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Good morning,

Many thanks for your update on the planned two-step approach to the revision to the Packaging Regs and offering us the opportunity to provide initial obs on the draft Regs.

In the main, I don't foresee an issue for our reporting as, as you outline, the existing self-compliers will be required to register with Repak from 1-Jan 2023 and the data will be captured there for 2023 ref year onwards. This is welcome and will streamline the national system.

EPA will still need to get the self-compliers data from the Local Authorities for reference years 2021 and 2022, however, which we will be collecting/querying in the time period 2023-2024. The Draft SI proposes to revoke Reg 27 which is what obliges the LAs to furnish information on self compliers to the Agency. If this provision is gone with effect from 31-Dec 2022, it would remove the legal obligation on the LAs to provide the Agency with the self compliers data.

The need to revoke Art 27 is not obvious to me, as it will only continue to apply/ be used for a time limited period anyway; but should remain in force for the transitional period I believe.

We would appreciate if you could clarify this issue with your legal drafter.

Thanks