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*Changes to legislation: There are outstanding changes not yet made to Commission Decision of 19 February 2001 establishing the conditions for a derogation for glass packaging in relation to the heavy metal concentration levels established in Directive 94/62/EC on packaging and packaging waste (notified under document number C(2001) 398) (Text with EEA relevance) (2001/171/EC). Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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Commission Decision of 19 February 2001 establishing the conditions for a derogation for glass packaging in relation to the heavy metal concentration levels established in Directive 94/62/EC on packaging and packaging waste (notified under document number C(2001) 398) (Text with EEA relevance) (2001/171/EC)

*Article 5*

[<sup>X1</sup>Where the average heavy metals concentration levels on any twelve consecutive monthly controls made from the production of each individual glass furnace, representative of normal and regular production activity, exceeds the 200 ppm limit, the manufacturer or his authorised representative] shall submit a report to the competent authorities in the Member States. This report shall include as a minimum the following information:

- measures values,
- description of measurement methods employed,
- suspected sources for the presence of heavy metals concentration levels,
- detailed description of the measures taken to reduce the heavy metals concentration levels.

Where neither the manufacturer nor his authorised representative is established within the European Union, the obligation to submit a report to the competent authorities shall be with the person who places the product on the Community market.

Measurement results from production sites and measurement methods employed shall be made available at any time to the competent authorities, if requested.

**Editorial Information**

- X1** Substituted by [Corrigendum to Commission Decision 2001/171/EC of 19 February 2001 establishing the conditions for a derogation for glass packaging in relation to the heavy metal concentration levels established in Directive 94/62/EC on packaging and packaging waste \(Official Journal of the European Communities L 62 of 2 March 2001\)](#).

**Changes to legislation:**

There are outstanding changes not yet made to Commission Decision of 19 February 2001 establishing the conditions for a derogation for glass packaging in relation to the heavy metal concentration levels established in Directive 94/62/EC on packaging and packaging waste (notified under document number C(2001) 398) (Text with EEA relevance) (2001/171/EC). Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to :**

- Art. 5 word omitted by [S.I. 2019/620 reg. 14\(5\)\(b\)\(ii\)](#)
- Art. 5 words omitted by [S.I. 2019/620 reg. 14\(5\)\(a\)](#)
- Art. 5 words substituted by [S.I. 2019/620 reg. 14\(5\)\(b\)\(i\)](#)
- Art. 5 words substituted in earlier amending provision [S.I. 2019/620, reg. 14\(5\)\(b\)\(i\)](#) by [S.I. 2020/1647 reg. 17\(2\)\(b\)\(ii\)](#)

**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Art. A1 inserted by [S.I. 2019/620 reg. 14\(2\)](#)
- Art. A1(1) words substituted in earlier amending provision [S.I. 2019/620, reg. 14\(2\)](#) by [S.I. 2020/1540 reg. 14\(10\)\(a\)](#)
- Art. A1(2)(a) words substituted in earlier amending provision [S.I. 2019/620, reg. 14\(2\)](#) by [S.I. 2020/1647 reg. 17\(2\)\(a\)\(i\)](#)
- Art. A1(2)(a) words substituted in earlier amending provision [S.I. 2019/620, reg. 14\(2\)](#) by [S.I. 2020/1647 reg. 17\(2\)\(a\)\(ii\)](#)
- Art. A1(3) substituted in earlier amending provision [S.I. 2019/620, reg. 14\(2\)](#) by [S.I. 2020/1540 reg. 14\(10\)\(b\)](#)
- Art. A1(4) word substituted in earlier amending provision [S.I. 2019/620, reg. 14\(2\)](#) by [S.I. 2020/1540 reg. 14\(10\)\(c\)\(i\)](#)
- Art. A1(4) words substituted in earlier amending provision [S.I. 2019/620, reg. 14\(2\)](#) by [S.I. 2020/1540 reg. 14\(10\)\(c\)\(ii\)](#)
- Art. A1(5)-(7) substituted in earlier amending provision [S.I. 2019/620, reg. 14\(2\)](#) by [S.I. 2020/1540 reg. 14\(10\)\(d\)](#)