



Briefing 16/45 November 2016

Draft Guidance and Consultation – SEPA Guidance on Waste Regulation that Applies to Reuse Activities (closes 17 November 2016)

To: All Chief Executives, Main Contacts and APSE Contacts in Scotland

For information only to England, Northern Ireland and Wales

Key Issues:

SEPA have released a consultation on their Guidance on Waste Regulation that Applies to Reuse Activities. The consultation runs until 17 November 2016. Links to the consultation and draft guidance can be found below.

[Link to the consultation](#)

[Link to the draft guidance](#)

1.0 Introduction

During the Scottish Resources Conference 2016, Roseanna Cunningham MSP announced the release of a consultation on draft SEPA guidance on waste regulation that applies to reuse activities. The guidance is for anyone “who undertakes activities which involve the reuse of products”, which includes local authorities. The guidance is intended to highlight what you have to do to comply with waste legislation and when the legislation applies to reuse activities. SEPA understands the importance of making compliance straightforward as while they exist to make sure the environment and human health are protected, they also want to make sure that the environmental, economic and societal benefits of reuse are realised.

The guidance makes clear that it is only for **the reuse of products or components of products** and that it does not apply to **materials for recycling**. It follows the Waste Framework Directive 2008 definition of reuse, which means “any operation by which products or components that are not waste are used again for the same purpose for which they were conceived”.

2.0 Consultation Questions

1	Does the guidance provide clarity about when waste regulation applies to re-use activities?
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	<ul style="list-style-type: none"> • Very clear • Mostly clear • Neutral • Mostly unclear • Very unclear
2	<p>Will the guidance support consistency and a level playing field for re-use activities in Scotland?</p> <ul style="list-style-type: none"> • Yes • No • Don't know
3	<p>We are considering developing further examples or training seminars to support the practical application of the guidance. Which of the following would be helpful?</p> <ul style="list-style-type: none"> • Product examples • Sector examples • Training workshop • Training webinar • Other • No further support required
4	<p>Do you have any other comments to make on the Draft Guidance?</p>

3.0 APSE Comment

APSE welcomes the release of SEPA's draft guidance and encourages our membership to respond to the consultation by [clicking this link](#).

If you wish your comments to be included in an APSE response to this consultation paper, please send them to Louise Melville at Lmelville@apse.org.uk. They should reach her by **14 November 2016**.

Garry Lee
Research and Coordination Officer

Louise Melville
Principal Advisor (Scotland)