



DATE: February 10, 2021

TO: Depot Network

RE: **BCMB Access to Depots**

Attention depot operators and staff,

This notice is to remind all depot operators of the following and BCMB requests that all depot staff are fully briefed on this information:

Depot By-law states at section 10.2, that:

The BCMB may enter onto the premises of a Depot at any reasonable time to conduct an inspection to determine whether there is compliance with the Regulation or BCMB By-laws, policies or guidelines.

This means that should a member of BCMB attend your depot, having properly identified themselves, they should be permitted to move freely around the depot unrestricted and without hindrance of any kind. Anything that is on the depot premises, as defined by the site plan, is subject to the inspection. Should the BCMB staff member wish to inspect or search any item in the depot, they should be permitted to do so.

In addition to the powers contained within the Depot By-law, all members of the BCMB Compliance Team are designated as Inspectors by Alberta Environment and Parks, under the Environmental Protection and Enhancement Act. This provides them with additional powers to enter (section 198 of the Act) and to search and seize, without warrant, any item that they believe is evidence of an offence covered by the Beverage Container Recycling Regulation (BCRR) or By-law (section 204 of the Act).

Should you have any issue with the conduct of the BCMB staff member while they are on site, you should refer the matter to BCMB management, however they should not be refused access for any reason.

I would like to acknowledge that in most cases BCMB staff are made to feel very welcome and are able to go about their duties without any issue, for that I would like to thank you. However, this has not been the case on every occasion.





Should BCMB staff report being refused, restricted, or otherwise impeded from conducting their duties, further action may be taken which could result in a referral to hearing panel and suspension or removal of a permit.

If you have any questions, please direct them to Mark Emsden, Director of Compliance at 780-424-3193 ext. 233 or memsden@bcmb.ab.ca.

