

## Response ID ANON-NZ8F-CYYD-Y

Submitted to Delivering Scotland's circular economy: a consultation on proposals for a Circular Economy Bill  
Submitted on 2022-08-22 12:27:50

### Strategic Interventions

#### Circular economy strategy obligation

Yes

2. Do you have any further thoughts on a statutory duty to produce a Circular Economy Strategy?:

EAUC Scotland believe that such a Strategy should be on a par with the Climate Change Plan in terms of scrutiny. The Strategy must set out:

- how consumption and other Circular Economy targets are going to be met;
- measures to address harmful materials and chemicals
- obligations on different sectors.

The Strategy needs to link to Just Transition Plans and there needs to be aligned investment.

#### Statutory targets – consumption reduction, reuse and recycling

Yes

4. Do you have any comments in relation to proposals to set statutory targets?:

EAUC Scotland advocate that statutory consumption targets need to be set as soon as possible and there needs to be a commitment to do this by 2025 at the latest. New targets should include material and carbon footprint targets to drive policy to reduce our overall consumption of raw materials, especially those that have the biggest carbon impacts. EAUC Scotland would also like to see a reuse target and a more ambitious food waste target of 50% by 2030.

The Bill must include a duty on the relevant minister to report annually on the new CE targets to maintain momentum.

#### Establishment of circular economy public body

Yes

6. Please provide evidence to support your answer to question 5:

7. If a Circular Economy public body were to be established, what statutory functions should it fulfil? :

It is important that advisory, regulatory and delivery powers should be separated – see LINK publication Governance Matters. EAUC Scotland believe that the Circular Economy public body should be an advisory body, like the Scottish Land Commission. Regulation and executive functions should be carried out by Scottish Government, Local Authorities and SEPA

### Reduce and Reuse

#### Measures to ban the destruction of unsold durable goods

Yes

9. Do you have any comments in relation to proposals to ban the destruction of unsold durable goods?:

This power should be expanded to include returned goods that are reusable.

10. Are there particular product categories that you think should be prioritised?:

11. Are there product categories that should be excluded from such a ban?:

No.

#### Environmental charging for single-use items

12. The previous consultation showed broad support for the proposal that Scottish Ministers should have the power to set charges for environmentally harmful items, for example single-use disposable beverage cups. Is there any new context or evidence that should be taken into account in relation to this proposal? :

13. Do you have any further comments on how a charge on environmentally harmful items should be implemented? :

Before implementing a charge on items, a comprehensive accessibility review should be conducted to ensure community members with specific health-related needs are not discriminated against.

When a charge is implemented, it should be done so as comprehensively as possible.

As a general principal, if a charge is for packaging, the charge should be applied in a cost neutral way, such that the total cost remains the same but is split between the cost of the package and the cost of the contents.

#### Mandatory reporting of waste and surplus

14. The previous consultation showed broad support for the proposal that Scottish Ministers should have the power to require mandatory public reporting of unwanted surplus stock and waste. Is there any new context or evidence that should be taken into account in relation this proposal?:

EAUC Scotland supports LINK's call that this requirement is extended to supply chains to reveal more of the life cycle impact of products and encourage businesses to work with their supply chains to reduce waste. 70 - 80% of university and college emissions are expected to be from Scope 3 supply chain sources. Having this requirement extended will support public bodies to better engage with their supply chains to improve resource efficiency.

15. The previous consultation showed broad support for the proposal that food waste should be a priority for regulations. Is there any new context or evidence that should be taken into account in relation this proposal?:

16. Are there other waste streams that should be prioritised? :

This should be rolled out to all waste streams. Order of priority should align with the environmental harm caused by the waste stream.

#### Recycle

##### Strengthening approach to household recycling collection services

17. The previous consultation showed broad support for the proposal that Scottish Ministers should have powers to place additional requirements on local authorities in order to increase rates and quality of household recycling. Is there any new context or evidence that should be taken into account in relation to the proposal?:

Latest household recycling figures show a small decline in recycling rates, highlighting the imperative of interventions to improve household recycling.

See: [www.sepa.org.uk/environment/waste/waste-data/waste-data-reporting/household-waste-data/](http://www.sepa.org.uk/environment/waste/waste-data/waste-data-reporting/household-waste-data/)

18. The previous consultation showed broad support for the principle that there should be greater consistency in household recycling collections. Is there any new context or evidence that should be taken into account?:

19. The previous consultation showed broad support for the principle of moving away from the current voluntary approach to Scotland's Household Recycling Charter towards a more mandated approach, whereby implementation of the Charter and its supporting Code of Practice becomes a statutory obligation. Is there any new context or evidence that should be taken into account?:

##### The role of targets to support recycling performance

Yes

Yes

22. Please explain your answer:

We agree with these propositions with the condition that Local Authorities have sufficient resource to provide the services to meet the targets.

##### The Duty of Care for households

23. The previous consultation showed broad agreement that householders' existing obligations are not sufficient. Is there any new context or evidence that should be taken into account? :

Yes

25. Please add any additional comments:

This must be exercised fairly and additional needs people might have taken into account. Additionally, people need to have access to clearly identifiable recycling facilities, and products and bins must be clearly labelled in a consistent fashion.

##### Incentivising waste reduction and recycling (households)

26. Are there further powers, if any, for Scottish Ministers, and/or local authorities, that should be considered in order to incentivise positive household behaviours, to support waste reduction and increased recycling in Scotland?:

27. Are there any other legislative measures that you consider Scottish Government should take to strengthen recycling and reuse at a household level, helping accelerate the rate and quality of household recycling in Scotland?:

EAUC Scotland supports LINK's call that local authorities should be required to facilitate increased re-use through a comprehensive re-use service driven by a 're-use charter'

28. Please add any additional comments:

Business recycling collection zoning

Not Answered

30. Please add any additional comments::

Littering and Improving Enforcement

New penalty for littering from vehicles

31. The previous consultation showed broad support for the proposal that Scottish Ministers should have the powers to introduce a new fixed penalty regime for littering from vehicles. Is there any new context or evidence that needs to be taken into account? :

32. The previous consultation showed broad support for the principle that the registered keeper of a vehicle bears primary responsible for offences such as littering from or in relation to their vehicle (for example by passengers or people using that vehicle at that time). Is there any new context or evidence that needs to be taken into account? :

Seizure of vehicles

33. The previous consultation showed broad support for the principle that enforcement authorities should be given powers to seize vehicles linked to waste crime. Is there any new context or evidence that should be taken into account?:

Assessing impact of bill proposals

Equality

34. Taking into account the accompanying EQIA, are there any additional likely impacts the proposals contained in this consultation may have on particular groups of people, with reference to the 'protected characteristics' listed above?:

Business and regulation

35. Taking into account the accompanying BRIA, do you think that the proposals contained in this consultation are likely to increase or reduce the costs and burdens placed on any business or sector? :

Children's Rights and Wellbeing Impact Assessment

36. Taking into account the accompanying CRWIA, do you think that the proposals contained in this consultation are likely to have an impact on children's rights and wellbeing? :

Islands Communities Impact Assessment

37. Taking into account the accompanying ICIA, do you think that the proposals contained in this consultation are likely to influence an island community significantly differently from its effect on other communities in Scotland? :

Fairer Scotland Duty

38. Taking into account the accompanying Fairer Scotland Assessment summary template, do you think that the proposals contained in this consultation are likely to have an impact in relation to the Fairer Scotland Duty? :

Environment

39. Do you think that the proposals contained in this consultation are likely to have an impact on the environment? :

Conclusion

40. Do you have any other comments that you would like to make, relevant to the subject of this consultation, that you have not covered in your answers to other questions?

please specify:

The Bill must include a duty on public bodies to act in such a way as to contribute to the new CE targets. Funding, investment, public procurement, and policies and plans should be scrutinised against circular economy principles and material impacts, and opportunities sought to reduce such impacts.

About you

What is your name?

Name:  
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Are you responding as an individual or an organisation?

Organisation

What is your organisation?

Organisation:  
EAUC Scotland

The Scottish Government would like your permission to publish your consultation response. Please indicate your publishing preference:

Publish response only (without name)

We will share your response internally with other Scottish Government policy teams who may be addressing the issues you discuss. They may wish to contact you again in the future, but we require your permission to do so. Are you content for Scottish Government to contact you again in relation to this consultation exercise?

Yes

I confirm that I have read the privacy policy and consent to the data I provide being used as set out in the policy.

I consent

## Evaluation

Please help us improve our consultations by answering the questions below. (Responses to the evaluation will not be published.)

Matrix 1 - How satisfied were you with this consultation?:

Very satisfied

Please enter comments here.:

Matrix 1 - How would you rate your satisfaction with using this platform (Citizen Space) to respond to this consultation?:

Very satisfied

Please enter comments here.: