

Schedules

Schedule 5

Article 11(2), 32(2), 43(2) and 64(2)

Application by two or more manufacturers to be a pool participant in the Trading Schemes

1. Two or more manufacturers may together apply to the administrator to be a pool participant in the Trading Schemes in accordance with [this Schedule](#).
2. An application under [this Schedule](#) may relate to a single scheme year only.
3. An application under [this Schedule](#) must be made on or before 30th April of the year following the scheme year for which the manufacturers wish to be a pool participant.
4. An application under [this Schedule](#) may only be made by manufacturers which are connected at the end of the scheme year to which the application relates.
5. An application under [this Schedule](#) must identify—
 - (a) the manufacturers which are to be a pool participant;
 - (b) the Trading Scheme or Schemes for which the manufacturers wish to be a pool participant; and
 - (c) the manufacturer which will be—
 - (i) the contact point for the pool participant; and
 - (ii) responsible for receiving notice of any civil penalty under [Part 6](#) on behalf of the pool participant.
6. For the purposes of [paragraph 5\(b\)](#)—
 - (a) if an application under this Schedule is made in relation to the CCTS, it must also be made in relation to the CRTS, and vice versa; and
 - (b) if an application under this Schedule is made in relation to the VCTS, it must also be made in relation to the VRTS, and vice versa.
7. An application under [this Schedule](#) must be accompanied by evidence demonstrating that—
 - (a) the manufacturers are connected, as specified in [paragraph 4](#); and
 - (b) the manufacturer identified to the administrator in accordance with [paragraph 5\(c\)](#) is capable of fulfilling the roles identified in that paragraph.
8. The administrator may only reject an application under this Schedule if it is not made in accordance with [this Schedule](#).
9. Where the administrator grants an application made in accordance with [this Schedule](#), the group of manufacturers is a pool participant for the Trading Scheme, and for the scheme year, to which the application relates.