
STATUTORY INSTRUMENTS

2019 No. 188

**The Waste (Miscellaneous Amendments)
(EU Exit) (No. 2) Regulations 2019**

PART 3

Amendments to secondary legislation

The Batteries and Accumulators (Placing on the Market) Regulations 2008

13.—(1) The Batteries and Accumulators (Placing on the Market) Regulations 2008 are amended as follows.

(2) In regulation 2(1)—

- (a) in the definition of “appliance”, after “defined by” insert “Article 3(1)(a) of”;
- (b) in the definition of “placing on the market”, for the words from “European” in the first place it occurs to “Code” substitute “United Kingdom”.

(3) In regulation 3, in paragraph (1), after “Regulations” insert “except for regulation 2A”.

(4) In regulation 7—

- (a) in paragraph (3) (as amended by regulation 5(2)), at the end insert “, and as read with Articles 5 and 6 of that Directive”;

(b) after paragraph (3) insert—

“(4) For the purposes of paragraph (3), [Directive 2008/98/EC](#) is to be read in accordance with paragraphs (5) and (6).

(5) Article 5 is to be read as if paragraph 2 were omitted.

(6) Article 6 is to be read as if—

(a) paragraphs 1 to 3 were omitted;

(b) in paragraph 4—

- (i) in the first sentence, for the words from “Where criteria” to “, member States” there were substituted “Except where Council Regulation (EU) No 333/2011, [Commission Regulation \(EU\) No 1179/2012](#) or Commission Regulations (EU) No 715/2013 applies, the appropriate agency”;

(ii) the second sentence were omitted.

(7) In paragraph (6)(b)(i), “appropriate agency” means—

- (a) in relation to England, the Environment Agency,
- (b) in relation to Wales, the Natural Resources Body for Wales,
- (c) in relation to Scotland, the Scottish Environment Protection Agency,
- (d) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs.”.