



Reference: 200170

January 30, 2014

C. "Finn" Finnigan
Owner, McLaren Lighting
3400 Douglas St.
Victoria BC V8Z 3L5

Dear Mr. Finnigan:

Thank you for your letter received on January 1, 2014, advising the Ministry of Environment that as a producer of lamp and lighting equipment in British Columbia, you intend to meet the requirements of Part 3 of the Recycling Regulation (the Regulation). A producer must either have an approved Product Stewardship Plan, appoint an agency to carry out its duties under a Product Stewardship Plan, or comply with Section 9 (Part 3) of the Regulation. This letter acknowledges that McLaren Lighting is now subject to the requirements of Part 3 of the Regulation.

Please be advised that continued compliance with the Regulation will be subject to McLaren Lighting meeting the requirements of Sections 9 through 14 of Part 3 of the Regulation. Per Section 14 (3), your first quarterly report will be due April 30, 2014. Your first annual report will be due April 30, 2015, for the 2014 calendar year.

According to Section 14 (2)(f), the annual report requires an independent third party audit of non-financial information. The enclosed document entitled "*Third Party Assurance Requirements for Non-Financial Information in Annual Reports*" contains information and direction on the required procedures. While much of the information is relevant to stewardship agencies operating under a Stewardship Plan, please refer specifically to Appendix A, Section II, which provides guidance on the development of suitable criteria to audit how the recovered product was managed in accordance with the pollution prevention hierarchy under Section 13 of the Regulation.

I appreciate that McLaren Lighting has considered all options to comply with the Regulation and has currently determined that following Part 3 is the most suitable avenue. Joining a stewardship agency or pursuing your own Stewardship Plan remain future options. As you are aware, there is currently only one approved Stewardship Plan for lamp and lighting equipment: LightRecycle operated by Product Care Association (PCA).

Per section 11 (2), you are obligated to operate a collection facility for all forms of lamp and lighting products. It is recommended that you monitor and track the products you are receiving by product type to ensure that you are collecting a proportional amount of each in comparison to the PCA stewardship plan. I encourage you to communicate and coordinate your efforts with PCA.

Program Communication and Public Awareness

To avoid consumer confusion between the LightRecycle program and your own, I encourage you to list it on the Recycling Council of British Columbia's website and ensure that local government has information on it to provide to residents. I would also encourage you to coordinate communication messages with PCA to minimize confusion for consumers.

Similarly, it is equally important that industry suppliers or distributors are aware that if they sell products to any other producer or retailer in British Columbia aside from McLaren Lighting, that they are still required to be in compliance for that product by joining the LightRecycle program, or having that product covered under another approved Stewardship Plan or retailer who is in compliance with Part 3.

Product Re-use Communication

As part of the Regulation's commitment to manage products in accordance with the pollution prevention hierarchy, the Ministry expects that McLaren Lighting will provide consumers with information and encourage re-use of program products so that only unusable products are entering the recycling process.

I look forward to working with you to ensure your program is successfully implemented. If you have any questions, please contact Sonya Sundberg at 250 356-0535 or sonya.e.sundberg@gov.bc.ca.

Sincerely,



David Ranson
Director, Waste Management

cc: Meegan Armstrong, A/Manager, Waste Prevention
Sonya Sundberg, Senior Policy Analyst