

Appendix 1 - draft regulations for Extended Producer Responsibility (EPR) for packaging scheme.

(Q1-5 are questions about the respondent and are not included here)

Questions

What is not included in the draft Regulations and future reforms?

Q6. Do you agree that we should work towards excluding packaging that is designed only for use by a business from the payment of household disposal cost fees?

Obligations on producers

Q7. Do the draft Regulations ensure all types of packaging, which is not exempt packaging, are subject to recycling obligations?

Q8. Are producers recycling obligations clear?

Q9. Are the obligations on each type of producer clear?

Q10. Are the obligations on all types of packaging clear?

Q11. Are there any areas in which two producers may be obligated for the same item of packaging?

Q12. Is the relationship between a Packaging Compliance Scheme and its members clear?

Q13. Are the obligations that a Packaging Compliance Scheme assumes on behalf of its members clear?

Provision of recycling information and labelling

Q14. Are the requirements for the provision of recycling information and packaging labelling clear?

Recyclability assessments

Q15. Are you likely to use a third-party organisation to conduct packaging recyclability assessments?

Q16. If you answered yes to Q14, should there be a mandatory accreditation scheme for third-party organisation(s) who undertake recyclability assessments?

**Mandatory takeback and recycling of fibre-based composite cups
Scheme Administrator establishment**

Q17. Are the functions of the Scheme Administrator as outlined in the draft Regulations clear?

Scheme Administrator calculation of producer disposal and administration fees

Q18. Do the draft Regulations allow for the Scheme Administrator to accurately apportion fees to producers?

Q19. If your organisation collects and recycles packaging waste, do you understand if you would qualify for off-setting under the draft Regulations?

Q20. Do you think the offsetting provisions should be extended as part of future reforms to EPR?

Q21. Do the draft Regulations provide appropriate safeguards for compliant producers, including with regards to the impact producer non-compliance may have on producer disposal fees?

Scheme Administrator's calculation of disposal costs and scheme administrator costs to be recovered from producers

Q22. Do the draft Regulations make it clear what the Scheme Administrator is required to do and consider in assessing local authority efficient net disposal costs and service effectiveness?

Q23. Do the draft Regulations make appropriate provision for how the Scheme Administrator will incentivise the delivery of efficient and effective packaging waste management services by local authorities?

Q24. Do the draft Regulations make it clear what the Scheme Administrator is required to do and consider in assessing Scheme Administrator public information costs and administration costs?

Q25. Do the draft Regulations make appropriate provision for how the Scheme Administrator will distribute disposal cost payments to local authorities

Q.26 Do the draft Regulations make it clear how the Scheme Administrator will adjust (modulate) fees to account for the environmental sustainability of household packaging

Q27. Do you have views on any materials that should be exempted from the scope of modulating fees?

Reprocessors and Exporters

Q30. Are the new registration requirements for reprocessors and exporters handling packaging waste clear?

Q31. Are the new conditions and reporting requirements for accredited reprocessors and exporters clear?

Appeals

Q32. Do the draft Regulations adequately capture the decisions that can be appealed?

Q33. Do the draft Regulations set out an adequate appeals process?

Future development of EPR for packaging

Q34. Please raise up to three areas of EPR packaging policy that you would like us to consider in the first review and rank in order of priority.