

**SECOND SUPPLEMENT TO THE GIBRALTAR  
GAZETTE**  
No. 3773 of 25 March, 2010

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LEGAL NOTICE NO. 50 OF 2010.

**ENVIRONMENT ACT 2005**

**ENVIRONMENT (WASTE) (AMENDMENT) REGULATIONS 2010**

In exercise of the powers conferred upon it under section 18 of the Environment Act 2005, and for the purposes of further implementing Directive 2002/96/EC of the European Parliament and of the Council of 27 January 2003 on waste electrical and electronic equipment (WEEE) as amended by Directive 2003/108/EC, the Government has made the following Regulations.

**Title and commencement.**

1. These Regulations may be cited as the Environment (Waste) (Amendment) Regulations 2010 and come into operation on the day of publication.

**Amendment of regulations.**

2. The Environment (Waste) Regulations 2007 are amended as follows—

(a) after regulation 21 insert the following Part—

**“PART III  
DECLARATIONS**

**Declaration.**

22.(1) A person who imports into Gibraltar electrical and electronic equipment to which these Regulations apply must, at the time of importation, make a declaration in respect of the goods being imported, in the form set out in Schedule 6.

(2) A declaration under subregulation (1) is made when it is submitted to a customs officer.

- (3) A declaration under subregulation (1) is in addition to, and does not substitute, any requirement imposed under any other enactment.

**Offences.**

- 23.(1) A person who fails to make a declaration when required to do so under these regulations commits an offence.
- (2) A person who makes a declaration under regulation 22 that contains information which he knows to be false in respect of a material particular is guilty of an offence and is liable on summary conviction to a fine not exceeding level 4 on the standard scale.

**Power of Collector of Customs.**

24. The Collector of Customs may, in his discretion, stay or compound any proceedings for an offence under these regulations.”;
- (b) after Schedule 5 insert–

**“Schedule 6**

Regulation 22

*Form*

**ENVIRONMENT ACT 2005  
ENVIRONMENT (WASTE) REGULATIONS 2007**



**DECLARATION OF IMPORTATION OF ELECTRICAL AND  
ELECTRONIC EQUIPMENT (“EEE”)**

**IMPORTANT NOTE:**

You are required to fill in this form accurately and hand it to a customs officer at the time of importation of the EEE.

It is an offence to include information which is false in a material particular.

GROUP ITEMS	QUANTITY OF UNITS (number of individual items)	WEIGHT (KG)
1. Large household appliances		
2. Small household items		
3. IT and Telecommunications equipment		
4. Consumer Equipment		
5. Lighting Equipment		
6. Electrical and Electronic tools		
7. Toys, Leisure and Sports Equipment		
8. Medical Devices		
9. Monitoring and control instruments		
10. Automatic dispensers		
11. Batteries (all types)		

I/WE DECLARE THAT ALL THE INFORMATION AND PARTICULARS MENTIONED HEREIN ARE TRUE AND CORRECT.

PRINT NAME AND CONTACT DETAILS OF IMPORTER	SIGNATURE
<b>OFFICE USE ONLY</b>	
	Signed:
	Date:

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Dated 25th March, 2010.

E M BRITTO,  
For the Government.

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**EXPLANATORY MEMORANDUM**

These Regulations amend the Environment (Waste) Regulation 2007 to make provision for the making of declarations in respect of EEE being imported into Gibraltar, and to create the offences of failing to make a declaration and providing false information in respect of that declaration. The Collector of Customs has the power to stay or compound proceedings for offences under these Regulations.

