

SCOTTISH STATUTORY INSTRUMENTS

2023 No. 201

**The Deposit and Return Scheme for
Scotland Amendment Regulations 2023**

Return points

13. In regulation 20 (return points)—

- (a) in paragraph (2), for “paragraph (4)” substitute “paragraphs (4) and (5),
- (b) after paragraph (4)(f) insert—

“

- (g) the criteria specified in paragraph (5) are met.

(5) The criteria specified are that—

- (a) the return point operator does not permit scheme articles that are made wholly or partly of a particular type of material to be held on, or brought into, the premises within which the return point is operated,
- (b) the item of scheme packaging is made wholly or partly of that type of material,
- (c) the reason for the return point operator not permitting on the premises any scheme articles made wholly or partly of that type of material is to ensure that the return point operator is not at significant risk of being in breach of any legal obligation relating to either of the following—
 - (i) food safety,
 - (ii) health and safety, and
- (d) in addition to the information referred to in paragraph (3), the return point operator clearly displays information at the return point indicating—
 - (i) that the return point does not accept items of scheme packaging made wholly or partly of a particular type of material and the reason why,
 - (ii) the nearest return point to which an item of scheme packaging made wholly or partly of that type of material can be returned.”.

Commencement Information

11 Reg. 13 in force at 30.6.2023, see [reg. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Deposit and Return Scheme for Scotland Amendment Regulations 2023, Section 13.