

General Information	
Ministerial Decision Type	Presentation of: a Report
Report Title	Part 2 Ministerial Guidance to support the implementation of the Single-Use Plastics etc. (Restrictions) (Jersey) Law 2021
Minister	Infrastructure
Signatory	Minister
Lead Department	Infrastructure, Housing and Environment (IHE)
Lead Directorate	Regulation (IHE)
Ministerial Decision Summary: Public or <a href="#">Absolutely/Qualified</a> Exempt	Public Select if more than one Absolutely/Qualified Exemption.
Date decision made if different to date 'Ministerial Decision Summary' signed.	Select date.
Report and Supplemental Report Details	
Report Author	Deputy Chief Trading Standards Officer
Date of Report	21/06/2022
Supplementary Report Title <i>(If applicable)</i>	Insert Supplementary Report Title.
Supplementary Report Author <i>(If applicable)</i>	Insert Official Title Only.
Date of Supplementary Report <i>(If applicable)</i>	Select Date of Supplemental Report.
Ministerial Decision Report: Public or <a href="#">Absolutely/Qualified</a> Exempt	Public Select if more than one Absolutely/Qualified Exemption.
Relevant Case/Application/URN <i>(Only complete if making a decision related to an appeal/case/application)</i>	Insert Relevant Case/Application.
Relevant Proposition Number <i>(Only complete if presenting Comments or if lodging an Amendment)</i>	Insert P. number.
Relevant Scrutiny Report <i>(Only complete if presenting a ministerial response)</i>	Insert S.R. number.
Associated Law(s) and/or Subordinate Legislation	Single Use Plastics etc. (Restrictions) (Jersey) Law 2021
Action required if recommendation agreed	Department to take necessary action

Resource Implications	There are no new financial and/or manpower implications.
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**Report:**

**Part 2 Ministerial Guidance to support the implementation of the Single-Use Plastics etc. (Restrictions) (Jersey) Law 2021**

**1.0 Purpose of the Report**

The purpose of this report is to outline the requirement for an additional point of guidance that supports the implementation of the Single-Use Plastics Etc. (Restrictions) (Jersey) Law 2021.

**2.0 Background**

On 21st July 2021, the States Assembly approved the Single-Use Plastics etc. (Restrictions) (Jersey) Law 2021.

The Law prohibits the importation and supply of specified single use bags and applies a minimum price to the supply of reusable paper and plastic bags.

This Law will come into effect on the 21st July 2022 and applies to all traders.

The Law includes the provision for the Minister for Infrastructure to 'issue guidance as to the application of this Law, and in particular as to the type or technical specification of carrier bags or other items to which this Law does not apply' (Article 14).

On 21<sup>st</sup> April 2022, the Minister for Infrastructure approved a set of guidance points that supported the implementation of the Law. Since that time, the Department's ongoing communication with traders has identified an additional guidance point that is required.

This report sets out the additional guidance to be approved via a Ministerial Decision.

### 3.0 Discussion

The Environmental and Consumer Protection Team are working with local traders to support the implementation of the Single-Use Plastics Etc. (Restrictions) (Jersey) Law 2021 and ongoing compliance.

This engagement has identified a need to expand the list of industry specific exemptions to the Law as shown below with the additional exemption shown in bold:

Existing guidance	Recommended guidance
<p>Bags used to contain the following items are exempt from the Single-Use Plastics etc. (Restrictions) (Jersey) Law 2021:</p> <ul style="list-style-type: none"><li>• uncooked fish and fish products</li><li>• prescription medicine or appliance</li><li>• live fish or other aquatic creatures</li><li>• goods in transport, such as at an airport, plane or ship</li></ul>	<p>Bags used to contain the following items are exempt from the Single-Use Plastics etc. (Restrictions) (Jersey) Law 2021:</p> <ul style="list-style-type: none"><li>• <b>uncooked meat</b></li><li>• uncooked fish and fish products</li><li>• prescription medicine or appliance</li><li>• live fish or other aquatic creatures</li><li>• goods in transport, such as at an airport, plane or ship</li></ul>

The original advice received from Environmental Health in 2020 to support the drafting the Law excluded uncooked meat but the Department supports the recommended guidance due to the concerns raised by relevant traders.

The reference to ‘uncooked meat’ refers to uncooked meat that is without packaging (i.e. not pre-packaged).

### 4.0 Communication

The Law requires the Minister to ‘publish any guidance issued under this Article, by such means as the Minister reasonably considers will draw the guidance to the attention of those who may be affected by this Law.’

The Environmental and Consumer Protection Team are working with traders and

professional bodies including Jersey Business and Chamber of Commerce to raise awareness of the implementation of the Law and the provide advice. This includes:

- Dedicated website page: [gov.je/singleuseplastics](http://gov.je/singleuseplastics)
- FAQ resource
- Factsheets for traders
- Video explaining the changes business may need implement
- Meetings with individual businesses and professional bodies
- Point of sale/in store promotional material

Once approved, the additional guidance point will be included in the relevant communications.

Additional communications are scheduled to raise awareness across the general public in advance of the Law coming into force.

## **5.0 Conclusion**

The Single-Use Plastics etc. (Restrictions) (Jersey) Law 2021 will come into effect on 21 July 2022. The guidance outlined in this report is required to support traders with the implementation of the Law.

## **Recommendation**

The Minister to approve the guidance point detailed in this report to support the implementation of the Single-Use Plastics etc. (Restrictions) (Jersey) Law 2021.

## **Reason(s) for Decision**

The Single-Use Plastics etc. (Restrictions) (Jersey) Law 2021 includes the provision for the Minister for Infrastructure to 'issue guidance as to the application of this Law, and in particular as to the type or technical specification of carrier bags or other items to which this Law does not apply' (Article 14).

**Resource implications**

There is no resource or cost implication to approving the guidance provided as the additional guidance point will be incorporated into the existing implementation plan.

**Action required**

A Ministerial Decision is required that approves the guidance explained in this report.