

- (e) other information requested by the Minister.

Public documents

- 11** Subject to the Freedom of Information and Protection of Privacy Act, all reports, agreements, action plans, annual reports and other documents filed by the Board with the Minister are public documents.

Part II - Industry Stewardship

Designated materials

- 11A** The materials listed in Column 1 of Schedule “B” are prescribed as designated materials for Part IX of the Act.

Section 11A added: O.I.C. 2007-102, N.S. Reg. 61/2007.

Industry stewardship agreements

- 12 (1) (a)** The Board may negotiate an agreement with manufacturers, distributors, retailers and others respecting a designated material banned from landfills and incinerators, covered in Schedule “B”, on or before the date the ban comes into effect.

Clause 12(1)(a) amended: O.I.C. 96-107, N.S. Reg. 34/96.

- (b) An agreement described in clause (a) may include, but not be limited to, details respecting an industry stewardship program.

Clause 12(1)(b) amended: O.I.C. 96-107, N.S. Reg. 34/96.

- (2) (a) The Minister shall provide the Board with a list of designated materials for industry stewardship programs pursuant to subsection 100(1) of the Act.
- (b) For designated materials covered in clause (a), the Minister, after consultation with the Board, shall establish a date when an agreement shall be negotiated.
- (c) For designated materials covered in clause (a), the Board shall negotiate an agreement with manufacturers, distributors, retailers and others respecting the designated material, on or before the date established pursuant to clause (b).
- (d) An agreement described in clause (c) shall include, but not be limited to, details respecting an industry stewardship program.

Surcharges

- 13** Subject to the approval of the Governor in Council, the Minister may establish a surcharge applicable to a designated material.

Beverage container programs

- 14 (1)** All beverage containers sold in the Province shall be either refillable or recyclable as determined by the Administrator.
- (2) All beverage containers shall be subject to a deposit-refund system as described in these regulations.
- (3) No person shall sell, manufacture, distribute, offer to sell or permit to be sold in the Province a beverage in a container that is subject to the deposit and refund system which is not clearly labelled with the words “RETURN FOR REFUND” or words to like effect.
- (4) (a) No later than 3 months after the effective date of these regulations, the Board shall collect and submit to the Minister