

Annex 1

Free translation of amendments to the Swedish Code of Statutes (SFS 1997:645)

Ordinance concerning batteries

Valid as from October 1st. 1999.

The Swedish Government provides' as follows

§1 No changes.

§ 2. To be discontinued from October 1

In this Ordinance, environmentally hazardous batteries are considered to be batteries containing more than:

1. 25 milligrams of mercury per cell, except in the case of alkaline manganese batteries.
2. 0.025 percent by weight of cadmium, or
3. 0.4 percent by weight of lead.

The term environmentally hazardous batteries also refer to alkaline manganese batteries containing more than 0.025 per cent by weight of mercury.

§ 2. New wording from October 1

In this Ordinance, environmentally hazardous batteries are considered to be batteries containing more than:

1. 0.0005 percent by weight of mercury,
2. 0.025 percent by weight of cadmium, or
3. 0.4 percent by weight of lead.

(SFS 1999:260)

Restrictions and labelling

§ 3. To be discontinued from October 1

Environmentally hazardous manganese batteries may not be sold or commercially transferred. This restriction does not apply to such a batteries of coin-cell type.

§ 3. New wording from October 1

Batteries containing more than 0,0005 percent of mercury may not be sold or commercially transferred. This is valid also for batteries built in to appliances The restriction does not apply to batteries of coin-cell type containing 2 percent by weight as maximum.

(SFS 1999:260)

§4 - §5 No changes.

Precautions

§ 6. Any person importing environmentally hazardous batteries into Sweden or handling environmentally hazardous batteries pursuant to chapter 14, § 4 of the Code of Environment shall

- ◆ take the measures necessary for a transition to batteries that are not classed as environmentally hazardous pursuant to this Ordinance, and
- ◆ take the necessary precautions to prevent or counteract harm to human health or the environment as a result of the handling of environmentally hazardous batteries. **(SFS 1998:954)**

Collection

§7. Spent batteries may not be included with or stored together with other waste. This also applies to scrapped goods containing environmentally hazardous batteries or goods containing such batteries in an another way.

(SFS 1998:954)

§8 - §9 No changes.

§10. The provisions of §§ 8 and 9 do not apply to lead batteries weighing more than three kilograms or open nickel cadmium batteries. **(SFS 1998:954)**

§11 - §13 No changes.

Reporting requirements

§ 14. To be discontinued from October 1

Anybody who commercially manufactures or imports environmentally hazardous batteries into Sweden shall submit reports to the Swedish Environment Protection Agency concerning the number of batteries transferred or imported for own use in commercial activities. This requirement also applies to those who commercially manufacture and import into Sweden goods with built-in batteries.

More detailed regulations concerning such reports may be issued by the Environment Protection Agency.

§ 14. New wording from October 1

Anybody who commercially manufactures or imports environmentally hazardous batteries into Sweden, **for those a charge shall be paid pursuant to §16**, shall submit reports to the Swedish Environment Protection Agency concerning the number of batteries transferred or imported for own use in commercial activities. This requirement also applies to those who commercially manufacture and import into Sweden goods with built-in **batteries or goods there such batteries are included**.

More detailed regulations concerning such reports may be issued by the Environment Protection Agency.

Charges

§ 15 To be discontinued from October 1

Those required to submit reports pursuant to §14 shall pay a charge to cover the cost of:

1. removal or recycling of the environmentally hazardous batteries,
2. information that must be disseminated in order to achieve the purpose stated in this Ordinance,
3. the local authority's sorting of environmentally hazardous batteries,
4. **in the case of lead batteries weighing more than three kilograms, also collection of the batteries,**
5. processing by the Environment Protection Agency of the required reports concerning environmentally hazardous batteries.

§ 15. New wording from October 1

Those required to submit reports pursuant to §14 shall pay a charge to cover the cost of:

1. removal or recycling of the environmentally hazardous batteries,
2. information that must be disseminated in order to achieve the purpose stated in this Ordinance,
3. the local authority's sorting of environmentally hazardous batteries,
4. **collection of lead batteries.**
5. processing by the Environment Protection Agency of the required reports concerning environmentally hazardous batteries.

§ 16. To be discontinued from October 1

For environmentally hazardous batteries that are traded on the Swedish market or imported into Sweden for the trader's own commercial activities, the following charges shall be levied:

- ◆ **SEK 1 500 per kg mercury oxide batteries,**
- ◆ **SEK 1 000 per kg environmentally hazardous alkaline manganese batteries,**
- ◆ SEK 300 per kg for sealed nickel cadmium batteries,
- ◆ **SEK 30 per lead battery weighing less than three kg**
- ◆ **SEK 40 per lead battery weighing at least three and less than 30 kg**
- ◆ **SEK 2 per kg for lead batteries weighing more than 30 kg.**

The weight of the battery shall include the electrolyte

§ 16. New wording from October 1

For environmentally hazardous batteries that are traded on the Swedish market or imported into Sweden for the trader's own commercial activities, the following charges shall be levied:

- ◆ SEK 500 per kg environmentally hazardous alkaline manganese batteries,
- ◆ SEK 500 per kg environmentally hazardous silver oxide batteries,
- ◆ SEK 500 per kg environmentally hazardous zinc air batteries,
- ◆ SEK 300 per kg for sealed nickel cadmium batteries,
- ◆ SEK 30 per starter battery containing lead,
- ◆ SEK 1.70 per kilogram battery weight for other type of lead batteries.

The weight of the battery shall include the electrolyte and with regards to battery pack, the weight of the entire pack.

§17 - §20 No changes.

Supervision, liability and appeal

§ 21-25

Adjustments have been made to harmonise with EC legislation and the new Swedish Chemical Act (Code of Environment)

If a translation is required for this section, due to its complicity, I suggest an authorised translator to do the job.