Donation partners

Draft Environment Protection (Beverage Container Deposit Scheme) Amendment Bill 2024

The South Australian Government is seeking feedback on the draft Environment Protection (Beverage Container Deposit Scheme) Amendment Bill 2024 (the draft Amendment Bill). This information sheet provides a summary of what the key changes in the draft Amendment Bill mean for donation partners.

What the changes mean for donation partners

Currently, the container deposit scheme (CDS) provides a fundraising opportunity for community groups, sporting clubs and charities that partner with an established collection depot or collect empty containers for a refund.

The draft Amendment Bill proposes a scheme to formally recognise donation partners within the CDS (new s.68A(2)(j)).

A donation partner will include any of the following if they are approved by the Environment Protection Authority (EPA) as a CDS donation partner:

- a charity that is a registered entity within the meaning of the *Australian Charities and Not-for-profits Commission Act 2012* of the Commonwealth that carries out any activities in South Australia
- a school within the meaning of the *Education and Children's Services Act 2019,* or
- a sporting, community, educational or environmental body that carries out any activities in South Australia and that—
  - does not carry out activities for profit or gain; and
  - is incorporated as a not-for-profit organisation (either under the *Associations Incorporation Act 1985* or as a company limited by guarantee) or in the case of a sporting club is, or is affiliated with, a sporting organisation operating in the State; and
  - is established primarily for a charitable, community or educational purpose.

The regulations would set out the EPA approval process along with eligibility criteria to be either a major donation partner who may be actively promoted throughout the whole state, or a local donation partner who may be actively promoted in a part of the State only.

The regulations may specify the payment of refunds for returned container directly to a donation partner.

Key benefits:

- Opportunity for the State-wide or local promotion of donation partners via the CDS
- Customers can choose to provide electronic payment of refunds directly to approved donation partners.

Disclaimer

This publication is a guide only and does not necessarily provide adequate information in relation to every situation. This publication seeks to explain your possible obligations in a helpful and accessible way. In doing so, however, some detail may not be captured. It is important, therefore, that you seek information from the EPA itself regarding your possible obligations and, where appropriate, that you seek your own legal advice.

Further information

Legislation

Online legislation is freely available.

General information

Environment Protection Authority

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