



NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: <u>UKRAINE</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: Ministry of Environmental Protection and Natural Resources of Ukraine Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:
3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [X], 5.7.1 [], 3.2 [], 7.2 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Packaging and packaging waste
5. Title, number of pages and language(s) of the notified document: Draft Law of Ukraine "On Packaging and Packaging Waste"; (49 page(s), in Ukrainian)
6. Description of content: The draft Law provides for the introduction of new norms and requirements for: <ul style="list-style-type: none">- defining the range of entities and their obligations in management of packaging and packaging waste;- establishing basic requirements for the introduction of packaging, goods in packaging, and packaging labeling in order to reduce the level of hazardous substances in packaging and to facilitate recycling;- requirements for the establishment and operation of Extended Producer Responsibility Organizations (EPROs), their obligations, grounds and procedure for termination of their activities;- minimum recycling targets for packaging waste by type of packaging material and packaging category (household/commercial), with their gradual increase as the packaging waste management system develops;- creation of registers of producers of packaged goods and EPROs, registration procedure;- gradual coverage of the entire territory of the country with separate packaging waste collection systems, interaction of local governments with the EPROs;- peculiarities of contracts between the EPROs and business entities in the sphere of packaging waste management;- control and liability for violations of legislation in the sphere of packaging and packaging waste management.

7.	Objective and rationale, including the nature of urgent problems where applicable: Protection of human health or safety; Protection of the environment
8.	<p>Relevant documents:</p> <p>Law of Ukraine "On Waste Management";</p> <p>Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives;</p> <p>European Parliament and Council Directive 94/62/EC of 20 December 1994 on packaging and packaging waste;</p> <p>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.</p>
9.	<p>Proposed date of adoption: To be determined</p> <p>Proposed date of entry into force: The Law shall enter into force on the day following the day of its publication and shall become effective on January 1, 2024, except for:</p> <ul style="list-style-type: none"> -part two of Article 14, which shall enter into force in five years from the date of entry into force of this Law; -Article 17, part four of Article 21, part one of Article 33, subparagraph "b" of paragraph 1 of part two of Article 35, which shall enter into force on January 1, 2025; -part three of Article 14 regarding the withdrawal of goods whose packaging does not meet the requirements of this Law, if such goods were put into circulation before the entry into force of this Law, parts one to five of Article 15, parts one and two of Article 21, paragraph 1 of part two of Article 35, which shall enter into force on January 1, 2026; -parts two, six of Article 33, subparagraph "c" of paragraph one of part two of Article 35 of this Law regarding the application of administrative and economic fines to manufacturers of packaged goods (except for manufacturers of service packaging), the weight of packaging waste put into circulation during a calendar year does not exceed 1500 kilograms, which shall come into force on January 1, 2027.
10.	Final date for comments: 60 days from notification
11.	<p>Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:</p> <p>Ministry of Economy of Ukraine Department for Trade Agreements and Export Development 12/2 Hrushevskoho Str. Tel: +(38 044) 596 6839 Fax: +(38 044) 596 6839 Email: ep@me.gov.ua Website: https://www.me.gov.ua https://mepr.gov.ua/povidomlennya-pro-oprylyudnennya-proyektu-zakonu-ukrayiny-pro-upakovku-ta-vidhody-upakovky/ https://members.wto.org/crnattachments/2023/TBT/UKR/23_09498_00_x.pdf</p>