

**L.N. 358 of 2013**

**ENVIRONMENT AND DEVELOPMENT PLANNING ACT  
(CAP. 504)**

**PRODUCT SAFETY ACT  
(CAP. 427)**

**Waste Management (Packaging and Packaging Waste)  
(Amendment) Regulations, 2013**

BY VIRTUE of the powers conferred by articles 2, 61, 64, and 66 the Environment and Development Planning Act, and by article 38 of the Product Safety Act, the Minister for Sustainable Development, the Environment and Climate Change, in consultation with the Malta Environment and Planning Authority, and the Minister of Social Dialogue, Consumer Affairs, and Civil Liberties, in consultation with the Malta Competition and Consumer Affairs Authority, have made the following regulations:-

**1.** The title of these regulations is the Waste Management (Packaging and Packaging Waste) (Amendment) Regulations, 2013, and these regulations shall be read and construed as one with the Waste Management (Packaging and Packaging Waste) Regulations, hereinafter referred to as "the principal regulations".

Citation.

S.L. 504.72

**2.** Schedule I to the principal regulations shall be substituted by the following new schedule:

Substitutes  
Schedule I to  
the principal  
regulations.

"Schedule I

**ILLUSTRATIVE EXAMPLES FOR THE CRITERIA  
REFERRED TO IN REGULATION 3**

**1.** Illustrative examples for criterion (i):

(a) Packaging

- Sweet boxes;
- Film overwrap around a CD case;
- Mailing pouches for catalogues and magazines (with a magazine inside);
- Cake doilies sold with a cake;

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- Rolls, tubes and cylinders around which flexible material (e.g. plastic film, aluminium, paper) is wound, except rolls, tubes and cylinders intended as parts of production machinery and not used to present a product as a sales unit;

- Flower pots intended to be used only for the selling and transporting of plants and not intended to stay with the plant throughout its life time;

- Glass bottles for injection solutions;

- CD spindles (sold with CDs, not intended to be used as storage);

- Clothes hangers (sold with a clothing item);

- Matchboxes;

- Sterile barrier systems (pouches, trays and materials necessary to preserve the sterility of the product);

- Beverage system capsules (e.g. coffee, cacao, milk) which are left empty after use; and

- Refillable steel cylinders used for various kinds of gas, excluding fire extinguishers.

(b) Non-packaging

- Flower pots intended to stay with the plant throughout its life time;

- Tool boxes;

- Tea bags;

- Wax layers around cheese;

- Sausage skins;

- Clothes hangers (sold separately);

- Beverage system coffee capsules, coffee foil pouches, and filter paper coffee pods disposed together with the used coffee product;

- Cartridges for printers;

- CD, DVD and video cases (sold together with a CD, DVD or video inside);
- CD spindles (sold empty, intended to be used as storage);
- Soluble bags for detergents;
- Grave side lights (containers for candles); and
- Mechanical quern (integrated in a refillable recipient, e.g. refillable pepper mill).

2. Illustrative examples for criterion (ii):

(a) Packaging, if designed and intended to be filled at the point of sale

- Paper or plastic carrier bags;
- Disposable plates and cups;
- Cling film;
- Sandwich bags;
- Aluminium foil; and
- Plastic foil for cleaned clothes in laundries.

(b) Non-packaging

- Stirrer;
- Disposable cutlery;
- Wrapping paper (sold separately);
- Paper baking cases (sold empty); and
- Cake doilies sold without a cake.

3. Illustrative examples for criterion (iii):

(a) Packaging

- Labels hung directly on or attached to a product.

## (b) Part of packaging

- Mascara brush which forms part of the container closure;
- Sticky labels attached to another packaging item;
- Staples;
- Plastic sleeves;
- Device for measuring dosage which forms part of the container closure for detergents; and
- Mechanical quern (integrated in a non-refillable recipient, filled with a product, e.g. pepper mill filled with pepper).

## (c) Non-packaging

- Radio frequency identification (RFID) tags."
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