
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2023 No.

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

Retailer obligations

12. In regulation 19 (retailer obligations)—

(a) for paragraph (2)(e) substitute—

“(e) a retailer whose number of sales of scheme articles to consumers for consumption on the premises of sale constitute ninety per cent or more of that retailer’s total number of sales of scheme articles to consumers (excluding distance retail sales) in any calendar year,”.

(b) after paragraph (2) insert—

“(3) A retailer that does not operate a return point by virtue of paragraph (2)(b) to (e) must clearly display information at the retailer’s premises indicating—

(a) that they are not required by virtue of these Regulations to operate a return point,
and

(b) the location of the nearest return point.

(4) A retailer that does not operate a return point by virtue of paragraph (2)(e) must—

(a) keep a record of the number of sales of scheme articles to consumers for consumption off the premises of sale in each calendar year,

(b) retain such a record for a minimum period of at least two years beginning 1 January following the end of the calendar year to which the record relates.”.