

Environmental Management (Plastic Packaging and Plastic Bottles) (Amendment) Regulations,
2012(No.)

IT is hereby notified that the Minister of Environmental and Natural Resources Management, in terms of section 140 of the Environmental Management Act [*Chapter 20:27*], has made the following regulations—

Title

1. These regulations may be cited as the Environmental Management (Plastic Packaging and Plastic Bottles) (Amendment) Regulations, 2012(No.).

2. The Environmental Management (Plastic Packaging and Plastic Bottles) (Amendment) Regulations, 2010, published in Statutory Instrument 98 of 2010 (hereinafter called “the principal regulations”), are amended in the following sections—

3. In section 2, the definition of “commercial distribution” is amended in paragraph (b) by the deletion of the words “contained in plastic packaging”.

4. Section 3 is amended by the deletion of section 3 (1) (a) and (b) and the insertion of the following subsections—

Prohibition of certain Plastics

“(1) The manufacture for use within Zimbabwe, commercial distribution or importation of plastic packaging whether biodegradable or not, with a wall thickness of not less than 30 micrometers is prohibited except for plastic barrier packaging”

(2) The manufacture or importation of polystyrene for use or commercial distribution within Zimbabwe is prohibited. y

(3) Any person who—

(a) uses polystyrene in packaging to protect goods from damage during transportation or storage;

(b) uses polystyrene in construction; shall take responsibility for recycling any polystyrene packaging material they manufacture and sell”.

5. The Schedule is amended by the insertion of the following—

“Fees

4. The plastic levy payable by manufacturers, importers and commercial distributors of plastics is as follows—

1. Annual registration fee	US\$32.00
2. Annual Monitoring fees	US\$80.00

6. The statutory instrument is amended by addition of the following section:

Responsibility of Producers

- (1.) The responsibilities of an establishment or undertaking which produces, distributes, imports, collects, transports or recovers, and or generates waste, must take all such measures available to it for:
- (a) *Prevention;*
 - (b) *Preparing for re-use;*
 - (c) *Recycling;*
 - (d) *Other recovery (for example energy recovery); and*
 - (e) *Disposal in an appropriate manner and place as is registered with the Agency.*
- (2.) Any responsible party or its agents who wilfully neglects or omits to observe their responsibility in (1.) above shall be guilty of an offence and liable to a fine not exceeding level fourteen, or to imprisonment for a period not exceeding one year or both such fine and imprisonment.

7. The Environmental Management (Plastic Packaging and Plastic Bottles) Regulations, 2012, (No.1) published in Statutory Instrument 84 of 2012, are repealed.