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STATUTORY INSTRUMENTS

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**2020 No. 971**

**The Environmental Protection (Plastic Straws, Cotton Buds and Stirrers) (England) Regulations 2020**

**PART 1**

**Introduction**

**Interpretation**

**2. In these Regulations—**

“catering establishment” has the meaning given by regulation 6(3);

“compliance notice” has the meaning given by paragraph 1(1)(b) of the Schedule;

“end user” means any person to whom a product is supplied, other than—

- (a) for the purpose of supplying it, in the course of a business, to another person;
- (b) for the purposes of a manufacturing process; or
- (c) in the case of a single-use plastic straw, for the purposes of a catering establishment or an establishment of a kind referred to in regulation 9(1);

“enforcement undertaking” has the meaning given by paragraph 17 of the Schedule;

[<sup>F1</sup>“fixed monetary penalty” has the meaning given by paragraph 1(1)(a) of the Schedule;]

“health professional” means—

- (a) a registered medical practitioner;
- (b) a registered nurse or midwife;
- (c) a registered dentist within the meaning of section 53 of the Dentists Act 1984(1);
- (d) a registered pharmacist or a registered pharmacy technician within the meaning of article 3 of the Pharmacy Order 2010(2);
- (e) a registered dietician, occupational therapist or physiotherapist(3);

“local authority” means—

- (a) in relation to the City of London, the Common Council for the City of London;
- (b) in relation to an area in the rest of London, the London borough council for that area;
- (c) in relation to the Isles of Scilly, the Council of the Isles of Scilly;
- (d) in relation to an area in the rest of England, the county council for that area or, where there is no county council for that area, the district council for that area;

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(1) 1984 c. 24.

(2) S.I. 2010/231, to which there are amendments not relevant to these Regulations.

(3) “Registered”, in relation to a dietician, occupational therapist or physiotherapist, means registered in the register maintained under Article 5 of the Health and Social Work Professions Order 2001 (S.I. 2002/254); see Article 5(5) of that Order.

“medical purposes” means the purposes of preventative medicine, medical diagnosis, medical research and the provision of medical care and treatment;

“plastic” means a material consisting of polymer as defined in Article 3(5) of Regulation (EC) No 1907/2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH)<sup>(4)</sup>, to which additives or other substances may have been added, and which can function as a main structural component of final products, with the exception of natural polymers that have not been chemically modified;

“plastic drink stirrer” means an implement made partly or wholly of plastic designed and intended for stirring drinks;

“regulator” means a local authority;

[<sup>F2</sup>“relevant device” means a medical device within the meaning given in regulation 2 of the Medical Devices Regulations 2002;]

“single-use plastic stemmed cotton bud” means an item that consists of a rod made wholly or partly of plastic with cotton wrapped around one or both ends and that is not designed or intended to be re-used;

“single-use plastic straw” means a straw that is made wholly or partly from plastic and that is not designed or intended to be re-used;

“stop notice” has the meaning given by paragraph 9(2) of the Schedule;

“supply” means supply, whether by way of sale or not;

“third party undertaking” has the meaning given by paragraph 3(1) of the Schedule;

<sup>F3</sup> ...

#### Textual Amendments

- F1** Words in reg. 2 inserted (1.10.2023) by The Environmental Protection (Plastic Plates etc. and Polystyrene Containers etc.) (England) Regulations 2023 (S.I. 2023/982), reg. 1(2), **Sch. 3 para. 2(a)**
- F2** Words in reg. 2 substituted (1.10.2023) by The Environmental Protection (Plastic Plates etc. and Polystyrene Containers etc.) (England) Regulations 2023 (S.I. 2023/982), reg. 1(2), **Sch. 3 para. 2(b)**
- F3** Words in reg. 2 omitted (1.10.2023) by virtue of The Environmental Protection (Plastic Plates etc. and Polystyrene Containers etc.) (England) Regulations 2023 (S.I. 2023/982), reg. 1(2), **Sch. 3 para. 2(c)** (with reg. 16(b))

#### Commencement Information

- I1** Reg. 2 in force at 1.10.2020, see **reg. 1(2)**

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(4) OJ No L 396, 30.12.2006, p. 1, as last amended by Commission Regulation (EU) 2019/1691 (OJ No L 259, 10.10.2019, p. 9).

**Changes to legislation:**

There are currently no known outstanding effects for the The Environmental Protection (Plastic Straws, Cotton Buds and Stirrers) (England) Regulations 2020, Section 2.