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SCOTTISH STATUTORY INSTRUMENTS

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**2009 No. 247**

**The Waste Batteries (Scotland) Regulations 2009**

**Collection of waste portable batteries**

3.—(1) Section 33 of the 1990 Act is amended as follows.

(2) In subsection (1), after “(2)” insert “, (2B)”.

(3) After subsection (2A) insert—

“(2B) Paragraphs (a) and (b) of subsection (1) above do not apply to the deposit or keeping of a waste portable battery or accumulator at a collection point set up to comply with Article 8(1)(a) of Directive [2006/66/EC](#) of the European Parliament and of the Council on batteries and accumulators (in this section, “the Batteries Directive”).

(2C) In subsection (2B) above, “portable battery or accumulator” has the meaning given by Article 3(3) of the Batteries Directive, but does not include any battery or accumulator excluded from the scope of that Directive by Article 2(2).”.