

**GENERAL AGREEMENT ON  
TARIFFS AND TRADE**

RESTRICTED  
TBT/Notif.93.313  
6 September 1993  
Special Distribution

Committee on Technical Barriers to Trade

NOTIFICATION

The following notification is being circulated in accordance with Article 10.4.

1.	Party to Agreement notifying: <u>NETHERLANDS</u>
2.	Agency responsible: Ministry of Economic Affairs
3.	Notified under Article 2.5.2 [X], 2.6.1 [ ], 7.3.2 [ ], 7.4.1 [ ], other:
4.	Products covered (HS or CCCN where applicable, otherwise national tariff heading): -
5.	Title and number of pages of the notified document: Bottle Return Deposit Order, Delegation of Powers of Exemption, (1 page)
6.	<p>Description of content: Non-returnable bottles for soft drinks and mineral waters. The Soft Drinks and Mineral Waters Board is empowered to order the compulsory imposition of deposits on (packaging for) soft drinks and mineral waters. The Board has exercised these powers. The order in question has been approved. The Board is now providing interpretation of the policy on exemptions. The delegation of powers does not need approval. The delegation of powers of exemption to the bottle return deposit order sets forth the ambit of the chair of the Soft Drinks and Mineral Waters Board's powers to grant exemptions from the requirement to impose return deposits for certain packagings for certain reasons and subject to certain conditions. An exemption may be granted for non-returnable glass bottles for soft drinks or mineral waters where: written application has been made for exemption.</p> <p>Conditions:</p> <ul style="list-style-type: none"><li>(1) the fact that the bottle is non-returnable must not be used in advertising;</li><li>(2) the effort and result requirements of the VROM-SVM packaging covenant apply;</li><li>(3) use of the bottlebank logo and the "no return - no deposit" legend is obligatory.</li></ul>
7.	Objective and rationale: The existing arrangements for collecting non-returnable glass work well so there are now no compelling arguments for setting up or maintaining a parallel system based on a duty to impose return deposits.

8.	Relevant documents: Industry Board's Statute (27 January 1950, State papers (Stb.) k.22). Soft Drinks and Mineral Waters Board (Establishment) Order. Soft Drinks and Mineral Waters Bottle Return Deposit Order 1992. EC Council Directive 85/339 of 27 July 1985.
9.	Proposed date of adoption and entry into force: 1 January 1993
10.	Final date for comments: 1 November 1993
11.	Texts available from: National enquiry point [X] or address of other body: