

Waste Management (Packaging and Packaging Waste) (Amendment) Regulations, 2020



Public Consultation Session of 13th October 2020

Ambient Quality and Waste Unit

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- Definitions
 - New system for packaging & packaging waste
 - Reuse
 - Targets
 - Derogation
 - Producer Responsibility Obligations
 - Reporting
 - Q&A
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Definitions (Regulation 3)

- New definitions introduced:

- ***Reusable Packaging***

packaging conceived, designed and placed on the market to be re-used multiple times during its lifecycle for the same purpose.

- ***Composite Packaging***

packaging made of different materials which cannot be separated and form a single integral unit.

- ***Municipal Packaging Waste***

The share of packaging waste in municipal waste as defined in the Waste Regulations.

- The definition of **consumer packaging** and **back-end store packaging** have been deleted.
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New system for the management of packaging & packaging waste

Modelled around **three** categories of packaging

Primary Packaging: constitutes a sales unit to the final user or consumer at the point of purchase

Secondary Packaging: a grouping of a number of sales units, which can be sold as such or used to replenish the shelves at the point of sale

Producers POM such packaging **shall** become members of a Packaging Waste Recovery **Organisation**

Such producers are **exempt** from part of the PPWRs

Tertiary Packaging: conceived to facilitate handling and transport of a number of sales units or grouped packagings in order to prevent physical handling and transport damage.

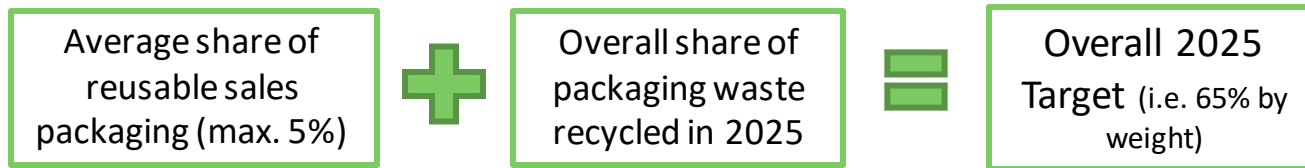
Producers POM such packaging **may** opt to self-comply or join a Packaging Waste Recovery **Organisation**

Producers are obliged to sign an agreement with the distributor(s) to collect back the tertiary packaging waste

Reuse (Regulation 10A)

- The Minister, in consultation with ERA and RRRRA, shall take measures **to encourage the increase** (i) in the share of reusable packaging placed on the market (POM) and (ii) of systems to reuse packaging in an environmentally sound manner (ESM):
 - *Use of deposit-return schemes;*
 - *Setting of qualitative/quantitative targets;*
 - *Use of economic incentives;*
 - *Setting up of a min. percentage of reusable packaging POM every year for each packaging stream.*
 - ERA **may decide** that producers or PROs attain an **adjusted level** of the targets by taking into account the average share, in the preceding three years, of reusable sales packaging POM for the first time
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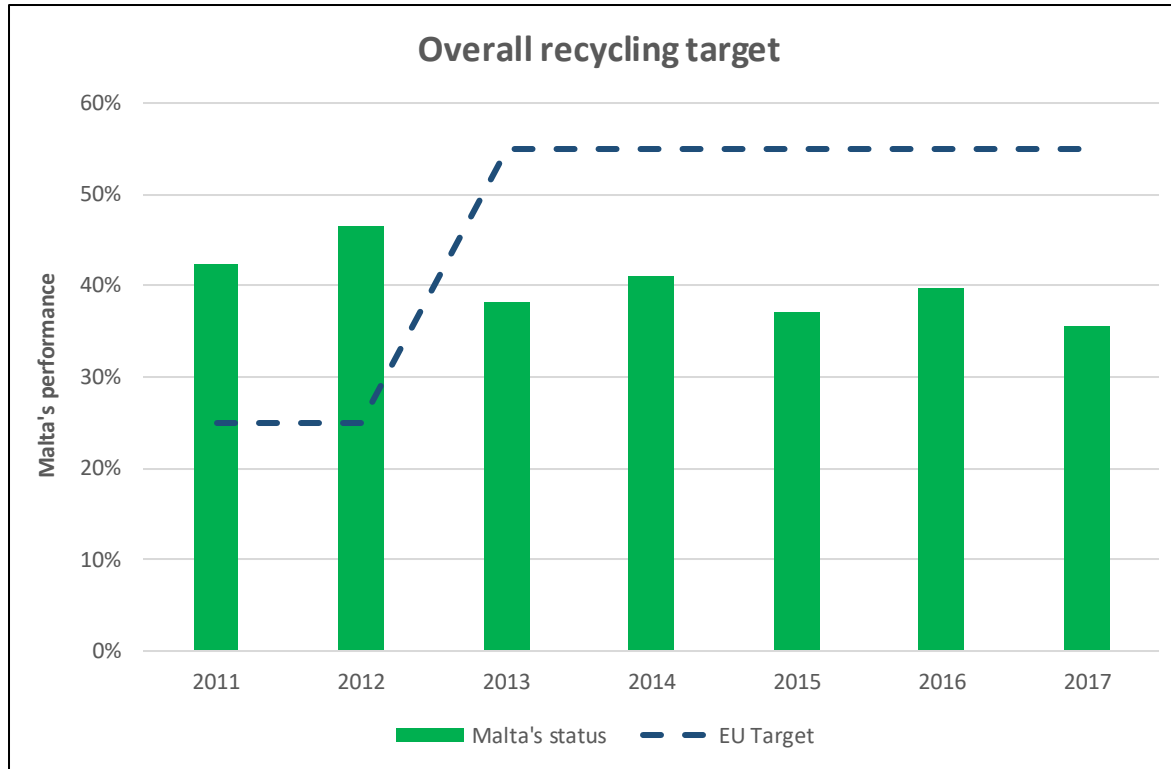
Method for calculating the adjusted target levels and the reusable sales packaging



$$\frac{\text{Reusable sales packaging POM in 2022 + 2023 + 2024}}{\text{Total sales packaging POM in 2022 + 2023 + 2024}}$$

- Same methodology applies to the targets for single packaging materials;
- The amount of wooden packaging **repaired for reuse** may also be taken into account in the calculation of the target on wood and overall target;
- The rules laid down in CION Decision 2005/270 (EC) shall apply.

Malta's status vis-à-vis EU targets



Current vis-à-vis new Targets (Regulation 8 & Schedule 3)

	2013	2025	2030
Overall recycling	55%	65%	70%
Plastic	22.5%	50%	55%
Wood	15%	25%	30%
Ferrous metal	50% (metals)	70%	80%
Aluminium		50%	60%
Glass	60%	70%	75%
Paper and cardboard	60%	75%	85%

Derogation (Regulation 8)

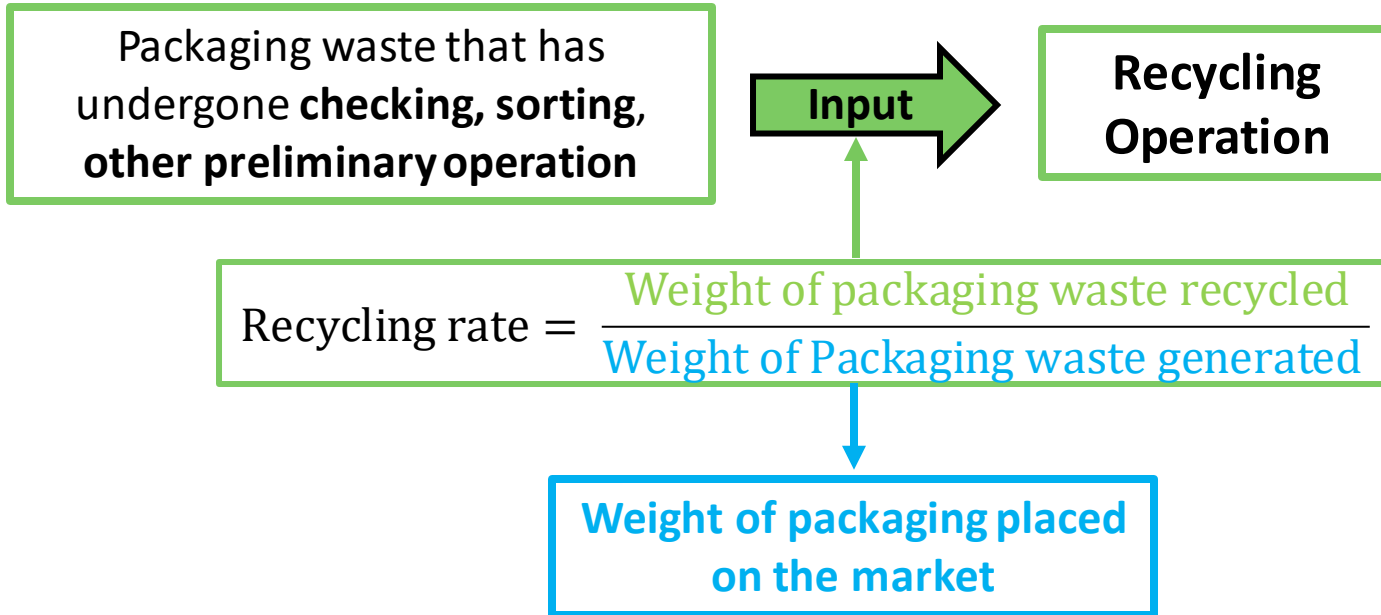
The **Minister** may postpone the deadlines for attaining the targets by **5 years**, under the following conditions:

The derogation is limited to a **maximum of 15 percentage points** from a single target or divided between two targets

As a result of the derogation, the recycling rate for a single target is **not reduced below 30%**

As a result of the derogation, the recycling rate for a single target for **glass and paper & cardboard** is **not reduced below 60%**

Rules on the Calculation of the Attainment of the Targets (Regulation 8)



Rules on the Calculation of the Attainment of the Targets (Regulation 8)

$$\text{Recycling rate} = \frac{\text{Weight of packaging waste recycled}}{\text{Weight of Packaging waste generated}}$$

Alternative Calculation Method:

Output of any sorting operation

- The output waste is subsequently recycled; and
- The weight of waste materials removed by further preliminary operations is not taken into account.

Average loss rates may be applied to calculate the weight of rejects in sorted waste

- CION Decision 2005/270/EC shall apply.

Producer responsibility obligations (Regulation 13 & 17)

- **PROs** to finance any systems for the collection, treatment, recovery and environmentally sound disposal of **municipal packaging waste**;
 - **PROs** to make arrangements with Local Councils for (i) the **door-to-door collection** of municipal packaging waste and (ii) the **provision of bring-in-sites** for the separate collection of such packaging waste according to the **quota stipulated in the Waste Regulations**;
 - **ERA**, in consultation with the **EPR Consultative Committee**, to allocate Local Councils with no agreement in place on the basis of:
 - i. The **latest quarterly audited declaration on their placement on the market** submitted by the PROs;
 - ii. The actual demographics of the Local Councils at issue.
 - Quarterly reporting obligation on PROs is **phased out** and replaced with **half-yearly reports**.
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- The following new data shall be reported according to the format established by ERA:
 - Quantities of **sales packaging POM** by weight and material;
 - Quantities of **reusable packaging POM** by weight and material;
 - Quantities of **reusable sales packaging POM** by weight and material;
 - **Number of rotations** for all reusable packaging and reusable sales packaging multiplied by their mass;
 - Quantities of **wooden packaging** that has been repaired for reuse.
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Thank you for your attention!

Comments are invited by **2nd November 2020:**
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