

OCAD3E

Approved Coordinating Organisation for Waste Electrical and Electronic Equipment



Technical Note

Premiums and penalties applicable to professional WEEE
from January 1st, 2026

Version: 13/01/2026

Cancels and replaces any previous version.

Purpose of this document

This document outlines the **criteria and calculation rules related to the premiums and penalties applicable** to financial contributions paid by entities placing professional **electrical and electronic equipment on the market, as of January 1st, 2026**.

As the modulation criteria are subject to approval by the Ministry of the Environment, the information contained herein may be updated in accordance with requests from the supervisory authority (General Directorate for Risk Prevention).

<https://www.legifrance.gouv.fr/jorf/id/JORFTEXT000052201296>

1. Overview of professional products subject to premiums and penalties

Table 1. Premiums and penalties for professional electrical and electronic equipment

Family	Products	Premiums		Penalty	
		No Brominated Flame Retardants	Spare parts availability	Battery separability	Unit
All other products not listed below. (subject to eligibility – see details in the relevant chapters)		21,00 €/t	NA	80,00 €/t	€/t
Control and monitoring devices	Geared motors for sanitary fittings (actuators)	21,00 €/t	25,00 €/t	80,00 €/t	€/t
	Other monitoring and control instruments < or > 50 cm	21,00 €/t	NA	80,00 €/t	€/t
	Access control equipment	21,00 €/t	ON	80,00 €/t	€/t
Lighting and light-signalling fixtures	Emergency lighting systems	21,00 €/t	25,00 €/t	80,00 €/t	€/t
	Other lighting and light-signalling equipment	21,00 €/t	ON	80,00 €/t	€/t
Electric vehicle charging stations		21,00 €/t	ON	80,00 €/t	€/t
Professional Print Cartridges	per unit, according to weight thresholds	0,001 €/in	ON	80,00 €/t	€/unit
	by weight	21,00 €/t	ON	80,00 €/t	€/t
Medical Devices	Dental treatment stations	21,00 €/t	ON	80,00 €/t	€/t
	Electric medical furniture	21,00 €/t	ON	80,00 €/t	€/t
	Portable in vitro diagnostic medical devices	21,00 €/t	ON	80,00 €/t	€/t
	In vitro diagnostic medical devices (fixed and mobile)	21,00 €/t	ON	80,00 €/t	€/t
	Fixed and mobile medical devices	21,00 €/t	ON	80,00 €/t	€/t
	Portable medical devices	21,00 €/t	ON	80,00 €/t	€/t
Distributors (food and non-food)	Dispensers with or without refrigerated circuit	21,00 €/t	ON	80,00 €/t	€/t
	Water fountains	21,00 €/t	25,00 €/t	80,00 €/t	€/t
	Cash withdrawal facilities	21,00 €/t	ON	80,00 €/t	€/t
	Fuel pumps	21,00 €/t	ON	80,00 €/t	€/t
Personal Mobility Devices and Electric Mobility Devices	Electric mobility vehicles (Segways, e-bikes, etc.)	21,00 €/t	ON	80,00 €/t	€/t
	Other electric mobility equipment (accessories related to electric mobility, charging station, docking station, etc.)	21,00 €/t	ON	80,00 €/t	€/t
Audiovisual equipment	Audio, video, photo equipment	21,00 €/t	ON	80,00 €/t	€/t
	Electronic displays	21,00 €/t	40,00 €/t	80,00 €/t	€/t
	Electronic labels	21,00 €/t	ON	80,00 €/t	€/t
Installation equipment for LV electric power network and communication network	Main equipment < or > 50cm	21,00 €/t	ON	80,00 €/t	€/t
Electrical energy production, conversion, and storage equipment	Generator set	21,00 €/t	10,00 €/t	80,00 €/t	€/t
	Uninterruptible power supplies	21,00 €/t	20,00 €/t	80,00 €/t	€/t
	Other production, conversion, storage equipment < or > 50cm (excluding generator transformers)	21,00 €/t	ON	80,00 €/t	€/t
Network equipment and IT infrastructure		21,00 €/t	ON	80,00 €/t	€/t

Family	Products	Premiums		Penalty	
		No Brominated Flame Retardants	Spare parts availability	Battery separability	Unit
Printing, photocopying, fax equipment		21,00 €/t	20,00 €/t	ON	€/t
Professional cooking, drying, washing equipment		21,00 €/t	ON	ON	€/t
Professional sports and leisure equipment		21,00 €/t	ON	80,00 €/t	€/t
Professional hygiene, beauty, and care equipment		21,00 €/t	ON	80,00 €/t	€/t
Cold cabinets, cold systems, housed and unhoused	Refrigeration appliances with a direct sales function	21,00 €/t	30,00 €/t	80,00 €/t	€/t
	Chest freezers	21,00 €/t	30,00 €/t	80,00 €/t	€/t
Professional Monitors (>100 cm ²)	Monitors	21,00 €/t	40,00 €/t	80,00 €/t	€/t
	Digital terminals with a screen > 100 cm ²	21,00 €/t	20,00 €/t	80,00 €/t	€/t
Production tools and equipment, motors	Other production tools and equipment, engines	21,00 €/t	ON	80,00 €/t	€/t
	Welding Equipment	21,00 €/t	20,00 €/t	80,00 €/t	€/t
	Drills, screwdrivers, chippers	21,00 €/t	20,00 €/t	80,00 €/t	€/t
Servers		21,00 €/t	NA	80,00 €/t	€/t
Collection and payment system		0,45 €/u	NA	18 €/u	€/unit

2. General rules

The table above presents the amounts (excl. VAT) of premiums related to the absence of brominated flame retardants (BFRs), availability of spare parts, and penalties associated with battery separability. These values are flat rates in €/unit placed on the market and vary according to the criteria and products to which they apply.

For equipment with the scale expressed in €/unit, the Producer-Responsibility Organisation (PRO) is accountable for calculating premiums and penalties expressed in €/unit based on the average weight of equipment of the same type declared to it, starting from the amount in €/tonne below.

Procedures for the application of the modulation criteria

Application methods of the modulation criteria

A premium cannot be granted if a penalty is already applied to the product in question. By way of exception to this rule, the premium for incorporating recycled plastics can be combined with penalties. In this case only, the amounts of each premium and penalty are to be aggregated and included within the reference contribution, thereby determining the total contribution to be paid by the producer for each unit.

3. Criteria, thresholds, and applicable amounts

3.1. Spare parts availability

Products	Availability	List of parts that must be available
Display Screens		
Monitors	≥ 10 years	Defined in Annex I, §5. a) 1) and §5. (a) (2) of REGULATION (EU) 2019/2021
Digital terminals with a screen >100 cm²		
Refrigeration appliances with a direct sales function	≥ 10 years	Defined in Annex II., §2. a) 1) and §2. (a) (2) of REGULATION (EU) 2019/2024
Water fountains		
Professional chest freezers	≥ 15 years	Defined in Annex II. §3. a) 1) and §3. (a) (2) of REGULATION (EU) 2019/2019
Welding equipment	≥ 15 years	Defined in Annex II., §2. a) 1) of REGULATION (EU) 2019/1784
Printing, photocopying, faxing equipment, etc.	≥ 6 years	Tray/Cassette/Paper Drawer, Power Supply Unit, Motherboard/Logic Board/Trainer Board, Duplex Unit, if applicable, Printer Hard Drive, if applicable, External Main Power Cable, Paper Separator, Control/Control Panel/Display/Panel, Document Feeder/Automatic Document Feeder (ADF)
Emergency lighting systems	≥ 10 years	- Pictograms / markings, - Cable glands, lids and sealing elements if "standard" part (including envelope seals) - Batteries - Light sources if declared replaceable, - Accessories (vandal-proof grilles, pictogram flags, suspension kits, traffic plates)
Uninterruptible power supplies < 50 cm	≥ 10 years	
Uninterruptible power supplies ≥ 50 cm	≥ 12 years old	DC Filter Capacitors, AC Filter Capacitors, Fans, Batteries
Generator sets	≥ 10 years	[list of parts to be finalised]
Drills, screwdrivers, chisels	≥ 17 years old	Motors, cables, switches, mechanical parts, electrical parts, coals, electronics, chuck, wear parts.
Geared motors for sanitary fittings (actuators)	≥ 10 years	[list of parts to be finalised]

The following supporting documents must be provided:

- General Terms and Conditions (GTC)

Or failing that:

- Single agreement and/or category/specific contract
- Special Terms and Conditions of Sale (CPV)
- Product Instructions for Use (available to the public)

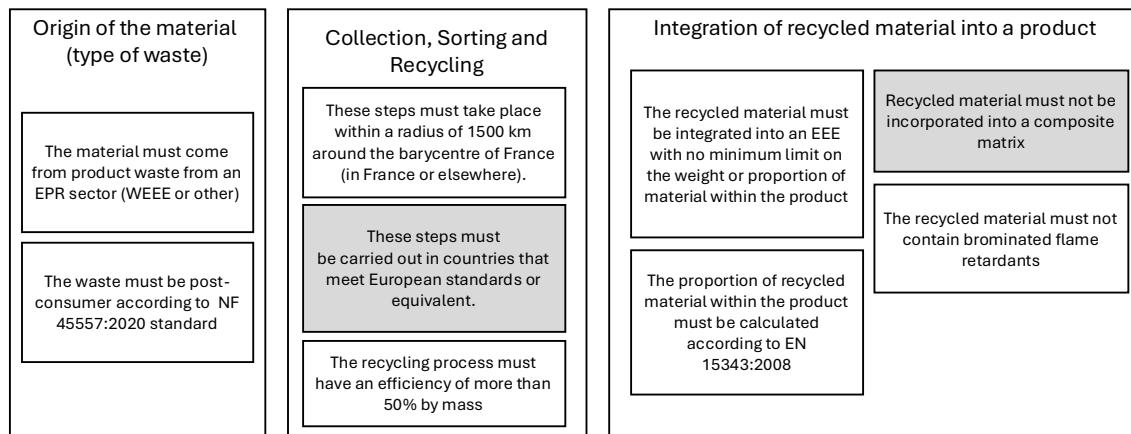
3.2. Incorporation of recycled plastics

The producer may benefit from a premium for the incorporation of recycled plastic materials (RPM), with the amount determined by **the total quantity of RPM integrated into units placed on the market in France and covered by the WEEE EPR systems**. The terms and conditions of this premium were set by [decree dated 5 September 2025](#) and are standardised across all EPR sectors.

Two levels of premiums are established based on the origin of the recycled material:

Origin of the waste	"OPEN LOOP": RPM from post-consumer waste from EPR systems	"CLOSED LOOP": RPM from post-consumer WEEE
Premiums (excl. VAT)	450 €/t RPM	550 €/t RPM

To benefit from this premium, the producer must ensure compliance with all the criteria in Figure 1 below. These criteria can be verified through the certifications and supporting documents mentioned in the green blocks.



Certifications and supporting documents associated with these criteria:

The origin of the waste, a proximity criterion of 1500km from the barycenter of France and recycling process must be certified by **Recyclclass: Recycling Process or LNE part 1**

The integration and rate of recycled material in the products must be certified by **Recyclclass: recycled content traceability or LNE - part 2**.
The absence of BFRs must be justified according to the same method as for the criterion mentioned in this document.

* For the criteria of the shaded boxes, refer to the FAQ.

Figure 1. Conditions for obtaining the subsidy for the incorporation of recycled plastic material and associated standards.

The producer has the responsibility to verify that all required criteria can be verified from the certification documents available to them.

Other equivalent certifications may be proposed by the producer if they meet all the constraints defined in [the decree of 5 September 2025 setting out the modulations applicable to the financial contributions paid by producers when they incorporate recycled plastic materials](#) and they must be subject to prior and concerted validation by the Ecologic and ecosystem PROs.

1) The amount of the premium is calculated as follows:

- Identify the origin of the RPM(s) incorporated in the relevant reference (e.g. "PRM from post-consumer WEEE")
- Determine the quantity of (each) RPM incorporated in the relevant SKU (e.g. "1.2 kg of PRM from post-consumer WEEE incorporated in SKU XYZ")
- Multiply this quantity by the number of units of this reference placed on the market in France for the period covered by the declaration (e.g. "10,000 units of reference XYZ placed on the market in France over the period [dd/mm/yyyy - dd/mm/yyyy]")
- Multiplying the result obtained above (e.g. $1.2 \text{ kg} \times 10,000 \text{ units} = 12 \text{ tonnes}$) by the applicable premium amount indicated in the table above (e.g. "12 t x €550).

Where the quantity may vary between production batches—due to differences in RPM content from various material batches, or sourcing of components from different factories with varying RPM levels—it is recommended to calculate and apply the minimum RPM content that can be reliably guaranteed on average for all declared units of this reference placed on the market.

Only the premium for the incorporation of recycled plastic material can be combined with penalties. For details of the procedures relating to the calculation of the proximity criterion or the rate of recycled materials, please refer to the dedicated FAQ.

3.3. Absence of brominated flame retardants

To be eligible for the premium, products must meet the following 3 conditions:

- 1) Plastic proportion greater than 20% of the total equipment weight
- 2) Presence of plastic parts > 25 g requiring the use of flame retardants
- 3) Absence of brominated flame retardants in plastic parts > 25 g, except cables and electronic boards

The following supporting documents must be provided:

Proof of obtaining a recognised label specifying the absence of brominated flame retardants in its specifications (e.g., Blue Angel, EPEAT, TCO) or certification from the producer.

In the case of in-depth checks: product test report carried out by an accredited laboratory in accordance with EN ISO/IEC 17025, or Material and Safety Data Sheet, or certificates from the suppliers of the materials used mentioning the absence of the substances in question, accompanied by a nomenclature detailing the list of materials used in the product.

A RoHS compliance report, if it proves the absence of any brominated flame retardants (and not only those regulated) can constitute a valid proof.

3.4. Separability of the battery, battery, or accumulator

In line with the definitions in Regulation (EU) 2023/1542, Article 11, **a product is not subject to this penalty if** the battery or accumulator is easily removable by the end-user, i.e. when it can be removed from the product using commercially available tools, without the need for specialised tools, unless these are supplied free of charge with the product, or proprietary tools, thermal energy, or solvents to dismantle the product.

As an exception to the requirement for separation by the end user above, certain products incorporating portable batteries may be designed in such a way that the battery can only be removed or replaced by independent professionals:

- a) appliances specially designed to operate primarily in an environment that is regularly subjected to splashing, water flowing or immersion in water, and which are intended to be washable or rinseable (applies only where this derogation is necessary to ensure the safety of the user and the appliance);
- b) professional medical imaging and radiotherapy devices, as defined in point (1) of Article 2 of Regulation (EU) 2017/745, and in vitro diagnostic medical devices, as defined in Article 2(2) of Regulation (EU) 2017/746.

Any exemption from this penalty will have to be subject to prior validation between the relevant professional federations and the PROs, according to the following principle established by Regulation (EU) 2023/154, Article 11, paragraph 3: "*the [battery removability] obligations do not apply when a continuous power supply and a permanent connection between the product and its respective portable battery are necessary in order to ensure safety of the user and device or, in the case of products whose primary function is to collect and provide data, for reasons of data integrity.* »

The following supporting documents must be provided:

The producer must declare (and be able to justify in the event of an inspection) whether the declared references contain a battery or accumulator. If so, the producer must be able to provide a document describing the steps necessary for the safe separation of the cell or accumulator with commonly commercially available tools when appropriate.

4. Reporting and monitoring process

4.1. General Process

The modulated scale is applied when declaring the Products placed on the Market (PoM) to the PRO. The primary assumption is that the declarant is aware of the modulation criteria, their conditions of access and that they can justify them if they wish to benefit from it. The declarant then selects the eco-modulated code by ticking the box that specifies the criterion achieved.

During the declaration process, the producer commits, through the PRO's declarative tool, to submit catalogue references that meet the modulation criteria, categorised according to Annex 1 of Directive 2012/19/EC and by product type as described in this technical note.

Upon request by the PRO, for the products covered by the modulation criteria, the producer is required, at their own expense, to provide evidence demonstrating that the product type meets the eco-modulation classification.

With regard to super-modulation (premiums linked to the incorporation of recycled plastic materials "IRPM"), producers must make a pre-declaration according to the methods chosen by the PRO. Supporting documents concerning the IRPM premium must be sent to the PRO by 31 December of the current year, the PRO may grant an additional period (of 3 months maximum) for the first year of submission of a pre-declaration by the producer. The PROs will then check the supporting documents and the validity of the certifications.

This evidence may be subject to a prior examination by the producer's PRO as part of a pre-declaration process. The purpose of the latter will be to authorise the Producer to request the payment of the premium during the declaration phase. In addition to this process, the request for the communication of supporting documents can be made at any time either by the PRO or by a third party mandated by the eco-body as part of the control audits.

To this end, the producer must always make available to the PRO the documents enabling it to justify the use of this modulated scale. If the evidence cannot be produced, the declaration will have to be re-established and corrected based on the unmodulated scale, going back to the origin of the erroneous declarations and within a limit of 2 years.

4.2. Sanctions

If equipment is declared ineligible, a detailed report will be provided to inform the declarant of any errors made or the failure to present compliant evidence. The declarant will be required to submit proof of the missing elements within two months of being notified. If not, they must amend the invalidated declaration and pay the resulting contributions at the full rate.

If there is unmistakable evidence of bad faith, an intent to contravene, or a repeat offense, the PRO reserves the right to refer the producer involved to DGPR and ADEME for a request to suspend the Unique Identifier (IDU).

4.3. Focus of the control audit

Conducted by a COFRAC-accredited third-party audit firm, the control audit is initiated at the request of the PRO as part of a **general audit** of all the declarations of the previous two years. It encompasses both the control of the quantities declared and the methodology used by the declarant. Additionally, the control audit checks for the existence of a written declaration procedure allowing a declaration rule to be established and, if necessary, to be conveyed to another declarant if the primary declarant is unavailable. General audits are supervised by the CDC of PROs and must cover a selection of members representing at least 20% of the quantities marketed by the PRO.

To demonstrate compliance with the modulation criteria, the supporting documents must consist of original documents in French or English, or certified documents. The audit may also focus on a **specific control point** defined by the PRO, such as the application of the modulation criteria. As part of the revision of the modulation criteria, the PROs are proposing an extension of this type of audit.

For declarations applying modulated contributions, the audit will ensure:

- the existence of evidence allowing access to the modulated scale or exemption from penalties,
- the conformity and authenticity of the documents,
- their full consistency with the eligibility criteria used,
- their perfect temporality with the criteria used at the time of the inspection and their compliance on the date of declaration.

Auditees may be chosen either randomly, objectively, or selectively by the auditor, with validation by the PRO.