



Dear Paint Brand Owner,

The Government of Newfoundland and Labrador has amended the *Waste Management Regulations* under the *Environmental Protection Act* to include **Part IV “Waste Paint”**. The amended regulation can be found at the following link:

<http://assembly.nl.ca/Legislation/sr/regulations/rc030059.htm>

Part IV is based on an Extended Producer Responsibility approach which requires paint brand owners to develop, fund and manage a recycling program for most types of residential and commercial paints.

Please read the *Waste Management Regulations* carefully to understand the specific requirements of the new part of the regulation and how they relate to you and your business.

As a courtesy to you, we have highlighted some of the requirements of Part IV of the *Waste Management Regulations* under the *Environmental Protection Act* of Newfoundland and Labrador:

### **Definitions**

A brand owner means a person who:

- i. manufactures paint in the Province and sells, offers for sale or distributes that paint in the Province,
- ii. is the owner or licensee in the Province of a registered or unregistered trademark under which paint is sold, offered for sale or distributed
- iii. brings paint into the Province for sale or distribution

### **Requirement to Register and Transitional Provisions**

Pursuant to Section 31.2 and 31.3, a paint brand owner ***shall apply*** to the Multi Materials Stewardship Board for registration and a brand owner ***shall not sell***, offer for sale or distribute paint to a person in the province of Newfoundland and Labrador unless the brand owner holds a valid registration.

Pursuant to Section 31.5, a paint brand owner who is selling, offering for sale or distributing paint within the province immediately before **November 12, 2010** ***shall submit an application*** to register with the board by **December 12, 2010**.

Pursuant to Section 31.2, a brand owner **must submit a stewardship plan** to the Multi Materials Stewardship Board as part of its registration.

Pursuant to Section 31.5, those paint brand owners selling, offering for sale or distributing paint within the province immediately before **November 12, 2010**, **shall submit** a stewardship plan to the Multi Materials Stewardship Board by no later than **February 10<sup>th</sup> 2010**.

Details of the required contents of a stewardship plan can be found in Section 31.6.

### **Appointment of an Agent**

Pursuant to Section 31.4 a brand owner **may appoint an agent** to carry out its duties under Part IV and the brand owner shall notify the Multi Material Stewardship Board, in writing, that it has appointed an agent and specify the duties that the agent will perform on behalf of the brand owner.

### **Registration form**

Attached you will find a Document entitled “**Extended Producer Responsibility Registration Form**” this form is the registration form referred to in referred to in Section 31.2. **This form must be submitted to the Multi Material Stewardship Board by no later than December 12, 2010.**

For further information please contact:

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