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Preamble

Objectives

Objective 1: To create the necessary framework conditions for the EU Batteries Regulation

Objective 2: To maintain existing, established structures for battery collection and recycling in Austria

Content

The proposed legislation primarily comprises the following measures:

Measure 1: Definition of competent authorities, procedures, transitional provisions and penalties

Measure 2: Adoption of existing, established provisions from the Austrian Battery Ordinance

Material impacts

The proposed legislation has a material impact in the following impact category(ies):

Financial impact

Financial impacts on the federal budget and other public budgets

Financing budget for the first five years

in thousands of €

	2026	2027	2028	2029	2030
Net federal financing	-1,233	-798	-815	-833	-848
Net financing – Federal States	0	0	0	0	0
Net financing – Municipalities	700	2,000	2,000	2,000	2,000
Net funding for social security institutions	0	0	0	0	0
Total net financing	-533	1,202	1,185	1,167	1,152

Relationship with European Union legislation

The proposed legislation contains the necessary accompanying rules relating to European Union regulations.

Special features of the legislative procedure

None

Simplified outcome-oriented impact assessment

EU Battery Regulation Accompanying Act

Submitting entity:	Federal Ministry of Agriculture and Forestry, Climate and Environmental Protection, Regions and Water Management		
Title of the proposed legislation:	Federal Act enacting the accompanying legislation for the implementation of the EU Battery Regulation in the field of waste battery management and the Federal Act on the Market Surveillance of Batteries (Battery Market Surveillance Act – BattMüG 2026) and amending the Waste Management Act 2002 (EU Battery Regulation Accompanying Act – BattBegG)		
Type of proposed legislation:	Act	Entry into force/effective date:	2026
Year created:	2026	Last updated:	30.03.2026

Contribution to outcome objective or measure in the federal budget

Contribution to:

- Outcome objective: Sustainable use of resources, increasing the circular economy, decoupling the share of waste to be disposed of from economic growth (Subsection 43 Environment, climate, circular economy – 2026 Federal Budget Statement)

Analysis of the problem

Definition of the problem

Chapter VIII of Regulation (EU) 2023/1542 of 12 July 2023 on batteries and waste batteries, amending Directive 2008/98/EC and Regulation 2019/1020 and repealing Directive 2006/66/EC, OJ L191, 28.07.2023, p. 1 (EU Batteries Regulation) (EU Batteries Regulation) shall apply from 18 August 2025 onwards.

Until then, there is a need to amend national provisions concerning the collection, recycling and financing of waste batteries.

Objectives

Objective 1: To create the necessary framework conditions for the EU Batteries Regulation

Description of the objective:

There is a need to adapt the national provisions on the collection, recovery and financing of waste batteries to the new EU Battery Regulation.

Implemented by:

Measure 1: Definition of competent authorities, procedures, transitional provisions and penalties

Objective 2: To maintain existing, established structures for battery collection and recycling in Austria

Description of the objective:

The necessary fields, which are not regulated by the EU Batteries Ordinance and are currently regulated by the Austrian Batteries Ordinance, are to be incorporated into the Batteries Accompanying Act. This applies in particular to requirements regarding the separate collection and coordination of collections from municipal collection points, requirements concerning collection and recovery systems, and provisions regarding the appointment of authorised representatives. The established arrangement concerning the obligations of commercial importers who import batteries for their own use (self-importers) is also to be continued.

Implemented by:

Measure 2: Adoption of existing, established provisions from the Austrian Battery Ordinance

Measures**Measure 1: Definition of competent authorities, procedures, transitional provisions and penalties**

Description of the measure:

The competent authorities for both waste management and market surveillance will be defined and procedures will be established to ensure orderly enforcement. This includes the establishment of appropriate penalties.

Implementation of:

Objective 1: To create the necessary framework conditions for the EU Batteries Regulation

Measure 2: Adoption of existing, proven provisions from the Austrian Battery Ordinance

Description of the measure:

The provisions contained to date in the Austrian Battery Ordinance concerning the separate collection and coordination of collections from municipal collection points, requirements concerning collection and recovery systems, and provisions concerning the appointment of authorised representatives are to remain in force and be incorporated into the BattBegG. This also applies to the established arrangement concerning the obligations of commercial importers who import batteries for their own use (self-importers).

Implementation of:

Objective 2: To maintain existing, established structures for battery collection and recycling in Austria

Impact assessment

Financial impacts on the federal budget and other public budgets

Performance-based budget – Total for the first five years (in thousands of EUR)

Information covering the time beyond the first five years can be found in the Annex.

in thousands of EUR	Total	2026	2027	2028	2029	2030
Revenue	8,700	700	2,000	2,000	2,000	2,000
of which Federal Government	0	0	0	0	0	0
of which Federal States	0	0	0	0	0	0
of which municipalities	8,700	700	2,000	2,000	2,000	2,000
of which social security institutions	0	0	0	0	0	0
Expenditure	4,527	1,233	798	815	833	848
of which Federal Government	4,527	1,233	798	815	833	848
of which Federal States	0	0	0	0	0	0
of which municipalities	0	0	0	0	0	0
of which social security institutions	0	0	0	0	0	0
Net result	4,173	-533	1,202	1,185	1,167	1,152
of which Federal Government	-4,527	-1,233	-798	-815	-833	-848
of which Federal States	0	0	0	0	0	0
of which municipalities	8,700	700	2,000	2,000	2,000	2,000
of which social security institutions	0	0	0	0	0	0

Financing budget – Total for the first five years (in thousands of EUR)

Information covering the time beyond the first five years can be found in the Annex.

in thousands of EUR	Total	2026	2027	2028	2029	2030
Deposits	8,700	700	2,000	2,000	2,000	2,000
of which Federal Government	0	0	0	0	0	0
of which Federal States	0	0	0	0	0	0
of which municipalities	8,700	700	2,000	2,000	2,000	2,000
of which social security institutions	0	0	0	0	0	0
Withdrawals	4,527	1,233	798	815	833	848
of which Federal Government	4,527	1,233	798	815	833	848
of which Federal States	0	0	0	0	0	0
of which municipalities	0	0	0	0	0	0
of which social security institutions	0	0	0	0	0	0
Net financing	4,173	-533	1,202	1,185	1,167	1,152
of which Federal Government	-4,527	-1,233	-798	-815	-833	-848
of which Federal States	0	0	0	0	0	0
of which municipalities	8,700	700	2,000	2,000	2,000	2,000
of which social security institutions	0	0	0	0	0	0

Financial coverage is provided in DB 43.02.01 in accordance with the applicable Federal Finance Act (BFG)/Federal Finance Framework Act (BFRG). In particular, the expenditure for the Federal Government (approx. €4.5 million) includes the costs of additional personnel for market surveillance. Note: The costs of the EDM (electronic data management) application e-batteries were set out in a separate Economic and Financial Committee. (Digitalisation projects in the scope of electronic data management (EDM) for the years 2024 – 2027)

Reference should be made to the future additional revenue for the municipalities. Furthermore, the day-to-day operation of market surveillance is to be funded in the future through fees (in agreement with the Federal Ministry of Finance).

Impact on administrative costs for individuals and businesses

Impact on administrative costs for businesses

The project has no significant impact on the administrative burden on businesses.

Explanation:

Compared to the previous legal situation, the EU Batteries Regulation and the secondary legislation adopted thereunder contain more extensive reporting duties for companies (e.g. indication of the chemical composition of batteries placed on the market). The purpose of this act is to create the necessary framework conditions for this.

Companies

Financial impact on businesses, in particular SMEs

The proposed legislation has no material financial impact on enterprises.

Explanation:

In future, under the expanded producer responsibility scheme, collection and recycling schemes will also have to reimburse the essential personnel expenses incurred in connection with the return of items to local collection points. It is assumed that an expenditure of approximately EUR 2 million per year will be incurred. This is based on 2,000 collection points, at each of which an average of one hour's work is to be compensated for each week. An estimated EUR 700,000 is therefore allocated for the short financial year 2026 (from the date of the Act's entry into force).

Environmental impacts

Impact on energy or waste

The proposal has no significant impact on energy or waste.

Explanation:

Among other things, the EU Batteries Regulation aims to increase the collection of waste batteries and their reuse, repurposing and recycling of the raw materials contained in the batteries. This leads to less waste generation and disposal. The purpose of this act is to create the necessary framework conditions for this.

Annex

Detailed presentation of the financial impact

Coverage – Federal Government

Financial impacts on the federal budget (in thousands of EUR)

in thousands of EUR		2026	2027	2028	2029	2030	
Payments/amount to be covered		1,238	803	820	838	853	
Savings/reduced disbursements		5	5	5	5	5	
Coverage is provided by	Detail budget concerned	From detail budget	2026	2027	2028	2029	2030
in accordance with the Federal Finance Act (BFG)/Federal Finance Framework Act (BFRG)	430201 Circular economy and chemicals	430201 Circular economy and chemicals	1,238	803	820	838	853

Explanation of coverage:

Financial coverage is provided in DB 43.02.01 in accordance with the applicable Federal Finance Act (BFG)/Federal Finance Framework Act (BFRG). In particular, the expenditure for the Federal Government (approx. €4.5 million) includes the costs of additional personnel for market surveillance. Note: The costs of the EDM (electronic data management) application e-batteries were set out in a separate Economic and Financial Committee. (Digitalisation projects in the scope of electronic data management (EDM) for the years 2024 – 2027) Reference should be made to the future additional revenue for the municipalities. Furthermore, the day-to-day operation of market surveillance is to be funded in the future through fees (in agreement with the Federal Ministry of Finance).

Personnel costs

in thousands of EUR		2026		2027		2028		2029		2030	
Entity	Expenses	Full-time equivalent	Expenses	Full-time equivalent	Expenses	Full-time equivalent	Expenses	Full-time equivalent	Expenses	Full-time equivalent	
Federal Government	542	3.00	590	3.00	603	3.00	616	3.00	627	3.00	
Federal States, municipalities											
Social security institutions											
SUM TOTAL	542	3.00	590	3.00	603	3.00	616	3.00	627	3.00	

It should be noted that the personnel expenses are valued in accordance with the Ordinance on Financial Impacts.

Measure /activity	Entity	Application group	2026		2027		2028		2029		2030	
			Number of cases	Time (h)	Number of cases	Time (h)	Number of cases	Time (h)	Number of cases	Time (h)		
Issuing of notices for the collection and recycling scheme	Federal Government	Paygrade senior civil service 3 A1/GL-A1/4; A1B/GL-A1B/4 ; PF 1/3	1	-40.00	1	-40.00	1	-40.00	1	-40.00	1	-40.00
Notification conformity assessment body	Federal Government	Paygrade senior civil service 3 A1/GL-A1/4; A1B/GL-A1B/4 ; PF 1/3	1	20.00	1	20.00	1	20.00	1	20.00	1	20.00
Additional expenditure for market surveillance	Federal Government	Paygrade senior civil service 3 A1/GL-A1/4; A1B/GL-A1B/4 ; PF 1/3			1	400.00	1	400.00	1	400.00	1	400.00
Reporting duty – courts and public prosecutors’ offices	Federal Government	Contract agent paygrade specialist service v3; c; h1, p1			20	0.17	20	0.17	20	0.17	20	0.17

Measure /activity	Entity	Application group	2026	2027	2028	2029	2030
			Full-time equivalent	Full-time equivalent	Full-time equivalent	Full-time equivalent	Full-time equivalent
Market surveillance expansion	Federal Government	Paygrade senior civil service 1 A1/7, A1/8, A1/9, A1/9/GS	2.00	2.00	2.00	2.00	2.00
Market surveillance support	Federal Government	Paygrade specialist service A3; C; P1; PF 4–PF 5	1.00	1.00	1.00	1.00	1.00

It is estimated that, on average, one permit decision for collection and recovery systems will be issued per year, the administrative costs of which can be saved by removing the time limit (§ 29(5)).

Notification of conformity assessment bodies is to be carried out by the BMLUK [Federal Ministry of Agriculture and Forestry, Climate and Environmental Protection, Regions and Water Management]. It is estimated that 1-2 bodies will be officially notified by decision each year. Accreditation is to be carried out by the BMWET [Federal Ministry of Economy, Energy and Tourism] within the framework of the implementation of the Accreditation Act [AkkG] 2012 (the costs of which are mainly covered by fees).

Due to the expanded requirements set out in the EU Battery Regulation, it is anticipated that market surveillance will require additional personnel expenditures, specifically an increase of two A1 and one A3 posts for the BMLUK, which has already been responsible for market surveillance in the batteries sector.

Workplace-related operating expenses

Entity (specification in thousands of EUR)	2026	2027	2028	2029	2030
Federal Government	191	208	212	217	221
Federal state government					
Municipalities					
Social security institutions					
SUM TOTAL	191.00	208.00	212	217	191.00

Provided work

Entity (specification in thousands of EUR)	2026	2027	2028	2029	2030
Federal Government	500				
Federal state government					
Municipalities					
Social security institutions					
SUM TOTAL	500				

Designation	in EUR Entity	2026		2027		2028		2029		2030	
		Quantity	Expenses	Quantity	Expenses	Quantity	Expenses	Quantity	Expenses	Quantity	Expenses
EDM application: e-batteries	Federal Government	1	500,000.00								

The existing EDM application for the required reporting of batteries placed on the market, collected and recycled was last updated in 2008. In any case, after such a long time, a review and update to reflect the current state of the art is necessary. However, the new requirements set out in the EU Battery Regulation and the BattBegG mean that additional expenditure is required, which is estimated at EUR 500,000 here – half of the total expenditure of approximately EUR 1 million.

Revenue from operational management activities and transfers

Entity (specification in thousands of EUR)	2026	2027	2028	2029	2030
Federal Government	700	2,000	2,000	2,000	2,000
Federal state government					
Municipalities					
Social security institutions					
SUM TOTAL	700	2,000	2,000	2,000	2,000

in EUR		2026		2027		2028		2029		2030	
Designation	Entity	Quantity	Expenses	Quantity	Expenses	Quantity	Expenses	Quantity	Expenses	Quantity	Expenses
Settlement	Municipalities	1	700,000.00	1	1 2,000,000.00	1	1 2,000,000.00	1	1 2,000,000.00	1	1 2,000,000.00

Personnel costs

In future, under the expanded producer responsibility scheme, collection and recycling schemes will also have to reimburse the essential personnel expenses incurred in connection with the return of items to local collection points. It is assumed that settlements will amount to approximately EUR 2 million per year. This is based on 2,000 collection points, at each of which an average of one hour's work is to be compensated for each week. An estimated EUR 700,000 is therefore allocated for the short financial year 2026 (from the date of the EU Battery Regulation Accompanying Act's entry into force). The specific amount of the settlement must still be negotiated between the collection and recovery systems and the municipalities and may therefore be higher or lower.


Information on materiality

In the opinion of the submitting authority, this draft has no significant impact on the following impact categories, within the meaning of Annex 1 to the Basic Ordinance on Outcome-Oriented Impact Assessments [WFA-Grundsatzverordnung].

Impact category	Impact subcategory	Materiality criterion
Companies	Financial effects on businesses	At least 10 000 enterprises concerned or EUR 2.5 million in terms of total additional cost or relief per year
Environmental	Energy or waste	<ul style="list-style-type: none">– Change in energy consumption by more than 100 TJ per year, or– Change in the amount of hazardous waste by over 1 000 tonnes per year or in the amount of non-hazardous waste to be disposed of (landfilled) by over 10 000 tonnes per year

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