



Report Date: August 11, 2020

File: RR152726

Report Number: 152726

Call2Recycle
2590 Granville Street
Vancouver, BC V6H 3H1

Dear Call2Recycle:

Re: Notice Letter, Recycling Regulation RR152726, 2590 Granville Street, Vancouver, BC, Refuse

On July 2, 2020, Ministry of Environment and Climate Change Strategy, Environmental Protection Division staff conducted a desktop inspection of Call2Recycle to verify compliance with the Recycling Regulation under the *Environmental Management Act*.

Inspection Details:

Ministry of Environment and Climate Change Strategy (Ministry) Officer Pidskalney conducted a desktop inspection of the Call2Recycle Canada, Inc. (C2C) 2019 Annual Report to verify compliance with Section 8 of the Recycling Regulation (Regulation). C2C is a non-profit organization stewardship agency appointed to fulfill the requirements of the Regulation, Schedule 3, Electronic and Electrical Product Category. The stewardship plan covers dry-cell, primary and rechargeable consumer batteries sold as a standalone product or for replacement purposes only and weighing less than five (5) kilograms. C2C's stewardship plan was first approved on March 1, 2010, and the most recent amendment was approved December 12, 2018.

The inspection report period is from January 1, 2019 to December 31, 2019 and included a review of the following document(s):

- "2019 Provincial Annual Report British Columbia" (2019 Annual Report)
- British Columbia Extended Producer Responsibility Plan for Consumer Batteries (EPR Plan) November 2018

Requirement Description:	Environmental Management Act, Recycling Regulation (206/2017) (EMA) 8 (1)(a): On or before July 1 in each year, a producer with an approved plan must (a) provide to a director a report respecting the one-year period ending not later than March 31 of that year or December 31 of the previous year, and
Details/Findings:	Section 25(5) of the Interpretation Act states, "If day specified is holiday or office closed, (1) If a day that is specified for doing an act falls on a holiday, the day falls on the next day that is not a holiday. (2) If a day that is specified for doing an act in a business office falls on a day on which the office is not open during regular business hours, the day falls on the next day the office is open during its regular business hours. As July 1, 2020, falls on a Wednesday and is a statutory holiday, the due date for the requirements in 8(1)(a) and (b) are Thursday, July 2, 2020. On July 2, 2020, the Ministry confirmed that C2C submitted their 2019 Annual Report to the director via email to ExtendedProducerResponsibility@gov.bc.ca on June 30, 2020 at 2:46 PM.
Compliance:	In

Requirement Description:	Environmental Management Act, Recycling Regulation (206/2017) (EMA) 8 (1)(b): On or before July 1 in each year, a producer with an approved plan must (b) post the report on the Internet.
Details/Findings:	On July 2, 2020, the Ministry verified that the 2019 Annual Report had been posted to the internet at https://www.call2recycle.ca/british-columbia/local-resources/ on or before July 2, 2020 (Attachment 1).
Compliance:	In
Requirement Description:	Environmental Management Act, Recycling Regulation (206/2017) (EMA) 8 (2)(f): Subject to subsection (4), the report referred to in subsection (1) must include the following: (f) independently audited financial statements detailing (i) all deposits received and refunds paid by the producers covered by the approved plan, and (ii) revenues and expenditures for any fees associated with the approved plan that are charged separately and identified on the consumer receipt of sale;
Details/Findings:	Appendix G of the 2019 Annual Report contains the Audited Financial Statement and was prepared on May 20, 2020, by BDO Canada LLP. As C2C charges a separate fee on their products that is visible on the consumer's receipt (often called an "eco-fee"), the IAR fulfills Section 8(2)(f)(ii) of the regulation. C2C does not include a deposit/refund fee on the sale of their products and therefore Section 8(2)(f)(i) is not applicable to their program.
Compliance:	In
Requirement Description:	Environmental Management Act, Recycling Regulation (206/2017) (EMA) 8 (2)(h): Subject to subsection (4), the report referred to in subsection (1) must include the following: (h) any other information specified by the director.
Details/Findings:	As required by the Director and conveyed to C2C in the EPR Plan approval letter, an additional requirement is to submit a third party Non-Financial Assurance (NFA) audit included with the annual report submission. Appendix E of the 2019 Annual Report contains an Auditor's Report for Non-Financial Information prepared by BDO Canada LLP dated June 25, 2020.
Compliance:	In

Compliance History:

This is the first electronic compliance record for this authorization since January 1, 2012.

The Ministry of Environment Compliance and Enforcement Policy and Procedure (C&E Policy) prescribes common requirements and procedures for all Ministry staff to ensure consistent and risk-based assessment and response to non-compliance. Using the Non-Compliance Decision Matrix, the compliance determination for this inspection has been assessed as **Level 0, Category 0, Notice**.

More information about Environmental Compliance, the Non-Compliance Decision Matrix, and reporting and data submission requirements can be found at the links below:

General compliance information:

<http://www.gov.bc.ca/environmentalcompliance>

Non-Compliance Decision Matrix information:

www.gov.bc.ca/environment/how-compliance-is-assessed

Reporting and data submission requirements (to be sent to EnvAuthorizationsReporting@gov.bc.ca):

www.gov.bc.ca/submit-waste-authorization-reports

Please be advised that this inspection report may be published on the provincial government website within 7 days.

Below are attachments related to this inspection.

If you have any questions about this letter, please contact the undersigned.

Yours truly,

Nicole Pidskalney
Environmental Protection Officer

cc: ExtendedProducerResponsibility@gov.bc.ca

Attachments:

1) 2020-06-29 Screen Shot posted to web.pdf

Deliver via:

Email: Fax: Mail:
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DISCLAIMER:

Please note that sections of the permit, regulation or code of practice referenced in this inspection record are for guidance and are not the official version. Please refer to the original permit, regulation or code of practice.

To see the most up to date version of the regulations and codes of practices please visit

<http://www.bclaws.ca>

If you require a copy of the original permit, please contact the inspector noted on this inspection record.

It is also important to note that this inspection record does not necessarily reflect each requirement or condition of the authorization therefore compliance is noted only for the requirements or conditions listed in the inspection record.

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