

Understanding your legal obligations



Legal framework

The Environment quality Act (EQA) of Québec and its *Regulation respecting compensation for municipal services provided to recover and reclaim residual materials* stipulate that companies having a business place in Québec and that market containers, packaging and printed matter (CP&PM) ultimately intended for consumers in Québec must compensate the net costs of municipal curbside recycling services in order to ensure their financing.



Role of Éco Entreprises Québec (ÉEQ)

ÉEQ is the private non-profit organization representing companies subject to this legal framework, also known as the Compensation plan. ÉEQ is mandated and certified by Recyc-Québec to:

- Consult targeted companies, develop and submit a Schedule of Contributions (SoC), which is then approved on a yearly basis by the government of Québec;
- Receive material reports and collect contributions from targeted companies;
- Ensure the compliance of targeted companies.



Obligation criteria

Companies that fulfil the following criteria are subject to the Compensation plan:

- To have a business place in Québec or, as of 2022 SoC, to be the operator of a transactional website, with or without a business place in Québec, and whose products are acquired through e-commerce by consumers in Québec;
- To own a name, a brand, a distinguishing guise or to be its first supplier in Québec;
- To market designated CP&PM ultimately intended for Québec consumers.



Legal obligations

Every company subject to the Compensation plan is legally required to:

- Register on the ÉCO-D portal at declaration.eeq.ca
- Report CP&PM marketed for each SoC before the reporting deadline;
- Pay the resulting contributions within the applicable deadlines.

Preparing your report



Methodology and calculation

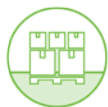
- The basic calculation is made by multiplying the unitary weight of each designated CP&PM ultimately intended for Québec consumers by the quantity marketed during the reference year of the SoC, which is the previous calendar year (for example, the reference period of the 2021 SoC runs from January 1 to December 31 of 2020);
- Targeted companies must:
 - Distribute the weight of CP&PM by material, unless they are admissible to a payment exemption or to a flat fee (visit eeq.ca for more details);
 - Report all CP&PM for which the company is the owner of the name, the brand or the distinguishing guise as well as CP&PM of products for which it is the first supplier in Québec.



CP&PM to report

- CP&PM accompanying the sale of a product;
- Short-life CP&PM sold as products;
- Containers and packaging added at a point of sale;
- Advertising, informational or transactional printed matter;
- Shipping CP&PM for online sales.

Consult our material guide for more details



CP&PM to be excluded

- CP&PM ultimately intended for consumers outside of Québec;
- CP&PM for which the final consumer is a company or an institution;
- Transport CP&PM not given to consumers (discarded on site);
- Containers and packaging consigned through a recognized system (excluding secondary CP&PM);
- Books and identification documents.

Packaging ecodesign services offered free of charge!

Any company registered with ÉEQ and whose file is compliant can benefit from the support services of the Ecodesign and Circular Economy team, free of charge. Our services include training, advices to guide your ecodesign process and the production of case studies published on our web portal. For more information or to contact the team, visit ecoconception.eeq.ca/en-ca/about.