AMENDMENT

MoEFCC amends the Basel No. B1110 entry for used electrical and electronic assemblies imported for repair

G.S.R. 500(E) lets used electrical and electronic assemblies under B1110 be imported for repair or refurbishment and re-exported to OEMs or other companies.

G.S.R. 500(E), A NOTIFICATION OF the Ministry of Environment, Forest and Climate Change dated July 12, 2023, makes the Hazardous and Other Wastes (Management and Transboundary Movement) Amendment Rules, 2023 under sections 6, 8 and 25 of the Environment (Protection) Act, 1986. They amend the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and come into force on the date of their publication in the Official Gazette.

THE CHANGE

It covers assemblies imported for repair or refurbishment and re-exported after repair or refurbishment, within one year of import, to OEMs or any other company in the country of origin or in any other country; 5% of unrepairable assemblies, by weight, may be retained in the country and sent to 'authorised recyclers only'.

KEY FACTS

TYPE
Amendment

G.S.R. NUMBER
G.S.R. 500(E)

DATED
July 12, 2023

APPLIES FROM
On the date of their publication in the Official Gazette (rule 1(2)); the Gazette is dated July 12, 2023

REFERENCES

G.S.R. 500(E)

CG-DL-E-13072023-247267

MoEFCC amends the Basel No. B1110 entry for used electrical and electronic assemblies imported for repair

G.S.R. 500(E) · July 12, 2023

G.S.R. 500(E), a notification of the Ministry of Environment, Forest and Climate Change dated July 12, 2023, makes the Hazardous and Other Wastes (Management and Transboundary Movement) Amendment Rules, 2023 under sections 6, 8 and 25 of the Environment (Protection) Act, 1986. They amend the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and come into force on the date of their publication in the Official Gazette.

In Part D of Schedule III, the entry against Basel No. B1110 read 'Used electrical and electronic assemblies imported for repair and to be re-exported back after repair within one year of import ***'. It now reads 'Used electrical and electronic assemblies imported for repair or refurbishment and to be re-exported after repair or refurbishment to OEMs or any other company in the country of origin or any other company in any other country within one year of import ***', with a proviso that 5% of unrepairable used electrical and electronic assemblies, by weight, may be retained in the country and sent to 'authorised recyclers only' in accordance with these rules and the E-Waste (Management) Rules, 2022.

In Schedule VIII, against serial number 4 (Basel No. B1110), column (3) takes the same wording. In column (4), item (e) becomes a certificate from the exporting company, or from any other company in the country of origin or in any other country, accepting the repaired and unrepairable electrical and electronic assemblies and the spares or part or component or consumables being re-exported.

The notification (F. No. 23/151/2022-HSM) appears in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), No. 401, dated July 12, 2023. Its Note records that the principal rules were published by G.S.R. 395(E), dated April 4, 2016, and amended nine times since, most recently by G.S.R. 900(E), dated December 23, 2022.

G.S.R. number	G.S.R. 500(E)
Dated	July 12, 2023
Put online	July 13, 2023
Gazette ID	CG-DL-E-13072023-247267
Rule	Hazardous wastes
Type	Amendment

Amends	Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016
Products	Used electrical and electronic assemblies
Before	Basel No. B1110 covered used electrical and electronic assemblies imported for repair and to be re-exported after repair within one year of import.
After	It covers assemblies imported for repair or refurbishment and re-exported after repair or refurbishment, within one year of import, to OEMs or any other company in the country of origin or in any other country; 5% of unrepairable assemblies, by weight, may be retained in the country and sent to 'authorised recyclers only'.
Applies from	On the date of their publication in the Official Gazette (rule 1(2)); the Gazette is dated July 12, 2023
Conditions	• Re-export, after repair or refurbishment, is to be within one year of import (Schedule III, Part D, and Schedule VIII). • 5% of unrepairable used electrical and electronic assemblies, by weight, may be retained in the country and 'shall be sent to authorised recyclers only' in accordance with 'these rules', the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016, and the E-Waste (Management) Rules, 2022 (proviso to the B1110 entry in Schedule III, Part D). • The certificate under item (e) of column (4) of Schedule VIII may come from the exporting company or from any other company in the country of origin or in any other country, and covers the repaired and unrepairable assemblies and the spares or part or component or consumables being re-exported.
Applies to	Used electrical and electronic assemblies imported for repair or refurbishment under Basel No. B1110: Part D of Schedule III and serial number 4 of Schedule VIII of the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016.
Issued under	Sections 6, 8 and 25 of the Environment (Protection) Act, 1986 (29 of 1986)
Signed by	NARESH PAL GANGWAR, Addl. Secy.

The notification, entry by entry

Entry	Before	After

Schedule III, Part D, Basel No. B1110, column (2)	Used electrical and electronic assemblies imported for repair and to be re-exported back after repair within one year of import ***	Used electrical and electronic assemblies imported for repair or refurbishment and to be re-exported after repair or refurbishment to OEMs or any other company in the country of origin or any other company in any other country within one year of import ***; Provided that 5% of unrepairable used electrical and electronic assemblies, by weight, may be retained in the country and the same shall be sent to authorised recyclers only in accordance with these rules and the E-Waste (Management) Rules, 2022.
Schedule VIII, serial number 4 (Basel No. B1110), column (3)	Used electrical and electronic assemblies imported for repair and to be re-exported after repair within one year of import	Used electrical and electronic assemblies imported for repair or refurbishment and to be re-exported after repair or refurbishment to OEMs or any other company in the country of origin or any other company in any other country within one year of import.
Schedule VIII, serial number 4 (Basel No. B1110), column (4), item (e) (substituted)		(e) Certificate from exporting company for accepting the repaired and unrepairable electrical and electronic assemblies and the spares or part or component or consumables being re-exported or certificate from any other company in the country of origin or any other company in any other country for accepting the repaired and unrepairable electrical and electronic assemblies and the spares or part or component or consumables being re-exported.

The notification (PDF, 607 KB)

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