

DEAR VALUED CUSTOMER,

according to the European WEEE directive, all manufacturers of electrical and electronic equipment (EEE) are obliged to comply with certain requirements. These mainly include the labelling of EEE and the declaration of the real quantities and weights placed on the market (offered, sold or provided free of charge) to a national register. Furthermore, it is mandatory to cover the costs for the collection, treatment and recovery as well as for the environmentally friendly disposal of WEEE by paying special fees for all relevant EEE placed on the market.

It is important to note that the WEEE Directive determines the minimum requirements for the Member States, but does not exactly specify how these have to be implemented. Each Member State has its own laws and regulations for implementing the WEEE Directive.

For producers, the main impact is to register their brands with the national body / national register in each of the Member States they are selling to. Alternatively, producers may consult a compliance scheme assisting with the registration.

As the WEEE implementation varies across Member States, country-specific rules may apply which may not be included in this information. Therefore, we strongly recommend reviewing the specific WEEE laws of the Member State where you would like to place EEE.

Many actors in the chain of those involved in the EEE cycle are affected by the WEEE Directive. In the context of this information we only consider the requirements of producers.

DEFINITION OF A PRODUCER:

In the WEEE Directive, a 'producer' is defined as any natural or legal person who, irrespective of the selling method/channel used,

- manufactures, remanufactures, sells or offers EEE under his **own brand name or trademark**
- resells or offers equipment produced by other suppliers under his **own brand or brand name or trademark**
- imports or exports EEE into an EU Member State under **his own brand or brand name or trademark**

Please note that if the producer fails to obey with his obligations under the WEEE Directive, the producer's obligations may be transferred to the dealer, reseller or importer who then is considered a so-called "de facto producer" by the authorities and registers of the Member States.

PRODUCER OBLIGATIONS:

According to the WEEE Directive, the producer has the following obligations:

- **Register its products with the relevant national register** in every EU country where the products are offered or sold. A list of all relevant national registers can be found at www.ewrn.org. As part of the registration, a registration number will be assigned. The registration numbers vary from country to country.
- If the **producer is not located within the country of registration**, the producer has to **assign an authorised representative within the country of registration** according to the regulations of the WEEE that will act on behalf of the producer to comply with its obligations.
- The **producer registration number** must be provided to distributors / resellers and customers **when the products are offered or sold**.
- Each producer has to **report the EEE data (e.g. gross weight) for products placed on the market in each country to the national register** at a regular cycle which is defined by the national registers. Please note that depending on the national register, reporting cycles may differ.
- Each producer must **provide a financial guarantee** when placing an EEE product on the market to ensure that the costs for the disposal of the future electronic waste (collection, treatment, recycling and environmentally friendly recovery) are covered. The guarantee can be provided in the form of a participation in a guarantee system of a compliance scheme, a disposal insurance or a bank guarantee.
- Each producer has to make sure that all of his **EEE placed on the EU market is marked according to the WEEE Directive** with specific information to assist with separate collection when it is discarded as waste (the crossed out wheellie bin symbol, a producer identification such as official company name, brand name or logo and as well as an indication that the product was placed on the market after August 13, 2005). **The marking of all EEE products** has to meet the requirements specified in the **DIN EN 50419**.
- The producer has to provide information to assist the treatment and recycling of his products. Therefore, the producers must provide information to treatment facilities and re-processors on each new type of EEE they put onto the EU market in order to assist with reprocessing and handling the WEEE on request.
- **Other national specific obligations might apply which are not included in the WEEE Directive, but nevertheless have to be observed and complied with.**

PRODUCER COMPLIANCE SCHEME (PCS):

In order to ensure compliance with all specifications, a producer in principle can (in some countries even has to) join a producer compliance scheme. Within the framework of a cooperation with the PCS, the financing of the collection, treatment, recycling and recovery of separately recorded WEEE is guaranteed by the PCS. On the producer's behalf, the PCS will register each of its members and will report information and declare compliance with obligations as well as provide the required financial guarantee to the national register in charge. All reports of EEE data placed on the market by country is provided to the PCS. The PCS then will report these quantities to the national register on behalf of the producer and take care about all communication with the national register in charge.

OPEN SCOPE AND CHANGES IN 2018:

The WEEE Directive became effective on August 13, 2012 and has been designed to be implemented in two stages. As of **August 15, 2018** the so called "Open Scope" will become effective.

From this time onwards, **all kind of electronic equipment will be covered by the WEEE Directive**, unless they are excluded by any other law. Examples may be furniture or garments with electronic components that have not been included in the list of EEE devices, yet. At the same time, the 10 defined EEE categories for collection and reporting will be **replaced by 6 new categories of EEE**. All devices must be classified according to these new categories.

The following changes will affect "producers" addressed in this communication:

- In some countries, the registration for the new categories will be done automatically by the relevant register, in some countries the producer or the PCS will have to take care of it. If the registration has been changed automatically by the register, the producer or the PCS only has to check whether the registration has been correctly transcribed and whether further adjustments to the registration must be made.
- All weight reports to the registers or the PCS have to be made according to the 6 new EEE categories starting from September 2018.
- The annual statistics report for the full year of 2018 must be based on the 6 new EEE categories.

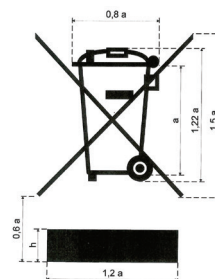
CLOVER ACTIONS TO ASSIST YOU WITH YOUR OBLIGATIONS:



• Clover has already started to implement the WEEE Directive's regulations for the CIG brands (for example, MSE, Dataproducts, freecolor etc): registering the products placed on the market and applying the "WEEE logo" (as shown below) as well as the required producer and/or brand identification on the products itself.

The details of the logo and other specifications regarding the nature and scope of the marking are defined in the European standard EN 50419.

• **On request, Clover will provide all customers with a list of all applicable products, including weight information, to enable you to prepare reports for the national registers or customer appointed PCSs.**



The purpose of this information is to provide you with a guideline. Clover recommends that each customer selling the products under his own brand(s) should seek local advice on compliance with the WEEE Directive and selection of PCSs, as different Member States have different local requirements that could change from time to time.

Clover can assist to get in touch with WEEE specialists and WEEE consultants in every EU country you're selling or planning to sell.

We are at your disposal to provide you with data for the reporting to the national registers or the PCS you have appointed and to provide you with further assistance if necessary.

Furthermore, **please note that the implementation of the WEEE Directive for your own brand(s) requires you to give Clover permission to adapt the labels currently used or to create a complete new label that complies with the WEEE Directive for future labelling on your products.**



FOR FURTHER INFORMATION

or possible questions related to the WEEE Directive, please contact:

weee@cloverimaging.eu

With best regards,

Clover Compliance Team