



April 30th, 2026

Krista Friesen
Manager, Policy Development
Resource Recovery Policy Branch
40 St. Clair Avenue West
12th floor
Toronto, ON
M4V 1M2

Re: Consultation on the proposed amendments to the Tires and Other Producer Responsibility Regulations

Dear Krista,

Clean Harbors and its Safety-Kleen division have been recyclers of Hazardous Special Products (HSP) for over 50 years in the province of Ontario and have invested hundreds of millions of dollars in people, equipment and facilities. We are proud of our past efforts and our continuing mission to provide the best options available for the people and businesses of the province.

We also have a unique perspective as we offer these services in all provinces in Canada either in relationships with stewardships or as a steward, as in Quebec where we operate our own stewardship program. We do this because of what might be our greatest uniqueness in this industry as we are circular company, operating as both a manufacturer of HSP products and a collector and recycler. Our key facility in this circularity is our lubricant used oil refinery in Breslau, ON.

Thank you for the opportunity to provide consultation on the proposed amendments to the Tires and Other Producer Responsibility Regulations. Changes in regulations affect our business as both a manufacturer and recycler, and can alter our overall effectiveness in providing our services while altering the general competitiveness of our industry.

Sincerely,

A handwritten signature in blue ink, appearing to read "S. Glofcheskie".

Sam Glofcheskie
Vice President, Operations – Canada Region
Bulk Products and Services
Safety-Kleen Canada Inc.

Primary sent by email to: Krista.Friesen@ontario.ca
Cc: Erica Carabott, Vice President, CH Environmental Compliance

Comments on the Proposed Amendments to the Tires and Other Producer Responsibility Regulations

Proposed changes to the HSP Regulation:

“Revise recycling efficiency rate (RER) requirements - Delay the RER requirements for antifreeze and oil containers to 2028 and seek feedback on revising the RER for mercury containing products.”

It is our opinion that only a commercial disagreement between one legacy PRO and a recycler has disrupted the proper recycling of containers generated in the province. This is backed by the continued operation of two PROs continuing recycling properly. We don't believe that an extension of the delay in RER requirements till 2028 is justified due to that singular condition. As a manufacturer of lubricants and coolants, whose bottles are still being recycled due to our commitment to circularity, but whose competition can waste this resource and stand equal in compliance is of great disappointment. Capacity and facility not only exist but have operated for more than a decade. A delay to the RER requirement would appear as pandering to one PRO.

“Administrative change to clarify collection site requirements – Revise the regulation to clarify that at least one site is required in the original municipality for upper-tier offsetting, but not for adjacent offsetting. This does not change current requirements but adds clarity in the regulation.”

Allowing more coverage by offsetting collection sites is needed and we support this change. While we are not commenting directly on the Tire Program changes, we do have concern regarding collection requirements being set, in that program at 50 tires or 3 months. We believe that managing the PRO recycling thresholds will meet the goal of waste leaving collection sites, mandating pickups complicates and disrupts services rather than increasing them, while not offering any increased environmental protections. We hope that HSP doesn't see this type of change in the future.

Proposed change to the Administrative Penalties (AP) Regulation:

“Remove \$1 million cap – Remove the cap on the maximum AP amount that can be issued for continuing and non-continuing contraventions.”

As a producer of HSP products we stand unafraid of administrative penalties as we have never shied away from our compliance responsibilities, we support higher penalties to uncompliant actors.

Seek feedback on possible changes to all EPR regulations:

“Shared PRO activities – Consider if rules related to PROs sharing collection sites and trading excess performance to meet targets should be added to the framework.”

As a collector and recycler we are worried about our volumes not being funded by PROs. PROs pay after collection and recycling occur, timing their obligations with our services can lead to a dangerous financial situation, and all the risk is with the recycling industry. Allowing any volume to be transferred between PROs could allow us to access funding and not being punished for providing services.

“Increase Ontario based recycling – Consider if there should be any provisions (e.g. minimum requirement or incentives) for Ontario based processing of materials.”

As a company who participates in collection and recycling across Canada we rely on our entire network to accomplish this. We are proud to invest in stable and economically sound jurisdictions, and as stated have invested heavily in Ontario. If this provision is added to the regulation it is our hope that changes would also be made to Ontario's Ministry of Finance rules to allow environmental companies to be awarded grants and access to funding. Currently this is not the case.