

Clarifications regarding the Authorised Representative (AR)

IMPLEMENTATION OF THE MD 23615/651/E.103/2014

As defined in Law 2939/2001, as amended and in force

The purpose of this document is to provide **clarifications regarding the authorised representative** as defined in the Ministerial Decision 23615/651/E.103/2014 that transposes the European Directive 19/2012/EC to the Greek Legislation.

The document intends to help all the **producers of EEE** interpret the provisions of the Ministerial Decision

23615/651/E.103/2014 and ensure compliance with it.

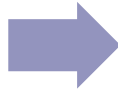


According to Article 3, paragraph 1, point (a) of the MD 23615/651/E.103/2014, **'electrical and electronic equipment' or 'EEE'** means equipment which is dependent on electric currents or electromagnetic fields in order to work properly and equipment for the generation, transfer and measurement of such currents and fields and designed for use with a voltage rating not exceeding 1000 volts for alternating current and 1500 volts for direct current. The concept of EEE includes all its components, assembled parts and consumables which are part of the product when it is placed on the market.

What is the definition of the AR and when should be appointed;

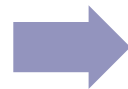
Authorised representative is any natural or legal person established in Greece which is appointed by a producer established in another Member State or a third country in order to **fulfil the relevant obligations of that producer in Greece** that derive from the implementation of the MD 23615/651/E.103/2014 and MD 181504/2016 regarding the National Producers' Registry (N.P.R).

I am a producer established in another MS or third country and I sell EEE directly in end-users in Greece.
Shall I appoint an authorised representative?



Yes, a natural or legal person established in Greece shall be appointed as the authorised representative.

I am a producer established in another MS or third country and sell EEE in importers in Greece.
Shall I appoint an authorised representative;



By way of **exception**, if **the producer wishes to be responsible** for fulfilling the relative obligations that derive from the MD 23615/651/E.103/2014 and MD 181504/2016, a natural or legal person established in Greece **shall be appointed** as the authorised representative .

I am a producer established in Greece and sell EEE directly in other MS.
Shall I appoint an authorised representative;



Yes, a natural or legal person established in that MS shall be appointed as the authorised representative.

How is an authorised representative appointed;

The authorised representative shall be **appointed by written mandate**. The written mandate outlining the appointment of the AR shall be submitted to the **National Producers' Registry in Greece**.

① In Greece, legal persons/entities that are involved in the field of WEEE management (e.g. Hellenic Recycling Agency, Organisations implementing Extended Producers' Responsibility obligations, recyclers) are not allowed to be authorised representatives.

SAMPLE OF WRITTEN MANDATE

A Ltd
New Street
Newtown
COUNTRY

Hereby appoints

Mr. B / M Ltd
Old Street
Oldtown
GREECE

as its authorized representative in Greece, as per the Ministerial Decision 181504/2016 (Government Gazette 2454/9-8-2016) and Ministerial Decision 23615/651/E.103/2014.

Mr. B / M Ltd undertakes to represent A Ltd in Greece in all aspects of the above Ministerial Decisions as the authorized representative of A Ltd.

This mandate, signed by both parties, commences on the date of signature unless stated otherwise and will cease once either party informs the National Producers Register of Greece that it has been terminated.

Mr. B / M Ltd understands that as the authorized representative he / M Ltd will be liable in the event of non-compliance with the legal requirements above.

Signature

Producer Signature Authorized Representative

Date

This document attempts to help businesses to understand legislation, but in no way substitutes the law.

We recommend that the producers should be fully informed by the published laws, Presidential Decrees and Ministerial Decisions, concerning their business, provided in HRA's website [<https://www.eoan.gr/el/content/30/nomothesia>]

All the Leaf of the Government Gazette is available free of charge on the website of the National Printing Office (www.et.gr)

The document has been prepared by Vogiatzidaki Evgenia- Eleni, Chemical Engineer, MSc, in the framework of the contract "Development of Frequently Asked Questions (FAQs) document on WEEE considering the submitted questions by citizens, public or private bodies and other interested parties" with Hellenic Recycling Agency. For the preparation of this report, the answers of the Unit of the Alternative Waste Management of the Hellenic Recycling Agency to the relevant questions as well as the guiding documents for the implementation of the Directive 2012/19 / EU were taken into account.



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