



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Single Market Enforcement

Notification of Regulatory Barriers

Notification Number : 2023/0125/HU (Hungary)

Government Decree laying down detailed rules on the establishment and application of deposit fees and the marketing of products with a deposit fee

Date received : 22/03/2023

End of Standstill : 23/06/2023 (25/09/2023) (closed)

Message

Message 002

Communication from the Commission - TRIS/(2023) 00705

Directive (EU) 2015/1535

Translation of the message 001

Notification: 2023/0125/HU

No abre el plazo - Nezahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidējimai nepradedami - Nem nyitja meg a késéseket - Ma' jiftaħx il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 202300705.EN)

1. MSG 002 IND 2023 0125 HU EN 22-03-2023 HU NOTIF

2. HU

3A. Igazságügyi Minisztérium

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4. 2023/0125/HU - S50E

5. Government Decree laying down detailed rules on the establishment and application of deposit fees and the marketing of products with a deposit fee

6. Products placed on the market with a compulsory or voluntary deposit fee

7. - European Parliament and Council Directive 94/62/EC on packaging and packaging waste

- The purpose of the draft is to transpose the obligations imposed by the Directives referred to in point 9 into national law, thereby increasing the reuse of packaging, recycling or other recovery of packaging waste and preventing and



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reducing the impact of certain plastic products on the environment, in particular on the aquatic environment and on human health.

8. The Government Decree contains detailed rules related to the mandatory deposit return scheme.

Products with a mandatory deposit fee include the consumer packaging of beverage products ready for consumption or concentrate, excluding specified milk and milk-based beverage products, where such packaging consists of plastics, metals or glass and comes in the form of bottles or cans, either reusable or non-reusable, of a capacity of 0 to 6 litres. In order to encourage the public to return their bottles and cans and to finance the deposit return scheme, the draft provides for the refund of the deposit for products with a compulsory deposit fee. Consumers are entitled to a refund of the deposit if they return the product in a specified condition to the bottle bank.

A product with a voluntary deposit fee is a specific product or packaging not included among the above products, which is manufactured or placed on the market by the manufacturer voluntarily with the indication 'returnable' and the production or placing on the market with this marking has been notified to the national waste management authority.

9. Directive (EU) 2018/852 of the European Parliament and of the Council of 30 May 2018 amending Directive 94/62/EC on packaging and packaging waste requires Member States to take measures to increase the share of reusable packaging on the market and the number of packaging reuse systems. These measures include, inter alia, the use of deposit refund schemes and the setting of targets. Directive (EU) 2019/904 of the European Parliament and of the Council of 5 June 2019 on the reduction of the impact of certain plastic products on the environment requires Member States to meet a target for certain single-use plastic products, which can be achieved by introducing a deposit fee. In view of this, it is necessary to introduce and operate a mandatory deposit refund scheme under extended producer responsibility schemes.

Directive (EU) 2018/851 of the European Parliament and of the Council of 30 May 2018 amending Directive 2008/98/EC on waste requires Member States to take specific measures to prioritise prevention and recycling against landfilling and waste incineration, including deposit return schemes and other measures to encourage the efficient collection of used products and materials.

The aim of the draft is to transpose the obligations imposed by the above directives in national law, thereby increasing the reuse of packaging, recycling or other recovery of packaging waste and preventing and reducing the impact of certain plastic products on the environment, in particular on the aquatic environment and on human health.

10. Reference(s) to basic text(s): Act CLXXXV of 2012 on waste

The basic texts were forwarded with an earlier notification: 2011/676/HU

11. No

12. -

13. No

14. No

15. -

16. TBT aspect

NO - The project has no significant impact on international trade.



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SPS aspect

No - The draft is neither a sanitary nor a phytosanitary measure.

European Commission

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