

WORLD TRADE ORGANIZATION

G/TBT/N/CAN/94

13 April 2004

(04-1653)

Committee on Technical Barriers to Trade

Original: English/
French

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

1.	Member to Agreement notifying: <u>CANADA</u> If applicable, name of local government involved (Articles 3.2 and 7.2):
2.	Agency responsible: Department of the Environment and Department of Health Name and address (including telephone and fax numbers, e-mail and web-site addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: Canadian Enquiry Point, 200-270 Albert Street, Ottawa, Ontario, Canada, K1P 6N7 Tel.: +1 613 238 3222, Fax.: +1 613 569 7808, E-mail: info@scc.ca
3.	Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], other:
4.	Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Toxic Substances (ICS: 13.020)
5.	Title, number of pages and language(s) of the notified document: Proposed Total, Partial or Conditional Prohibition of Certain Toxic Substances Regulations (pages 1017-1030; English and French) Proposed Order Adding a Toxic Substance to Schedule 1 to the Canadian Environmental Protection Act, 1999 (pages 1031-1032; English and French)
6.	Description of content: The current <i>Prohibition of Certain Toxic Substances Regulations, 2003</i> (for which the draft regulation was notified as G/TBT/N/CAN/15) prohibit the manufacture, use, sale, offer for sale and import of toxic substances featured on its Schedule. The proposed package of regulatory amendments would restructure the current Regulations by allowing for greater variation in the controls placed on individual substances to allow for a more flexible management of toxic substances. This restructuring would also facilitate the addition of new toxic substances in the future. In addition, the proposed amendments will: <ul style="list-style-type: none">– List hexachlorobutadiene (HCBD), <i>N</i>-nitrosodimethylamine (NDMA) and dichlorodiphenyltrichloroethane (DDT) on the Total Prohibition List;– introduce new reporting and record-keeping requirements with respect to hexachlorobenzene (HCB), benzidine and benzidine dihydrochloride;– create a permit system for granting temporary exemptions to partial or conditional prohibitions, where it is identified that a transition period will be required to find or implement alternatives to toxic substances;

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	<ul style="list-style-type: none"> – add DDT to the List of Toxic Substances (LTS) on Schedule 1 of the <i>Canadian Environmental Protection Act, 1999</i> (CEPA 1999), which is a prerequisite for the listing of a substance under the proposed Regulations; – assist Canada in meeting its international obligations respecting dichlorodiphenyl trichloroethane (DDT) under the Stockholm Convention on Persistent Organic Pollutants (POPs).
7.	Objective and rationale, including the nature of urgent problems where applicable: Protection of human health and protection of the environment
8.	Relevant documents: Canada Gazette, Part I, 3 April 2004
9.	Proposed date of adoption: Proposed date of entry into force: } Not stated
10.	Final date for comments: 2 June 2004
11.	Texts available from: National enquiry point [X] or address, telephone and fax numbers, e-mail and web-site addresses, if available of the other body: The electronic version of the regulatory text can be downloaded at: http://canadagazette.gc.ca/partI/2004/20040403/pdf/g1-13814.pdf