

NOVA SCOTIA FEDERATION  
OF MUNICIPALITIES

EPR FOR PPP REGULATIONS:  
IMPLICATIONS FOR MUNICIPALITIES

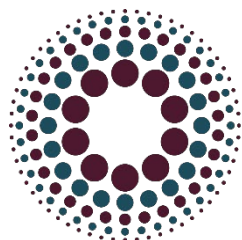
**EDITED BY WASTE CHECK**

Better government. Stronger communities.

December 2023

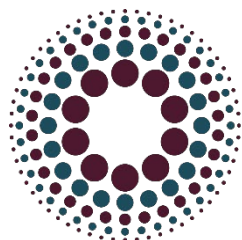
# EPR FOR PPP RECAP

- EPR for Packaging, Paper Products, and Packaging-like products (PPP) regulates industry responsibility for both the operational and financial management of certain recyclable materials.
- Ideally this incentivizes industry to create easily recyclable packaging because producers become responsible for recycling costs.
- In Nova Scotia, EPR for PPP will include materials commonly found in the blue bag system.



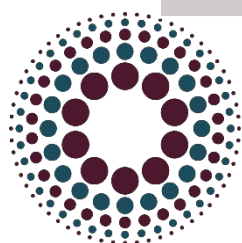
# EPR FOR PPP RECAP

- NSFM & partners submitted a proposal regarding EPR for PPP to the provincial government in 2019.
- In December 2021, as part of the Environmental Goals and Climate Change Reduction Act, the provincial government committed Extended Producer Responsibility to include Paper, Packaging, and Packaging-Like Products.
- EPR for PPP regulations were announced August 2, 2023.
- Savings from new operational arrangements are estimated between \$20-25 million annually for NS municipalities.



# PROGRAM PLAYERS

<b>Producers</b>	<ul style="list-style-type: none"><li>• Regulated to develop and manage a program</li><li>• Permitted to appoint a PRO</li></ul>
<b>Producer Responsibility Organization (PRO)</b>	<ul style="list-style-type: none"><li>• Appointed by producers to develop and operate the program (e.g., servicing blue bags)</li><li>• Collects fees from producers</li><li>• May contract municipalities for collection/processing, and education services</li><li>• Provides information and education programs related to PPP</li></ul>
<b>Provincial Government</b>	<ul style="list-style-type: none"><li>• Obligates producers, sets targets</li></ul>
<b>The Administrator - Divert NS</b>	<ul style="list-style-type: none"><li>• Manages registration and data collection for producers and municipalities</li><li>• Oversees registration and compliance with regulation targets</li><li>• Completes annual reporting to province</li></ul>
<b>Municipalities and Regions</b>	<ul style="list-style-type: none"><li>• Registers with Divert NS and provides current collection data</li><li>• Can be contracted by industry to continue collection, processing, and/or education</li></ul>



# DATES AND DEADLINES

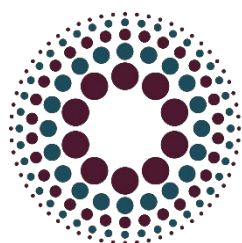
**August 1, 2023** – EPR for PPP Regulations are approved.

**January 1, 2024** – Last date for municipalities and Producers to register with Divert NS and provide information in the form and manner specified (details forthcoming).

**January 1, 2024** - Producers must select a Producer Responsibility Organization (PRO) to consult with stakeholders, including municipalities.

**October 1, 2024** – PRO must consult with every municipality in the Province and submit a readiness report to Divert NS.

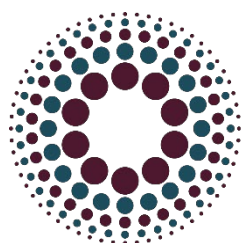
**December 1, 2025** – Full EPR for PPP implementation.



# READINESS REPORT

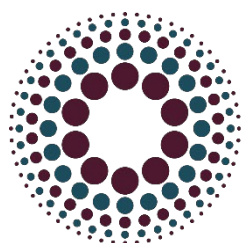
A PRO must consult with every municipality in the Province and submit a readiness report to Divert NS containing the following information:

- A description of the consultation with municipalities and how the feedback was addressed;
- A description of the actions planned to ensure that collection, material management, reporting/record-keeping, and promotion and education services meet the standards outlined in the regulations.



# REGULATION OVERVIEW

- In conjunction with the readiness report process, the PRO may begin engaging with municipalities to contract them for services (collection, processing, etc.).
- Regulations must be fully implemented by Dec 1, 2025.
- Divert NS will monitor the PRO and any other producers to ensure compliance with regulations.



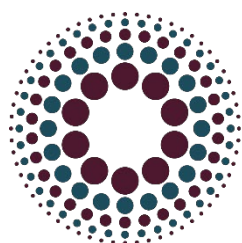


# OPT-OUT, OPT-IN

Prior to January 1, 2024, Councils should consider the current costs associated with the collection, transportation, and processing of designated materials when deciding whether to opt in or out of EPR for PPP.

## **Municipalities can:**

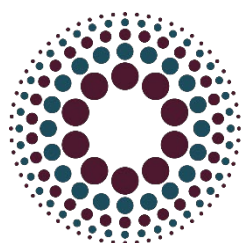
- 1. Opt-out of EPR for PPP and continue to service the blue bag program at cost.**
- 2. Opt-in to EPR and cease to provide any services related to the blue bag program (unless contracted by the PRO to provide collection, processing, and/or education services).**





# CONTRACT NEGOTIATIONS

- While contracts may be on 1:1 basis, municipalities can consider a regional approach to negotiations including retaining legal and Subject Matter Experts (SME) to advise during the process.
- The PRO will decide through their own procurement process who will provide processing services. Municipalities that own MRF's can respond to an RFP/Tender.



# NEXT STEPS

- As part of registering in January 2024, municipalities will be asked to provide operational data relating to their blue bag service.
- Staff should be working to collect data and have been provided with some initial information.
- The Municipal-Provincial Priorities group, an operational sub-committee of Regional Chairs, has been working with Divert NS to ascertain the necessary data required.
- Additional data collection information will be forthcoming from Divert NS/Priorities.

