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1. Title

This policy may be cited as the Waste Management Policy (E-waste) 2018 (Policy).

2. Objectives

The objectives of this policy are to:

- (1) Ensure the appropriate management of e-waste in Victoria, in order to effectively implement the banning of e-waste from landfill provided for in the *Waste Management Policy (Siting, Design and Management of Landfills) No. S264*; and
- (2) Eliminate, or reduce so far as practicable, the risk of harm to the environment and human health associated with e-waste; and
- (3) Maximise the recovery of materials from e-waste; and
- (4) Ensure records are available to assess the effectiveness of the policy in achieving the above objectives.

3. Authorising provision

This policy is made under section 16A of the *Environment Protection Act 1970*.

4. Commencement

This policy comes into operation on 1 July 2018.

5. Definitions

In this policy—

AS/NZS 5377: 2013 means the Australian and New Zealand Standard, *Collection, storage, transport and treatment of end-of-life electrical and electronic equipment*;

collection means an activity that involves receiving and handling e-waste;

e-waste means waste equipment which is dependent on electric currents or electromagnetic fields in order to work properly and waste equipment for the generation, transfer and measurement of such currents and fields, or materials or parts from such equipment;

e-waste service provider	means any person who conducts a business or undertaking that accepts e-waste for collection, storage, handling, transport, reuse, repair or reprocessing;
material recovery rate	has the meaning given in clause 7(6);
output materials	means the products of reprocessing e-waste, which are intended for reuse or recycling;
reprocessing	means changing the physical structure or properties of e-waste to create output materials and residual waste;
residual waste	means the products of reprocessing e-waste, which are intended for disposal;
specified e-waste	means waste rechargeable batteries, cathode ray tube monitors and televisions, flat panel monitors and televisions, information technology and telecommunications equipment, lighting and photovoltaic panels.

6. General requirements

- (1) This clause applies to any person involved in the following activities with respect to e-waste:
 - (a) generation;
 - (b) collection;
 - (c) storage;
 - (d) handling;
 - (e) transport;
 - (f) reuse;
 - (g) repair;
 - (h) reprocessing.
- (2) A person must take all reasonable steps to eliminate or reduce the risk of harm to human health and the environment associated with e-waste.
- (3) Without limiting subclause (2), a person must take all reasonable steps to:
 - (a) prevent e-waste disposal to landfill; and
 - (b) maximise recovery of output materials from e-waste; and
 - (c) prevent breakage or spoilage of e-waste that might limit its suitability for reprocessing; and
 - (d) if applicable, provide e-waste to an e-waste service provider who complies with this policy.

7. Requirements for e-waste service providers

- (1) An e-waste service provider must only store e-waste for the purposes of transfer, reuse, repair, recycling or reprocessing.
- (2) An e-waste service provider must take all reasonable steps to minimise the duration of storage of e-waste under their control or in their possession.
- (3) An e-waste service provider who receives a load of specified e-waste greater than 3 cubic metres must record the following information for the load:
 - (a) a description or name and address of the person responsible for the generation of the specified e-waste or the name and address of the e-waste service provider previously in possession of the specified e-waste;

- (b) the date of receipt of the incoming load;
 - (c) a description of the specified e-waste;
 - (d) the amount or quantity of the specified e-waste.
- (4) An e-waste service provider who receives specified e-waste that is subsequently transported to another premises must record the following information for each load transported:
- (a) the date the specified e-waste is transported;
 - (b) the name and address of the premises to which the specified e-waste is transported;
 - (c) a description of the specified e-waste;
 - (d) the amount or quantity of the specified e-waste.
- (5) An e-waste service provider responsible for reprocessing of e-waste must record the following information during a financial year:
- (a) the description of incoming e-waste;
 - (b) the weight of incoming e-waste;
 - (c) the type of processes used, including all stages of a multi-stage process;
 - (d) the classification, weight and destination of output materials;
 - (e) the weight of residual waste.
- (6) An e-waste service provider responsible for reprocessing of e-waste must calculate and record material recovery rates, for each financial year, either:
- (a) in accordance with the following formula, using the information recorded under subclauses 7(3) and 7(4):
$$\text{Material recovery rate (\%)} = \frac{\text{weight of output materials}}{\text{weight of incoming e-waste}} \times 100$$

or
 - (b) if batch processing assessment is used to assess and report material recovery rates, by calculating the rates in accordance with Appendix D in AS/NZS 5377:2013.
- (7) An e-waste service provider responsible for reprocessing of e-waste must meet or exceed the minimum material recovery rate provided by:
- (a) an accredited voluntary or an approved co-regulatory arrangement under the Product Stewardship Act 2011 of the Commonwealth; or
 - (b) the minimum acceptable processing, end-use and method of disposal requirements in Table 1 of AS/NZS 5377: 2013.
- (8) An e-waste service provider must retain records required under this clause for at least 5 years.

8. Deemed compliance

- (1) An e-waste service provider is deemed to comply with this policy if it meets the requirements of AS/NZS 5377: 2013.

Table of Applied, Adopted or Incorporated Matter

Policy Provision	Title of applied, adopted or incorporated document	Matter in applied, adopted or incorporated document
Clause 7(6)	<i>AS/NZS 5377: 2013 Collection, storage, transport and treatment of end-of-life electrical and electronic equipment</i>	Appendix D
Clause 7(7)	<i>AS/NZS 5377: 2013 Collection, storage, transport and treatment of end-of-life electrical and electronic equipment</i>	Table 1
Clause 8	<i>AS/NZS 5377: 2013 Collection, storage, transport and treatment of end-of-life electrical and electronic equipment</i>	The whole