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RESOURCE SUSTAINABILITY ACT 2019
(SECTION 52)

RESOURCE SUSTAINABILITY
(IN-STORE COLLECTION OF E-WASTE)
REGULATIONS 2021

ARRANGEMENT OF REGULATIONS

Regulation

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[1 July 2021]

Citation

1. These Regulations are the Resource Sustainability (In-store Collection of E-waste) Regulations 2021.

Definitions

2. In these Regulations —

“consumer lamp” has the meaning given by regulation 2 of the Resource Sustainability (Prescribed Regulated Products) Regulations 2019;

“large retailer” means a retailer who owns or occupies any premises mentioned in section 15(1)(b) of the Act;

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“portable battery” has the meaning given by regulation 2 of the Resource Sustainability (Prescribed Regulated Products) Regulations 2019.

Designated regulated consumer products

3. For the purposes of section 15(1)(a) of the Act, the following regulated consumer products are designated regulated consumer products:

- (a) the regulated consumer products mentioned in items 1 to 9 of the First Schedule to the Resource Sustainability (Prescribed Regulated Products) Regulations 2019;
- (b) a portable battery;
- (c) a consumer lamp.

Requirements for in-store collection

4.—(1) For the purposes of section 15 of the Act, every large retailer must offer either one or both of the following means of accepting designated regulated consumer products for disposal in a publicly accessible part of the premises the large retailer owns or occupies:

- (a) at least one receptacle in accordance with paragraph (2);
- (b) a manned collection service.

(2) Any receptacle provided by a large retailer for accepting designated regulated consumer products for disposal must be a receptacle —

- (a) that is provided by an operator of the licensed scheme for the designated regulated consumer products to be collected as waste; or
- (b) that has the same design and physical specifications as receptacles used by an operator of the licensed scheme mentioned in sub-paragraph (a).

Information on collection services

5. A large retailer must display the following information in a prominent location within any premises owned or occupied by the large retailer:

- (a) every type of collection service mentioned in regulation 4(1) offered at those premises;
- (b) the designated regulated consumer products that are accepted for disposal at those premises.

Storage of e-waste collected

6.—(1) A large retailer must store or cause to be stored all e-waste collected by the large retailer pursuant to the requirement in section 15 of the Act, so that any hazardous or toxic substance in the e-waste —

- (a) does not threaten the health or safety of any person; and
- (b) does not cause pollution of the environment.

(2) In addition to paragraph (1), where a large retailer offers a manned collection service in premises owned or occupied by the large retailer, the large retailer must store or cause to be stored all e-waste collected through the manned collection service in a part of those premises that is not publicly accessible.

Segregation of e-waste before disposal

7. Where a large retailer accepts designated regulated consumer products for disposal by providing a manned collection service in premises owned or occupied by the large retailer, the large retailer must not present or deposit for disposal —

- (a) any portable battery together with any designated regulated consumer product that is not a portable battery; or
- (b) any consumer lamp together with any designated regulated consumer product that is not a consumer lamp.