

#	Question	Circular Materials' Response
1.	Please clarify the difference between executing an agreement with Circular Materials and a PRO?	In this instance there is no difference. Circular Materials is a Producer Responsibility Organization (PRO), so executing an agreement with Circular Materials is executing an agreement with a PRO.
2.	Is there any point in executing an Agent Agreement given the timelines?	<p>By signing an Agent Agreement, you designate Circular Materials as your agent to consult on and submit a Stewardship Plan on your behalf. All producers who sign an Agent Agreement will be listed when we submit the New Brunswick Stewardship Plan for Packaging and Paper to Recycle NB for approval.</p> <p>The Agent Agreement also provides you access to the Producer Portal to report 2021 supply data which will allow Circular Materials to calculate producer fees to be applied after the Stewardship Plan is approved.</p>
3.	Does the PSA for New Brunswick mirror the one in Ontario?	Yes, the New Brunswick Producer Services Agreement (PSA) is similar to the Ontario PSA, but with some differences based on different regulatory frameworks. Changes we made to the Ontario PSA based on producer feedback during consultation on the Ontario PSA in March were incorporated into the draft New Brunswick PSA.
4.	The Agent Agreement seems to commit to negotiation of the Producer Services Agreement (PSA). Why is that tied?	<p>The Agent Agreement is an interim step with no financial component. Executing the Agent Agreement means you are compliant in submitting a Stewardship Plan, as we will submit it on your behalf.</p> <p>Clause 1.5 of the Agent Agreement states: <i>"You shall negotiate in good faith with Circular Materials to enter into a producer services agreement ("PSA") pursuant to which Circular Materials will provide You with services to assist You to meet Your obligations under the Regulation, including obtaining approval of the Stewardship Plan from Recycle New Brunswick, implementing the Stewardship Plan, preparing an annual report for Recycle New Brunswick, and preparing education materials for consumers."</i></p> <p>This means that we will work together with producers and consider all feedback on the PSA to ensure it meets everyone's needs. The commitment is to negotiate in good faith but there is no commitment to sign a PSA after signing an Agent Agreement. The PSA is a full compliance solution to meet producers' requirements to:</p>

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		<ul style="list-style-type: none"> <li>• Implement a Stewardship Plan for Packaging and Paper.</li> <li>• Deliver collection services to all households.</li> <li>• Manage the packaging and paper collected.</li> <li>• Submit an annual report to Recycle NB on your behalf.</li> </ul>
5.	Can we know the fees before signing?	<p>Circular Materials needs to know the quantity of packaging and paper supplied by our subscribing producers to consumers in New Brunswick in order to calculate fee rates. We also need to know the scope of the approved Stewardship Plan to calculate the associated costs.</p> <p>We will have a better understanding as to when we can release fee estimates for New Brunswick once we know the timing for the approval of the Stewardship Plan by Recycle NB. We will share the fee rate estimates in advance of program implementation.</p>
6.	For the reporting requirements, the Agent Agreement talks about "reporting categories" and "material category". Can you clarify what level of detail is required for reporting?	<p>The level of reporting for New Brunswick is similar to the level of reporting for Ontario. There are minor differences due to the different regulatory frameworks, most notably the exclusion of beverage container reporting categories in New Brunswick due to the provincial deposit system.</p>
7.	Would it be possible to include polypropylene as a separate category? This has been an issue across all the previous EPR reporting.	<p>We have proposed a separate reporting category for polypropylene and will be consulting with producers on adding this category starting in 2023.</p>
8.	Is it possible to align the reporting categories with how Circular Materials Atlantic reports recovery performance?	<p>We are proposing to utilize detailed reporting categories to accommodate more granular allocation of costs in how materials are managed and the commodity value we're able to extract from those materials when setting fees. Based on feedback from producers, we are working to align reporting categories from different jurisdictions.</p>
9.	Will fees be broken down into component parts that make up the final total?	<p>Circular Materials is evaluating the number of fee categories.</p>