
Second Session, Forty-second Parliament
70 Elizabeth II, 2021
Legislative Assembly of British Columbia

BILL 24

**ENVIRONMENTAL MANAGEMENT
AMENDMENT ACT, 2021**

Honourable George Heyman
Minister of Environment and Climate Change Strategy

Explanatory Notes

SECTION 1: *[Environmental Management Act, section 1]*

- clarifies that a material, substance or object can still be “packaging” even if it is sold or distributed separately from the commodity or product that it will protect, contain or transport;
- adds a definition of “single-use product”.

SECTION 2: *[Environmental Management Act, section 11]*

- provides that a person must not distribute anything listed in section 11 of the Act, as amended by this Bill, contrary to the Act or the regulations;
- replaces the term “disposable products” with the term “single-use products”.

SECTION 3: *[Environmental Management Act, section 21]* amends regulation-making powers, of both the Lieutenant Governor in Council and the minister, to align with section 11 of the Act.

BILL 24 – 2021

**ENVIRONMENTAL MANAGEMENT
AMENDMENT ACT, 2021**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:

1 Section 1 (1) of the Environmental Management Act, S.B.C. 2003, c. 53, is amended

(a) in paragraph (a) of the definition of “packaging” by adding “including a material, substance or object that is sold or distributed separately from the commodity or product that it will protect, contain or transport,” after “product,”, and

(b) by adding the following definition:

“single-use product” means a product that is ordinarily disposed of after a single use or short-term use, whether or not the product could be reused; .

2 Section 11 is amended

(a) by adding “distribute,” after “use,”, and

(b) by striking out “disposable products” in both places and substituting “single-use products”.

3 Section 21 (1) is amended

(a) in paragraph (i) by striking out “activities operations” and substituting “activities, operations”,

(b) by repealing paragraph (o) and substituting the following:

(o) prohibiting or restricting the use, distribution, offer for sale or sale of packaging, product containers or single-use products or any material used in packaging, product containers or single-use products; ,

SECTION 3: *[Environmental Management Act, section 21 – continued]*

SECTION 4: *[Environmental Management Act, section 22]* amends regulation-making powers, of both the Lieutenant Governor in Council and the minister, to align with section 11 of the Act.

- (c) *in paragraph (p) by striking out* “content, shape, weight, nature and volume of packaging used per unit of product” *and substituting* “material, content, shape, nature, weight and volume of packaging, including the weight and volume of packaging used per unit of product”, *and*
- (d) *in paragraphs (q), (r) and (t) by adding* “, single-use products” *after* “product containers”.

4 Section 22 (2) is amended

- (a) *by repealing paragraph (q) and substituting the following:*

- (q) prohibiting or restricting the use, distribution, offer for sale or sale of packaging, product containers or single-use products or any material used in packaging, product containers or single-use products; ,

- (b) *in paragraph (r) by striking out* “content, shape, weight, nature and volume of packaging used per unit of product” *and substituting* “material, content, shape, nature, weight and volume of packaging, including the weight and volume of packaging used per unit of product”, *and*

- (c) *in paragraphs (s), (t) and (v) by adding* “, single-use products” *after* “product containers”.

Commencement

- 5** This Act comes into force on the date of Royal Assent.