



Report Date: August 10, 2020

File: RR152720

Report Number: 152720

BC Used Oil Management Association
203 - 830 Shamrock Street
Victoria, BC V8X 2V1

Dear BC Used Oil Management Association

Re: Notice Letter, Recycling Regulation RR152720, Suite 230 - 830 Shamrock St, Victoria, BC, Refuse

On July 2, 2020, Ministry of Environment and Climate Change Strategy, Environmental Protection Division staff conducted a desktop inspection of the BC Used Oil Management Association to verify compliance with the Recycling Regulation under the *Environmental Management Act*.

Inspection Details:

Ministry of Environment and Climate Change Strategy (Ministry) Officer Pidskalney conducted a desktop inspection of the BC Used Oil Management Association (BCUOMA) 2019 Annual Report to verify compliance with Section 8 of the Recycling Regulation (Regulation). BCUOMA is a not-for-profit society appointed to fulfill the requirements of the Regulation, Schedule 2, Residual Product Categories. BCUOMA operates a province-wide collection and recycling program for used oil, used antifreeze, oil filters and related containers for both do-it-yourself consumers as well as the commercial and industrial markets. BCUOMA's stewardship plan was first approved on November 25, 2009, and the revised amendment was approved on April 15, 2011.

The inspection report period is from January 1, 2019 to December 31, 2019 and included a review of the following document(s):

- "BC Used Oil Management Association 2019 Annual Report" (2019 Annual Report)
- BCUOMA Stewardship Plan (EPR Plan) dated September 30, 2009 and revised February 17, 2011

Requirement Description:	Environmental Management Act, Recycling Regulation (206/2017) (EMA) 8 (1)(a): On or before July 1 in each year, a producer with an approved plan must (a) provide to a director a report respecting the one-year period ending not later than March 31 of that year or December 31 of the previous year, and
Details/Findings:	Section 25(5) of the Interpretation Act states, "If day specified is holiday or office closed, (1) If a day that is specified for doing an act falls on a holiday, the day falls on the next day that is not a holiday. (2) If a day that is specified for doing an act in a business office falls on a day on which the office is not open during regular business hours, the day falls on the next day the office is open during its regular business hours. As July 1, 2020, falls on a Wednesday and is a statutory holiday, the due date for the requirements in 8(1)(a) and (b) are Thursday, July 2, 2020. On July 2, 2020, the Ministry confirmed that the BCUOMA submitted their 2019 Annual Report to the Director via email to Ministry staff on June 30, 2020, at 7:23 AM
Compliance:	In
Actions to be taken:	Please submit all future annual reports to ExtendedProducerResponsibility@gov.bc.ca

Requirement Description:	Environmental Management Act, Recycling Regulation (206/2017) (EMA) 8 (1)(b): On or before July 1 in each year, a producer with an approved plan must (b) post the report on the Internet.
Details/Findings:	On July 2, 2020, the Ministry verified that the 2019 Annual Report has been posted to the internet at https://bcusedoil.com/stewardship-plan-and-reports/ on or before July 2, 2020 (Attachment 1).
Compliance:	In
Requirement Description:	Environmental Management Act, Recycling Regulation (206/2017) (EMA) 8 (2)(f): Subject to subsection (4), the report referred to in subsection (1) must include the following: (f) independently audited financial statements detailing (i) all deposits received and refunds paid by the producers covered by the approved plan, and (ii) revenues and expenditures for any fees associated with the approved plan that are charged separately and identified on the consumer receipt of sale;
Details/Findings:	The Independent Auditors' Report (IAR) is presented in Appendix B, Page 24, of the 2019 Annual Report and was prepared on April 24, 2020, by KPMG, Chartered Professional Accountants. As BCUOMA charges a separate fee on their products that is visible on a consumer's receipt (often called an "eco-fee"), the IAR fulfills Section 8(2)(f)(ii) of the regulation. The BCUOMA does not include a deposit/refund fee on the sale of their products and therefore Section 8(2)(f)(i) is not applicable to their program.
Compliance:	In
Requirement Description:	Environmental Management Act, Recycling Regulation (206/2017) (EMA) 8 (2)(h): Subject to subsection (4), the report referred to in subsection (1) must include the following: (h) any other information specified by the director.
Details/Findings:	As required by the Director and conveyed to BCUOMA in a letter dated January 4, 2011, an additional requirement is to submit a third party Non-Financial Assurance (NFA) audit included with the annual report submission. Appendix C, Page 41 of the 2019 Annual Report contains an Independent Reasonable Assurance Report prepared by Green Horwood & Co LLP, Chartered Professional Accountants, on June 25, 2020.
Compliance:	In

Compliance History:

This is the first electronic compliance record for this authorization since January 1, 2012.

The Ministry of Environment Compliance and Enforcement Policy and Procedure (C&E Policy) prescribes common requirements and procedures for all Ministry staff to ensure consistent and risk-based assessment and response to non-compliance. Using the Non-Compliance Decision Matrix, the compliance determination for this inspection has been assessed as **Level 0, Category 0, Notice**.

More information about Environmental Compliance, the Non-Compliance Decision Matrix, and reporting and data submission requirements can be found at the links below:

General compliance information:

www.gov.bc.ca/environmentalcompliance

Non-Compliance Decision Matrix information:

www.gov.bc.ca/environment/how-compliance-is-assessed

Reporting and data submission requirements (to be sent to EnvAuthorizationsReporting@gov.bc.ca):

www.gov.bc.ca/submit-waste-authorization-reports

Please be advised that this inspection report may be published on the provincial government website within 7 days.

Below are attachments related to this inspection.

If you have any questions about this letter, please contact the undersigned.

Yours truly,

Nicole Pidskalney
Environmental Protection Officer

cc:

Attachments:

1) 2020-06-30 2019 AnnRpt post to web

Deliver via:

Email: Fax: Mail:
Registered Mail: Hand Delivery:

DISCLAIMER:

Please note that sections of the permit, regulation or code of practice referenced in this inspection record are for guidance and are not the official version. Please refer to the original permit, regulation or code of practice.

To see the most up to date version of the regulations and codes of practices please visit

<http://www.bclaws.ca>

If you require a copy of the original permit, please contact the inspector noted on this inspection record.

It is also important to note that this inspection record does not necessarily reflect each requirement or condition of the authorization therefore compliance is noted only for the requirements or conditions listed in the inspection record.

The image shows a web browser window with a dark theme. The address bar displays the URL <https://bcusedoil.com/stewardship-plan-and-reports/>. The browser's address bar includes a search field and navigation icons. The page content is titled "Stewardship Plan and Reports" and features a list of links under the heading "Stewardship Plan – presented to the MoE on Jan 29, 2019". The links include "BCUOMA Accessibility Report – April 2018" and "Stewardship Plan Proposed Targets – November 2017". Below this, there is a section for "November/December 2017 Feedback on proposed Targets from:" with a list of regional districts: "City of Abbotsford", "Capital Region", "Regional District of Kitimat Stikine", "Regional District of Okanagan Similkameen", "Fraser Valley Regional District", "Peace River Regional District", "Regional District of Kootenay Boundary", and "Sunshine Coast Regional District". At the bottom of the page, there is a section for "ANNUAL REPORTS" with links for the years 2019, 2018, 2017, 2016, and 2015. A calendar overlay is visible on the right side of the browser window, showing the date June 30, 2020, at 7:18:11 AM. The calendar is for the month of June 2020, and the date June 30 is highlighted. Below the calendar, there is a notification to "Set up your calendars to see where you need to be" with a "Get started" button.

https://bcusedoil.com/stewardship-plan-and-reports/

Stewardship Plan and Reports

Stewardship Plan – presented to the MoE on Jan 29, 2019

- [BCUOMA Accessibility Report – April 2018](#)
- [Stewardship Plan Proposed Targets – November 2017](#)

November/December 2017 Feedback on proposed Targets from:

- [City of Abbotsford](#)
- [Capital Region](#)
- [Regional District of Kitimat Stikine](#)
- [Regional District of Okanagan Similkameen](#)
- [Fraser Valley Regional District](#)
- [Peace River Regional District](#)
- [Regional District of Kootenay Boundary](#)
- [Sunshine Coast Regional District](#)

2014 Stewardship Plan – no MoE decision
2009 Stewardship Plan – Approved 2011

ANNUAL REPORTS

- [2019](#)
- [2018](#)
- [2017](#)
- [2016](#)
- [2015](#)

7:18:11 AM
June 30, 2020

June, 2020

Su	Mo	Tu	We	Th	Fr	Sa
31	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	1	2	3	4
5	6	7	8	9	10	11

Today

Set up your calendars to see where you need to be

Get started