
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2020 No.

The Deposit and Return Scheme for Scotland Regulations 2020

PART 5

Retailers and return points

CHAPTER 2

Return of scheme packaging

Return points

20.—(1) For the purposes of these Regulations, a “return point operator” is any person who operates a return point, including a retailer and a voluntary return point operator registered in accordance with regulation 25.

- (2) Subject to paragraph (4), a return point operator must—
- (a) accept an item of scheme packaging returned to the return point,
 - (b) pay to the consumer a sum equal to the deposit for each item of scheme packaging accepted,
 - (c) retain the scheme packaging for collection by, or on behalf of, a producer or a scheme administrator.
- (3) A return point operator must clearly display information at the return point about—
- (a) the complaints procedure and the contact details for receipt of any complaint that may be made to that operator from a consumer concerning the operation of the return point, and
 - (b) the contact details of SEPA.
- (4) A return point operator may refuse to accept an item of packaging if—
- (a) it is not identifiable as scheme packaging,
 - (b) it is soiled,
 - (c) it is not intact,
 - (d) it is not empty,
 - (e) the return point operator has requested a collection of scheme packaging by a producer or scheme administrator and the collection has not been carried out in accordance with that producer or scheme administrator’s operational plan, or
 - (f) it is part of a single proposed return by a consumer that contains a number of items of scheme packaging disproportionately greater than the number of scheme articles that retailer sells, on average, as part of a single transaction.