
SCOTTISH STATUTORY INSTRUMENTS

2023 No. 160

**The Packaging Waste (Data Reporting)
(Scotland) Amendment Regulations 2023**

Schedule 1: collection and reporting information

11. Schedule 1 is amended as follows—

- (a) in paragraph 1, omit sub-paragraph (a),
- (b) in paragraph 6, after “partnership”, insert “or a limited liability partnership”,
- (c) in paragraph 10(3)(b), omit sub-head (ii),
- (d) in paragraph 13—
 - (i) in sub-paragraph (1), for “reporting” substitute “relevant”,
 - (ii) after sub-paragraph (2), insert—

“(3) Sub-paragraph (1) does not apply in relation to imported packaging which has been discarded in the United Kingdom by an importer.”,
- (e) omit paragraph 14,
- (f) in paragraph 15(c), before “household”, insert “unfilled”.
- (g) in paragraph 16—
 - (i) renumber the existing paragraph as sub-paragraph (1),
 - (ii) in sub-paragraph (1), as renumbered—
 - (aa) in the opening words, for “reusable primary”, substitute “reusing reusable”,
 - (bb) in head (a), for “reporting” substitute “relevant”,
 - (cc) omit head (c),
 - (iii) after sub-paragraph (1), insert—

“(2) the information provided in sub-paragraph (1) must be given for each packaging category supplied by the producer in the relevant period,

(3) the producer need only include information on reusable household packaging in the year in which it is first supplied.”,
- (h) in paragraph 17(1), after “the producer” insert “in the relevant period in each packaging category,”,
- (i) for paragraph 22(2), substitute—

“(2) For the purposes of reports submitted in relation to the relevant years 2024, 2025 and 2026, producers who are—

 - (a) sellers who supply secondary or tertiary packaging may estimate the amount of packaging which has been supplied to a nation in the United Kingdom in order to calculate the weight of packaging supplied to that nation,

- (b) importers who import secondary or tertiary packaging may estimate the amount of packaging discarded in a nation of the United Kingdom in order to calculate the weight of packaging discarded in that nation.”,
- (j) in paragraph 23—
 - (i) in sub-paragraph (1), at the end, insert “and sent for recycling”,
 - (ii) after sub-paragraph (6), insert—
 - “(7) In sub-paragraph (5), “relevant packaging waste” includes reusable packaging which has been reused and has become waste, whether or not it is collected from households for recycling by more than 75% of relevant authorities in Scotland responsible for waste collection.”.