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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF FORESTRY, FISHERIES AND THE ENVIRONMENT

NO. 1945 **30 March 2022**

NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE ACT, 2008 (ACT NO. 59 OF 2008)

EXTENDED PRODUCER RESPONSIBILITY SCHEME FOR THE PORTABLE BATTERY SECTOR

I, Barbara Dallas Creecy, Minister of Forestry, Fisheries and the Environment, hereby in terms of section 18(1) and (3) read with sections 72 and 73 of the National Environmental Management: Waste Act, 2008 (Act No.59 of 2008) consult on my intention to require the producers of the identified products to implement specified extended producer responsibility measures, as set out in the Schedule hereto

Members of the public are invited to submit to the Minister, within 30 days after the date of publication of this notice in the *Gazette*, written representations on or objections to the following addresses:

By post to: The Director General: Forestry, Fisheries and the Environment
Attention: Mr Jeremia Sibande
Director: Waste and Chemicals Policy and Information Management
Private Bag X447
PRETORIA
0001

By hand at: Ground Floor (Reception), Environment House, 473 Steve Biko Road, Arcadia, Pretoria, 0001.

By email: jsibande@dffe.gov.za.

Any enquiries in connection with the notice can be directed to Ms Funanani Ditinti fditinti@dffe.gov.za at 066 081 2577 or Mr Jeremia Sibande jsibande@dffe.gov.za.at (012) 399 9832/067 417 3844.

The draft Portable Battery Sector Schedule and Government Notice can be accessed at http://sawic.environment.gov.za/ under "Draft documents for comment".

Comments received after the closing date may not be considered.

BARBARA DALLAS CREECY
MINISTER OF FORESTRY, FISHERIES AND THE ENVIRONMENT

SCHEDULE

Definitions

1. In this Notice any word or expression to which a meaning has been assigned in the Act and the Extended Producer Responsibility regulations, 2020, bears that meaning, and unless the context otherwise indicates—

"Extended Producer Responsibility Regulations, 2020" means the regulations published under Government Notice 1184 in Government Gazette 43879 on 5 November 2020 and as amended from time to time;

"portable battery" means a battery which is sealed, can be hand-carried without difficulty, and is neither an automotive nor industrial battery; and

"the Act" means the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2009).

Scope of Notice

2. (1) This notice applies to the identified products or class of products listed in paragraph 4 and the resulting waste which arises from the use by a consumer or an end user of portable battery which is intended for distribution in the Republic of South Africa.

(2) This Notice must be read in conjunction with the Extended Producer Responsibility Regulations, 2020.

Extended Producer Responsibility Measures

3. (1) A producer of identified products or class of identified products, listed in paragraph 4 below must set up procedures, processes and invest resources to implement the extended producer responsibility measures linked to:

(a) collection of their products in the post-consumer stage;

(b) recycling; and

(c) recovery.

(2) A Producer contemplated in subparagraph (1) must establish an Extended Producer Responsibility Scheme in accordance with the provisions of the Extended Producer Responsibility Regulations, 2020 and must comply with these regulations.

The identification of a product or class of products whereby Extended Producer Responsibility applies

4. Extended Producer Responsibility will be applicable to the following identified products or class of products: Portable battery:

Alkaline/Zinc carbon batteries

Primary (single use) Lithium batteries

Nickel metal hydride batteries

Silver oxide batteries

Zinc air batteries/Air depolarised batteries.

The targets for each identified waste stream for the products listed in paragraph 4 of this Notice

5. (1) The targets for each identified product or class of identified products are indicated in Annexure 1 for a period of 5 years from the date of the implementation of the Extended Producer Responsibility Scheme.

(2) A producer or the Product Responsibility Organisation, where such organisation has been appointed to implement the Extended Producer Responsibility Scheme, is responsible to comply with the targets set out in Annexure 1 through implementation of the Extended Producer Responsibility Scheme.

ANNEXURE 1

Product or class of Products	Targets									
	Collection (%)					Recycling (%)				
	Y1	Y2	Y3	Y4	Y5	Y1	Y2	Y3	Y4	Y5
Alkaline/Zinc carbon batteries	10	15	20	25	35	65	66	67	68	69
Primary (single use) Lithium batteries	8	12	11	14	18	70	71	72	73	74
Nickel metal hydride batteries	5	8	11	14	18	40	41	42	43	44
Silver oxide batteries	5	8	11	14	18	40	41	42	43	44
Zinc air batteries/Air depolarised batteries	5	8	11	14	18	40	41	42	43	44

Types	Sizes							
Zinc Chloride	AA/R6	AAA/R03	D/R20	C/R14	9V/CF22			
Alkaline	AA/LR6	AAA/LR03	D/LR20	CLR14	9V/6LR61	MN21/ A23/ 23A/ V23GA / LRV08 / 8LR932	MN27/ A27/ 27A/ V27A/ 8LR732	N/E90
Lithium	AA/ FR06	AAA/ FR03	123/ CR123/ CR123A / CR17345	CR2/ CR15H270				
Rechargeable Ni Metal Hydride	AA	AAA						
Speciality batteries Alkaline	LR44/ A76/ V13GA / 76A							
Speciality batteries Lithium	2032/ DL/ CR2032	2025/ DL/ CR2025	2016/ DL/ CR2016					
Zinc Air	10	13	312	675				

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