

Draft Regulation

Environment Quality Act
(chapter Q-2)

Act respecting certain measures enabling the enforcement of environmental and dam safety legislation
(chapter M-11.6)

Development, implementation and financial support of a deposit-refund system for certain containers — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation to amend the Regulation respecting the development, implementation and financial support of a deposit-refund system for certain containers, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The purpose of the draft Regulation is to postpone to 1 March 2027 the date as of which certain containers targeted by the deposit-refund system become redeemable and, in connection with that postponement, to modify the annual recovery, reclamation and local reclamation rates, and the recycling rates for single-use fibre containers, including multi-layer containers, that the designated management body is required to achieve. The draft Regulation also proposes requiring all producers to install and manage a minimum number of return sites.

The regulatory impact analysis shows that enterprises would have two additional years to adapt to the increase in the number of containers and to the addition of a new material. Nevertheless, since it would be a postponement, the analysis shows that the planned expenses would still be incurred two years later and that the draft Regulation would not generate any savings for enterprises.

Further information on the draft Regulation may be obtained by contacting Valérie Lephât, Direction de la réduction, du réemploi et du recyclage, Direction principale des matières résiduelles, Ministère de l'Environnement, de la Lutte contre les changements climatiques, de la Faune et des Parcs, édifice Marie-Guyart, 9^e étage, boîte 71, 675, boulevard René-Lévesque Est, Québec (Québec) G1R 5V7; email: infoconsigne-collecte@environnement.gouv.qc.ca.

Any person wishing to comment on the draft Regulations is requested to submit written comments within the 45 day period to Gitane Boivin, Director, Direction principale des matières résiduelles, Ministère de l'Environnement, de la Lutte contre les changements climatiques, de la Faune et des Parcs, édifice Marie-Guyart, 9^e étage, boîte 71, 675, boulevard René-Lévesque Est, Québec (Québec) G1R 5V7; email: infoconsigne-collecte@environnement.gouv.qc.ca.

BENOIT CHARETTE

Minister of the Environment, the Fight Against Climate Change, Wildlife and Parks

Regulation to amend the Regulation respecting the development, implementation and financial support of a deposit-refund system for certain containers

Environment Quality Act
(chapter Q-2, s. 53.30, 1st par., subpar. 6, s. 53.30.2, pars. 3 and 5 to 7, and s. 53.30.3, par. 5).

Act respecting certain measures enabling the enforcement of environmental and dam safety legislation
(chapter M-11.6, s. 30, 1st par., and s. 45, 1st par.).

1. The Regulation respecting the development, implementation and financial support of a deposit-refund system for certain containers (chapter Q-2, r. 16.1) is amended in section 17 by replacing subparagraph 2 of the second paragraph by the following:

“(2) 1 March 2025 for all containers referred to in subparagraphs 1, 2, 5 and 7 of the first paragraph of section 3 on which no deposit was payable before that date;

(3) 1 March 2027 for all containers referred to in section 3 on which no deposit was payable before that date.”.

2. Section 29 is amended by inserting “, 41.1” after “sections 41”.

3. The following is inserted after section 41:

“**41.1.** Every producer must also ensure that, of the minimum number of return sites provided for in the first paragraph of section 41, the producer installs and manages a minimum of

- (1) 100 as of 1 September 2025;
- (2) 200 as of 1 March 2026;
- (3) 300 as of 1 September 2026; and
- (4) 400 as of 1 March 2027.”

4. Section 42 is amended by replacing “of section 41” in the first paragraph by “of sections 41 and 41.1”.**5.** Section 99 is amended

- (1) in the first paragraph

(a) by striking out the fourth line of the table in subparagraph 2;

- (b) by adding the following at the end:

“(3) for the years 2030 and 2031:

“

Type of container	Annual recovery rate
Single-use metal containers	85 %
Single-use plastic containers	80 %
Single-use containers made of glass or any other breakable material	80 %
Single-use fibre containers, including multi-layer containers	65 %
Single-use biobased containers	80 %
Reusable containers made of glass or any other breakable material	90 %
Reusable containers made of any material other than glass or any other breakable material	80 %
All redeemable containers	85 %

”

(2) by replacing “2030” and “subparagraph 2” in the second paragraph by “2032” and “subparagraph 3” respectively.

6. Section 103 is amended

- (1) in the first paragraph;

(a) by striking out the fourth line of the table in subparagraph 2;

- (b) by adding the following at the end:

“(3) for the years 2030 and 2031:

“

Type of container	Annual recovery rate
Single-use metal containers	85 %
Single-use plastic containers	78 %
Single-use containers made of glass or any other breakable material	78 %
Single-use fibre containers, including multi-layer containers	60 %
Single-use biobased containers	78 %
Reusable containers made of glass or any other breakable material	90 %
Reusable containers made of any material other than glass or any other breakable material	90 %
All redeemable containers	80 %

”

(2) by replacing “2030” and “subparagraph 2” in the second paragraph by “2032” and “subparagraph 3” respectively.

7. Section 108 is amended by replacing “2027” in the first paragraph by “2029”.

8. Section 111 is amended by replacing “2028” in paragraph 4 by “2030”.

9. Section 177, amended by section 16 of the Regulation to amend the Regulation respecting the development, implementation and financial support of a deposit-refund system for certain containers, published as a draft in Part 2 of the *Gazette officielle du Québec* of 2 October 2024, is further amended by inserting the following after paragraph 3.1:

“(3.2) fails to ensure that the specified minimum number of return sites are installed and managed, in contravention of section 41.1”.

10. Section 184, amended by section 18 of the Regulation to amend the Regulation respecting the development, implementation and financial support of a deposit-refund system for certain containers, published as a draft in Part 2 of the *Gazette officielle du Québec* of 2 October 2024, is further amended by inserting the following after paragraph 3.1:

“(3.2) fails to ensure that the specified minimum number of return sites are installed and managed, in contravention of section 41.1”.

11. Section 189.2 is amended by replacing “2025” wherever it appears by “2027”.

12. Section 189.3 is amended by replacing “2025” by “2027”.

13. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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