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

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**BILL 24**

**ENVIRONMENTAL MANAGEMENT  
AMENDMENT ACT, 2021**

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Honourable George Heyman  
Minister of Environment and Climate Change Strategy

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## **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.