

DECISION AND ORDER OF DEPUTY REGISTRAR

Made under section 87(6)(b) of the
Resource Recovery and Circular Economy Act, 2016, c 12, Sched 1

TO:
ML Trailers

Attention: Michel Lalonde, Owner

Served by email to: sales@mltrailers.com
CC: mltrailers@yahoo.ca

RE: REQUEST FOR REVIEW OF ORDER NO.: RPRA-0140

DECISION AND ORDER

After considering the request for review and the submitted documentation, it is my decision to issue this Order confirming the Inspector's Order dated September 8, 2026, pursuant to section 87(6)(b) of *Resource Recovery and Circular Economy Act, 2016*.

A stay of Order No. RPRA-0140 is granted for the duration of consideration of this request for review by RPRA, and the deadline to comply with the Order is extended by 7 days.

REASONS FOR DECISION AND ORDER

I reviewed information submitted as part of the request for review by ML Trailers (hereafter referred to as "the Registrant"), as well as the Registrant's previously submitted supply data, past communications between RPRA officers and the Registrant, the Inspector's Order and the compliance order cover letter issued to the Registrant. I have also reviewed the provisions of the Tires Regulation, O. Reg. 225/18 ("the Tires Regulation") referenced in the Inspector's Order, each as applicable in the subject years.

I make the decision to confirm that the Registrant is required to take the actions outlined in Order No. RPRA-0140.

The Registrant is a registered tire producer under the Tires Regulation, O. Reg. 225/18, and based on its reported supply has management requirements that require the Registrant to report a compliant collection and management system and report performance for its obligated periods, as outlined in the Order.

I confirm that RPRA Inspectors have correctly communicated to the Registrant these requirements, including the performance periods to which they apply. The correspondence referred to in the request for review dates to April 2021, at which point the RPRA Inspector correctly concluded, based on the information available, that the Registrant had fulfilled the requirements it had at the time of registration and initial supply reporting.

Tire producers' performance requirements are determined annually, as outlined in the Tires Regulation. The minimum requirement in a calendar year is a function of a three-year rolling average of supply data reported in prior years. The Registrant's previously submitted supply data resulted in minimum performance requirements, as follows:

Collection Requirement

Performance Year	Requirement calculated upon submission of supply report in year	Formula
2022	2021 report (2019 data)	$[(2017 \text{ supply} + 2018 \text{ supply} + 2019 \text{ supply}) / 3] \times 85\%$
2023	2022 report (2020 data)	$[(2018 \text{ supply} + 2019 \text{ supply} + 2020 \text{ supply}) / 3] \times 85\%$
2024	2023 report (2021 data)	$[(2019 \text{ supply} + 2020 \text{ supply} + 2021 \text{ supply}) / 3] \times 85\%$

Management Requirement

Performance Year	Requirement calculated upon submission of supply report in year	Formula
2025	2024 report (2022 data)	$[(2020 \text{ supply} + 2021 \text{ supply} + 2022 \text{ supply}) / 3] \times 65\%$
2026	2025 report (2023 data)	$[(2021 \text{ supply} + 2022 \text{ supply} + 2023 \text{ supply}) / 3] \times 65\%$

Additional resources on calculating minimum requirements can be found on the RPRA website, including the FAQ "[How are my tire collection and recovery requirements determined?](#)"

The fact that the Registrant has producer responsibility requirements for the following year, and the magnitude of those requirements, is available to the Registrant upon submitting the annual supply data in the Registry. This information appears in the Registrant's specific Registry account. The legal responsibility to comply with these requirements rests solely with the obligated entity.

The Registrant remains non-compliant with the requirements outlined in the Order.

APPEAL OF DEPUTY REGISTRAR'S DECISION AND ORDER

You have the right to appeal this Order to the Ontario Land Tribunal. To appeal, you must serve written notice of your intention to appeal on the Deputy Registrar who made the Order, and on the Tribunal, within **15 days** of being served with this Order, as follows:

Deputy Registrar
Resource Productivity and Recovery Authority
4711 Yonge Street, Suite 408
Toronto, Ontario
M2N 6K8
Phone: 833-600-0530
Email: registry@rpra.ca

and

Ontario Land Tribunal
655 Bay Street, Suite 1500
Toronto, ON M5G 1E5
Phone: 416-212-6349 | 1-866-448-2248
Website: www.olt.gov.on.ca

The notice of appeal must state the portions of the order in respect of which the hearing is required and the grounds on which the applicant intends to rely at the hearing.

FAILURE TO COMPLY

Failure to comply with this Order is an offence under section 98 of the Act.

If an individual is convicted of an offence under the Act, the individual is liable to a fine of not more than \$50,000 for each day or part of a day on which the offence occurs or continues for a first conviction, and in the case of a subsequent conviction, to a fine of not more than \$100,000 for each day or part of a day on which the offence occurs or continues. If a corporation is convicted of an offence under the Act, the corporation is liable to a fine of not more than \$250,000 for each day or part of a day on which the offence occurs or continues for a first conviction, and in the case of a subsequent conviction, to a fine of not more than \$500,000 for each day or part of a day on which the offence occurs or continues.

Failure to comply with this Order may also be subject to an administrative penalty under O. Reg. 558/22. The maximum total base penalty for a corporation that fails to comply with an Order is \$75,000 plus economic benefit, which is the value the corporation derived directly or indirectly from the non-compliance.

PUBLICATION OF ORDER

This Order will be posted on the Resource Productivity and Recovery Registry on RPRA's website in accordance with section 51 of the Act.

DECISION AND ORDER DATED [September 15, 2026]

Pam Castillo
Deputy Registrar, RPRA