

2014 ARBITRATION ADJUSTMENT RULE ("ADJUSTMENT RULES")

AMENDMENT TO RULES FOR STEWARDS RESPECTING BLUE BOX FEES FOR THE CALENDAR YEAR 2014

1. Introduction

Prior to this Adjustment Rule, the Rules for the period commencing January 1, 2013 have continued to be in effect beyond December 31, 2013 pursuant to paragraph 5.2 of those Rules. Rules for the 2014 calendar year could not be made previously with updated fee rates until the 2012 calendar year net costs of the Blue Box Program were determined, which determination was subject to an arbitration between Stewardship Ontario and both the Association of Municipalities of Ontario and the City of Toronto. Thus, the 2013 fee rates became the 2014 fee rates until such time as the arbitration concluded.

On November 25, 2014 the award under the arbitration was issued and the 2012 calendar year net costs were determined. The 2014 payment to municipalities was fixed at \$115,172,322. This amount determined by the arbitrator results in a revenue gap that will increase the 2014 steward payment obligation.

Consequently, this Adjustment Rule is made to call for the payment of fees by stewards, which in the aggregate will equal the difference between the 2014 steward fees invoiced to date, and the revised amount as awarded under the arbitration.

2. Continuation of 2013 Rules

In these Rules, the 2013 Rules are continued, and extended so that stewards shall pay an additional Adjustment Fee per Kilogram as set out in Appendix A to these Rules.

The payment date for these fees shall be as set out in Appendix B.

APPENDIX A

Material Category	2014 Adjustment DBBW Fee Schedule based on 2012 Data Year	Initial 2013 Fee/Kilogram	Adjustment Fee/Kilogram	Revised 2014 Fee / Kilogram (following arbitration)
Printed Materials	Newsprint–CNA/OCNA Members	0.42 ¢/kg	-0.13 ¢/kg	0.29 ¢/kg
	Other Newsprint–Non-CNA/OCNA Members	3.62 ¢/kg	0.62 ¢/kg	4.24 ¢/kg
	Magazines and Catalogues	6.47 ¢/kg	0.50 ¢/kg	6.97 ¢/kg
	Directories	6.64 ¢/kg	0.19 ¢/kg	6.83 ¢/kg
	Other Printed Materials	9.99 ¢/kg	3.30 ¢/kg	13.29 ¢/kg
Paper Packaging	Gable Top Containers	18.22 ¢/kg	1.77 ¢/kg	19.99 ¢/kg
	Aseptic Containers	18.22 ¢/kg	1.58 ¢/kg	19.80 ¢/kg
	Paper Laminates	18.22 ¢/kg	1.77 ¢/kg	19.99 ¢/kg
	Corrugated Cardboard	8.39 ¢/kg	0.21 ¢/kg	8.60 ¢/kg
	Boxboard and Other Paper Packaging	8.39 ¢/kg	0.26 ¢/kg	8.65 ¢/kg
Plastic Packaging	PET Bottles	14.70 ¢/kg	0.55 ¢/kg	15.25 ¢/kg
	PET Bottles > 5 Litres	14.70 ¢/kg	0.55 ¢/kg	15.25 ¢/kg
	HDPE Bottles and Jugs	13.52 ¢/kg	0.33 ¢/kg	13.85 ¢/kg
	HDPE Bottles and Jugs > 5 Litres	13.52 ¢/kg	0.33 ¢/kg	13.85 ¢/kg
	Expanded Polystyrene	23.27 ¢/kg	2.08 ¢/kg	25.35 ¢/kg
	Non-Expanded Polystyrene	23.27 ¢/kg	2.08 ¢/kg	25.35 ¢/kg
	Other Plastic Packaging	23.27 ¢/kg	1.81 ¢/kg	25.08 ¢/kg
	Other Plastic Packing > 5 Litres	23.27 ¢/kg	1.81 ¢/kg	25.08 ¢/kg
	LDPE/HDPE Film	23.27 ¢/kg	2.20 ¢/kg	25.47 ¢/kg
	LDPE/HDPE Film Carry-Out Bags	23.27 ¢/kg	2.20 ¢/kg	25.47 ¢/kg
	LDPE/HDPE Film Carry-Out Bag Units	Number of units ¹	Number of units	Number of units
	Plastic Laminates	23.27 ¢/kg	1.85 ¢/kg	25.12 ¢/kg
	Disrupter Plastics	23.27 ¢/kg	1.85 ¢/kg	25.12 ¢/kg
Natural and Synthetic Textiles	23.27 ¢/kg	1.85 ¢/kg	25.12 ¢/kg	
Steel and Other Metal Packaging	Aerosol Containers	5.51 ¢/kg	0.00 ¢/kg	5.51 ¢/kg
	Paint Cans	5.51 ¢/kg	0.00 ¢/kg	5.51 ¢/kg
	Other Steel and Metal Containers and Packaging	5.51 ¢/kg	0.00 ¢/kg	5.51 ¢/kg
Aluminum Packaging	Aluminum Food and Beverage Containers	2.56 ¢/kg	0.39 ¢/kg	2.95 ¢/kg
	Aerosol Containers	6.97 ¢/kg	0.00 ¢/kg	6.97 ¢/kg
	Other Aluminum Packaging	6.97 ¢/kg	0.00 ¢/kg	6.97 ¢/kg
Glass Packaging	Clear Glass	2.84 ¢/kg	0.00 ¢/kg	2.84 ¢/kg
	Coloured Glass	4.84 ¢/kg	0.00 ¢/kg	4.84 ¢/kg

¹ LDPE/HDPE Film Carry-Out Bag Units does not carry a fee rate

APPENDIX B

Payment Description	Payment Due Date
Adjustment fee payment (as a result of arbitration decision)	February 27, 2015

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12/10/14

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Dec. 11/14