

Applicability of Reusable Cup Requirements

There are two requirements intended to reduce the use of single-use drink cups:

1. The first requirement relates to the use of single-use cups for dine-in orders. It applies to businesses holding restaurant and food service category licences, unless they hold one or more additional businesses licences from defined categories. The exemptions reflect business categories that need additional time and other support to comply. Administration will work with businesses from these categories to help prepare them for removal from the exemption list.
2. The second requirement relates to the use of customer-supplied reusable cups. It also applies to businesses holding restaurant and food service category licences, unless they hold one or more additional businesses licences from defined categories (the defined categories are different from the list for the first requirement). The second requirement for cups also applies to event organizers.

Exemptions to Requirement for Reusable Cups for Dine-in Orders

The requirement to serve dine-in drink orders in reusable cups will initially apply to businesses holding restaurant and food service category licences, unless they hold one or more additional businesses licences from a specified category. The following categories reflect current licence categories that are held in conjunction with restaurant and food service licences and are intended to be exempted from this requirement:

<ul style="list-style-type: none">● Administration Office/Professional Service● After Hours Dance Club● Amusement Establishment● Auction● Bingo/Casino● Carnival/Amusement Park● Commercial Schools● Exhibition Hall	<ul style="list-style-type: none">● Financial Service● General Industrial● Participant Recreation● Personal Service● Retail Sales (major)● Retail Sales (minor)● Spectator Entertainment
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These groups are recommended for exemption for a range of reasons, including operational constraints associated with distributing, collecting and washing reusable cups, and security or safety concerns related to reusable cups. Many of these categories also provide minimal opportunities for on-site dining (i.e., restaurant and food service is a secondary function for the business) and are not expected to contribute significantly to the number of single-use cups disposed or littered in Edmonton.

Exemptions to Requirement to Accept Customer-supplied Cups

A smaller group of categories would be exempt from the requirement to have and follow a policy to accept customer-supplied reusable cups, because this requirement is simpler to implement. Businesses holding a restaurant and food service licence plus one or more licences from the following categories will be exempt from this requirement:

- After Hours Dance Club
- Amusement Establishment
- Bingo/Casino
- Carnival/Amusement Park
- Exhibition Hall
- Spectator Entertainment

The above categories reflect current licence categories that are held in conjunction with restaurant and food service licences.

Process to Revise the Exemptions

The definition of licence categories that create the exemptions is a City Manager power. This approach preserves Administration's ability to be responsive to the evolving capacity of different business categories to provide and accept reusable cups. In addition, as solutions are identified, it allows the list to be modified more easily than if the list of exempted categories were embedded directly in the bylaw.

Administration will continue to engage with businesses within the exempted licence categories to encourage voluntary compliance and support efforts to make reusable cups more viable within the category. When Administration is satisfied that businesses within a category are ready to comply with the requirements, Administration will take steps to raise awareness among businesses in that category, and then remove that category from the list.

As noted above, the list of exemptions reflects current combinations of business licence categories. In addition to removing categories as they gain capacity to comply with the bylaw, new Restaurant or Food Service category combinations could be added to the list if necessary.