



STATUTORY INSTRUMENTS.

**S.I. No. 428 of 2022**

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EUROPEAN UNION (RESTRICTION OF CERTAIN HAZARDOUS  
SUBSTANCES IN ELECTRICAL AND ELECTRONIC EQUIPMENT)  
(AMENDMENT) (NO. 3) REGULATIONS 2022

S.I. No. 428 of 2022

EUROPEAN UNION (RESTRICTION OF CERTAIN HAZARDOUS  
SUBSTANCES IN ELECTRICAL AND ELECTRONIC EQUIPMENT)  
(AMENDMENT) (NO. 3) REGULATIONS 2022

I, EAMON RYAN, Minister for the Environment, Climate and Communications, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972) and for the purpose of giving effect to Commission Delegated Directives (EU) 2022/274, (EU) 2022/275, (EU) 2022/276, (EU) 2022/277, (EU) 2022/278, (EU) 2022/279, (EU) 2022/280, (EU) 2022/281, (EU) 2022/282, (EU) 2022/283, (EU) 2022/284 and (EU) 2022/287 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress Annex III to Directive 2011/65/EU of the European Parliament and of the Council of 8 June 2011 on the restriction of the use of certain hazardous substances in electrical and electronic equipment hereby make the following Regulations:

*Citation*

1. These Regulations may be cited as the European Union (Restriction of Certain Hazardous Substances in Electrical and Electronic Equipment) (Amendment) (No. 3) Regulations 2022.

*Purpose of Regulations*

2. The purpose for which these Regulations are made is to give effect to the provisions of Commission Delegated Directives (EU) 2022/274, (EU) 2022/275, (EU) 2022/276, (EU) 2022/277, (EU) 2022/278, (EU) 2022/279, (EU) 2022/280, (EU) 2022/281, (EU) 2022/282, (EU) 2022/283, (EU) 2022/284 and (EU) 2022/287 of the European Parliament and of the Council of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress Annex III to Directive 2011/65/EU of the European Parliament and of the Council of 8 June 2011 on the restriction of the use of certain hazardous substances in electrical and electronic equipment.

*Amendment of Definition*

3. Regulation 3(1) of the European Union (Restriction of Certain Hazardous Substances in Electrical and Electronic Equipment) Regulations 2012 (S.I. No. 513 of 2012) is amended by substituting for the definition of “the Directive” the following:

“ “the Directive” means European Parliament and Council Directive 2011/65/EU on the restriction of the use of certain hazardous substances in electrical and electronic equipment, as amended by Commission Delegated Directives 2012/50/EU and 2012/51/EU of 10 October 2012 and Commission Delegated Directives 2014/1/EU,

*Notice of the making of this Statutory Instrument was published in  
“Iris Oifigiúil” of 2nd September, 2022.*

2014/2/EU, 2014/3/EU, 2014/4/EU, 2014/5/EU, 2014/6/EU, 2014/7/EU, 2014/8/EU, 2014/9/EU, 2014/10/EU, 2014/11/EU, 2014/12/EU, 2014/13/EU, 2014/14/EU, 2014/15/EU and 2014/16/EU of 18 October 2013 and Commission Delegated Directives 2014/69/EU, 2014/70/EU, 2014/71/EU, 2014/72/EU, 2014/73/EU, 2014/74/EU, 2014/75/EU and 2014/76/EU of 13 March 2014 and Commission Delegated Directives (EU) 2015/573 and (EU) 2015/574 of the European Parliament and of the Council of 30 January 2015 and Commission Delegated Directive (EU) 2015/863 of the European Parliament and of the Council of 31 March 2015 and Commission Delegated Directive (EU) 2016/585 of the European Parliament and of the Council of 12 February 2016 and Commission Delegated Directives (EU) 2016/1028 and (EU) 2016/1029 of the European Parliament and of the Council of 19 April 2016 and Commission Delegated Directives (EU) 2017/1975 of the European Parliament and of the Council of 7 August 2017 and (EU) 2017/1011 of the European Parliament and of the Council of 15 March 2017 and Commission Delegated Directives (EU) 2017/1010 and (EU) 2017/1009 of the European Parliament and of the Council of 13 March 2017 and Directive (EU) 2017/2102 of the European Parliament and of the Council of 15 November 2017 and Commission Delegated Directives (EU) 2018/736, (EU) 2018/737 and (EU) 2018/738 of the European Parliament and of the Council of 27 February 2018 and Commission Delegated Directives (EU) 2018/739, (EU) 2018/740, (EU) 2018/741 and (EU) 2018/742 of the European Parliament and of the Council of 1 March 2018 and Commission Delegated Directive (EU) 2019/178 of the European Parliament and of the Council of 16 November 2018 and Commission Delegated Directives (EU) 2019/169, (EU) 2019/170, (EU) 2019/171, (EU) 2019/172, (EU) 2019/173, (EU) 2019/174, (EU) 2019/175, (EU) 2019/176, (EU) 2019/177 of the European Parliament and of the Council of 16 November 2018 and Commission Delegated Directives (EU) 2019/1845 and (EU) 2019/1846 of the European Parliament and of the Council of 8 August 2019 and Commission Delegated Directive (EU) 2020/364 of the European Parliament and of the Council of 17 December 2019 and Commission Delegated Directives (EU) 2020/360, (EU) 2020/361, (EU) 2020/365 and (EU) 2020/366 of the European Parliament and of the Council of 17 December 2019 and Commission Delegated Directive (EU) 2021/647 of the European Parliament and of the Council of 15 January 2021 and Commission Delegated Directives (EU) 2021/1978, (EU) 2021/1979 and (EU) 2021/1980 of the European Parliament and of the Council of 11 August 2021 and Commission Delegated Directive (EU) 2021/884 of the European Parliament and of the Council of 8 March 2021 and Commission Delegated Directives (EU) 2022/274, (EU) 2022/275, (EU) 2022/276, (EU) 2022/277, (EU) 2022/278, (EU) 2022/279, (EU) 2022/280, (EU) 2022/281, (EU) 2022/282, (EU) 2022/283, (EU) 2022/284 and (EU) 2022/287 of the European Parliament and of the Council of 13 December 2021;”.



GIVEN under my Official Seal,  
1 September , 2022.

EAMON RYAN,  
Minister for the Environment,  
Climate and Communications.

## EXPLANATORY NOTE

*(This note is not part of the Instrument and does not purport to be a legal interpretation.)*

These Regulations amend the European Union (Restriction of Certain Hazardous Substances in Electrical and Electronic Equipment) Regulations 2012 (S.I. No. 513 of 2012) in order to give effect to the provisions of the following Commission Delegated Directives:

- a) Commission Delegated Directive (EU) 2022/274 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in cold cathode fluorescent lamps and external electrode fluorescent lamps for special purposes.
- b) Commission Delegated Directive (EU) 2022/275 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in other High Pressure Sodium (vapour) lamps for general lighting purposes.
- c) Commission Delegated Directive (EU) 2022/276 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in single capped (compact) fluorescent lamps for general lighting purposes.
- d) Commission Delegated Directive (EU) 2022/277 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in single capped (compact) fluorescent lamps for general lighting purposes < 30 W with a lifetime equal to or above 20 000 h.
- e) Commission Delegated Directive (EU) 2022/278 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in metal halide lamps.
- f) Commission Delegated Directive (EU) 2022/279 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in other discharge lamps for special purposes.
- g) Commission Delegated Directive (EU) 2022/280 of 13 December 2021 amending, for the purposes of adapting to scientific and technical

progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in other low pressure discharge lamps.

- h) Commission Delegated Directive (EU) 2022/281 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in single capped (compact) fluorescent lamps for special purposes.
- i) Commission Delegated Directive (EU) 2022/282 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in non-linear tri-band phosphor lamps.
- j) Commission Delegated Directive (EU) 2022/283 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in High Pressure Sodium (vapour) lamps with improved colour rendering index for general lighting purposes.
- k) Commission Delegated Directive (EU) 2022/284 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in double-capped linear fluorescent lamps for general lighting purposes.
- l) Commission Delegated Directive (EU) 2022/287 of 13 December 2021 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for the use of mercury in fluorescent lamps for other general lighting and special purposes.

BAILE ÁTHA CLIATH  
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR  
Le ceannach díreach ó  
FOILSEACHÁIN RIALTAIS,  
BÓTHAR BHAILE UÍ BHEOLÁIN,  
CILL MHAIGHNEANN,  
BAILE ÁTHA CLIATH 8,  
D08 XAO6

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