NOTIFICATION

Addendum

The following communication, dated 31 October 2023, is being circulated at the request of the delegation of the United Kingdom.

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**Title:** The Environmental Protection (Plastic Plates etc. and Polystyrene Containers etc.) (England) Regulations 2023

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| **Reason for Addendum:** | |
| [ ] | Comment period changed - date: |
| [ ] | Notified measure adopted - date: |
| [ ] | Notified measure published - date: |
| [X] | Notified measure enters into force - date: 1 October 2023 |
| [X] | Text of final measure available from[[1]](#footnote-1):  <https://www.legislation.gov.uk/uksi/2023/982/contents/made> |
| [ ] | Notified measure withdrawn or revoked - date:  Relevant symbol if measure re-notified: |
| [ ] | Content or scope of notified measure changed and text available from1:  New deadline for comments (if applicable): |
| [ ] | Interpretive guidance issued and text available from1: |
| [ ] | Other: |

**Description:** These regulations will apply to all businesses that operate in England.

These regulations will introduce a ban on the supply of:

• single-use plastic cutlery

• single-use plastic balloon sticks

• single-use expanded and extruded polystyrene food and beverage containers

• single-use expanded and extruded polystyrene cups.

• single-use plastic plates, bowls and trays that are not for packaging

The restriction will not apply to:

• plastic plates, bowls and trays that are used as packaging

• other single use plastic food and beverage containers

• other single use plastic cups

The definition of packaging is that used in regulation 3 of the Packaging (Essential Requirements) Regulations 2015 (b). For example, a plate, bowl, or tray pre-filled with food or a plate, bowl, or tray filled with food at the point of sale will not be banned.

Breach of these prohibitions will be an offence under the regulations. The regulations confer powers on enforcement authorities to impose civil sanctions, including monetary penalties and stop notices, in addition to criminal prosecution.

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1. This information can be provided by including a website address, a pdf attachment, or other information on where the text of the final/modified measure and/or interpretive guidance can be obtained. [↑](#footnote-ref-1)