



The role of clearing houses in enforcement policies

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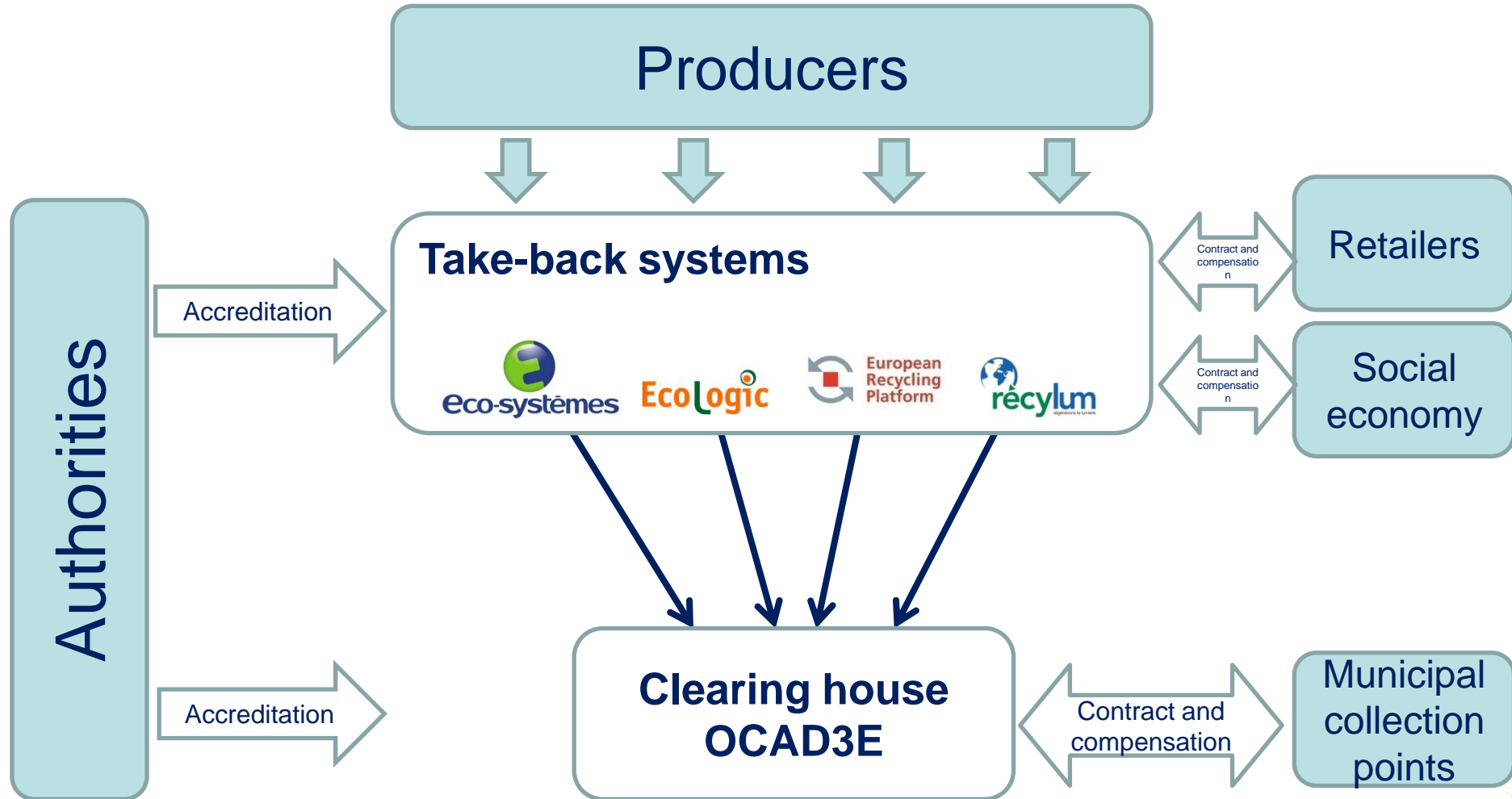
Agenda

- What is OCAD3E ?
- How to secure WEEE flows ?
- Governmental initiatives : regulation
- Clearing house initiatives
- Take-back system initiatives



What is OCAD3E ?

WEEE organization in France



Clearing house missions

OCAD3E, the WEEE clearing house in France, is a non profit private company owned by the 4 take-back systems (25% each) and accredited by authorities for a 5-year period

OCAD3E Missions :

- Conclusion of contracts with municipalities
- Payment of financial support to municipalities for collection
- Equalize take-back systems operations according to their different market shares (collection obligation tracking)
- Coordinate general interest subjects regarding WEEE : consumer survey, yearly national WEEE collection day, WEEE arising survey

How to secure WEEE flows ?

4 main initiatives jointly carried out :

- Regulation actions
 - Legal actions
 - Financial support to municipalities
 - Operational actions
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- A range of strong actions implemented since the launch of compliance schemes in France in 2006
 - Positive effects are measured on the long run
 - Only the full range of actions may guarantee efficient enforcement policies, for limiting illegal activities and for reaching collection targets



Governmental initiatives

Governmental initiatives (1/2)

Actions # 1 : Support regulation changes/ improvements

A lobbying approach to have a strong and comprehensive legal framework/ new regulations on the long run.

A legal framework based on **4 pillars** :

1. Ban on cash transactions for scrap dealers

- Purchasing is still allowed but must be done with check
- Estimated volumes of transaction : 1 billion euros each year



2. Mandatory « police records » on every scrap dealer's site

- Each client must declare its identity and the quantities of WEEE or used EEE brought when arriving on-site
- Register can be checked by the police anytime (e-register)



Governmental initiatives (2/2)

Actions # 1 : Support regulation changes/ improvements

A lobbying approach to have a strong and comprehensive legal framework/ new regulations on the long run.

3. Taxability of each transaction

- Thanks to the police records, scrap dealers are obliged to declare annually to the fiscal administration the sum of purchases of each client. This amount will be included as an income in each individual taxation bill.
- Incentive reinforced in 2011, beginning to have positive effects on collection rates in 2013

4. Operators are not allowed to treat WEEE from selective collection without having a contract with a take-back system

- French decree of 2012





Clearing house initiatives

Clearing house initiatives (1/2)

Actions # 2 : Support municipalities in legal actions

A very close support to municipalities with easy solutions and systematic legal actions in case of theft.

- **OCAD3E systematically engages legal actions for municipalities**
 - A dedicated lawyer
 - Since 2010 : 90 lawsuits, 30 judgments (for receiving stolen goods)
 - 1st cases for forbidden cash purchasing in 2012
 - OCAD3E obtained from the police force a specific timesaving pre-complaint to be filled in online

Pré-plainte en ligne

Bienvenue sur le site de la pré-plainte en ligne

Adresse IP détectée : 62.23.98.110

Ce service vous permet d'effectuer une déclaration pour des faits d'atteinte aux biens (vois, dégradations, escroqueries...) dont vous êtes victime et pour lesquels vous ne connaissez pas l'identité de l'auteur. Cette démarche vise essentiellement à vous faire gagner du temps lors de votre présentation à l'unité ou service choisi.

Pour qu'elle soit enregistrée comme une plainte, vous devrez signer cette déclaration dans une unité de gendarmerie ou un service de police que vous allez choisir.

Dans les autres cas, présentez-vous directement dans une unité de gendarmerie ou un service de police.

**Dans tous les cas d'urgence, appelez immédiatement par téléphone le 17 ou le 112.
In case of emergency, please dial 17 or 112.**

Veillez à préserver les traces et indices qui pourront être exploités par les enquêteurs.

Vous avez pris connaissance des conditions d'utilisation de ce service, voulez-vous continuer ?

[Continuer](#)

Les renseignements demandés sont exclusivement destinés au traitement informatisé de la déclaration. Seuls les agents dûment habilités des unités de gendarmerie ou des services de police peuvent avoir accès à ces données dans le seul but d'organiser un rendez-vous avec la victime ou son représentant légal pour la signature de la plainte.

Conformément à la loi 78-17 du 6 janvier 1978 modifiée relative à l'informatique, aux fichiers et aux libertés, vous disposez d'un droit d'accès et de rectification aux informations. Vous pouvez exercer ce droit auprès de l'unité de gendarmerie ou du service de police où vous irez signer votre plainte.

[Conditions d'utilisation](#) [Informations locales](#)

Clearing house initiatives (2/2)

Actions # 3 : Financial support to municipalities

An additional incentive to encourage best practices.

- Average financial support for municipalities from OCAD3E (collection facilities, charges, dedicated staff, etc.) = 60 €/ton
- For municipalities enforcing measures to secure WEEE, **additional support = 10 €/ton**
 - Based on Large Household Appliances (LHA) quantities collected at the collection point, LHA being the main stolen WEEE stream
 - Allows the partner to invest in order to improve the security of the deposit

Key figures for additional support

:

- **1.3 M€** since January 2010
- **700 k€ in 2012** => a very fast growth of good practices since 2012



Take-back system initiatives

Take-back system initiatives (1/3)

Actions # 4 : Operational solutions

Concrete solutions to protect WEEE at collection points level.

- Optimisation of collection frequency
- Locked shipping containers for LHA :



40 sites in 2012
+18% yearly

Take-back system initiatives (2/3)

Actions # 4 : Operational solutions

Concrete solutions to protect WEEE at collection points level.

- Dedicated collection stands for Small Household Appliances (SHA) : 130 stands deployed nationally



Take-back system initiatives (3/3)

Actions # 4 : Operational solutions

Concrete solutions to protect WEEE at collection points level.

- Video surveillance on sites
- Marking of WEEE allowing traceability :



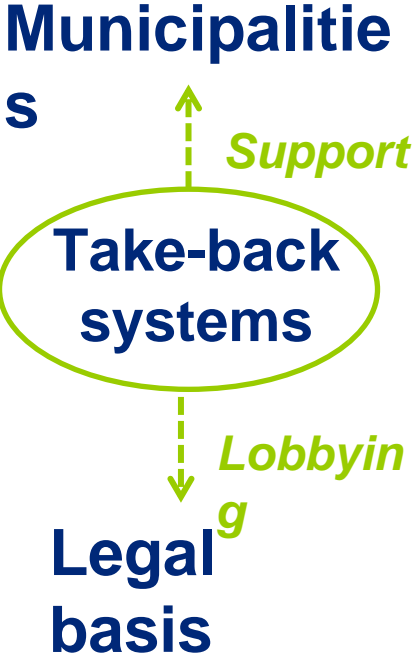
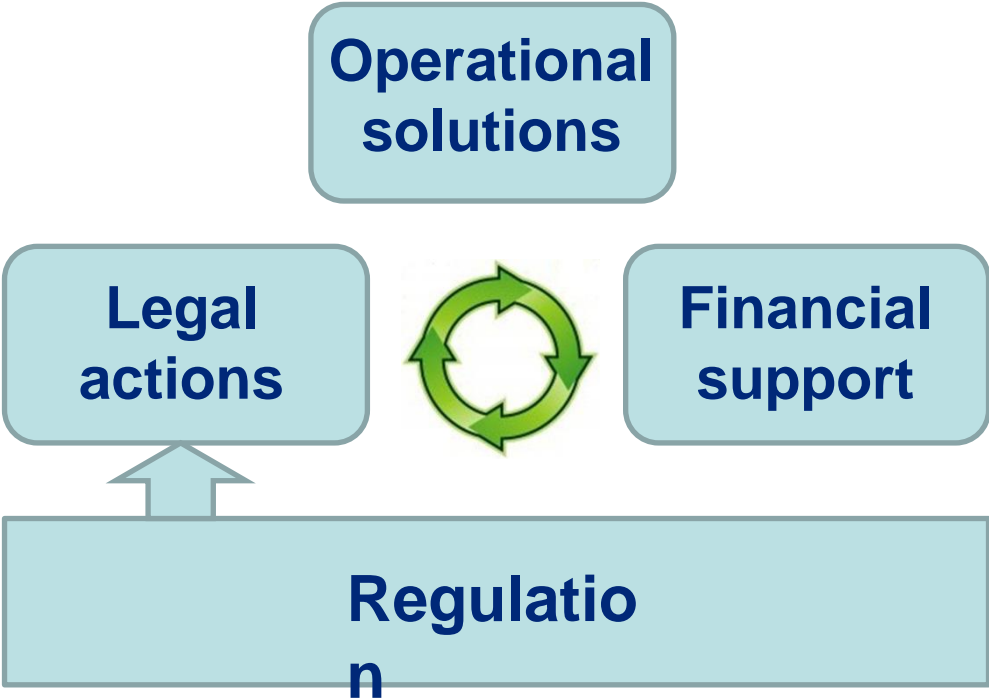
- WEEE tracking with RFID chip (test)



Conclusions

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- **4 initiatives** which must be **jointly** implemented to be efficient : **regulation, legal actions, financial support, operational solutions**



Conclusions

- **Very good first results in France : +20 to 25%** in collection rates from municipalities implementing those actions
- A framework allowing to :
 1. Fight against illegal activities
 2. Secure WEEE flows and improve collection rates
- Initiatives must be **supported by nationwide actors**
- **A harmonised set of actions on a European basis** could dramatically improve national enforcement
 - => *Limitation of used EEE + metal exports*
- **Coordination of the police** on a European basis is necessary to strengthen the model



... thank you !



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