

**Mick Antoniw AS/MS**  
**Y Cwnsler Cyffredinol a Gweinidog y Cyfansoddiad**  
**Counsel General and Minister for the Constitution**



Llywodraeth Cymru  
Welsh Government

Huw Irranca-Davies MS  
Chair, Legislation, Justice and Constitution Committee  
Senedd Cymru  
SeneddLJC@senedd.wales

16 November 2022

Dear Huw,

I am writing to inform the Committee that I have given consent to the UK Government exercising a delegated legislative power in a devolved area in relation to Wales.

In 2019, Ministers across the UK collectively agreed to introduce a new Extended Producer Responsibility (EPR) regime for packaging, which will replace the current regime. However, the start date for the new EPR regime is not until 2024, which means amendments are needed to the current England and Wales regulations to ensure there are targets in place for the interim period.

Agreement has been given to the making of The Producer Responsibility Obligations (Packaging Waste) (Amendment) (England and Wales) Regulations 2022. This instrument is being made by the Secretary of State in exercise of powers conferred by section 50 of and paragraphs 1(1) and 2(2) of Schedule 4 to the Environment Act 2021. The regulations will roll forward the existing targets for 2023, until the new extended producer responsibility regulations for packaging come into force.

The SI amends the Producer Responsibility Obligations (Packaging Waste) Regulations 2007 (S.I. 2007/871). Those Regulations impose on producers of packaging, obligations to recycle packaging waste in order to attain overall recycling and material-specific recycling targets. These Regulations set an overall recycling target of 67.6% and material-specific recycling targets for glass (82%), plastic (61%), aluminium (69%), steel (87%), paper/board (83%) and wood (35%) as well as a specific re-melt target for glass (72%).

Yours sincerely,

**Mick Antoniw AS/MS**  
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Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.