

**DECISION OF THE BOARD OF
DIRECTORS**

Meeting: 165/06.03.2020

ITEM 1: “Amendment of decision 1843/5.7.2019 on renewing the approval of the Collective Alternative Management System (CAMS) of Used Tyres ECOELASTIKA SA with regard to a) correcting the Table of tyre categories of term C.4 of the decision for renewing the approval, b) changing the average weight of Category C tyres, c) reviewing and amending terms C.20iii and C.20iv of the decision for renewing the approval”.

The HRA Board of Directors having regard to:

1. The provisions of Law 2339/2001 (GG 179/A/6.8.2001) *“Packaging and alternative management of packaging and other Products - Establishment of the National Organisation for Alternative Management of Packaging and Other Products and other provisions”* as amended by the provisions of Law 3854/2010 (GG 94 A) *“Amendment of the legislation for alternative management of packaging and other products and the National Organisation for Alternative Management of Packaging and Other Products and other provisions”* and then amended by the provisions of Law 4496/2017 (GG A 170/08.11.2017) *“Amendment of Law 2939/2001 on alternative management of packaging and other products, adaptation to Directive 2015/720/EU, regulation of matters of the Hellenic Recycling Agency and other provisions”*;
2. Decision YPEN/DDY/88395/11229 (GG:729/YODD/7.12.2018) of the Minister and Deputy Minister of the Environment and Energy titled *“Forming the Board of Directors of the Hellenic Recycling Agency (HRA)”*, as amended by Decision YPEN/DDY/97893/11210 (GG:922/YODD/4.11.2019) of the Minister of the Environment and Energy titled *“Amendment of Decision YPEN/DDY/88395/11229/4-12-2018 “Forming the Board of Directors of the Hellenic Recycling Agency (HRA)”* and then with Decision YPEN/DDY/109140/12335 (GG:1007/YODD/28.11.2019) of the Minister of the Environment and Energy titled *“Amendment of Decision YPEN/DDY/88395/11229/04.12.2018 on “Forming the Board of Directors of the Hellenic Recycling Agency (HRA)” (GG 729/YODD/07.12.2018)”*;
3. Law 3220/2004 (GG 15 A/28.1.2004) *“Measures for developmental and social policy - objectivity of tax audits and other provisions”*, in particular article 5 *“Packaging products recycling”* as in force;
4. Law 3861/2010 (GG 112 A/13.7.2010), *“Strengthening transparency with mandatory publication of law and acts of government, administrative and local government bodies online “Transparency Programme” and other provisions”*, as in force;

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5. Law 4042/2012 (GG 24 A/13.2.2012), *“Criminal protection of the environment - Harmonisation with Directive 2008/98/EC - Framework for producing and managing waste - Harmonisation with Directive 2008/99/EC - Regulation of matters of the Ministry of Environment, Energy and Climate Change”* as in force, in particular article 46 for renaming the National Organisation for Alternative Management of Packaging and Other Products to *“Hellenic Recycling Agency”* (HRA);
6. Presidential Decree 109/2004 (GG 75 A/5.3.2004) titled *“Measures and terms for the alternative management of used tyres. Programme for their alternative management”*;
7. Ministerial Decision 116570/2009 (GG 769 B/13.2.2009) *“Regulation for the procedure for renewing and approving systems for individual and collective alternative management of packaging and other products”*;
8. Joint Ministerial Decision 39200/2015 (GG 2057 B/18.9.2015) *“Amendment of Joint Ministerial Decision 41624/2057/2010 (B 1625), in compliance with the provisions of Directive 2013/56/EU “for the amendment of Directive 2006/66/EC of the European Parliament and the Council on batteries and accumulators ...” of the European Parliament and the Council of 20 November 2013 and other relevant provisions”*;
9. Ministerial Decision 181504/2016 (GG 2454 B/9.8.2016) titled *“Preparation, content and system for managing the National Producers Register (NPR) - Specifying the procedure for registering producers, in the framework of alternative management of packaging and other products, pursuant to articles 7 and 17 of Law 2939/2001 (A 179), as in force”*, as amended and in force;
10. Cabinet Act 49 of 15.12.2015 (GG 174 A/15.12.2015), *“Amendment and approval of the National Plan for Managing Waste and the National Strategic Plan for Waste Prevention, ratified with the joint decision 51373/4684/25–11–2015 of the Minister of the Interior and Administrative Organisation & the Minister of the Environment and Energy, pursuant to article 31 of Law 4342/2015”*;
11. Decision 106157/2004 (GG 1145 B) of the Minister of the Environment, Physical Planning and Public Works *“Approval of the ‘ECO-ELASTIKA’ collective system for Alternative Management of Old Tyres”*;
12. Decision oik. 804/22.12.2011 of the Board of Directors of the HRA on amending the approval of the *“ECO-ELASTIKA SA”* used tyre CAMS;
13. Decision oik. 917/30.04.2015 of the Board of Directors of the HRA on amending the operational plan of the *“ECO-ELASTIKA”* CAMS with regard to the adjustment (reduction) of financial contributions;
14. Decision oik. 1843/5.7.2019 of the Board of Directors of the HRA on a) approving the excess of the 35% percentage of article 4A(14) of Law 2939/2001 pertaining to the Agency’s special reserves b) approval pursuant to article 23(1) of Law 4496/2017 and c) renewal of approval of the Collective Alternative Management System (CAMS) for Used Tyres *“ECOELASTICA SA”*;

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15. Document of 31.7.2019 of the ECOELASTIKA SA CAMS to the HRA *“Providing clarifications regarding the decision to renew the approval of the ECOELASTIKA SA CAMS (Decision oik. 1843/5.7.2019 of the Board of Directors made on its 142nd meeting of 14.03.2019 with BoD ref.no.: 142.2)”*;
16. Document of 04.10.201 (ref. no 2479/04-10-2019) of the ECOELASTIKA SA CAMS to the HRA *“Submission for evaluation of the contract for producers inclusion in the ECOELASTIKA CAMS (point 9 of the Decision to renew the Approval) - Request to expedite the correction of the table of tyre categories falling within the CAMS scope (point 4 of the Decision to Renew the Approval)”*;
17. Document of 10.12.2019 (ref. no 3029/11-12-2019) of the ECOELASTIKA SA CAMS to the HRA
“Correction of decision to renew the ECOELASTIKA CAMS approval, decision Oik 1843/5.7.2019 of the Board of Directors with regard to the Categories Table (Point C.4 of the decision)”;
18. Document of 10.12.2019 (ref. no 3030/11-12-2019) of the ECOELASTIKA SA CAMS to the HRA
“Reassessment of the decision to renew the ECOELASTIKA SA CAMS approval (decision 1843/5.7.2019 of the Board of Directors made on its 142nd meeting of 14.03.2019 with BoD ref.no.: 142.2)”;
19. Document of 18.12.2019 (ref. no 3092/18-12-2019) of the ECOELASTIKA SA CAMS to the HRA
“Submission for assessment of the draft amendment contracts with utilisation plants (Point 12 of the Decision to Renew the Approval)”;
20. Document of 18.12.2019 (ref. no 3118/19-12-2019) of the ECOELASTIKA SA CAMS to the HRA *“Providing clarifications regarding requests to correct - amend the renewal of the ECOELASTIKA CAMS approval”*;
21. Document of 30.12.2019 (ref. no 3164/31-12-2019) of the ECOELASTIKA SA CAMS to the HRA *“CORRECT COPY of our document of 18.12.2019 - Providing clarifications regarding requests to correct - amend the renewal of the ECOELASTIKA CAMS approval”*;
22. Document of 03.01.2020 (ref. no 60/07-01-2020) of the ECOELASTIKA SA CAMS to the HRA *“Submission for assessment of the draft amendment of electronic contracts with holder (Point 7v & 7vi. of the Decision for Renewing the Approval)”*;
23. The meeting held at the HRA offices on 09.01.2020, during which the above were discussed;
24. Document 3164/15.01.2020 of the HRA to ECOELASTIKA *“Submission of a request for amending the terms of the decision to renew the approval”*;
25. Document of 21.01.2020 (ref. no 173/21-01-2020) of ECOELASTIKA SA to the HRA *“Request to amend the terms of the Decision to Renew the Approval of the Ecoelastika used tyres CAMS - Reply to your document of 15.1.2020 with ref. no. 3164”*;
26. Recommendation 725/03-03-2020 of the Alternative Management Directorate titled:
“Amendment of decision 1843/5.7.2019 on renewing the approval of the Collective Alternative Management System (CAMS) of Used Tyres ECOELASTIKA SA with regard to a) correcting the Table of categories of tyres of term C.4 of the decision for renewing

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the approval, b) changing the average weight of Category C tyres, c) reviewing and amending terms C.20iii and C.20iv of the decision to for renewing the approval”.

UNANIMOUSLY DECIDES:

1. To amend and replace the Table of tyre categories of the scope of the ECOELASTIKA SA Used Tyres CAMS of term C.4 of decision oik 1843/05-07-2019 for renewing its approval as follows:

Category	Average weight (kg)	Description
A	8	Passenger car tyres (tyres of passenger cars and 4X4 trucks) Commercial vehicle tyres with nominal (internal) rim diameter less than 17.5 inches Common tractor tyres (diagonal) for front wheels Industrial vehicle and forklift tyres (pneumatic) with nominal (internal) rim diameter of 12 or fewer inches.
B	50	Commercial vehicle tyres with nominal (internal) rim diameter of 17.5 of more inches Tractor tyres for back wheels with external diameter up to 1,400 mm Industrial vehicle tyres (pneumatic-industrial) with nominal (external) rim diameter over 12 inches and internal diameter of up to 1,400 mm
C	4	Motorcycle tyres
D1	150	Earth moving and earthworks* vehicle (Grader, Loader, RDT, ADT, Crane, Mechanical Handling) tyres with external diameter of up to 1,600 mm
D2	100	Agricultural vehicle tyres with external diameter ranging from 1,400 mm to 1,600mm Industrial vehicle tyres (pneumatic-industrial) with external diameter ranging from 1,400 mm to 1,600mm

*Category D1 includes all earthmoving vehicle and earthworks vehicle tyres with external diameter up to 1,600 mm.

Tyres of any category with **external diameter more than 1,600 mm as well as solid tyres of industrial vehicles shall be excluded from the above categories** and no financial contribution shall be charged to them.

2. To amend and replace terms C.20iii and C.20iv of Decision 1843/5-7- 2019 to Renew the Approval of the ECOELASTIKA SA Used Tyres CAMS, which shall hereinafter be the following:
“C.20 iii. regularly visit older constructions, in order to document and record the condition of the safety flooring, submit recommendations for restoring/replacing damaged flooring and financing them (restoration or replacement) only in cases where the old flooring is outside the specifications of the provisions and the limits of the REACH Regulation.

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“C.20 iv. submit recommendations, within six months from the date this decision comes into force, for the best way to sell useless flooring caused by removal of damaged elastic mats from schools to which it donates.”

3. For the remainder, Decision oik. 1843/5-7-2019 to Renew the Approval of the ECOELASTIKA SA CAMS agency shall apply.

The Chairman of the HRA Board of Directors

Nicolaos Chiotakis