

Index

ABORIGINAL

Government, defined, **CEPA 3**
[**CEPA 3(1)**]
Land
defined, **CEPA 3** [**CEPA 3(1)**]
Representation on National Advisory Committee, **CEPA 6**
[**CEPA 6(2.2)-(3)**]
Rights, **CEPA 4**, § **CEPA-4:1**

ADMINISTRATION

Administrative duties
see ADMINISTRATIVE DUTIES
Advisory committees
see ADVISORY COMMITTEES
Agreements re
see AGREEMENTS

ADMINISTRATIVE DUTIES

Action not limited, **CEPA 2** [**CEPA 2(2)**]
Considerations, **CEPA 2(1.1)**
Government of Canada, of, **CEPA 2**
[**CEPA 2(1)**, **2(1.1)**]

ADMINISTRATIVE ENFORCEMENT

See ENFORCEMENT
Administrative penalties, § **TRA 30**
Administrative penalties, amount
of, § **TRA 38** [**TRA 38(1)**]

ADVISORY COMMITTEES

Ministerial, **CEPA 7**, § **CEPA-7:1**
National
see NATIONAL ADVISORY COMMITTEE
Reports by, **CEPA 7**, § **CEPA-7:1**,
CEPA 8, **CEPA-8:1**

AGREEMENTS

Administration, re, **CEPA 9**,
§ **CEPA-9:1**
action not limited by agreement,
CEPA 9 [**CEPA 9(9)**]
annual report, **CEPA 9** [**CEPA 9(8)**]
comments or objections, **CEPA 9**
[**CEPA 9(3)**, **9(4)**]
entering into, **CEPA 9** [**CEPA 9(5)**]
final agreement, publication of,
CEPA 9 [**CEPA 9(6)**]
negotiation of, **CEPA 9** [**CEPA 9(1)**, **9(2)**]
termination of, **CEPA 9** [**CEPA 9(7)**]
Alternative measures, re
see ENVIRONMENTAL PROTECTION ALTERNATIVE MEASURES
Environmental data and research,
re, **CEPA 44** [**CEPA 44(2)**,
44(3)]
Equivalent provisions, re, **CEPA 10**, § **CEPA-10:1**
comments or objections, **CEPA 10**
[**CEPA 10(5)**, **10(6)**]
declaration, **CEPA 10** [**CEPA 10(3)**]
final agreements, **CEPA 10**
[**CEPA 10(7)**]
non-application of regulations,
CEPA 10 [**CEPA 10(1)**,
10(2)]
publication of, **CEPA 10** [**CEPA 10(4)**]
report to Parliament, **CEPA 10**
[**CEPA 10(10)**]

ANNOTATED GUIDE TO THE CEPA

AGREEMENTS—Cont'd

Equivalent provisions, re, **CEPA 10, § CEPA-10:1**—Cont'd
revocation of order, **CEPA 10 [CEPA 10(9)]**
termination, **CEPA 10 [CEPA 10(8)]**
Publication, **CEPA 9, 10 [CEPA 9(6), 10(4)]**

AIRCRAFT

Forfeiture, **CEPA 232, § CEPA-232:1**
Waste disposal at sea and
see **WASTE DISPOSAL AT SEA**

AIR POLLUTION

Asbestos fibres
see **TOXIC SUBSTANCES, CONTROLLING**, release of toxic substances
Defined, **CEPA 3 [CEPA 3(1)]**
International
anticipated creation of air pollution
plans and specifications
requirements, **CEPA 172, § CEPA-172:1**
consultation with other governments, **CEPA 166 [CEPA 166(2)]**
costs, recovery of by Crown, **CEPA 170, § CEPA-170:1**
determination of, **CEPA 166 [CEPA 166(1)]**
interim orders, power to make, **CEPA 173, § CEPA-173:1**
Ministerial action, **CEPA 166 [CEPA 166(3)]**
prohibition re acts contrary to regulations, **CEPA 171, § CEPA-171:1**
reciprocity with other country, **CEPA 166 [CEPA 166(4)]**
regulations
comments, **CEPA 168 [CEPA 168(2)]**

AIR POLLUTION—Cont'd

International—Cont'd
regulations—Cont'd
notice to other country, **CEPA 168 [CEPA 168(1), 168(3)]**
power to make, **CEPA 167, § CEPA-167:1**
recommending, **CEPA 166 [CEPA 166(3), 166(5)]**
report and remedial measures, **CEPA 169, § CEPA-169:1**
report to Parliament by Minister, **CEPA 174, § CEPA-174:1**
National, **§ CEPA:45**

ALTERNATIVE MEASURES

See **ENVIRONMENTAL PROTECTION ALTERNATIVE MEASURES**

ALTERNATIVES TO TOXIC SUBSTANCES

Legislative and regulatory initiatives, other jurisdictions, **TI:40.30**
California, **TI:40.30.2**
European Union, **TI:40.30.1**
Maine, **TI:40.30.3**
Non-statutory initiatives, Ontario government, **TI:40.10**
green chemistry and engineering research, **TI:40.10.2**
guidance on safer chemical alternatives, **TI:40.10.1**
Statutory proposals, non-government, **TI:40.20**

ANALYST

Assistance to, **CEPA 227, § CEPA-227:1**
Defined, **CEPA 3 [CEPA 3(1)]**
Generally, **CEPA 218 [CEPA 218(12)]**
Immunity from personal liability, **CEPA 217.1, § CEPA-217.1:1**

ANALYST—Cont'd

Offences and penalties and
see OFFENCES; PENALTIES

**ANIMATE PRODUCTS OF
BIOTECHNOLOGY**

Amendment of Schedule 4, **CEPA
106 [CEPA 106(7)]**

Confidentiality
publication of masked name,
CEPA 113, § CEPA-113:1

Definitions, **CEPA 104, § CEPA-
104:1**

Domestic Substances List,
§ **CEPA:9**
adding living organisms to,
CEPA 105, § CEPA-105:1
amendment of, **CEPA 112,
§ CEPA-112:1**

Living organism
see also significant new activity,
infra

application of provisions re,
CEPA 106 [CEPA 106(6)]

application of s. 109, **CEPA 106
[CEPA 106(13)]**

assessment of information re,
CEPA 108, § CEPA-108:1

action taken after assessment,
**CEPA 109, § CEPA-
109:1**

assessment period, prescribed,
CEPA 114 [CEPA 114(2)]

correction of information, **CEPA
106 [CEPA 106(11)]**

defined, **CEPA 104, § CEPA-
104:1**

manufacture or import of, **CEPA
106 [CEPA 106(1), 106(2)]**

notification of significant new
activity, **CEPA 106 [CEPA
106(3), 106(4)]**

prohibition of activity re, **CEPA
107, § CEPA-107:1**

request of waived information,
CEPA 106 [CEPA 106(12)]

**ANIMATE PRODUCTS OF
BIOTECHNOLOGY—Cont'd**

Living organism—Cont'd
waiver of information require-
ments, **CEPA 106 [CEPA
106(8)-(10)]**

Regulations
power to make, **CEPA 114,
§ CEPA-114:1, CEPA-
115:1, 115**

Significant new activity
defined, **CEPA 104, § CEPA-
104:1**

publication of notice re s. 106(4)
application, **CEPA 110
[CEPA 110(1), CEPA 111,
§ CEPA-111:1, 110(3)]**

variation or revocation of, **CEPA
110 [CEPA 110(2), 110(3)]**

Transfer of rights re substance,
CEPA 106 [CEPA 106(5)]

**ANNUAL REPORT TO
PARLIAMENT**

Generally, **CEPA 342, § CEPA-
342:1**

**BIOLOGICAL DIVERSITY,
DEFINED**

Generally, **CEPA 3 [CEPA 3(1)]**

BIOTECHNOLOGY

Animate products of
see ANIMATE PRODUCTS OF
BIOTECHNOLOGY

Defined, **CEPA 3 [CEPA 3(1)]**

BOARD OF REVIEW

See also REVIEWS

Appearance before, procedural fair-
ness and, **CEPA 335, § CEPA-
335:1**

Board members
absence of, **CEPA 339, § CEPA-
339:1**

knowledge requirement, **CEPA
334 [CEPA 334(2)]**

ANNOTATED GUIDE TO THE CEPA

BOARD OF REVIEW—Cont'd

- Board members—Cont'd
 - number of, **CEPA 334 [CEPA 334(1)]**
- Costs, **CEPA 338, § CEPA-338:1**
- Establishment of
 - administration agreement, objection to, **CEPA 333 [CEPA 333(2)]**
 - permits, review of, **CEPA 333 [CEPA 333(5)]**
 - publication of proposed orders and regulations, objection to, **CEPA 333 [CEPA 333(1)]**
 - toxicity assessment, objection to, **CEPA 333 [CEPA 333(1)]**
- Mandatory review
 - international air and water, **CEPA 333 [CEPA 333(3)]**
 - specific regulations, **CEPA 333 [CEPA 333(4)]**
 - toxics, **CEPA 333 [CEPA 333(6)]**
- Powers of board, **CEPA 337, § CEPA-337:1**
- Report by, **CEPA 340, § CEPA-340:1**
- Rules of procedure, **CEPA 341, § CEPA-341:1**
- Withdrawal of notice of objection, **CEPA 336, § CEPA-336:1**

CANADIAN ENVIRONMENTAL PROTECTION ACT, 1999

- Amendments
 - 2021, § **CEPA:83.50**
 - 38th Parliament, § **CEPA:46**
 - 39th Parliament, § **CEPA:47**
 - 40th Parliament, § **CEPA:48**
 - 41st Parliament, § **CEPA:49**
 - Bill C-28, § **CEPA:83.50**
 - Bill S-5, § **CEPA:83.70, § CEPA 83.90, CEPA:83.91, CEPA:83:95**

CANADIAN ENVIRONMENTAL PROTECTION ACT, 1999

—Cont'd

- Coming into force, § **CEPA:5; CEPA 356, § CEPA-356:1**
- Crown, binding on, **CEPA 5, § CEPA-5:1**
- Domestic Substances List (“DSL”), **TI:10.10.2**
- Five-year review, § **CEPA:51; CEPA 343, § CEPA-343:1**
- Legislative history, § **CEPA:1**
- Minister’s annual report to Parliament, **CEPA 342, § CEPA-342:1**
- National Pollutant Release Inventory (“NPRI”), **TI:10.10.1**
- Overview of, § **CEPA:6**
- Repeal, **CEPA 355, § CEPA-355:1**
- Review of Act, **CEPA 294.5**
- Short title, **CEPA 1, § CEPA-1:1**
- Toxic substances, defining, **TI:20.30.1**
- Transitional provision, **CEPA 355.1, § CEPA-355.1:1**

CARBON DIOXIDE EMISSIONS

- See **REDUCTION OF CARBON DIOXIDE EMISSIONS FROM COAL-FIRED GENERATION OF ELECTRICITY REGULATIONS, § CEPA:12**

CIVIL ACTION

- Generally, **CEPA 40, § CEPA-40:1**

CIVIL REMEDIES

- Generally, **CEPA 42, § CEPA-42:1**

CLASS OF SUBSTANCES, DEFINED

- Generally, **CEPA 3 [CEPA 3(1)]**

CODES OF PRACTICE

- Consultation re, **CEPA 54, 55 [CEPA 54(3), 55(2)]**
- Formulation by Minister, **CEPA 54 [CEPA 54(1)]**

CODES OF PRACTICE—Cont'd

Formulation by Minister of Health,
CEPA 55 [CEPA 55(1)]
Minister may act, **CEPA 54 [CEPA 54(3.1)]**
Publication of, **CEPA 54, 55 [CEPA 54(4), 55(3)]**
Scope of, **CEPA 54 [CEPA 54(2)]**

COMMITTEE

Advisory committees
see **ADVISORY COMMITTEES**
Defined, **CEPA 3 [CEPA 3(1)]**

COMPLIANCE

See **ENFORCEMENT**
Documents prepared for another
purpose, § **TRA 45**
Facility, **TI:30.10**
Inspections, with, § **TRA 43**
Misleading information, § **TRA 43**
Records, requirement to retain,
§ **TRA 41**

COMPLIANCE ORDER

See **ENVIRONMENTAL
PROTECTION COMPLI-
ANCE ORDER**

CONFIDENTIALITY

Alternative measures agreement,
CEPA 300 [CEPA 300(3)]
Animate products of biotechnology,
CEPA 113, § CEPA-113:1
Disclosure and
see **DISCLOSURE OF INFOR-
MATION**
Information gathering and
see **INFORMATION GATHER-
ING**
New substances and activities,
CEPA 88, § CEPA-88:1

CONTRAVENTIONS

See **ENFORCEMENT; OFFENCES**

CORPORATIONS

See **OFFENCES**

COSTS, RECOVERY OF

See **CROWN**

CROWN

Act binding on, **CEPA 5, § CEPA-5:1**
Costs and expenses, recovery by,
CEPA 98, § CEPA-98:1, CEPA 136, § CEPA-136:1, CEPA 170, § CEPA-170:1, CEPA 180, § CEPA-180:1, CEPA 203, § CEPA-203:1, CEPA 214, § CEPA-214:1, CEPA 240, § CEPA-240:1
Immunity, **CEPA 14, § CEPA-14:1; TRA 47 [TRA 47(1)]**
Liability, **CEPA 254, § CEPA-254:1; TRA 47 [TRA 47(3)]**

DEFINITIONS

Generally, **CEPA 3 [CEPA 3(1)]**

DETENTION

Detention and release, **CEPA 223 [CEPA 223(4)]**
Extension of period of
application re, **CEPA 224 [CEPA 224(1)]**
notice of application, **CEPA 224 [CEPA 224(2)]**
order granted, **CEPA 224 [CEPA 224(3)]**
order refused, **CEPA 224 [CEPA 224(4)]**
Interference with seized thing,
CEPA 223 [CEPA 223(6)]
Notice of contravention, **CEPA 223 [CEPA 223(3)]**
Power of, **CEPA 223 [CEPA 223(1), 223(2)]**
Ships, of
clearance, **CEPA 225 [CEPA 225(6)]**
duty of owner or master, **CEPA 225 [CEPA 225(4)]**
duty of persons empowered to
give clearance, **CEPA 225 [CEPA 225(5)]**

ANNOTATED GUIDE TO THE CEPA

DETENTION—Cont'd

Ships, of—Cont'd
grounds, **CEPA 225 [CEPA 225(1)]**
order re
notice of to foreign state,
CEPA 225 [CEPA 225(3.1)]
service of, **CEPA 225 [CEPA 225(3)]**
writing requirement, **CEPA 225 [CEPA 225(2)]**
Storage of seized thing, **CEPA 223 [CEPA 223(5)]**

DIRECTOR

Appointment of, **TRA 13 [TRA 13(1)]**
Defined, § **TRA 2**
Order
administrative penalties, § **TRA 30**
forfeiture, **TRA 25 [TRA 25(1)]**

DIRECTORS

See **OFFENCES**

DISCLOSURE OF INFORMATION

Available to public, **TI:20.70**
report, toxic substances reduction plan, **TI:20.60.2; TRA 10 [TRA 10(4)]**
summary, toxic substances reduction plan, **TI:20.50.2; TRA 8 [TRA 8(1)]**
By Minister
Access to Information Act provisions and, **CEPA 317, § CEPA-317:1**
civil or criminal proceedings, protection from, **CEPA 317 [CEPA 317(3)]**
for public interest, **CEPA 315, § CEPA-315:1**
By Minister, to Government of Canada, § **TRA 46**

DISCLOSURE OF

INFORMATION—Cont'd

By Minister of National Defence,
CEPA 320, § CEPA-320:1
Confidentiality request, **CEPA 313, § CEPA-313:1**
Hazardous Materials Information Review Act claim and,
CEPA 318, § CEPA-318:1
regulations re, **CEPA 319 [CEPA 319(a)]**
Prohibition of disclosure, **CEPA 314, § CEPA-314:1**
Purpose of TRA, **TRA 1 [TRA 1(b)]**
Security requirements for, **CEPA 321, § CEPA-321:1**
Specific purposes permitting disclosure, **CEPA 316, § CEPA-316:1**
by physician, **CEPA 316 [CEPA 316(2)]**
personal information, **CEPA 316 [CEPA 316(3)]**
regulations re, **CEPA 319 [CEPA 319(b)]**

DOMESTIC SUBSTANCES LIST

See **ANIMATE PRODUCTS OF BIOTECHNOLOGY; TOXIC SUBSTANCES, CONTROLLING**

ECONOMIC INSTRUMENTS

Deposits and refunds, regulations for systems re, **CEPA 325, § CEPA-325:1**
Guidelines, programs and other measures re, **CEPA 322, § CEPA-322:1**
consultations re, **CEPA 323 [CEPA 323(1)]**
Minister may act, **CEPA 323 [CEPA 323(2)]**
publication of, **CEPA 324, § CEPA-324:1**

ECONOMIC INSTRUMENTS

—Cont'd

- Tradeable units systems
 - Ministerial orders re, **CEPA 327, § CEPA-327:1**
 - regulations re, **CEPA 326, § CEPA-326:1**

ECOSYSTEM, DEFINED

- Generally, **CEPA 3 [CEPA 3(1)]**

EMERGENCIES

- Consultations, **CEPA 197 [CEPA 197(1)]**
- Costs and expenses, recovery of by Crown, **CEPA 203, § CEPA-203:1**
- Definitions, **CEPA 193, § CEPA-193:1**
- Environmental emergency, defined, **CEPA 193, § CEPA-193:1**
- Environmental emergency plans
 - declarations and keeping, **CEPA 199 [CEPA 199(6)]**
 - extension of time, **CEPA 199 [CEPA 199(3)]**
 - notice, **CEPA 199 [CEPA 199(1), 199(2)]**
 - partial requirements met, where, **CEPA 199 [CEPA 199(5)]**
 - preparation or implementation for another purpose, **CEPA 199 [CEPA 199(4)]**
 - requirements for, **CEPA 199 [CEPA 199(1)]**
 - submission of, **CEPA 199 [CEPA 199(7)]**
- Exercise of powers and duties, **CEPA 194, § CEPA-194:1**
- Guidelines and codes of practice
 - issuing of, **CEPA 196, § CEPA-196:1**
 - publication of, **CEPA 198, § CEPA-198:1**
- Interim orders, **CEPA 200.1, § CEPA-200.1:1**

EMERGENCIES—Cont'd

- Liability
 - costs and expenses, claim for, **CEPA 205 [CEPA 205(6)]**
 - owner of substance, **CEPA 205 [CEPA 205(1), 205(2)]**
 - reduced liability, **CEPA 205 [CEPA 205(4)]**
 - strict liability, **CEPA 205 [CEPA 205(3)]**
 - third parties, rights against preserved, **CEPA 205 [CEPA 205(5)]**
- Minister may act, **CEPA 197 [CEPA 197(2)]**
- National notification and reporting system, **CEPA 204, § CEPA-204:1**
- Regulations
 - power to make, **CEPA 200 [CEPA 200(1)]**
 - subject-matter regulated under other Acts, where, **CEPA 200 [CEPA 200(2)]**
- Remedial measures, **CEPA 201, § CEPA-201:1**
- Research, **CEPA 195, § CEPA-195:1**
- Substance, defined, **CEPA 193, § CEPA-193:1**
- Voluntary report
 - confidentiality, **CEPA 202 [CEPA 202(2), 202(3)]**
 - employee protection, **CEPA 202 [CEPA 202(4)]**
 - report of information, **CEPA 202 [CEPA 202(1)]**

EMISSIONS

- See **REDUCTION OF CARBON DIOXIDE EMISSIONS FROM COAL-FIRED GENERATION OF ELECTRICITY REGULATIONS; VEHICLE, ENGINE AND EQUIPMENT EMISSIONS**

ANNOTATED GUIDE TO THE CEPA

ENFORCEMENT

Alternative measures
see ENVIRONMENTAL
PROTECTION ALTERNATIVE MEASURES

Arrest without warrant, **CEPA 222.1, § CEPA-222.1:1**

“Committed in the course of enforcement of this Act,”
defined, **CEPA 216.1 [CEPA 216.1(2)]**

Compliance order
see ENVIRONMENTAL
PROTECTION COMPLIANCE ORDER

Conveyance, defined, **CEPA 216, § CEPA-216:1**

Definitions, **CEPA 216, CEPA 216.1, § CEPA-216:1, § CEPA-216.1:1**

Detention
see DETENTION

Directors, by
administrative penalties, **§ TRA 30**
appointment of, **TRA 13 [TRA 13(1)]**
disposition order, **TRA 23 [TRA 23(1)]**
forfeiture order, application for, **TRA 25 [TRA 25(1)]**
limits on authority of, **TRA 13 [TRA 13(3)]**

Documents and samples, production of, **CEPA 219, § CEPA-219:1**

Enforcement officer
see ENFORCEMENT OFFICER

Foreign national, defined, **CEPA 216, § CEPA-216:1**

Injunction, **CEPA 311, § CEPA-311:1**

Judicial orders
entry and inspection, **§ TRA 18**
forfeiture to Crown, **TRA 25 [TRA 25(1)]**

ENFORCEMENT—Cont’d

Offences
see OFFENCES

Penalties
see PENALTIES

Place, defined, **CEPA 216, § CEPA-216:1**

Police force, assistance of, **§ TRA 42**

Provincial officers, by
administer other acts, power to, **§ TRA 16**
appointment of, **TRA 14 [TRA 14(1)]**
civil suit testimony, limit on, **TRA 14 [TRA 14(6)]**
confidential information, **TRA 14 [TRA 14(4)]**
contravention of Act, **§ TRA 27**
force, reasonable, **§ TRA 26**
immunity from personal liability, **TRA 47 [TRA 47(1), 47(3)]**
inspections, powers of, **§ TRA 15, 15.1**
investigation, powers of, **TRA 14 [TRA 14(4)]**
limits on authority of, **TRA 14 [TRA 14(2)]**
order, **§ TRA 27**
peace officer, **TRA 14 [TRA 14(3)]**
prosecution, powers of, **TRA 14 [TRA 14(4)]**

seizure
notice of disposal of things, **TRA 24 [TRA 24(1)]**
powers of, **§ TRA 20**
warrantless search, **TRA 20.1 [TRA 20.1(1)]**

Review
see REVIEWS

Review officer
see REVIEW OFFICER

Searches
see SEARCH AND SEIZURE

ENFORCEMENT—Cont’d

“Ship that is not a Canadian ship”
see SHIPS
Ticket
see PENALTIES

ENFORCEMENT OFFICER

See also DETENTION; SEARCH
AND SEIZURE
Analyst, **CEPA 218 [CEPA
218(12)]**
assistance to
see assistance to, *infra*
Assistance to
generally, **CEPA 227, § CEPA-
227:1**
right of passage, **CEPA 226,
§ CEPA-226:1**
Certificate of designation, produc-
tion of, **CEPA 217 [CEPA
217(2)]**
Defined, **CEPA 3 [CEPA 3(1)]**
Designation of, **CEPA 217 [CEPA
217(1)]**
Immunity from personal liability,
CEPA 217.1, § CEPA-217.1:1
Inspection
computer system and copying
equipment, use of, **CEPA
218 [CEPA 218(13)]**
conveyances, **CEPA 218 [CEPA
218(7)]**
duty of person in possession or
control, **CEPA 218 [CEPA
218(14)]**
exclusive economic zone, **CEPA
218 [CEPA 218(15)]**
notice, waiver of, **CEPA 218
[CEPA 218(5)]**
power of, **CEPA 218 [CEPA
218(1)]**
private dwelling-place
entry, **CEPA 218 [CEPA
218(2)]**
warrant, **CEPA 218 [CEPA
218(3), 218(6)]**

**ENFORCEMENT OFFICER
—Cont’d**

Inspection—Cont’d
ships, **CEPA 218 [CEPA 218(8),
218(9), 218(16), 218(17)]**
use of force, **CEPA 218 [CEPA
218(6)]**
warrant re non-dwelling, **CEPA
218 [CEPA 218(4), 218(6)]**
Obstruction of, **CEPA 228,
§ CEPA-228:1**
Powers of, **CEPA 217 [CEPA
217(3)-(6)], CEPA 218 [CEPA
218(10), 218(11)]**
Ships
see SHIPS

ENVIRONMENT, DEFINED

Generally, **CEPA 3 [CEPA 3(1)]**

**ENVIRONMENTAL DATA AND
RESEARCH**

Co-operation and agreements,
CEPA 44 [CEPA 44(2), 44(3)]
Hormone disrupting substances,
CEPA 44 [CEPA 44(4)]
Minister of Health, role of, **CEPA
45, § CEPA-45:1**
Monitoring, **CEPA 44 [CEPA
44(1)]**

**ENVIRONMENTAL
EMERGENCY**

Defined, **CEPA 3 [CEPA 3(1)]**
Generally
see EMERGENCIES

**ENVIRONMENTAL
PROTECTION ACTION**
See PUBLIC PARTICIPATION

**ENVIRONMENTAL
PROTECTION
ALTERNATIVE MEASURES**

Agreement
confidentiality, **CEPA 300
[CEPA 300(3)]**

ANNOTATED GUIDE TO THE CEPA

**ENVIRONMENTAL
PROTECTION
ALTERNATIVE MEASURES
—Cont'd**

Agreement—Cont'd
defined, **CEPA 295, § CEPA-295:1**
disclosure
by enforcement officer or
peace officer, **CEPA 305**
[**CEPA 305(2)**]
to insurance company, **CEPA**
305 [CEPA 305(3)]
duration of, **CEPA 299, § CEPA-**
299:1
exchange of information, re,
CEPA 308, § CEPA-308:1
filing in court, **CEPA 300 [CEPA**
300(1)]
filing in Environmental Registry,
CEPA 301, § CEPA-301:1
information set in schedule,
CEPA 300 [CEPA 300(4)-
(6)]
nature of measures contained in,
CEPA 298 [CEPA 298(1)]
records
of persons, **CEPA 304,**
§ CEPA-304:1
of police forces and investiga-
tive bodies, **CEPA 305**
[CEPA 305(1)]
reports, **CEPA 300 [CEPA**
300(2)]
stay and recommendation of
proceedings, **CEPA 302,**
§ CEPA-302:1
supervisory bodies, **CEPA 298**
[CEPA 298(2)]
use of, **CEPA 296 [CEPA**
296(1)]
varying, application re, **CEPA**
303, § CEPA-303:1
Attorney General, defined, **CEPA**
295, § CEPA-295:1
Charge, dismissal of, **CEPA 296**
[CEPA 296(4)]

**ENVIRONMENTAL
PROTECTION
ALTERNATIVE MEASURES
—Cont'd**

Defined, **CEPA 295, § CEPA-295:1**
Definitions, **CEPA 295, § CEPA-**
295:1
Evidentiary admissibility, **CEPA**
296 [CEPA 296(3)]
Laying of information, **CEPA 296**
[CEPA 296(6)]
No bar to proceedings, **CEPA 296**
[CEPA 296(5)]
Person, defined, **CEPA 295,**
§ CEPA-295:1
Records
disclosure of, **CEPA 307,**
§ CEPA-307:1
government, **CEPA 306,**
§ CEPA-306:1
Regulations, **CEPA 309, § CEPA-**
309:1
Sentencing considerations, **CEPA**
297, § CEPA-297:1
Use of
circumstances, **CEPA 296**
[CEPA 296(1)]
restrictions, **CEPA 296 [CEPA**
296(2)]

**ENVIRONMENTAL
PROTECTION
COMPLIANCE ORDER**

Additional measures for certain
offences, **CEPA 235 [CEPA**
235(5)]
Bar to proceedings, not, **CEPA 238**
[CEPA 238(2)]
Circumstances of alleged
contravention, **CEPA 235**
[CEPA 235(2)]
Compliance with, **CEPA 238,**
§ CEPA-238:1
Contents of, **CEPA 235 [CEPA**
235(6)]
Costs and expenses, recovery by
Crown, **CEPA 240, § CEPA-**
240:1

**ENVIRONMENTAL
PROTECTION
COMPLIANCE ORDER
—Cont’d**

Exigent circumstances, **CEPA 236,
§ CEPA-236:1**

Intervention by enforcement officer,
CEPA 239, § CEPA-239:1
access to property, **CEPA 239
[CEPA 239(2)]**
personal liability, **CEPA 239
[CEPA 239(3)]**

Issuing of, **CEPA 235 [CEPA
235(1), 235(3)]**

Notice of intent to issue, **CEPA
237, § CEPA-237:1**

Order, defined, **CEPA 234,
§ CEPA-234:1**

Regulations, **CEPA 242, § CEPA-
242:1**

Specific measures, **CEPA 235
[CEPA 235(4)]**

Variation or cancellation of, **CEPA
241, § CEPA-241:1**
limit on exercise of enforcement
officer’s powers, **CEPA 241
[CEPA 241(4)]**
notice of intent, **CEPA 241
[CEPA 241(2), 241(3)]**

**ENVIRONMENTAL QUALITY,
DEFINED**

Generally, **CEPA 3 [CEPA 3(1)]**

ENVIRONMENTAL REGISTRY

Alternative measures agreement,
filing in, **CEPA 301, § CEPA-
301:1**

Defined, **CEPA 3 [CEPA 3(1)]**

Generally
see PUBLIC PARTICIPATION

**ENVIRONMENTAL REVIEW
TRIBUNAL**

Appeal from, Tribunal decision
Divisional Court, to, **§ TRA 39**
Minister, to, **§ TRA 39**

**ENVIRONMENTAL REVIEW
TRIBUNAL—Cont’d**

Appeal to, order, **§ TRA 32**

Hearing
notice, **§ TRA 34**
time extension, **§ TRA 33**

Powers of, **§ TRA 33, 37**

Stay on appeal, **§ TRA 35**

Tribunal, defining, **§ TRA 2**

**FEDERAL GOVERNMENT
OPERATIONS**

Application of Part 9
Government of Canada, to,
CEPA 207 [CEPA 207(1)]
limitation on, **CEPA 207 [CEPA
207(2)]**
territories, non-application,
CEPA 207 [CEPA 207(1.1)]
Yukon, non-application, **CEPA
207 [CEPA 207(1.1)]**

Costs and expenses
court action re recovery, **CEPA
215, § CEPA-215:1**
recovery by Crown, **CEPA 214,
§ CEPA-214:1**

Objectives, guidelines and codes of
practice
consultation re, **CEPA 208
[CEPA 208(2)]**
establishment of, **CEPA 208
[CEPA 208(1)]**
Minister may act, **CEPA 208
[CEPA 208(3)]**

Regulations
consultation re, **CEPA 209
[CEPA 209(3)]**
content of, **CEPA 209 [CEPA
209(2)]**
defined, **CEPA 206, § CEPA-
206:1**
Minister may act, **CEPA 209
[CEPA 209(4)]**
non-application of, **CEPA 210,
§ CEPA-210:1**

ANNOTATED GUIDE TO THE CEPA

**FEDERAL GOVERNMENT
OPERATIONS—Cont'd**

- Regulations—Cont'd
 - power to make, **CEPA 209, § CEPA-209:1**
 - protection of environment, re, **CEPA 209 [CEPA 209(1)]**
- Release of substances
 - access to property, **CEPA 212 [CEPA 212(6)]**
 - enforcement officer, intervention by, **CEPA 212 [CEPA 212(4)]**
 - personal liability, **CEPA 212 [CEPA 212(7)]**
 - report and remedial measures, **CEPA 212 [CEPA 212(1), 212(2), 212(5)]**
 - report by other persons, **CEPA 212 [CEPA 212(3)]**
- Voluntary report
 - confidentiality, **CEPA 211, 213 [CEPA 211(2), 213(3)]**
 - employee protection, **CEPA 213 [CEPA 213(4)]**
 - making, **CEPA 211 [CEPA 211(1)]**
- Works and activities, information re requirement by Minister, **CEPA 211 [CEPA 211(1)]**
- types of, **CEPA 211 [CEPA 211(2)]**

FEDERAL LAND, DEFINED
Generally, **CEPA 3 [CEPA 3(1)]**

FEDERAL SOURCE, DEFINED
Generally, **CEPA 3 [CEPA 3(1)]**

**FEDERAL WORK OR
UNDERTAKING, DEFINED**
Generally, **CEPA 3 [CEPA 3(1)]**

**FEES AND CHARGES,
REGULATIONS RE**
Services and facilities, **CEPA 328, § CEPA-328:1**
consultation re, **CEPA 329, § CEPA-329:1**

FISH, DEFINED

Generally, **CEPA 43, § CEPA-43:1**

FORFEITURE

- Application by person claiming interest, **CEPA 233, § CEPA-233:1**
- By court order, **CEPA 230, § CEPA-230:1, CEPA 231, § CEPA-231:1; TRA 25 [TRA 25(1)]**
- Disposal, **TRA 25 [TRA 25(1)]**
- Disposal or destruction, **CEPA 229 [CEPA 229(2)]**
- On consent, **CEPA 229, § CEPA-229:1**
- Relief, **TRA 25 [TRA 25(1)]**
- Ships, **CEPA 231, § CEPA-231:1, § CEPA-232:1, 232**

FUELS

- Cross-boundary shipments, **CEPA 144, § CEPA-144:1**
- Definitions, **CEPA 138, § CEPA-138:1**
- Diesel fuel
 - see Sulphur in Diesel Fuel Regulations
- Engine, defined, **CEPA 138, § CEPA-138:1**
- National fuels mark
 - confusing marks, **CEPA 142 [CEPA 142(2)]**
 - defined, **CEPA 138, § CEPA-138:1**
 - national trade-mark, as, **CEPA 141 [CEPA 141(1)]**
 - prohibition re, **CEPA 142 [CEPA 142(1)]**
 - property rights, **CEPA 141 [CEPA 141(2)]**
 - requirements for use, **CEPA 143, § CEPA-143:1**
- Prohibitions re sale, etc., **CEPA 139, § CEPA-139:1**

FUELS—Cont'd

Regulations re, power to make,
CEPA 140, § CEPA-140:1,
CEPA 145, § CEPA-145:1
 temporary waiver from require-
 ments, SOR/2010-138,
CEPA 147, § CEPA-147:1
 Remedial measures, **CEPA 148,**
§ CEPA-148:1

GOVERNMENT, DEFINED

Generally, **CEPA 3 [CEPA 3(1)]**

GOVERNMENT OF CANADA

See also FEDERAL GOVERN-
 MENT OPERATIONS
 Administrative duties, **CEPA 2**
[CEPA 2(1), 2(1.1)]
 Application of Part 9 to, **CEPA 207**
[CEPA 207(1)]

GUIDELINES

Economic instruments, re
 see ECONOMIC INSTRU-
 MENTS
 Emergencies, re, **CEPA 196,**
§ CEPA-196:1, CEPA 198,
§ CEPA-198:1
 Federal government operations, re
 see FEDERAL GOVERNMENT
 OPERATIONS
 Generally
 consultation re, **CEPA 54, 55**
[CEPA 54(3), 55(2)]
 formulation by Minister, **CEPA**
54 [CEPA 54(1)]
 formulation by Minister of
 Health, **CEPA 55 [CEPA**
55(1)]
 Minister may act, **CEPA 54**
[CEPA 54(3.1)]
 publication of, **CEPA 54, 55**
[CEPA 54(4), 55(3)]
 scope of, **CEPA 54 [CEPA**
54(2)]
 Marine environment, re, **CEPA 121**
[CEPA 121(1)]

GUIDELINES—Cont'd

Pollution prevention plan, re, **CEPA**
62, § CEPA-62:1
 Toxic substances, re, **CEPA 69,**
§ CEPA-69:1

**HAZARDOUS RECYCLABLE
 MATERIAL**

See HAZARDOUS WASTE,
 CONTROL OF MOVEMENT

**HAZARDOUS WASTE,
 CONTROL OF MOVEMENT**

Generally, **§ CEPA:44**
 Forms, establishment of, **CEPA**
192, § CEPA-192:1
 Movement within Canada, **CEPA**
189, § CEPA-189:1
 Permit
 equivalent environmental safety
 level, based on, **CEPA 190,**
§ CEPA-190:1
 refusal to issue, **CEPA 185**
[CEPA 185(2), 185(3)]
 requirements, **CEPA 185 [CEPA**
185(1)]
 special circumstances to issue,
CEPA 185 [CEPA 185(4)]
 Prohibitions
 abandonment, on, **CEPA 186**
[CEPA 186(2)]
 import, export and transit, **CEPA**
186 [CEPA 186(1)]
 Publication requirements, **CEPA**
187, § CEPA-187:1, CEPA
189 [CEPA 189(2)]
 Reduction of export for final dis-
 posal, plan re, **CEPA 188,**
§ CEPA-188:1
 Regulations, **CEPA 191, § CEPA-**
191:1
 Restrictions, re import, export and
 transit, **CEPA 185 [CEPA**
185(1)]

HISTORY

Generally, **§ CEPA:1; TI:10**

ANNOTATED GUIDE TO THE CEPA

**HORMONE DISRUPTING
SUBSTANCE**

Defined, **CEPA 43, § CEPA-43:1**
Research re, **CEPA 44 [CEPA
44(4)]**

INFORMATION, LAYING OF
Generally, **CEPA 296 [CEPA
296(6)]**

INFORMATION DISCLOSURE
See DISCLOSURE OF INFORMA-
TION

INFORMATION GATHERING
Conditions re access, **CEPA 46
[CEPA 46(3)]**
Confidentiality request, **CEPA 51,
§ CEPA-51:1**
acceptance of, **CEPA 53 [CEPA
53(4)]**
application to Federal Court,
**CEPA 53 [CEPA 53(5),
53(6)]**
basis of, **CEPA 52, § CEPA-52:1**
justification, **CEPA 53 [CEPA
53(1), 53(2)]**
Minister's decision re, **CEPA 53
[CEPA 53(3)]**
rejection of, **CEPA 53 [CEPA
53(5)]**
Manner of giving information,
CEPA 46 [CEPA 46(7)]
Notice requiring information,
CEPA 46 [CEPA 46(1), 46(2)]
compliance, **CEPA 46 [CEPA
46(4)-(6)]**
guidelines re powers, **CEPA 47,
§ CEPA-47:1**
period of, **CEPA 46 [CEPA
46(4)]**
publication intentions, **CEPA 49,
§ CEPA-49:1**
Preservation of information, **CEPA
46 [CEPA 46(8)]**

INSPECTION

See ENFORCEMENT OFFICER

INSPECTION ORDER

Generally, **§ TRA 18**

INTERIM ORDER

Environmental emergency, re,
CEPA 200.1, § CEPA-200.1:1
International air pollution, **CEPA
173, § CEPA-173:1**
International water pollution, **CEPA
183, § CEPA-183:1**
Prepublication requirements, **CEPA
332, § CEPA-332:1**
Statutory Instruments Act, exemp-
tion from, **CEPA 331,
§ CEPA-331:1**
Toxic substances, re, **CEPA 94,
§ CEPA-94:1**
Vehicle emissions, **CEPA 163,
§ CEPA-163:1**

INVESTIGATIONS

See PUBLIC PARTICIPATION

LEGISLATIVE HISTORY

Generally, **§ CEPA:1, TI:10**
Discussion paper, MOE, **TI:10.10**
Toxics Reduction Scientific Expert
Panel, **TI:10.10**

LIVING ORGANISM

See ANIMATE PRODUCTS OF
BIOTECHNOLOGY

MARINE ENVIRONMENT

Land-based pollution, protection
from, **CEPA 120, § CEPA-
120:1, CEPA 121**
consultation and conferences,
CEPA 121 [CEPA 121(2)]
definitions, **CEPA 120, § CEPA-
120:1**
land-based sources, defined,
CEPA 120, § CEPA-120:1
marine pollution, defined, **CEPA
120, § CEPA-120:1**
Minister may act, **CEPA 121
[CEPA 121(3)]**

MARINE ENVIRONMENT

—Cont'd

Land-based pollution, protection from, **CEPA 120**, § **CEPA-120:1**, **CEPA 121**—Cont'd
objectives, guidelines and codes of practice, **CEPA 121** [**CEPA 121(1)**]

MINISTER, DEFINED

Generally, **CEPA 3** [**CEPA 3(1)**, **3(2)**]

MINISTER OF HEALTH

Environmental data and research, role re, **CEPA 45**, § **CEPA-45:1**

Formulation of codes of practice, etc., by, **CEPA 55** [**CEPA 55(1)**]

MINISTER OF THE ENVIRONMENT

Annual progress report, **TRA 12** [**TRA 12(1)**]

Annual report to Parliament, **CEPA 342**, § **CEPA-342:1**

Appeal to, Tribunal decision, § **TRA 39**

Disclosure of information by, **CEPA 315**, § **CEPA-315:1**, § **CEPA-317:1**, **317**

Formulation of codes of practice, etc., by, **CEPA 54** [**CEPA 54(1)**]

Input-output balance explanation, **TI:20.40.4**

Investigation by
see **PUBLIC PARTICIPATION**

Minister, defined, § **TRA 2**

Report to Parliament re air pollution, **CEPA 174**, § **CEPA-174:1**

Vehicle emissions, research and testing powers, **CEPA 158**, § **CEPA-158:1**, **159**

Waste disposal permit, issuing by, **CEPA 127** [**CEPA 127(1)**, **127(3)**]

MINISTER'S CERTIFICATE

Generally, **CEPA 98**, **170**, **170(8)**, **180**, **180(8)**, **203**, **203(8)**, **215**, **215(3)**, **240** [**CEPA 98(8)**, **240(8)**]

MOVEMENT WITHIN CANADA, DEFINED

Generally, **CEPA 3** [**CEPA 3(1)**]

NATIONAL ADVISORY COMMITTEE

Composition of, **CEPA 6** [**CEPA 6(2)**]

Establishment of, **CEPA 6** [**CEPA 6(1)**]

Precautionary principle, **CEPA 6(1.1)**

Representatives on
aboriginal, **CEPA 6** [**CEPA 6(2.2)**, **6(3)**]

Inuit, **CEPA 6** [**CEPA 6(2.3)**, **6(3)**]

provincial, **CEPA 6** [**CEPA 6(2.1)**]

regulations re, **CEPA 6** [**CEPA 6(4)**]

NATIONAL EMISSIONS MARKS

See **VEHICLE, ENGINE AND EQUIPMENT EMISSIONS**

NATIONAL FUELS MARK

See **FUELS**

NATIONAL POLLUTANT RELEASE INVENTORY

Generally, **TI:10.10.1**; **CEPA 46** [**CEPA 46(1)**]

Establishment of, § **CEPA:8**, **CEPA 48**, § **CEPA-48:1**

Publication of, **CEPA 50**, § **CEPA-50:1**

NEW SUBSTANCES

See **TOXIC SUBSTANCES, CONTROLLING**

ANNOTATED GUIDE TO THE CEPA

NON-DOMESTIC SUBSTANCES LIST

See TOXIC SUBSTANCES, CONTROLLING

NUTRIENTS

Cleaning product, defined, **CEPA 116, § CEPA-116:1**

Definitions, **CEPA 116, § CEPA-116:1**

Nutrient, defined, **CEPA 116, § CEPA-116:1**

Prohibition re manufacture, **CEPA 117, § CEPA-117:1**

Regulations, **CEPA 118, § CEPA-118:1**

Remedial measures, **CEPA 119, § CEPA-119:1**

Water conditioner, defined, **CEPA 116, § CEPA-116:1**

OBJECTIVES

Consultation re, **CEPA 54, 55 [CEPA 54(3), 55(2)]**

Formulation by Minister, **CEPA 54 [CEPA 54(1)]**

Formulation by Minister of Health, **CEPA 55 [CEPA 55(1)]**

Minister may act, **CEPA 54 [CEPA 54(3.1)]**

Publication of, **CEPA 54, 55 [CEPA 54(4), 55(3)]**

Scope of, **CEPA 54 [CEPA 54(2)]**

OFFENCES

See also PENALTIES

Acts committed outside Canada, **CEPA 271.1 [CEPA 271.1(1)]**

Analysts

attendance of, **CEPA 285 [CEPA 285(2)]**

certificate of, **CEPA 285 [CEPA 285(1), 285(3)]**

importing of substances by, **CEPA 284, § CEPA-284:1**

Contravention of Act, **CEPA 272, § CEPA-272:1, 272.1(1);**

OFFENCES—Cont'd

§ TRA 44, 272.1 [272(1)]

Contraventions Act Offences, **CEPA 294.4**

Corporations

directors and officers, duties and liability, **CEPA 280 [CEPA 280(1)], CEPA 280.1, § CEPA-280.1:1**

notice to shareholders, **CEPA 274.2, § CEPA-274.2:1**

registry of contraventions, **CEPA 294.2**

Criminal Code offences, **CEPA 271.1 [CEPA 271.1(2)]**

Criminal negligence, **CEPA 274, § CEPA-274:1**

Damage to environment, **CEPA 274, § CEPA-274:1**

Defences, **CEPA 280.4, § CEPA-280.4:1, CEPA 283, § CEPA-283:1, CEPA 312, § CEPA-312:1**

False or misleading information, **CEPA 273, § CEPA-273:1**

Limitation period, **CEPA 275, § CEPA-275:1**

Non-compliance with regulations, **CEPA 272.2 [CEPA 272.2(1)]**

Proof of, **CEPA 282, § CEPA-282:1**

Regulations re, **CEPA 286.1, § CEPA-286.1:1**

Risk of death or harm to person, **CEPA 274, § CEPA-274:1**

Safety marks and prescribed documents, **CEPA 286, § CEPA-286:1**

Ships

see SHIPS

ORDERS

Administrative penalties order, **§ TRA 30**

Board of review, by, **CEPA 333 [CEPA 333(1)]**

ORDERS—Cont'd

Compliance order
 see ENVIRONMENTAL
 PROTECTION COMPLI-
 ANCE ORDER

Contravention order, § **TRA 27**

Detention of ships
 see DETENTION

Disposition order, **TRA 23** [**TRA 23(1)**]

Entry or inspection order, § **TRA 18**

Environmental protection action
 and
 see PUBLIC PARTICIPATION

Forfeiture, **CEPA 230**, § **CEPA-230:1**, **CEPA 231**, § **CEPA-231:1**

Forfeiture order, **TRA 25** [**TRA 25(1)**]

Interim
 see INTERIM ORDER

Publication of proposed orders,
CEPA 332, § **CEPA-332:1**

Reviews and
 see REVIEWS

Sentencing and, **CEPA 288**,
 § **CEPA-288:1**, **CEPA 291**,
 § **CEPA-291:1**

Tracking device order, § **TRA 26.1**

OVERVIEW

Generally, § **CEPA:6**; **TI:20**

PENALTIES

See also OFFENCES

Acquisition of property, **CEPA 274.1**, § **CEPA-274.1:1**,
CEPA 290, § **CEPA-290:1**

Alternative penalties
 see ENVIRONMENTAL
 PROTECTION ALTERNA-
 TIVE MEASURES

Compensation
 costs of remedial or preventative
 action, **CEPA 292.1** [**CEPA 292.1(1)**]

PENALTIES—Cont'd

Compensation—Cont'd
 loss or damage to property,
CEPA 292.1 [**CEPA 292.1(2)**]

Continuing offence, **CEPA 276**,
 § **CEPA-276:1**

Contravention of Act
 individuals, **CEPA 272**, **272.1**
 [**CEPA 272(2)**, **272.1(2)**]
 other persons, **CEPA 272**, **272.1**
 [**CEPA 272(3)**, **272.1(3)**]
 small revenue corporation, **CEPA 272**, **272.1**, **272.1(4)**, **272.3**,
272.3 [**CEPA 272(4)**]

Corporation, **TRA 44** [**TRA 44(5)**]

Deemed subsequent conviction,
CEPA 273.1, § **CEPA-273.1:1**

Director, officers, employees, **TRA 44** [**TRA 44(6)**]

False or misleading information,
CEPA 273, § **CEPA-273:1**

Fines, **CEPA 294.1**, § **CEPA-294.1:1**

Environmental Damages Fund,
CEPA 294.1, § **CEPA-294.1:1**

non-application of Contraven-
 tions Act, **CEPA 294.4**

regulations re, **CEPA 272.2**
 [**CEPA 272.2(2)**]

relief from, **CEPA 273**, § **CEPA-273:1**

Individual, penalty, **TRA 44** [**TRA 44(4)**]

Non-compliance with regulations,
CEPA 272.2, § **CEPA-272.2:1**

Notice to shareholders of, **CEPA 274.2**, § **CEPA-274.2:1**

Penalties, administrative, § **TRA 30**

Refusal or suspension of permits,
CEPA 294.3

Regulations re, **CEPA 278**,
 § **CEPA-278:1**

Remittance or cancellation of trade-
 able units, **CEPA 272.2**

ANNOTATED GUIDE TO THE CEPA

PENALTIES—Cont'd

[CEPA 272.2(3)-(5)]

Sentences

see SENTENCING

Ships

see SHIPS

Tickets, **CEPA 310, § CEPA-310:1**

Variation, **CEPA 293, § CEPA-293:1, CEPA 294, § CEPA-294:1**

PERMIT

Hazardous waste, re

see HAZARDOUS WASTE,
CONTROL OF MOVE-
MENT

Review of, **CEPA 333 [CEPA
333(5)]**

Waste disposal

see WASTE DISPOSAL AT SEA

POLLUTION ABATEMENT

Generally, **TI:10.10**

POLLUTION CONTROL

Generally, **§ CEPA:6**

Air pollution

see AIR POLLUTION

Engine and equipment emissions

see VEHICLE, ENGINE AND
EQUIPMENT EMISSIONS

Fuels

see FUELS

Hazardous waste

see HAZARDOUS WASTE,
CONTROL OF MOVE-
MENT

Marine environment

see MARINE ENVIRONMENT

Nutrients

see NUTRIENTS

Waste disposal at sea

see WASTE DISPOSAL AT SEA

Water pollution, international

see WATER POLLUTION

POLLUTION PREVENTION

Generally, **TI:10, TI:20; § TRA 1**

Co-operation with other bodies,

CEPA 63 [CEPA 63(3)]

Defined, **CEPA 3 [CEPA 3(1)]**

Information clearing-house, **CEPA
63 [CEPA 63(1)]**

Plan

see POLLUTION PREVEN-
TION PLAN

Recognition program, **CEPA 63
[CEPA 63(2)]**

**POLLUTION PREVENTION
PLAN**

Application for waiver, **CEPA 56
[CEPA 56(5)]**

Declarations

amended, **CEPA 58 [CEPA
58(3)]**

form of, **CEPA 58 [CEPA 58(4)]**
implementation, of, **CEPA 58
[CEPA 58(2)]**

preparation, of, **CEPA 58 [CEPA
58(1)]**

Extension of time, **CEPA 56
[CEPA 56(3), 56(4)]**

Guidelines re development, **CEPA
62, § CEPA-62:1**

Model plan, **CEPA 61, § CEPA-
61:1**

Notice contents, **CEPA 56 [CEPA
56(2)]**

Plan prepared/implemented for
another purpose, **CEPA 57,
§ CEPA-57:1**

Requirement for, **CEPA 56 [CEPA
56(1)]**

Requirement to keep copy, **CEPA
59, § CEPA-59:1**

Requirement to submit, **CEPA 60,
§ CEPA-60:1**

PRESCRIBED

NON-HAZARDOUS WASTE

See HAZARDOUS WASTE,
CONTROL OF MOVEMENT

PRIORITY SUBSTANCES LIST

See TOXIC SUBSTANCES, CONTROLLING

PROGRESS REPORTS

Progress report, TRA implementation, **TRA 12 [TRA 12(1)]**

Public information, **TRA 12 [TRA 12(2)]**

PROVINCE, DEFINED

Generally, **CEPA 3 [CEPA 3(1)]**

PROVINCIAL OFFICERS

See ENFORCEMENT

Administer other acts, power to, **§ TRA 16**

Appointment of, **TRA 14 [TRA 14(1)]**

Civil suit testimony, limit on, **TRA 14 [TRA 14(6)]**

Confidential information, **TRA 14 [TRA 14(4)]**

Force, reasonable, **§ TRA 26**

Immunity from personal liability, **TRA 47 [TRA 47(1), 47(3)]**

Inspections, powers of, **§ TRA 15, 15.1**

Investigation, powers of, **TRA 14 [TRA 14(4)]**

Limits on authority of, **TRA 14 [TRA 14(2)]**

Order, contravention, **§ TRA 27**

Peace officer, **TRA 14 [TRA 14(3)]**

Police force, assistance of, **§ TRA 42**

Prosecution, powers of, **TRA 14 [TRA 14(4)]**

Seizure, powers of, **§ TRA 20**

Warrantless search, **TRA 20.1 [TRA 20.1(1)]**

PUBLICATION

Agreements, of, **CEPA 9, 10 [CEPA 9(6), 10(4)]**

Codes of practice, etc., **CEPA 54, 55 [CEPA 54(4), 55(3)]**

PUBLICATION—Cont'd

Economic instruments, of, **CEPA 324, § CEPA-324:1**

Emergency guidelines, etc., **CEPA 198, § CEPA-198:1**

Hazardous waste, re, **CEPA 187, § CEPA-187:1, CEPA 189 [CEPA 189(2)]**

Motor emissions, technical standards document, **CEPA 161 [CEPA 161(3)]**

National Pollutant Release Inventory, **CEPA 50, § CEPA-50:1**

Proposed orders and regulations, **CEPA 332, § CEPA-332:1**

Roster of review officers, **CEPA 246, § CEPA-246:1**

Toxic substances
see TOXIC SUBSTANCES, CONTROLLING

Waste disposal permits, **CEPA 133, § CEPA-133:1**

PUBLICLY AVAILABLE INFORMATION

See DISCLOSURE OF INFORMATION

PUBLIC PARTICIPATION

Civil cause of action, **CEPA 40, § CEPA-40:1**

Civil remedies, **CEPA 42, § CEPA-42:1**

Crown immunity, **CEPA 14, § CEPA-14:1**

Environmental protection action

Attorney General of Canada
appeal, right of, **CEPA 27 [CEPA 27(3)]**

participation by, **CEPA 27 [CEPA 27(2)]**

service on, **CEPA 27 [CEPA 27(1)]**

burden of proof, **CEPA 29, § CEPA-29:1**

circumstances for bringing, **CEPA 22 [CEPA 22(1)]**

ANNOTATED GUIDE TO THE CEPA

PUBLIC PARTICIPATION

—Cont'd

Environmental protection action
—Cont'd
costs, **CEPA 38, § CEPA-38:1**
defences, **CEPA 30, § CEPA-30:1**
defined, **CEPA 11, § CEPA-11:1**
limitation period re, **CEPA 23, § CEPA-23:1**
nature of, **CEPA 22 [CEPA 22(2)]**
notice requirements, **CEPA 26, § CEPA-26:1**
order to negotiate plans, **CEPA 34, § CEPA-34:1**
restriction on, **CEPA 35, § CEPA-35:1**
participants in, **CEPA 28, § CEPA-28:1**
prohibitions re, **CEPA 24, § CEPA-24:1, CEPA 25, § CEPA-25:1**
relief claimable, **CEPA 22 [CEPA 22(3)]**
remedial conduct prohibition, **CEPA 24, § CEPA-24:1**
remedies, **CEPA 33, § CEPA-33:1**
settlement and orders, **CEPA 37, § CEPA-37:1**
settlement or discontinuance of, **CEPA 36, § CEPA-36:1**
stay or dismissal, **CEPA 32, § CEPA-32:1**
undertaking re damages, **CEPA 31, § CEPA-31:1**
Environmental registry
contents of, **CEPA 13 [CEPA 13(1)]**
establishment of, **CEPA 12, § CEPA-12:1**
form and manner of, **CEPA 13 [CEPA 13(2)]**
Evidence of offence, **CEPA 41, § CEPA-41:1**
certificate of conviction, **CEPA**

PUBLIC PARTICIPATION

—Cont'd

Evidence of offence, **CEPA 41, § CEPA-41:1—Cont'd**
41 [CEPA 41(2), 41(3)]
Injunction, **CEPA 39, § CEPA-39:1**
Investigation by Minister, **CEPA 18, § CEPA-18:1**
discontinuation of, **CEPA 21, § CEPA-21:1**
evidence sent to Attorney General, **CEPA 20, § CEPA-20:1**
progress reports, **CEPA 19, § CEPA-19:1**
Investigation of offences, **CEPA 17, § CEPA-17:1**
Protection from civil proceedings or prosecution, **CEPA 14, § CEPA-14:1**
Rights under other parts, **CEPA 15, § CEPA-15:1**
Voluntary reports, **CEPA 16, § CEPA-16:1**
confidentiality, **CEPA 16 [CEPA 16(2), 16(3)]**
employee protection, **CEPA 16 [CEPA 16(4)]**

REGULATION-MAKING POWERS

Application
limited geographic application, **CEPA 330 [CEPA 330(3.1)]**
throughout Canada, **CEPA 330 [CEPA 330(3)]**
Incorporation by reference, **CEPA 330 [CEPA 330(2)]**
Information-based regulation, **§ CEPA:1**
Lieutenant Governor in Council, re
toxic substances and substances of concern by, **§ TRA 50**
Service of documents, re, **CEPA 330 [CEPA 330(4)]**

REGULATION-MAKING**POWERS—Cont'd**

Substance, re, **CEPA 330 [CEPA 330(1)]**

REGULATIONS

Alternative measures, **CEPA 309, § CEPA-309:1**

Animate products
see **ANIMATE PRODUCTS OF BIOTECHNOLOGY**

Compliance order, **CEPA 242, § CEPA-242:1**

Emergencies
see **EMERGENCIES**

Emissions, **CEPA 160, § CEPA-160:1, CEPA 163, § CEPA-163:1**

Federal government operations
see **FEDERAL GOVERNMENT OPERATIONS**

Fees and charges, **CEPA 328, § CEPA-328:1, CEPA 329, § CEPA-329:1**

Fuels
see **FUELS**

Hazardous waste, **CEPA 191, § CEPA-191:1**

International air pollution
see **AIR POLLUTION, international**

National Advisory Committee,
CEPA 6 [CEPA 6(4)]

New substances fees
see **TOXIC SUBSTANCES, CONTROLLING**

New substances notification
see **TOXIC SUBSTANCES, CONTROLLING**

Nutrients, **CEPA 118, § CEPA-118:1**

Offences and penalties, **CEPA 278, § CEPA-278:1**

Proposed publication of orders and regulations, **CEPA 332, § CEPA-332:1**

REGULATIONS—Cont'd

Toxic substances
see **TOXIC SUBSTANCES, CONTROLLING**

Waste disposal at sea, **CEPA 135, § CEPA-135:1**

Water pollution
see **WATER POLLUTION, international**

REPORTS

Advisory committees, by, **CEPA 7, § CEPA-7:1, CEPA 8 § CEPA-8:1**

Agreements, re, **CEPA 9, 10, 10(10), 300 [CEPA 9(8), 300(2)]**

Board of review, by, **CEPA 340, § CEPA-340:1**

Emission, **CEPA 162 [CEPA 162(3), 162(4)]**

International air pollution, re,
CEPA 169, § CEPA-169:1, CEPA 174, § CEPA-174:1

International water pollution, re,
CEPA 179, § CEPA-179:1, CEPA 184, § CEPA-184:1

Minister's annual report to Parliament re Act, **CEPA 342, § CEPA-342:1**

Release of substances, **CEPA 212, § CEPA-212:1**

Toxic substances, release of, **CEPA 95, § CEPA-95:1**

Voluntary, **CEPA 16, § CEPA-16:1, CEPA 96, § CEPA-96:1, CEPA 202, § CEPA-202:1, CEPA 211, § CEPA-211:1**

RESEARCH AND TESTING

Emergencies, re, **CEPA 195, § CEPA-195:1**

Generally
see **ENVIRONMENTAL DATA AND RESEARCH**

Toxicity assessment, re, **CEPA 68, § CEPA-68:1**

ANNOTATED GUIDE TO THE CEPA

RESEARCH AND TESTING

—Cont'd

Vehicle emissions
see VEHICLE, ENGINE AND
EQUIPMENT EMISSIONS

REVIEW OFFICER

Chief review officer, **CEPA 244,**
§ **CEPA-244:1**
Crown liability, **CEPA 254,**
§ **CEPA-254:1**
Decision of, **CEPA 266, § CEPA-**
266:1
variation or cancellation of,
 CEPA 264, § CEPA-264:1
Expenses of, **CEPA 249 [CEPA**
249(2)]
Government services and facilities,
 use of, **CEPA 252, § CEPA-**
252:1
Immunity, **CEPA 253, § CEPA-**
253:1
Knowledge requirements, **CEPA**
247, § CEPA-247:1
Liability of, **CEPA 255, § CEPA-**
255:1
Other employment, prohibition on,
 CEPA 248, § CEPA-248:1
Powers, **CEPA 263, § CEPA-263:1**
 limitations on, **CEPA 265,**
 § **CEPA-265:1**
Remuneration and fees, **CEPA 249**
 [CEPA 249(1)]
Roster of
 maintenance, **CEPA 243,**
 § **CEPA-243:1**
 publication of, **CEPA 246,**
 § **CEPA-246:1**
Rules re, **CEPA 267, § CEPA-**
267:1
Staff of, **CEPA 251, § CEPA-251:1**
Term of appointment, **CEPA 245,**
 § **CEPA-245:1**
 acting after expiry of term,
 CEPA 250, § CEPA-250:1

REVIEWS

See also BOARD OF REVIEW
Appeal to Federal Court
 filing written notice of, **CEPA**
 269, § CEPA-269:1
 order not suspended by, **CEPA**
 271, § CEPA-271:1
 standing, **CEPA 270, § CEPA-**
 270:1
Conduct of, **CEPA 257, § CEPA-**
257:1
Copies of orders and notices, **CEPA**
 268, § CEPA-268:1
Decision of, **CEPA 266, § CEPA-**
266:1
 variation or cancellation of,
 CEPA 264, § CEPA-264:1
Orders
 appeal of
 see appeal to Federal Court,
 supra
 copies of, **CEPA 268, § CEPA-**
 268:1
 enforcement of, **CEPA 261,**
 § **CEPA-261:1**
 power to make, **CEPA 260**
 [CEPA 260(1)]
 procedure re, **CEPA 262,**
 § **CEPA-262:1**
 rules re, **CEPA 267, § CEPA-**
 267:1
Parties to, **CEPA 259, § CEPA-**
259:1
Request for, **CEPA 256, § CEPA-**
256:1
Review officer powers, **CEPA 263,**
 § **CEPA-263:1**
Suspension of order and, **CEPA**
 258, § CEPA-258:1
Witnesses
 enforcement of summonses,
 CEPA 261, § CEPA-261:1
 fees, **CEPA 260 [CEPA 260(2)]**
 procedure re summons, **CEPA**
 262, § CEPA-262:1

REVIEWS—Cont'd

Witnesses—Cont'd
summons, **CEPA 260 [CEPA 260(1)]**

RULES OF PROCEDURE

See **BOARD OF REVIEW**

SEA/IND-CONT

See **MARINE ENVIRONMENT;**
WASTE DISPOSAL AT SEA;
WATER POLLUTION; SHIPS

SEARCH AND SEIZURE

Computer and copying equipment,
use of, **CEPA 220 [CEPA 220(6)]**

Custody of seized thing, **CEPA 221,**
§ CEPA-221:1

discharge of cargo, **CEPA 221**
[CEPA 221(2)]

order for delivery of cargo,
CEPA 221 [CEPA 221(4)]

redelivery on deposit of security,
CEPA 222 [CEPA 222(1)]

sale of perishable cargo, **CEPA 221**
[CEPA 221(3)]

Detention
see **DETENTION**

Duty of person in possession or
control, **CEPA 220 [CEPA 220(7)]**

Forfeiture
see **FORFEITURE**

Inspection, during, **§ TRA 20**

Liability for costs, **CEPA 228.1,**
§ CEPA-228.1:1

Powers of, **§ TRA 20**

Ships, **CEPA 220 [CEPA 220(2),**
220(8)]

Things seized
detention, **TRA 21 [TRA 21(1)]**
disposal, **§ TRA 23**
notice, **TRA 24 [TRA 24(1)]**
removal, **TRA 21 [TRA 21(1)]**
report to justice of, **TRA 22**
[TRA 22(1)]

SEARCH AND SEIZURE—Cont'd

Tracking device, order for, **§ TRA 26.1**

Warrant for
accommodation of person execut-
ing, **CEPA 220 [CEPA 220(8)]**

authority to issue, **CEPA 220**
[CEPA 220(1)]

powers, **CEPA 220 [CEPA 220(3)]**

unnecessary, where, **CEPA 220**
[CEPA 220(4), 220(5)]

exception, **CEPA 220 [CEPA 220(5.1)]**

Warrantless search, **TRA 20.1(1)**

SELL, DEFINED

Generally, **CEPA 3 [CEPA 3(1)]**

SENTENCING

Additional fine, **CEPA 290,**
§ CEPA-290:1

Compensation for loss of property,
CEPA 292, 292.1

Discharge
absolute or conditional, **CEPA 288**
[CEPA 288(1)]

conditions of order, **CEPA 288**
[CEPA 288(2)]

Fundamental purpose, **CEPA 287,**
§ CEPA-287:1

Orders of court, **CEPA 291,**
§ CEPA-291:1

Principles, **CEPA 287.1, § CEPA-287.1:1**

Sentencing considerations, **CEPA 287, § CEPA-287:1, CEPA 297, § CEPA-297:1**

Suspended sentence, **CEPA 289,**
§ CEPA-289:1

SHIPS

Detention of
see **DETENTION**

Duties of masters, **CEPA 280.2,**
§ CEPA-280.2:1

ANNOTATED GUIDE TO THE CEPA

SHIPS—Cont'd

- Forfeiture
 - see FORFEITURE
- Identification of owner and master,
CEPA 281, § CEPA-281:1
- Inspection of
 - see ENFORCEMENT OFFICER
- Jurisdiction
 - of court, **CEPA 279, § CEPA-279:1**
 - of judges, **CEPA 278.1, § CEPA-278.1:1**
- Liability of directors and officers of owners, **CEPA 280.3 [CEPA 280.3(2)], CEPA 280.4, § CEPA-280.4:1**
- Liability of masters, **CEPA 280 [CEPA 280(2)]**
- Offences, **CEPA 272.4, CEPA 280.5, § CEPA-280.5:1, 272.5 [CEPA 272.4(1), 272.5(1)]**
- Owners, duties and liabilities of,
CEPA 280.3, § CEPA-280.3:1
- Penalties
 - 7500 tons or over, **CEPA 272.4(2), 272.5(2)**
 - other, **CEPA 272.4, 272.5 [CEPA 272.4(3), 272.5(3)]**
- Proceedings against, **CEPA 275.1, § CEPA-275.1:1, CEPA 281.1, § CEPA-281.1:1**
- Seizure of
 - see SEARCH AND SEIZURE
- “Ship that is not a Canadian ship,”
definition, **CEPA 216.1, § CEPA-216.1:1**
- Waste disposal
 - see WASTE DISPOSAL AT SEA

STANDARDS

- See VEHICLE, ENGINE AND EQUIPMENT EMISSIONS

SUBSTANCE

- Class of substances, defined, **CEPA 3 [CEPA 3(1)]**

SUBSTANCE—Cont'd

- Defined, **CEPA 3 [CEPA 3(1), CEPA 216, § CEPA-216:1, 3(3)]**
 - Domestic Substances List
 - see ANIMATE PRODUCTS OF BIOTECHNOLOGY: TOXIC SUBSTANCES, CONTROLLING
 - Export
 - see TOXIC SUBSTANCES, CONTROLLING
 - Hormone disrupting substances,
CEPA 44 [CEPA 44(4)]
 - New
 - see TOXIC SUBSTANCES, CONTROLLING
 - Non-domestic Substances List
 - see TOXIC SUBSTANCES, CONTROLLING
 - Priority Substances List
 - see TOXIC SUBSTANCES, CONTROLLING
 - Regulation of
 - see TOXIC SUBSTANCES, CONTROLLING
 - Release of
 - see FEDERAL GOVERNMENT OPERATIONS
 - Toxic
 - see TOXIC SUBSTANCES, CONTROLLING
 - Virtual elimination
 - see TOXIC SUBSTANCES, CONTROLLING
- ### SUBSTANCES OF CONCERN
- Reform initiatives, **TI:20.90**
 - Regulatory Cooperation Council,
§ CEPA:12
 - Report, substance of concern,
§ TRA 11
 - Substance of concern, defined,
TI:20.30.2; § TRA 2
- ### SUSTAINABLE DEVELOPMENT, DEFINED
- Generally, **CEPA 3 [CEPA 3(1)]**

TESTING

See RESEARCH AND TESTING

TOXICS REDUCTION ACT, 2009

Coming into force, § TRA 73

Facilities

regulated, **TI:20.20; TRA 3 [TRA 3(1)]**

Legislative history, **TI:10.30**

Minister's annual progress report, **TRA 12 [TRA 12(1)]**

Overview of, **TI:20**

Process, facility, **TI:20.40.1**

Purpose

information disclosure, **TRA 1 [TRA 1(b)]**

pollution prevention, **TRA 1 [TRA 1(a)]**

Review, five-year, § TRA 49

Short title, § TRA 74

TOXIC SUBSTANCE

REDUCTION PLAN

Accounting, toxic substance, § TRA 9

Amendment, § TRA 5

Certification, required signatures for, **TRA 4 [TRA 4(2), 4(3)]**

Contents, plan, **TI:20.50.1.1; § TRA 4**

Copy, director, § TRA 6

Development, mandatory plan, **TI:20.50; TRA 3 [TRA 3(1)]**

Implementation, voluntary, **TI:20.50**

Options, identification and analysis of, **TI:20.50.1.3**

Planners, toxic substance reduction, **TRA 4 [TRA 4(3)], TRA 50 [TRA 50(1)(f)]**

Process

change, significant, **TI:20.50.1.6**
description, **TI:20.50.1.1; TRA 4 [TRA 4(1)]**

Report, § TRA 3, TRA 10 [TRA 10(1)]

content, TRA 10 [TRA 10(2)]

TOXIC SUBSTANCE

REDUCTION PLAN—Cont'd

Report, § TRA 3, TRA 10 [TRA 10(1)]—Cont'd

public information, TRA 10 [TRA 10(4)]

Review, plan, **TI:20.50.1.6; § TRA 7**

Summary, of

content, TRA 8 [TRA 8(1)]

public information, **TI:20.50.2; TRA 8 [TRA 8(1)]**

Toxic substance, defined, § TRA 2

Tracking and reporting requirements, **TI:20.40.2**

TOXIC SUBSTANCE

REGULATION

Canadian Environmental Protection Act, 1999, **TI:10**

Environmental Protection Act, **TI:10.10**

Occupational Health and Safety Act, **TI:10.10**

Ontario Water Resources Act, **TI:10.10**

Other jurisdictions

municipal, Toronto, **TI:10.20.4**

United States, **TI:10.20**

TOXIC SUBSTANCES

Accounting of, **TI:20, TI:20.40**

Alternatives, **TI:40**

legislative and regulatory initiatives, other jurisdictions, **TI:40.30**

California, **TI:40.30.2**

European Union, **TI:40.30.1**

Maine, **TI:40.30.3**

non-statutory initiatives, Ontario government, **TI:40.10**

green chemistry and engineering research, **TI:40.10.2**

guidance on safer chemical alternatives, **TI:40.10.1**

statutory proposals, non-government, **TI:40.20**

ANNOTATED GUIDE TO THE CEPA

TOXIC SUBSTANCES—Cont'd

Defining, **TI:10.10.2, TI:20.30.1;**
§ TRA 2

Exemptions, **TI:20.30.1**

Reduction, benefits of, **TI:10.10.3**

**TOXIC SUBSTANCES,
CONTROLLING**

Generally, **§ CEPA:15**

Asbestos, **§ CEPA:21**

Assessment of toxicity

see also information gathering,
infra

publication after

see publication after assess-
ment, infra

research, investigation and evalu-
ation, **CEPA 68, § CEPA-
68:1**

screening level risk assessment,
CEPA 74, § CEPA-74:1,
CEPA 77, § CEPA-77:1

weight of evidence and
precautionary principle,
application of, **CEPA 76.1,**
§ CEPA-76.1:1

Costs, recovery of by Crown,
CEPA 98, § CEPA-98:1

Domestic Substances List
amendment of, **CEPA 66 [CEPA
66(3), CEPA 87, § CEPA-
87:1, 66(4)]**

categorization of substances,
§ CEPA:11; CEPA 73,
§ CEPA-73:1

designation of person to exercise
powers, **CEPA 66 [CEPA
66(6)]**

history, **§ CEPA:9**

maintenance of, **CEPA 66**
[CEPA 66(1)]

publication of, **CEPA 66 [CEPA
66(5)]**

Export

hazardous waste

see **HAZARDOUS WASTE,
CONTROL OF MOVE-
MENT**

TOXIC SUBSTANCES,

CONTROLLING—Cont'd

Export—Cont'd

notice, **§ CEPA:42**

prohibited substances,
§ CEPA:41

publication of exports, **CEPA
103, § CEPA-103:1**

regulations re, **CEPA 102,**
§ CEPA-102:1

export of substances under
Rotterdam Convention
regulations

permit, export

see also **TOXIC SUB-
STANCES, CON-
TROLLING, Export
Control List**

restricted substances, **§ CEPA:43**

restrictions on, **CEPA 101,**
§ CEPA-101:1

Rotterdam Convention,
§ CEPA:40

Export Control List, **CEPA 100,**
§ CEPA-100:1, Sch. 3

Greenhouse gases, **§ CEPA:16**

Guidelines re interpretation of pro-
visions

consultation re, **CEPA 69 [CEPA
69(2), 69(2.1)]**

formulation of, **CEPA 69 [CEPA
69(1)]**

publication of, **CEPA 69 [CEPA
69(3)]**

Information gathering, see also
assessment of toxicity, supra

exchanges with other jurisdic-
tions, **CEPA 75, § CEPA-
75:1, CEPA 76.1, § CEPA-
76.1:1, CEPA 77, § CEPA-
77:1**

notice requiring information,
samples or testing

compliance with, **CEPA 71**
[CEPA 71(3)]

TOXIC SUBSTANCES,

CONTROLLING—Cont'd

Information gathering, see also
assessment of toxicity, *supra*
—Cont'd
notice requiring information,
samples or testing—Cont'd
contents of, **CEPA 71 [CEPA
71(2)]**
extension of time, **CEPA 71
[CEPA 71(4)]**
publication of, **CEPA 71
[CEPA 71(1)], CEPA 72,
§ CEPA-72:1**
notice to Minister re import or
use, **CEPA 70, § CEPA-
70:1**
Interim orders, **CEPA 94, § CEPA-
94:1**
Kyoto Protocol, **§ CEPA:16**
Level of quantification, defined,
CEPA 65.1, § CEPA-65.1:1
List of toxic substances, **CEPA Sch.
1**
New substances and activities
amendment of lists, **CEPA 87,
§ CEPA-87:1**
amendment of Schedule 2, **CEPA
81 [CEPA 81(7)]**
application of provisions, **CEPA
81 [CEPA 81(6)]**
assessment of information,
CEPA 83, § CEPA-83:1
action taken after, **CEPA 84,
§ CEPA-84:1**
confidentiality
publication of masked name,
**CEPA 88, § CEPA-88:1;
SOR/94-261 s. 3**
correction of information, **CEPA
81 [CEPA 81(11)]**
manufacture, import or use of
substances
prohibitions and restrictions
see also TOXIC SUB-
STANCES, CON-

TOXIC SUBSTANCES,

CONTROLLING—Cont'd

New substances and activities
—Cont'd
manufacture, import or use of
substances—Cont'd
prohibitions and restrictions
—Cont'd
TROLLING, prohibi-
tion regulations
generally, **CEPA 81 [CEPA
81(1), CEPA 82,
§ CEPA-82:1, 81(2)]**
notification of excess quantity,
CEPA 81 [CEPA 81(14)]
regulations, power to make,
CEPA 89, § CEPA-89:1
request for information previ-
ously waived, **CEPA 81
[CEPA 81(12)]**
Schedule 2, **CEPA 81 [CEPA
81(7)]**
significant new activity
defined, **CEPA 80, § CEPA-
80:1**
notification of, **CEPA 81
[CEPA 81(3), CEPA 85,
§ CEPA-85:1, 81(4)]**
notification of persons required
to comply, **CEPA 86,
§ CEPA-86:1**
obligation to provide informa-
tion, **CEPA 80, § CEPA-
80:1**
substances, **CEPA 80,
§ CEPA-80:1**
substance
defined, **CEPA 80, § CEPA-
80:1**
transfer of rights re, **CEPA 81
[CEPA 81(5)]**
toxicity, finding of, **CEPA 81
[CEPA 81(13)]**
waiver of information require-
ments
compliance with, **CEPA 81
[CEPA 81(10)]**

ANNOTATED GUIDE TO THE CEPA

TOXIC SUBSTANCES,

CONTROLLING—Cont'd

New substances and activities
—Cont'd
waiver of information requirements—Cont'd
conditions, **CEPA 81 [CEPA 81(8)]**
publication of notice, **CEPA 81 [CEPA 81(9)]**
Non-domestic Substances List,
§ CEPA:10
amendment of, **CEPA 66 [CEPA 66(3), CEPA 87, § CEPA-87:1, 66(4)]**
designation of person to exercise powers, **CEPA 66 [CEPA 66(6)]**
maintenance of, **CEPA 66 [CEPA 66(2)]**
publication of, **CEPA 66 [CEPA 66(5)]**
Other International Developments,
§ **CEPA 37.75**
Priority Substances List,
§ **CEPA:14; CEPA 76, § CEPA-76:1**
amendment to, **CEPA 76 [CEPA 76(5)]**
compilation and amendment of,
CEPA 76 [CEPA 76(1)]
consultation re, **CEPA 76 [CEPA 76(2)]**
Minister may act, **CEPA 76(2.1)**
notice of objection, **CEPA 78 [CEPA 78(1), 78(4)]**
notice of suspension, **CEPA 78 [CEPA 78(2), 78(3)]**
publication after assessment,
CEPA 77, § CEPA-77:1
publication of, **CEPA 76 [CEPA 76(6)]**
request for addition to, **CEPA 76 [CEPA 76(3), 76(4)]**
weight of evidence and
precautionary principle,

TOXIC SUBSTANCES,

CONTROLLING—Cont'd

Priority Substances List,
§ **CEPA:14; CEPA 76, § CEPA-76:1—Cont'd**
application of, **CEPA 76.1**
Publication after assessment, **CEPA 77, § CEPA-77:1**
mandatory proposal, **CEPA 77 [CEPA 77(3)]**
notice of objection, **CEPA 77 [CEPA 77(8)]**
proposal for virtual elimination,
CEPA 77 [CEPA 77(4)]
proposed measures, **CEPA 77 [CEPA 77(2)]**
publication of final decision,
CEPA 77 [CEPA 77(6)]
recommendation to Governor in
Council, **CEPA 77 [CEPA 77(9)]**
report of assessment, **CEPA 77 [CEPA 77(7)]**
requirement, **CEPA 77 [CEPA 77(1)]**
scientific consultation, **CEPA 77 [CEPA 77(5)]**
Rationale for regulating, § **CEPA:2**
Regulations, **CEPA 89, § CEPA-89:1, CEPA 102, § CEPA-102:1**
criteria, re, **CEPA 67, § CEPA-67:1**
List of Toxic Substances, re,
CEPA 90, § CEPA-90:1, CEPA 93, § CEPA-93:1
publication of
preventive or control actions,
regulations re, **CEPA 92, § CEPA-92:1**
proposed regulation or instrument,
CEPA 91, § CEPA-91:1
Regulatory framework, § **CEPA:15**
Release of toxic substances
access to property, **CEPA 95 [CEPA 95(7)]**

TOXIC SUBSTANCES,**CONTROLLING—Cont'd**

Release of toxic substances
—Cont'd
direction by enforcement officer,
CEPA 95 [CEPA 95(6)]
intervention by enforcement
officer, **CEPA 95 [CEPA
95(5)]**
personal liability, **CEPA 95
[CEPA 95(8)]**
regulations re, **CEPA 97,
§ CEPA-97:1**
report and remedial measures,
**CEPA 95 [CEPA 95(1),
95(2)]**
report by property owner, **CEPA
95 [CEPA 95(3)]**
report to provincial official,
CEPA 95 [CEPA 95(4)]
Remedial measures, **CEPA 99,
§ CEPA-99:1**
Toxics Release Inventory,
§ CEPA:8
Toxic substances, meaning of,
CEPA 64, § CEPA-64:1
Vinyl chloride
see VINYL CHLORIDE
RELEASE REGULATIONS
Virtual elimination, § CEPA:39
defined, **CEPA 65 [CEPA 65(1)]**
implementing, **CEPA 65 [CEPA
65(3)]**
plan for
compliance, **CEPA 79 [CEPA
79(3)]**
content of, **CEPA 79 [CEPA
79(2)]**
requirement, **CEPA 79 [CEPA
79(1)]**
time delay, **CEPA 79 [CEPA
79(4)]**
Virtual Elimination List, **CEPA 65
[CEPA 65(2)]; SOR/2006-298**
Voluntary report
confidentiality, **CEPA 96 [CEPA
96(2), 96(3)]**

TOXIC SUBSTANCES,**CONTROLLING—Cont'd**

Voluntary report—Cont'd
employee protection, **CEPA 96
[CEPA 96(4)]**
making, **CEPA 96 [CEPA 96(1)]**

TRACKING

Best available method, **TI:20.40.3**
Process flow diagrams, by,
TI:20.50.1.2
Tracking and reporting require-
ments, **TI:20.40.2**
Tracking device
defined, **TRA 26.1 [TRA
26.1(1)]**
order, on application without
notice for, **§ TRA 26.1**

TRADEABLE UNITS SYSTEMS

See ECONOMIC INSTRUMENTS

TRANSIENT REACTION**INTERMEDIATE, DEFINED**

Generally, **CEPA 3 [CEPA 3(1)]**

TRANSIT, DEFINED

Generally, **CEPA 3 [CEPA 3(1)]**

TRIBUNAL

See ENVIRONMENTAL REVIEW
TRIBUNAL

UNDERTAKING, DEFINED

Generally, **CEPA 3 [CEPA 3(1)]**

VEHICLE, ENGINE AND**EQUIPMENT EMISSIONS**

Company, defined, **CEPA 149,
§ CEPA-149:1**
Defects, notice of, **CEPA 157,
§ CEPA-157:1**
Defence to prosecution, **CEPA 312,
§ CEPA-312:1**
Definitions, **CEPA 149, § CEPA-
149:1**
Emission credits, regulations re,
CEPA 162, § CEPA-162:1

ANNOTATED GUIDE TO THE CEPA

**VEHICLE, ENGINE AND
EQUIPMENT EMISSIONS**

—Cont'd

- Emission report, **CEPA 162 [CEPA 162(3), 162(4)]**
- Engine, defined, **CEPA 149, § CEPA-149:1**
- Equipment, defined, **CEPA 149, § CEPA-149:1**
- Evidence
 - name or mark, **CEPA 164, § CEPA-164:1**
 - national emissions mark, **CEPA 165, § CEPA-165:1**
- Exemptions, vehicle or engine, **CEPA 156, § CEPA-156:1**
- Interim order
 - suspending/modifying regulation, **CEPA 163, § CEPA-163:1**
- Manufacture, defined, **CEPA 149, § CEPA-149:1**
- National emissions marks
 - confusing, **CEPA 150 [CEPA 150(4)]**
 - defined, **CEPA 149, § CEPA-149:1**
 - nature of, **CEPA 150 [CEPA 150(1)]**
 - prohibition on use, **CEPA 150 [CEPA 150(3)]**
 - property rights in, **CEPA 150 [CEPA 150(2)]**
 - transportation requirement, **CEPA 152, § CEPA-152:1**
 - use of, **CEPA 151, § CEPA-151:1**
- Regulations, power to make, **CEPA 160, § CEPA-160:1, CEPA 163**
- Research and testing
 - detention of vehicles or engines, **CEPA 159 [CEPA 159(3)]**
 - emission control tests, **CEPA 159 [CEPA 159(1)]**
 - Minister's powers, **CEPA 158, § CEPA-158:1**

**VEHICLE, ENGINE AND
EQUIPMENT EMISSIONS**

—Cont'd

- Research and testing—Cont'd
 - testing by Minister, **CEPA 159 [CEPA 159(2)]**
- Standards
 - certification by foreign agency, **CEPA 153 [CEPA 153(3)]**
 - compliance
 - by companies, **CEPA 153 [CEPA 153(1), 153(2)]**
 - exceptions, **CEPA 155, § CEPA-155:1**
 - on importation, **CEPA 154, § CEPA-154:1**
 - defined, **CEPA 149, § CEPA-149:1**
 - exemptions from, **CEPA 156, § CEPA-156:1**
- Technical standards document
 - defined, **CEPA 161 [CEPA 161(1)]**
 - incorporation of, **CEPA 161 [CEPA 161(2)]**
 - non-regulatory nature of, **CEPA 161 [CEPA 161(4)]**
 - publication of, **CEPA 161 [CEPA 161(3)]**
- Testing
 - see research and testing, *supra*
- Vehicle, defined, **CEPA 149, § CEPA-149:1**
- Vessel, defined, **CEPA 149, § CEPA-149:1**

VESSEL

- Emissions
 - see **VEHICLE, ENGINE AND EQUIPMENT EMISSIONS**
- Ships
 - see **SHIPS**

**VOLATILE ORGANIC
COMPOUNDS (VOC)**

- Generally, **TI:20.30.1**

WARRANT

See **ENFORCEMENT OFFICER; SEARCH AND SEIZURE**

WASTE DISPOSAL AT SEA

Aircraft, defined, **CEPA 122 [CEPA 122(1)]**
 Canadian aircraft, defined, **CEPA 122 [CEPA 122(1)]**
 Canadian permit, defined, **CEPA 122 [CEPA 122(1)]**
 Canadian ship, defined, **CEPA 122 [CEPA 122(1)]**
 Condition, defined, **CEPA 122 [CEPA 122(1)]**
 Contracting party, defined, **CEPA 122 [CEPA 122(1)]**
 Convention, defined, **CEPA 122 [CEPA 122(1)]**
 Costs and expenses of Crown, **CEPA 136, § CEPA-136:1**
 Definitions, **CEPA 122, § CEPA-122:1**
 Disposal, defined, **CEPA 122 [CEPA 122(1)]**
 Fisheries Act, non-application of, **CEPA 131, § CEPA-131:1**
 Incineration, defined, **CEPA 122 [CEPA 122(1)]**
 Master, defined, **CEPA 122 [CEPA 122(1)]**
 Owner, defined, **CEPA 122 [CEPA 122(1)]**
 Permits
 application for, **CEPA 127 [CEPA 127(2)]**
 assessment of waste and other matter, **CEPA Sch. 6**
 conditions of, **CEPA 129 [CEPA 129(1)]**
 duration of, **CEPA 129 [CEPA 129(2)]**
 emergency disposal, for, **CEPA 128 [CEPA 128(2)-(6)]**
 issuing of by Minister, **CEPA 127 [CEPA 127(1), 127(3)]**

WASTE DISPOSAL AT SEA

—Cont'd

Permits—Cont'd
 notice of objection re Minister's action, **CEPA 134, § CEPA-134:1**
 publication of, **CEPA 133, § CEPA-133:1**
 suspension or revocation of, **CEPA 129 [CEPA 129(3)]**
 Prohibitions
 disposal by Canadian ship, **CEPA 125 [CEPA 125(2.1), 125(3.1)]**
 disposal from Canadian ship, etc., **CEPA 125 [CEPA 125(2), 125(3)]**
 disposal in waters under Canadian jurisdiction, **CEPA 125 [CEPA 125(1)]**
 disposal of Canadian ship, **CEPA 125 [CEPA 125(4), 125(5)]**
 exceptions
 authorized under Canada Shipping Act, **CEPA 125 [CEPA 125(6)]**
 permits, **CEPA 127, § CEPA-127:1, CEPA 128, § CEPA-128:1**
 safety reasons, **CEPA 130, § CEPA-130:1**
 export for disposal, **CEPA 123 [CEPA 123(2)]**
 imports for disposal, **CEPA 123 [CEPA 123(1)]**
 incineration
 by person, **CEPA 126 [CEPA 126(1), 126(2)]**
 by ship, **CEPA 126 [CEPA 126(1.1), 126(3)]**
 loading in Canada for disposal at sea, **CEPA 124, § CEPA-124:1**
 master and pilot, responsibility of, **CEPA 124 [CEPA 124(2)-(4)]**

ANNOTATED GUIDE TO THE CEPA

WASTE DISPOSAL AT SEA

—Cont'd

- Protocol, defined, **CEPA 122**
[**CEPA 122(1)**]
- Purpose of provisions re, **CEPA**
122.1, § **CEPA-122.1:1**
- Regulations, **CEPA 135**, § **CEPA-**
135:1
- Sea, defined, **CEPA 122** [**CEPA**
122(2)]
- Service of documents, **CEPA 137**,
§ **CEPA-137:1**
- Ship, defined, **CEPA 122** [**CEPA**
122(1)]
- Site monitoring, **CEPA 132**,
§ **CEPA-132:1**
- Structure, defined, **CEPA 122**
[**CEPA 122(1)**]
- Waste or other matter
 - assessment of, **CEPA Sch. 6**
 - defined, **CEPA 122** [**CEPA**
122(1), Sch. 5]

WATER POLLUTION

- Defined, **CEPA 175**, § **CEPA-175:1**
- International
 - anticipated creation of pollution
plans and specifications
requirement, **CEPA 182**,
§ **CEPA-182:1**
 - consultation with other govern-
ments, **CEPA 176** [**CEPA**
176(2)]
 - costs, recovery by Crown, **CEPA**
180, § **CEPA-180:1**
 - determination of, **CEPA 176**
[**CEPA 176(1)**]

WATER POLLUTION—Cont'd

- International—Cont'd
 - interim order, **CEPA 183**,
§ **CEPA-183:1**
 - Ministerial action, **CEPA 176**
[**CEPA 176(3)**]
 - prohibition, **CEPA 181**, § **CEPA-**
181:1
 - reciprocity with other country,
CEPA 176 [**CEPA 176(4)**]
- regulations
 - comments, **CEPA 178** [**CEPA**
178(2)]
 - interim order, **CEPA 183**,
§ **CEPA-183:1**
 - notice to other country, **CEPA**
178 [**CEPA 178(1)**]
 - power to make, **CEPA 177**,
§ **CEPA-177:1**
 - prohibition of act contrary to,
CEPA 181, § **CEPA-**
181:1
 - recommendation of, **CEPA**
176 [**CEPA 176(3)**,
176(5)]
 - report and remedial measures,
CEPA 179, § **CEPA-179:1**
 - report to Parliament by Minister,
CEPA 184, § **CEPA-184:1**
 - waste water residue from dry
cleaning
 - see **TOXIC SUBSTANCES**,
CONTROLLING, prohi-
bition regulations.

WITNESSES

- Generally
 - see **REVIEWS**