
SCOTTISH STATUTORY INSTRUMENTS

2023 No. 7

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

PART 2

Producers and obligations

Producer obligations

- 15.**—(1) This regulation applies to a producer (“P”) who is established in Scotland.
- (2) If P is a small producer, but not an online marketplace operator or a seller, P is subject to the data collection obligations in regulation 16(2).
- (3) If P is a large producer, but not an online marketplace operator or a seller, P is subject to—
- (a) the data collection obligations in regulation 16(3), and
 - (b) the data reporting obligations in regulation 17.
- (4) If P is a small producer who is an online marketplace operator, P is subject to the data collection obligations in regulation 16(4).
- (5) If P is a large producer who is an online marketplace operator, P is subject to—
- (a) the data collection obligations in regulation 16(4), and
 - (b) the data reporting obligations in regulation 17.
- (6) If P is a small or large producer who is a seller, P is subject to the data collection obligations in regulation 16(5).
- (7) The references in paragraphs (2) and (3) to an online marketplace operator and a seller are to an online market place operator or seller who performs the functions of no other class referred to in regulation 8(1).
- (8) If P is a producer who is a licensor or a pub operating business, schedule 2 applies to determine whether P is subject to the data collection obligations in regulation 16(6) in that capacity.

Commencement Information

11 [Reg. 15](#) in force at 28.2.2023, see [reg. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Packaging Waste (Data Reporting) (Scotland) Regulations 2023, Section 15.