. The Permit Holder shall send, in accordance to the reporting template in Annex I, an appropriate description of how the data has been compiled. A detailed explanation including justifications shall be included on any estimates made for compiling such data.
- 13.11. The Permit Holder shall submit any other additional information, including revised reporting, significant corrections and financial information, as may be requested from

time to time by the Authority. Any information requested by the Authority shall be submitted by the Permit Holder within one (1) calendar month following the request made by the Authority.

- 13.12. The Permit Holder shall provide a statement of compliance by 31<sup>st</sup> March of each year with respect to the recovery and recycling obligations referred to in conditions 8 of this Permit. The statement of compliance shall be issued and signed by any of the authorised signatories referred to in condition 11.2 of this Permit. It shall contain the following information:
- (i) the name and the address of the approved person who is issuing and signing the certificate;
  - (ii) the date of the certificate;
  - (iii) the member(s) in respect of whom the approved person is issuing the certificate; and
  - (iv) certification by the approved person as to whether the relevant Organisation has on behalf of its members complied with its recovery and recycling obligations.
- 13.13. The Permit Holder shall on quarterly basis, provide the Authority with a declaration containing information on the actual weight of packaging or packaging material placed on the national market by the members of the authorised packaging waste recovery organisations during the previous quarter of the calendar year. Such declaration shall be submitted to the Authority digitally in the format established by the Authority within one (1) calendar month following the end of each quarter [1st January to 31st March; 1st April to 30th June, 1st July to 30th September, 1st October to 31st December].

## **14. Audit**

- 14.1. Without prejudice to condition 6.2, the Permit Holder shall use the services of an independent auditor, approved by the Authority, to certify all of the information reported to the Authority as specified under conditions 13.
- 14.2. The Audit Report must be submitted within four (4) calendar months of the closing year (2021, 2022 and 2023 respectively) together with the submission of the annual report referred to in conditions 13.1 and 13.2 of this Permit.
- 14.3. The Permit Holder shall ensure that a sound auditing procedure for traceability, monitoring and control is put into place for all the packaging waste managed by the Permit Holder for the purpose of the Permit. The audit shall also cover the aspect that the relevant measures and costs as per S.L. 549.149 and Section 2 of this authorisation, for single-use plastics. The Auditor shall also be required to certify that all the information reported is in conformity with the obligations of S.L. 549.43 and is as specified in the Permit.
- 14.4. The Permit Holder shall ensure that a sound auditing procedure for traceability, monitoring and control is put into place for the fulfilment of the obligations set out in condition 2.2 for the listed single-use plastic products placed on the market. The Auditor shall also be required to certify that all the information reported is in conformity with the obligations of S.L. 549.149 and S.L.549.43, and is as specified in the Permit.
- 14.5. The auditors shall cover the terms of reference for Compliance Audits outlined in Annex II of this Permit, which terms of reference may be amended by the Authority

from time to time. Any changes will come into force immediately and shall be communicated to the Permit Holder accordingly.

## **15. Shipments of packaging waste**

15.1. Transboundary movement of waste shall be carried out in accordance with the following regulations, as amended from time to time:

- (i) Regulation (EC) N° 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste as implemented through S.L. 549.65, the Waste Management (Shipments of Waste) Regulations.
- (ii) Commission Regulation (EC) N° 1418/2007 of 29 November 2007 concerning the export for recovery of certain waste listed in Annex III or IIIA to Regulation (EC) N° 1013/2006 of the European Parliament and of the Council to certain countries to which the OECD Decision on the control of transboundary movements of waste does not apply, and
- (iii) Any other applicable legislation.

## **16. Use of Authorised Waste Management Undertakings**

16.1. The Permit Holder shall only use waste management undertakings and, or establishments authorised by the Authority in accordance with the Waste Regulations 2011 (S.L.549.63) and Waste Management (Activity Registration) Regulations 2007 (SL 549.45) whichever is applicable.

16.2. The Permit Holder shall submit an updated list of all authorised waste management undertakings and, or establishments for the carrying out of the waste management operations in the half-yearly and annual reports referred to in conditions 13.

## **17. Movements and Disposal for transport packaging, and/or refillable cylinders, and/or waste collected from recycling points**

17.1. The Permit Holder shall not dispose of any packaging waste unless it has first made such waste readily available for reuse, recycling, recovery or incineration at waste incineration plants with energy recovery.

17.2. Further to condition 17.1, any transfer within Malta of hazardous packaging waste shall be accompanied by a valid Consignment Permit and Consignment Note obtainable from the Competent Authority.

17.3. The Permit Holder is to provide a copy of the documentation referred to in condition 17.2 of this Permit to the Authority, as part of the Annual Report referred to in conditions 13.

## **18. Information and Awareness Campaigns**

18.1. The Permit Holder shall organise information and awareness campaigns for the general public and economic operators in line with the plan submitted as part of the original application. This shall include:

- (i) the measures and targets referred to in condition 8.1 of this Permit;
- (ii) the environmental impact of packaging and packaging waste and on ways how this may be minimized;
- (iii) the return, collection and recovery systems available to them;
- (iv) their role in contributing to reuse, recovery and recycling of packaging and packaging waste; and
- (v) the meaning of markings on packaging existing on the market.

18.2. In order for the Organisation to cover the costs set out in indent i) of condition 2.2., on behalf of its producers placing on the market the listed single-use plastic products, the Permit Holder shall also organise information and awareness raising campaigns to inform consumers of the following:

- The availability of re-usable alternatives, re-use systems and waste management options for those single-use plastic products well as best practices in sound waste management carried out;
- The impact on the environment, in particular on the marine environment of littering and other inappropriate waste disposal of those single-use plastic products; and
- The impact on the sewage network of inappropriate means of waste disposal of those single-use plastic products.

18.3. The Permit Holder shall keep the Authority informed of the information and awareness campaigns referred to in condition 18.1 and 18.2 through the half-yearly and annual reporting referred to in conditions 13.

## **19. Permit Fees**

19.1. In line with Part A of Schedule 11 of SL 549.43, the Permit Holder shall pay the organisation fee within six (6) calendar months from the validity of this Permit, and reviewed by every June thereafter, which fee shall reflect all the registered producers participating in the organisation in the previous year.

19.2. Further to condition 19.1, if the applicable minimum overall recycling target referred in condition 8.1 is not achieved, an administrative fine in line with Regulation 8(19) of S.L. 549 43 may be imposed, which shall be calculated in accordance with the mechanism laid down in Schedule 17.



# Annex I

**Operation of a Packaging Waste  
Recovery Organisation in terms of  
S.L. 549.43  
Waste Management (Packaging and  
Packaging Waste) Regulations**

***[Name of Packaging Waste  
Recovery Organisation]***

*[Annual/Half-Yearly]* Report

For

*[Reference Year]*

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## Declaration

*[Name of Permit Holder]* hereby understands and agrees that the information provided under Part A of this report is of public nature and shall be made publicly available in accordance with Chapter 549 of the Laws of Malta - the Environment Protection Act.

*Full Name:* \_\_\_\_\_

*Signature:* \_\_\_\_\_

*Date:* \_\_\_\_\_

Part A of the [Annual/Half-Yearly] Report for [Reference Year]

## Section A.1. - Statement of Compliance

*[Name of Permit Holder]* hereby declares that all the information provided is correct and complete in terms of S.L. 549.43.

*Full Name:* \_\_\_\_\_

*Signature:* \_\_\_\_\_

*Date:* \_\_\_\_\_

## Section A.2. - Quantities of packaging or packaging material placed on the national market by the producers who participate in the Producer Responsibility Organisation

[Name of Permit Holder] hereby declares that the following information refers to the total actual amount of packaging or packaging material placed on the market by the members of the authorised packaging waste recovery organisation during the [Insert Half-Year/Year] pursuant to S.L. 549.43.

Material	ALL Packaging placed on the market for the first time		
	Sales packaging <sup>(1)</sup> (in tonnes)	Grouped packaging <sup>(2)</sup> (in tonnes)	Transport packaging <sup>(3)</sup> (in tonnes)
Plastic			TOTAL packaging <sup>(4)</sup> (in tonnes)
Wood			
Ferrous metal			
Aluminium			
Total (metal)			
Glass			
Paper and cardboard			
Other			
<b>TOTAL</b>			

- (1) This means all single-use and reusable sales packaging.
- (2) This means all single-use and reusable grouped packaging.
- (3) This means all single-use and reusable transport packaging.
- (4) This means the total amount of each packaging material placed on the market for the first time. It corresponds to the sum of figures reported under the 3 precedent columns for each packaging material: i.e.: 'Sales packaging' + 'Grouped packaging' + 'Transport packaging'



Type of plastic carrier bag	Plastic carrier bags placed on the market		
	Quantity <i>(in number of units)</i>	Total Weight <i>(in kilograms)</i>	Weighted average weight per carrier bag <i>(in grams)</i>
Lightweight plastic carrier bags (i.e. plastic carrier bags with a wall thickness below 50 microns)			
Of which bags having a wall thickness below 15 microns (i.e. very lightweight plastic carrier bags)			
Other plastic carrier bags (i.e. plastic carrier bags with a wall thickness above 50 microns)			

Date of Submission: \_\_\_\_\_

Signature: \_\_\_\_\_

## Section A.3. – Quantities of packaging waste recovered and/or recycled (for both old and new targets and rules) for transport packaging and/or refillable cylinders

[Name of Permit Holder] hereby declares that the following information refers to the total amount of transport packaging waste recovered and/or recycled by the authorised packaging waste recovery organisation during the [Insert Half-Year/Year] pursuant to S.L. 549.43

Packaging Waste Material		Recycling (in tonnes)			Repair of wooden packaging (in tonnes)	Energy Recovery <sup>(1)</sup> (in tonnes)	Other recovery <sup>(2)</sup> (in tonnes)
		Recycled in Malta	Recycled in other Member States	Recycled outside the EU			
Plastic							
Wood							
Metal	<i>Ferrous metal</i>						
	<i>Ferrous metal from IBA<sup>(3)</sup></i>						
	<i>Aluminium</i>						
	<i>Aluminium from IBA<sup>(4)</sup></i>						
	<i>Total</i>						
Glass							
Paper and cardboard							
Other							
<b>TOTAL</b>							

Notes:

Dark shaded boxes: reporting is not applicable.

Light shaded boxes: reporting is mandatory only if amounts are considered in the recycling rates.

- (1) This includes incineration with energy recovery and the reprocessing of waste to be used as fuel or other means to generate energy.
- (2) This excludes repair of wooden packaging, recycling and energy recovery and includes backfilling.
- (3) Ferrous metals recycled after their separation from incineration bottom ash shall be reported separately and shall not be included in the row for reporting ferrous metals.
- (4) Aluminium recycled after separation from incineration bottom ash shall be reported separately and shall not be included in the row for reporting aluminium

Date of Submission: \_\_\_\_\_

Signature: \_\_\_\_\_

## Section A.4. – Quantities of packaging waste recovered and/or recycled (for both old and new targets and rules) for recycling points

[Name of Permit Holder] hereby declares that the following information refers to the total amount of transport packaging waste recovered and/or recycled by the authorised packaging waste recovery organisation during the [Insert Half-Year/Year] pursuant to S.L. 549.43

Packaging Waste Material		Recycling (in tonnes)			Energy Recovery <sup>(1)</sup> (in tonnes)	Other recovery <sup>(2)</sup> (in tonnes)
		Recycled in Malta	Recycled in other Member States	Recycled outside the EU		
Plastic						
Wood						
Metal	<i>Ferrous metal</i>					
	<i>Ferrous metal from IBA<sup>(3)</sup></i>					
	<i>Aluminium</i>					
	<i>Aluminium from IBA<sup>(4)</sup></i>					
	<i>Total</i>					
Glass						
Paper and cardboard						
Other						
<b>TOTAL</b>						

Notes:

Dark shaded boxes: reporting is not applicable.

Light shaded boxes: reporting is mandatory only if amounts are considered in the recycling rates.

- (1) This includes incineration with energy recovery and the reprocessing of waste to be used as fuel or other means to generate energy.
- (2) This excludes repair of wooden packaging, recycling and energy recovery and includes backfilling.
- (3) Ferrous metals recycled after their separation from incineration bottom ash shall be reported separately and shall not be included in the row for reporting ferrous metals.
- (4) Aluminium recycled after separation from incineration bottom ash shall be reported separately and shall not be included in the row for reporting aluminium

*Date of Submission:* \_\_\_\_\_

*Signature:* \_\_\_\_\_

## Section A.5. – Reporting for the purposes of adjusting the recycling rates (for new targets and rules only if decided so)

*[Name of Permit Holder]* hereby declares the share of reusable sales packaging and the average share of reusable sales packaging in the preceding three years by the member of the authorised packaging waste recovery organisation.

This table is to be completed and submitted as part of the Annual Report only pursuant to S.L. 549.43.

Packaging Material	Share of reusable sales packaging in all sales packaging year (n-3)	Share of reusable sales packaging in all sales packaging year (n-2)	Share of reusable sales packaging in all sales packaging year (n-1)	Average share of reusable sales packaging in the three years preceding years (n-3, n-2, n-1)
Plastic				
Wood				
Ferrous metal				
Aluminium				
Glass				
Paper and Cardboard				

Note: Where 'n' is the current reporting year.

*Date of Submission:* \_\_\_\_\_

*Signature:* \_\_\_\_\_

## Section A.6. – Reporting on reusable packaging (Tonnes) (for both new targets and new rules only)

*[Name of Permit Holder]* hereby declares that the following information refers to the share of reusable sales packaging placed on the market for the first time by the members of the authorised packaging waste recovery organisation and reused as part of a system to reuse packaging during *[Insert Half-Year/Year]* pursuant to S.L. 549.43.

<b>REUSABLE packaging placed on the market for this first time</b> <b>(applicable if such reusable packaging has been reused in a reuse system)</b>						
Material	Sales packaging <sup>(1)</sup>		Grouped packaging <sup>(2)</sup>		Transport packaging <sup>(3)</sup>	
	Tonnes	Rotations <sup>(4)</sup>	Tonnes	Rotations <sup>(4)</sup>	Tonnes	Rotations <sup>(4)</sup>
PLASTIC						
WOOD						
METAL	Ferrous metal					
	Aluminum					
	Total (metal)					
GLASS						
PAPER and CARDBOARD						
OTHER						

<sup>(1)</sup> Should reuse of reusable sales packaging have not occurred in the current reporting year, it is not required to fill this field.

<sup>(2)</sup> Should reuse of reusable grouped packaging have not occurred in the current reporting year, it is not required to fill this field.

<sup>(3)</sup> Should reuse of reusable transport packaging have not occurred in the current reporting year, it is not required to fill this field.

<sup>(4)</sup> This value represents the number of times that reusable packaging is replaced on the market together with the goods after having been returned to a reuse system whereby the packaging is re-filled/re-loaded in the current reporting year. Should reusable packaging perform only one rotation, i.e. it is not replaced on the market again following its return to a reuse system, the packaging is to be considered as single-use, thus, this should not be reported in this table.

*Date of Submission:* \_\_\_\_\_

*Signature:* \_\_\_\_\_

## Section A.7. Reporting of data on single-use products placed on the market.

*[Name of Permit Holder]* hereby declares that the following information refers to the share of single-use plastic food containers and cups for beverages placed on the market for the first time by the members of the authorised packaging waste recovery organisation during *[Insert Half-Year/Year]* pursuant to S.L. 549.149.

	<b>Total weight* (tonnes)</b>	<b>No of Products* (thousand units)</b>
<b>Single-use plastic cups for beverages<sup>8</sup>, including their covers and lids, made wholly of plastic</b>		
<b>Single-use plastic food containers<sup>9</sup> made wholly of plastic</b>		
<b>Single-use plastic cups for beverages<sup>10</sup>, including their covers and lids, made partly of plastic</b>		
<b>Single-use plastic food containers<sup>11</sup> made partly of plastic</b>		
<b>Packets and/or wrappers<sup>12</sup></b>		
<b>Beverage containers<sup>13</sup></b>		
<b>Wet wipes<sup>14</sup></b>		
<b>Balloons<sup>15</sup></b>		

\* Both are mandatory

*Date of Submission:* \_\_\_\_\_

*Signature:* \_\_\_\_\_

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<sup>8</sup> As referred to in part C, point (1) of Section I, of Schedule 1 to S.L.549.149.

<sup>9</sup> As referred to in part C, point (4) of Section I, of Schedule 1 to S.L.549.149.

<sup>10</sup> As referred to in part C, point (1) of Section I, of Schedule 1 to S.L.549.149.

<sup>11</sup> As referred to in part C, point (4) of Section I, of Schedule 1 to S.L.549.149.

<sup>12</sup> As referred to in part C, point (2) of Section I, of Schedule 1 to S.L.549.149.

<sup>13</sup> As referred to in part C, point (3) of Section I, of Schedule 1 to S.L.549.149.

<sup>14</sup> As referred to in part C, point (1) of Section II, of Schedule 1 to S.L.549.149.

<sup>15</sup> As referred to in part C, point (2) of Section II, of Schedule 1 to S.L.549.149.

## Section A.8. – Information on the concentration levels of heavy metals in packaging or packaging material

*[Include details on concentration levels of heavy metals present in packaging material or packaging placed on the market by each producer who participates in the authorised packaging waste recovery organisation within the meaning of regulation 7 of Subsidiary Legislation 549.43, and the presence of noxious and other hazardous substances and materials within the meaning of the third indent of point 1 of Schedule 2 of these regulations.]*

## Section A.9. – Information about packaging waste considered as hazardous

*[Include details on packaging waste managed by the Permit Holder considered to be hazardous owing to contamination by product contents, within the meaning of S.L. 549.63 - the Waste Regulations.]*



## Section A.10. – List of Information & Awareness Campaigns

*[Include list of any Information and Awareness campaigns set up to for general public and economic operators in accordance to condition 18 of the Permit]*

Part B of the [Annual/Half-Yearly] Report for [Reference Year]



## Section B.2. – Methodology on how the data has been compiled, including any additional information

*[Include an appropriate description of how the data has been compiled, including an explanation of any estimates used.]*

- *Provide a description of the methods used to ensure that reusable packaging placed on the market for the first time is reused as part of a system to reuse packaging and that all rotations of reusable packaging are captured by category and type;*
- *Provide a description of the reuse system (i.e. open-loop or close-loop system) by category and type; and*
- *Provide a detailed description of the methodology applied to ensure the quality of all data reported.*

*Date of Submission:* \_\_\_\_\_

*Signature:* \_\_\_\_\_



## Section B.4. - Proof of reuse, recycling or recovery as well as disposal - Certification

*[Provide the documentation requested under conditions 8.4, 8.5 and 8.6 of this Permit.]*

## Section B.5. - Return, Collection and Recovery Systems

*[Include details of any systems set up with regards to Return, Collection and Recovery to provide for the return and/or collection of used packaging and/or packaging waste from the consumer, other final user, or from the waste stream in order to channel it to the most appropriate waste management alternatives and for the reuse or recovery including recycling of the packaging and/or packaging waste collected. Also indicate on what basis the percentages of packaging waste have been derived, indicate the total amount/percentage of rejects and complete the following tables.]*

Below tables are to be filled in for each Local Council.

**Year:** \_\_\_\_\_ **Local Council:** \_\_\_\_\_

<b>Recycling Points</b>			
	Total Waste Collected	Total waste collected considered to be packaging waste* (This should not include any rejects or material which is not packaging)	
		tonnes	%
Glass			
Plastic			
Cardboard			
Paper			
Metal			
<b>Total</b>			

<b>Other Sources</b>			
	Total Waste Collected	Total waste collected considered to be packaging waste* (This should not include any rejects or material which is not packaging)	
		tonnes	%
Glass			
Plastic			
Cardboard			
Paper			
Metal			
Wood			
Other			
<b>Total</b>			

*\*In accordance to sub-regulation 1 of regulation 3 of Subsidiary Legislation 549.43.*

## Section B.6. – Details of Information & Awareness Campaigns

*[Include details of any Information and Awareness campaigns set up to for general public and economic operators in accordance to provision 16 of the Permit]*



# **Annex II**

**Terms of reference for Compliance Audits related to authorised Packaging  
Waste Recovery Organisation**

The independent, certified auditor shall be approved by the Environment and Resources Authority, and should fulfil the requirements set by the Authority.

The auditor would be required to certify that all the information reported to the Authority by the Packaging Waste Recovery Organisation is as specified in the permit itself, including with respect to the single-use plastic products listed in Sections I and II of part C of Schedule 1 to S.L.549.149 – Single-Use Plastic Framework Regulations

A sound auditing procedure for traceability, monitoring, and control should be in place for all the packaging waste managed in terms with the S.L. 549.43 – Waste Management (Packaging and Packaging Waste), and as specified in the Organisation's Permit.

The audit trail should cover all packaging waste from the point of generation or collection to the end recovery or disposal facility (local or foreign).

The points overleaf shall be covered by the auditors in such audits, providing a **detailed** report of their findings. The Authority may reserve the right to request clarifications and further information from the auditors other than that provided in the audit report.

The terms of reference may be amended by the Authority from time to time. Any changes will come into force immediately, and shall be communicated to the Permit Holder accordingly.

<b><i>Nature and extent of audit procedures</i></b>	
<b>1</b>	<b>Objective:</b> To determine that a sound methodology is in place to ensure the quality of all data reported by the Permit Holder.
<b>2</b>	<p><b>Objective:</b> To confirm that there was a signed agreement between the packaging waste recovery organisation and its members for the year 2021, 2022 and 2023 respectively.</p> <p><i>2.1. Choose a random sample of 10% of the total no. of members, confirming that all members have signed the relevant agreements with the Organisation and verify the period for which such members have been represented by the Organisation.</i></p> <p><i>2.2. Choose a random sample of 10% of the total no. of members and confirm that the participation fee charged by the Organisation is in line with the schedule of fees in the agreement.</i></p> <p><i>2.3. For the sample chosen, inspect the file containing communications between the selected members and the packaging waste recovery Organisation and report any notifications of inaccuracies or inconsistencies.</i></p> <p>The stratified sample should represent the members as follows:</p> <ul style="list-style-type: none"> <li>- 6% of the sample representing those members who placed on the market less than 1 tonne;</li> <li>- 3% of the sample representing those members who placed on the market more than 1 tonne but less than 5 tonnes;</li> <li>- 1% of the sample representing those members who placed on the market more than 5 tonnes</li> </ul> <p><u>The documentation related to the chosen sample shall be attached to the Audit Report.</u></p>
<b>3</b>	<p><b>Objective:</b> To confirm that members for the year 2021, 2022 and 2023 respectively have provided the Organisation with the relevant information on the actual quantities of packaging or packaging material and/or on the actual quantities of single-use plastic products<sup>1617</sup> placed on the market in the year 2021, 2022 and 2023 respectively.</p> <p><i>3.1. Choose a random sample of 10% of the total no. of members, confirming that the members have provided the necessary information to the Organisation and that the actual amounts for 'packaging or packaging material placed on the market' declared to the Organisation in the year</i></p>

<sup>16</sup> As referred in Sections I and II of part C of Schedule 1 to S.L.549.149.

<sup>17</sup> For single-use plastic products, only year 2023 is applicable.

	<p><i>2021, 2022 and 2023 respectively tally with the actual net weight of the packaging or packaging material placed on the market by the members in the year 2021, 2022 and 2023 respectively.</i></p> <p><u>The same sample approach highlighted under <b>Objective 2</b> shall be applied.</u></p> <p><i>3.2. The auditor is to highlight any over-/under- estimations reported by both the members and the packaging waste recovery Organisation.</i></p> <p><i>3.3. The auditor is to reconcile the actual quantities of packaging or packaging material placed on the market by each member with the global declaration for packaging or packaging material placed on the market in the Organisation’s Annual Report, by category of packaging.</i></p> <p><i>3.4. The audit is to indicate whether the actual total amount of packaging or packaging material placed on the market declared in the Annual Report by the Organisation requires re-calculation for correctness and accuracy purposes.</i></p> <p><i>3.5. The auditor is to reconcile the actual quantities of single-use plastic products placed on the market by each member with the global declaration for single-use plastic products placed on the market in the Organisation’s Annual Report, by product.</i></p> <p><i>3.6. The audit is to indicate whether the actual total amount of single-use plastic products placed on the market declared in the Annual Report by the Organisation requires re-calculation for correctness and accuracy purposes.</i></p> <p><i>3.7. The audit is to confirm that the measures and costs as per Section 2 of this authorization are indeed covered.</i></p>
4	<p><b>Objective:</b> To ensure that the packaging waste recovery Organisation has only used waste management undertakings or establishments authorised by the Authority in accordance with Subsidiary Legislation 549.63 – the Waste Regulations during the Organisation’s operational period being audited.</p> <p><i>4.1. To obtain and submit together with the Audit Report a list from the Authority of waste management undertakings or establishments, duly authorised by the Authority during the time period covered by the Audit Report.</i></p> <p><i>4.2. To confirm with the list provided by the Authority that the packaging waste recovery organisation has only used authorised waste management undertakings or establishments during the time period covered by the Audit Report.</i></p>

5	<p><b>Objective:</b> To ensure that the amounts being reported are indeed reflecting packaging waste that has actually been recovered and recycled.</p> <p><i>5.1. The auditor is to check and confirm that the amounts being declared as being recovered and/or recycled are indeed packaging waste; and provide information, by category of packaging, on the amounts of packaging or non-packaging waste.</i></p> <p><i>5.2. The auditor is to ensure that the amounts quoted as being recovered/recycled are indeed reflecting the actual amounts being recovered and recycled, and do not represent the total amounts collected, prior to sorting and/or storage for further treatment.</i></p> <p><i>5.3. The auditor is to check and confirm that the amounts being declared exclude any rejects, providing detailed breakdown of the reject rates used.</i></p> <p><i>5.4. The auditor is to verify that the total weight by category declared as recovered/recycled by the packaging waste recovery Organisation reconciles with the amount of waste processed at the authorised waste management undertakings or establishments, and that such amounts are supported by evidence issued by such undertakings or establishments.</i></p> <p><i>5.5 The auditor is to verify that the rules for the calculation of the attainment of the targets set out in the permit have been adhered to.</i></p> <p><i>5.6 To establish, by providing detailed workings, and to confirm whether the Organisation has achieved the recovery and recycling targets in accordance to regulation 8 of Subsidiary Legislation 549.43 - the Waste Management (Packaging and Packaging Waste) Regulations.</i></p>

# Annex III

**List of Local Councils as per conditions of the Permit**

Rabat	Siggiewi	Mgarr
San Pawl il-Bahar	Marsaskala	Birgu
Iklin	Tarxien	Dingli
Valletta	Bormla	Marsaxlokk
Fgura	Victoria	Mtarfa
Floriana	Gharb	Ghajnsielem
Kercem	San Lawrenz	Munxar
Luqa	Ghasri	Zebbug (Ghawdex)
Zabbar		

# **Annex IV**



# Recovery/Disposal Certificate for Packaging Waste

Certificate Number: **WPC 00123**

Date of Issuance: \_\_\_\_\_

I,         , Name of Establishment/Undertaking, with authorisation number          EP 000X/YY/Z          certify that          quantity          tonnes of          category of (paper) packaging waste classified under EWC code 15 01 01 has been collected from          name of waste generator          on/in          DD/MM/YYYY. The waste collected has been treated as indicated in the following table:

% Recovered / Disposed	Amount (in kg)	Recovery/ Disposal Code	Category of mixed Packaging waste under 15 01 06	Fate of Waste	Proof of Recovery / Disposal
60	120,000	R3	N/A	Exported directly to <b>Country of Destination</b>	Container No <b>CMAU1234567</b>
20	40,000	R3	N/A	Recovered/Disposed Locally at <b>Name of Establishment/Undertaking</b>	Certificate Number <b>WPC 00124</b>
10	20,000	R3	N/A	Sold to <b>Name of Establishment/Undertaking</b>	Certificate Number <b>WPC 00125</b>
10	20,000	D1	N/A	Disposed Locally at <b>Name of Establishment/ Undertaking</b>	Certificate Number <b>WPC 00126</b>

\_\_\_\_\_  
Name, Signature and Stamp



**Environment & Resources Authority**

Hexagon House, Spencer Hill, Marsa MRS 1441

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**\*Disclaimer:** This certificate has been issued on the official ERA form and shall not be construed as a certificate issued by ERA.

## Recovery/Disposal Certificate for Packaging Waste

Certificate Number: **WPC 00123**

Date of Issuance: \_\_\_\_\_

I, \_\_\_\_\_, with authorisation number \_\_\_\_\_ EP 000X/YY/Z, certify that \_\_\_\_\_ quantity \_\_\_\_\_ tonnes of \_\_\_\_\_ mixed packaging waste classified under EWC code 15 01 06 has been collected from \_\_\_\_\_ name of waste generator \_\_\_\_\_ on/in \_\_\_\_DD/MM/YYYY\_\_\_\_. The waste collected has been treated as indicated in the following table:

% Recovered / Disposed	Amount (in kg)	Recovery/ Disposal Code	Category of mixed Packaging waste under 15 01 06	Fate of Waste	Proof of Recovery / Disposal
25	50,000	R3	Plastic packaging	Exported directly to Country of Destination	Container No CMAU1234567
50	100,000	R3	Cardboard	Recovered/Disposed Locally at Name of Establishment/Undertaking	Certificate Number WPC 00124
15	30,000	R3	Metallic packaging	Sold to Name of Establishment/Undertaking	Certificate Number WPC 00125
N/A	N/A	N/A	N/A	N/A	N/A

\_\_\_\_\_  
Name, Signature and Stamp



**Environment & Resources Authority**  
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**END OF PERMIT**