



***Information for a producer selling, importing or distributing products regulated in British Columbia.***

The purpose of this sheet is to provide existing, new and potential producers with direction and assistance on meeting their obligations under the Recycling Regulation. It is important to note that this sheet does not take precedence over the *Environmental Management Act* or the Recycling Regulation.

**Regulatory Framework**

In the Province of British Columbia (B.C.), waste management legislation extends responsibility to the producer. The Recycling Regulation provides a framework for extended producer responsibility (EPR). The results-based regulation includes core requirements applying to all programs and schedules for each regulated product category. The regulation includes schedules for obligated product categories.

**Legal Basis**

The Recycling Regulation (B.C. Reg.449/2004) was enacted in October 2004 under authority of the *Environmental Management Act*. Official copies of the Act or Regulation can be obtained from Crown Publications online at [www.crownpub.bc.ca](http://www.crownpub.bc.ca). For information purposes the regulation is available online at [www.recycling.gov.bc.ca](http://www.recycling.gov.bc.ca).

**What is Extended Producer Responsibility (EPR) in British Columbia?**

In B.C., EPR requires producers (manufacturers, distributors and retailers) to be responsible for the life cycle management of their products, including collection and recycling.

**Who does the regulation affect?**

The producer is the regulated entity and is principally the first seller of the product in the province. In practice, the producer is typically the product manufacturer, distributor or brand-owner. The producer could be an importer, broker or retailer who sells the product directly to the consumer, including those whose sales are transacted by catalogue or over the Internet. The definition of producer is provided in [section 1 of the Regulation](#).

For the purpose of this outreach, [Schedule 3 - Electronic and Electrical Product Category](#) lists regulated products, including:

- 2(1)(g) electronic or electrical biking, diving, running and rowing machines or computers and other sports equipment with electronic or electrical components.
- 2(1)(m) batteries that could be used in an electronic or electrical product listed in this section, including primary batteries and rechargeable batteries.

**What are a producer's basic obligations?**

A producer must either have an approved extended producer responsibility plan and comply with the plan or comply with section 9 (Part 3) in order to sell or distribute the product in British Columbia. [Section 2\(2\)](#) of the Regulation provides producers the option of appointing an agency to carry out its duties under an extended producer responsibility plan.

**What are the consequences for non-compliance?**

Persons contravening the regulation commit an offence as detailed under section 16 and are liable to a fine not exceeding \$200,000.

**B.C. Ministry of Environment and Climate Change Strategy Contact Information**

Please visit the [B.C. Extended Producer Responsibility](#) website for more information or contact the ministry by email at: [ExtendedProducerResponsibility@gov.bc.ca](mailto:ExtendedProducerResponsibility@gov.bc.ca).