



Reference: 182405

January 24, 2013

To: Lamp and Lighting Equipment Producers

Re: Regulatory Obligations for Lamp and Lighting Equipment Producers

Dear Sir or Madam:

This letter contains important regulatory deadlines and applies to all producers (manufacturers, distributors, and/or first sellers/retailers) of lamp and lighting equipment products whose products enter British Columbia (BC).

In December 2008, the BC Government amended the [Recycling Regulation](#) (the Regulation) to phase-in additional electronic and electrical products and their accessories (see <http://www.env.gov.bc.ca/epd/recycling/electronics/index.htm>). The products included in the final phase, phase 5, of the electronic and electrical product category include all electronic or electrical lighting equipment, parts and bulbs, including lamps, fixtures, ballasts and flashlights.

The [Regulation](#) makes producers (manufacturers, distributors, and/or importers) responsible for the life-cycle management of lamp and lighting equipment. The regulatory deadline for implementing a recycling program for these products was July 1, 2012. Enclosed is a copy of the Regulation for your reference. Please refer to [Schedule 3](#) (2.1)(e) and (2.3)(e) for details on the lamp and lighting equipment product category.

All producers of lamp and lighting products, as defined in [Section 2 \(Part 1\)](#) of the Regulation must be in compliance with the Regulation either by having an approved product stewardship plan under [Part 2](#) of the Regulation or complying with [Part 3](#) requirements. A producer may also appoint an agency under [Section 2](#) of the Regulation to perform the duties of the producer on their behalf. Please note that under the Regulation, stewardship plans for lamp and lighting products were required to be submitted by October 1, 2011.

If the Recycling Regulation applies to your products and you have not already signalled how you intend to comply with the Regulation, it is incumbent upon you to advise the Ministry of Environment (the Ministry) how you intend to meet your obligations under [Section 2](#) of the Recycling Regulation by emailing Lyn Smirl at Lyn.Smirl@gov.bc.ca.

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If you are unsure if the Regulation applies to you, or to help you determine the questions that you may need to ask, we recommend that you review the following attached materials:

- Question and Answer Summary for Lamp and Lighting Equipment Producers (attached)
- The [Recycling Regulation](#) (2004) – relevant references include:
 - Part 1 Definition of “producer”
 - Part 1 (2) Duty of Producer including the ability to appoint an agency to act on behalf of a producer
 - Part 2 – Product Stewardship Plan requirements
 - Part 3 – Product Stewardship Program Requirements if No [approved] Product Stewardship Plan [is in place]
 - Schedule 3 – Electronic and Electrical Product Category
 - 2.1 (e) fluorescent light bulbs and lamps (residential)
 - 2.3 (e) remaining electronic or electrical lighting equipment, parts and bulbs including lamps, fixtures and flashlights

Note that a guidance document for the BC Recycling Regulation can be found on the Ministry’s website at www.recycling.gov.bc.ca.

Please be advised, without prejudice, that persons contravening the Regulation commit an offence and are liable for enforcement action which can include fines of up to \$200,000 upon conviction.

If your company is a producer and requires information on agencies that currently operate an approved program for lamp and lighting equipment in BC, please refer to the Ministry of Environment website at www.env.gov.bc.ca/epd/recycling/electronics/plan.htm. As of January 3, 2013, the LightRecycle Program, managed by Product Care, is the only approved stewardship program for lamp and lighting equipment in BC. For your reference, the LightRecycle website is www.lightrecycle.ca and Product Care can be contacted through Mary Hanlon, Lamp and Lighting Equipment Program Coordinator, by email at mary@productcare.org or by phone at (604) 592-2972 ext. 20.

If you have immediate questions that are not addressed by the information provided, please email me at Lyn.Smirl@gov.bc.ca

Sincerely,

Lyn Smirl
Environmental Management Analyst

Attachments (2)

Questions and Answers for Producers of Lamp & Lighting Equipment in British Columbia
[BC Recycling Regulation](#)