
STATUTORY INSTRUMENTS

2016 No. 241

The Producer Responsibility Obligations (Packaging Waste) (Miscellaneous Amendments) Regulations 2016

PART 3

**Amendment of the Producer Responsibility Obligations
(Packaging Waste) Regulations (Northern Ireland) 2007**

Regulation 13

21.—(1) In regulation 13 (application for approval of a scheme)(1), for paragraphs (5) to (10), substitute—

“(5) Where the conditions in paragraph (7) are met, an operator may elect to make an application for approval by the GB Agency under paragraph (1).

(6) Where an operator so elects—

- (a) functions of the Department in relation to the application under this regulation are to be carried out by the GB Agency on behalf of the Department; and
- (b) until such time as the application has been determined, the operator may not make an application to the Department under paragraph (1) in relation to the same or substantially the same scheme.

(7) The conditions are—

- (a) the operator’s registered office or principal place of business is in Great Britain; and
- (b) the operator proposes to apply in relation to the same year for approval of the scheme under regulation 13(1) of PROR.

(8) For the purposes of these Regulations, an act of the GB Agency performing the functions of the Department pursuant to paragraph (6)(a) is to be treated as an act of the Department.

(9) In this regulation, “the GB Agency” means the body to which the application referred to in paragraph (7)(b) would be made in accordance with regulation 13(1) of PROR.”.