

Amendments to the Federal District Law for Solid Waste

July 2019

Authors: [Vicente Corta Fernández](#), [Ismael Reyes Retana Tello](#), [Antonio Cárdenas](#), [Pedro Morales](#), [Fernando García Gómez](#), [Ana Marietta Rivero Quintal](#)

On June 25, 2019 a decree amending the Federal District Law for Solid Waste (“Amendment Decree”) was published in the Official Gazette of Mexico City and entered into force on the day following its publication.

The Amendment Decree **prohibits** the commercialization, distribution and delivery of various single-use plastics, such as products made wholly or partly of plastic and which are not intended to be reused.

Among others, the products which the amendment decree bans from commercialization, distribution and delivery are plastic bags, forks, knives, spoons, mixing sticks, plates, straws, cotton swabs, coffee capsules and balloons.

These prohibitions will enter into force progressively as indicated below:

From 2020	<ul style="list-style-type: none">Prohibited to commercialize, distribute and deliver plastic bags to the consumer at points of sale of goods or products, unless they are compostable
From January 1, 2021	<ul style="list-style-type: none">Prohibited to commercialize, distribute and deliver products containing intentionally added microplasticsProhibited to commercialize, distribute and deliver forks, knives, spoons, mixing sticks, plates, straws, cotton swabs and balloons, among othersProhibited to commercialize, distribute and deliver single-use coffee capsules, made of low-utilization plastic material

It is considered that, due its particular characteristics, **the Amendment Decree generates damage to plastic producers and traders** from the moment of its entry into force since it imposes an obligation to substitute inputs that are essential for the merchandising of different products.

In this context, the means of defense against the prohibitions and obligations established in the Amendment Decree is the Amparo Action (Mexico’s constitutional remedy), which must be filed before August 7, 2019.

White & Case, S.C.
Torre del Bosque - PH
Blvd. Manuel Ávila Camacho # 24
11000 Ciudad de México
Mexico

T +52 55 5540 06 00

In this publication, White & Case means the international legal practice comprising White & Case LLP, a New York State registered limited liability partnership, White & Case LLP, a limited liability partnership incorporated under English law and all other affiliated partnerships, companies and entities.

This publication is prepared for the general information of our clients and other interested persons. It is not, and does not attempt to be, comprehensive in nature. Due to the general nature of its content, it should not be regarded as legal advice.