

Blue Box Producer Obligations

Mary Cummins, RPRR Registrar
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Agenda

1. Individual Producer Responsibility
2. Management, Collection and Promotion & Education Requirements
3. Meeting your Obligations
4. The Compliance Framework
5. Next Steps



Individual Producer Responsibility



IPR and the Blue Box Regulation

Individual producer responsibility (IPR) means that producers are responsible and accountable for collecting and managing their products and packaging after consumers have finished using them.

Key players in the IPR framework



**Ontario Government
(Ministry of the Environment,
Conservation and Parks)**

- Develops, approves and issues legislation
- Makes amendments to legislation, as required
- Issues direction letters



**Resource Productivity and
Recovery Authority (RPRA)**

- Implements and enforces regulations
- Acts as a modern regulator and uses effective communication to achieve compliance
- Has power to take the following actions to ensure compliance:
 - Inspections and audits
 - Investigations
 - Compliance orders
 - Administrative penalty orders
 - Prosecutions

Key players in the IPR framework (cont.)



Producers

A **producer** is a person who supplies blue box material (packaging, paper products or packaging-like products) comprised of paper, glass, metal or plastic, or a combination of these materials to consumers in Ontario. The obligated producer for products and packaging is determined based on the producer hierarchies.

[Learn more about producers here](#)



Producer Responsibility Organizations (PROs)

A **PRO** is a business established to contract with producers to provide collection, management and administrative services to help producers meet their regulatory obligations.

This can include arranging the establishment or operation of collection and management systems and preparing/submitting reports.

[Learn more about PROs here](#)



Processors

A **processor** is a person that processes Blue Box materials used in Ontario for the purpose of resource recovery. PROs and producers will have contracts with registered processors for the purposes of meeting management requirements.

[Learn more about processors here](#)

Management, Collection and P&E Requirements



Management requirements

A producer's management requirement is how much Blue Box material they must process into recovered resources each year (calculated based on what producers supplied into Ontario the previous calendar year)

Note: *Some producers must report to RPRA but are exempt from management requirements (i.e., annual supply falls below the exemption threshold)*

Curbside and Depot Collection System requirements

All producers with management requirements must establish and operate a curbside and depot collection system in Ontario.

- Communities currently receiving curbside collection must receive curbside collection
- Communities currently receiving depot collection must receive either curbside or depot collection.

What is a Supplemental Collection System?

A supplemental collection system is an optional system that is operated by a producer in addition to the curbside/depot collection system

- Materials collected can be used towards meeting a producer's management requirements

What is an Alternative Collection System?

An alternative collection system is a system that is operated by a producer instead of the curbside/depot collection system.

- Materials collected must be able to meet a producer's management requirements in a given year.

Promotion and education requirements

All producers and PROs who operate a collection system must implement a promotion and education program to educate Ontario residents (e.g., what can go in the curbside blue box).

Meeting Your Obligations



Meeting your obligations

Producers with management requirements must have collection, management and promotion & education systems in place by **July 1, 2023**.

Working with PROs

If a producer chooses to work with a PRO to meet their obligations, they should have a contract in place with the PRO in advance of July 1, 2023, to ensure compliance with the regulation.

Establishing your own system

Any producer who is not planning to work with a PRO to meet their obligations should contact the Compliance and Registry Team to discuss how they plan to meet their obligations and ensure that they will be in compliance with the regulation.

The Compliance Framework



What is a free rider?

1. Have not registered or reported to RPRA or have done so incorrectly
- 2. *Have not established a collection and management system (if they are so required to)***
 - Some producers do not have this obligation
 - Producers must identify who their PRO is to RPRA
3. Are not operating a collection and management system (if they are so required to).

How we assess risk

IMPACT	High	Medium	High	High
	Medium	Low	Medium	High
	Low	Low	Low	Medium
		Low	Medium	High
		LIKELIHOOD		

The risk matrix is a 3x3 grid. The vertical axis is labeled 'IMPACT' with levels 'High', 'Medium', and 'Low'. The horizontal axis is labeled 'LIKELIHOOD' with levels 'Low', 'Medium', and 'High'. The cells contain risk levels: High Impact/Low Likelihood is Medium (yellow); High Impact/Medium Likelihood is High (red); High Impact/High Likelihood is High (red); Medium Impact/Low Likelihood is Low (green); Medium Impact/Medium Likelihood is Medium (yellow); Medium Impact/High Likelihood is High (red); Low Impact/Low Likelihood is Low (green); Low Impact/Medium Likelihood is Low (green); Low Impact/High Likelihood is Medium (yellow).

Compliance Tools

Pro-active education and awareness

Inspections and audits

Communication to address non-compliance

Compliance order

Administrative penalty order

Prosecution

Preparing for July 1, 2023

Producers need to determine how they will meet their obligations.

RPRA will be verifying system readiness, including individual producer readiness, leading up to **July 1, 2023**.

Next Steps



Upcoming dates and activities

Date/timing	Required activities
Within 5 days of signing a contract with a PRO	Producers need to log into their Registry account to indicate which PRO they have contracted with and for which services.
May 31, 2023	Deadline for producers to submit their 2023 Blue Box Supply Report (with 2022 supply data) through RPRA's Registry.
July 1, 2023	Producers must ensure they have collection, management and promotion and education systems in place.
Starting in 2024	Producers or PROs on their behalf must report annually to RPRA on their performance meeting their management requirements.
Starting in 2027 (and every three years thereafter)	Producers or PROs on their behalf will be required to submit an audit verifying their performance reporting in the previous 3 years.

Registered Blue Box PROs

PRO	Contact Information
Canadian Beverage Container Recycling Association	Phone: 1 (855) 644-7400 Email: info@cbcra-acrcb.org
Circular Materials	Website: www.circularmaterials.ca Phone: 1 (855) 354-2772 Email: info@circularmaterials.ca
H2 Compliance Inc.	Website: http://www.h2compliance.com Phone: (225) 718-7011 Email: j.morrison@h2compliance.com
Ryse Solutions Ontario Inc.	Website: https://ryseinc.ca/ Phone: (905) 330-9206 Email: info@ryseinc.ca

A list of registered Blue Box PROs can also be found on our website:
<https://rpra.ca/programs/blue-box/regulation/pros/>

Resources to help you understand and meet your requirements



Website rpra.ca

Visit our [Blue Box Regulation webpage](#) for an overview of the regulation.

For more information on your regulatory requirements, visit our [Blue Box Producer webpage](#).



Learning Series

This webinar is being provided as part of our learning series on the Blue Box Regulation.

For a recording of this webinar and presentation slides, as well as past presentation on the Blue Box Regulation, visit our [Learning series page](#).



Registry Resources

Visit our [Registry Resources webpage](#) for Compliance Bulletins and Registry Procedures.

We will continue to develop Compliance Bulletins to assist people in understanding their regulatory requirements and how to meet them.



Compliance and Registry Team

Our Compliance and Registry Team is available to answer any questions you have.

Contact the team at: registry@rpra.ca or 833-600-0530.