



Canada: Waste Electrical and Electronic Equipment Program (WEEE) Introduced in Ontario, Canada

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Summary

Beginning on April 1, 2009 the newly implemented [Waste Electrical and Electronic Equipment \(WEEE\) Program](#) will require the payment of recycling fees on all electrical and electronic equipment sold in Ontario. U.S. companies will be responsible for paying these fees if they have Ontario residency and a commercial connection in Ontario. Residency is based on having a permanent establishment, with inventory for sale in Ontario, and employees or agents that do business on behalf of the company. A commercial connection in Ontario is defined on the basis of direct economic benefits or gain when the company's electrical and electronic equipment is supplied to and sold in Ontario. Payment of WEEE fees will not be required for electrical and electronic equipment transshipped to another jurisdiction as part of the firm's distribution network.

The Waste Electrical and Electronic Equipment (WEEE) Program

In an effort to reduce the amount of electronics placed in landfills, the [Ontario Electronic Stewardship \(OES\)](#) has developed the [WEEE Program](#). This plan was created under the [Waste Diversion Act](#) that sets out to encourage the reduction, reuse and recycling of waste as well as the implementation of waste diversion programs.

The [WEEE program](#) has been divided into two stages:

Phase 1 commences on April 1, 2009

Phase 1 will affect Stewards that supply the following electronics in Ontario: desktop computers, portable computers, computer peripherals, monitors, televisions and printing devices.

Starting April 1, 2009 the [WEEE Program](#) requires designated Phase 1 Stewards to register with the [Ontario Electronic Stewardship \(OES\)](#), submit Steward's Reports on the electrical and electronic equipment supplied into Ontario, and pay the appropriate electrical and electronic equipment fees. These fees will provide the funding needed to properly handle the waste electrical and electronic equipment that can be recycled as well as electronics that cannot. Additionally, the money will be used for public education, research and development and enhancing current technologies.

Phase 2 commences on July 10, 2009

Phase 2 will affect Stewards that supply the following electronics in Ontario: cellular phones, audio and video players, equalizers, receivers, tuner, video players/projectors, video recorder, computer peripherals including modems, printing devices including copiers, scanners, typewriters, PDA's and pagers, cameras, radios, speakers, turntable, video recorder, personal hand held computers and telephones (physical and accessories). [OES](#) recommends that companies that fall under Phase 2 register their organization and monitor the [OES website](#) for updates.

Reporting Electronics and Submitting Fees

Stewards affected by Phase 1, who have already registered with the OES, would have received a dated WEEE notification letter. This date determines when the Steward's Report and the first payment of the

recycling fees are due. Stewards with a notification date of January 8, 2009 must file their first report and pay the indicated fees by May 31, 2009. All subsequent payments must be made along with the report every 30 days.

Companies that received a notification date after January 8, 2009, including those companies who have yet to register, will have 93 days after the notification date to file their first report and pay the appropriate fees. All subsequent payments and reports will then be due 30 days following the date the last report was submitted. Failure to pay these fees will result in a 10% penalty that will be added to the current outstanding amount.

Below are the approved fees that will be applied to Phase 1 electronics up until March 31, 2010. It should be noted that external devices (monitors, printers and computer peripherals) are not included in the fee for desktop and portable computers, and are charged separately.

EEE Material	EEE Sub-Category	Material Fee Rate per Unit CDN\$
Desktop Computer		13.44
Portable Computers		2.14
Computer Peripherals	Mice	0.32
	Keyboards	0.32
	Single hard drives	0.32
	Optical drives	0.32
Monitors		12.03
Televisions	18" screen and smaller	10.07
	19" to 29" screen	10.07
	30" to 45" screen	10.07
	46" screen and larger	10.07
Printing Devices		5.05

Implications for U.S. Firms

A U.S. company will be considered a Steward and be responsible for payment of fees and reporting if it has Ontario residency and a commercial connection to the province of Ontario. Residency is based on having a permanent establishment, with inventory for sale in Ontario, and employees or agents that do business on behalf of the company. A commercial connection in Ontario is defined on the basis of direct economic benefits or gain when the company's electrical and electronic equipment is supplied to and sold in Ontario. If a U.S. firm does not have Ontario residency and a commercial connection in Ontario, the responsible Steward will be the organization that first imports the product and supplies for use or sale in Ontario. It should be noted that the payment of WEEE fees is not required for electrical and electronic equipment that is transshipped through Ontario to another jurisdiction as part of the company's distribution network.

For More Information

The U.S. Commercial Service in Ottawa, Canada can be contacted via e-mail at: tracey.ford@mail.doc.gov; Phone: (613) 688-5406; Fax: (613) 238-5999; or visit our website: <http://www.buyusa.gov/canada/en/>

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