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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2020 No.**

The Deposit and Return Scheme for Scotland Regulations 2020

PART 5

Retailers and return points

CHAPTER 1

Retailers

**Retailer obligations**

- 19.—(1) Subject to paragraph (2), a retailer must—
- (a) comply with the obligations in regulations 5(2) and (3),
  - (b) operate a return point in accordance with regulation 20 at any retail premises in Scotland in which a scheme article is marketed, offered for sale or sold by that retailer,
  - (c) clearly display information about how a deposit can be redeemed—
    - (i) in the case of a scheme article marketed, offered for sale or sold on the retailer's premises, on that premises,
    - (ii) in the case of a scheme article marketed, offered for sale or sold by way of distance retail sale, in any place where the scheme article is displayed for sale,
    - (iii) in the case of a scheme article marketed, offered for sale or sold by way of a vending machine, on the vending machine.
- (2) Paragraph (1)(b) does not apply to premises—
- (a) in respect of which an exemption has been granted in accordance with regulation 22,
  - (b) that are an export shop,
  - (c) where the sale of a scheme article on those premises is solely by way of a vending machine,
  - (d) where the sale of a scheme article on those premises is solely by way of a distance retail sale (in which case the obligation in regulation 21 applies),
  - (e) of a hospitality retailer that does not sell any scheme articles for consumption off the premises of sale.