

Ottawa, August 29, 1995

SUBJECT

**HAZARDOUS PRODUCTS ACT
AND REGULATIONS**

This Department assists the Department of Health (Health Canada) with the administration of the *Hazardous Products Act* and Regulations. This Memorandum outlines procedures concerning the importation into Canada of prescribed products and provides designated symbols with which these goods must be marked and an alphabetical listing of those commodities deemed to be hazardous in nature.

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**GUIDELINES AND
GENERAL INFORMATION**

Hazardous Products

1. Under the *Hazardous Products Act*, the importation into Canada, sale, or advertisement of hazardous products or substances is regulated and controlled by Health Canada.
2. Hazardous products are defined as any product or substance which is included in Part I or Part II of Schedule I of the *Hazardous Products Act*.

Prohibited Goods

3. Part I of Schedule I of the *Hazardous Products Act* outlines those products or elements of products for specified end uses which are prohibited from importation, sale or advertisement in Canada. Most hazardous products listed in the Prohibited Goods section must undergo extensive testing and analysis before their admissibility into Canada can be determined. Importers/owners should contact officials of Health Canada, Product Safety Bureau to ensure that products purchased abroad will not be subject to the prohibitory terms of this Act.

Restricted Goods

4. Part II of Schedule I of the *Hazardous Products Act* restricts the importation into Canada, sale or advertisement of products listed in that part of the schedule. Importation of these products or substances is subject to regulations which prescribe the circumstances and conditions under which these products may be imported into Canada for the purposes of sale or advertisement.

5. Regulations pursuant to the *Hazardous Products Act* contain marking requirements which state that such products must display appropriate symbols warning the user of the degree and nature of the hazard. Some of the designated words and symbols are contained in Appendix A to this Memorandum.

6. Appendix B to this Memorandum provides an alphabetical listing of those commodities deemed to be hazardous products in accordance with the prohibited and restricted schedule of the *Hazardous Products Act*. This chart is to be used only as a guide by the importer/owner since the information, while accurate, is not complete, and is subject to change without notice.

Additional Requirements

7. Compliance with the *Hazardous Products Act* does not exempt imported goods from the application of other Acts or Regulations.

Detention

8. Goods subject to the *Hazardous Products Act* and Regulations may be detained by customs on behalf of Health Canada.

9. Determination of admissibility into Canada of most hazardous products cannot be made until prescribed tests or analysis have been completed. Therefore, such products may be released in the usual manner, unless:

- (a) there is a suspected violation of the *Hazardous Products Act* involving either a prohibited or restricted commodity contained in Appendix B to this Memorandum. In such cases, the goods are to be released in the normal manner, and the nearest Product Safety Bureau Office (see Appendix C to this Memorandum) advised by telephone of the suspected violation. Information given to the Regional Manager should include importer's/owner's name and address, product imported, quantity and date of release. Health Canada will then initiate follow-up action at the importer's/owner's premises.

(b) a particular problem area is identified, in which case Health Canada may request information on specific commodities or importers/owners, or may request that certain commodities or shipments be detained. Such requests are to be directed to:

Commercial Operations Directorate
Customs Border Services Branch
Headquarters
Ottawa

Authorization to release information or to detain shipments will be issued by that Directorate.

Penalty Information

10. Every person who, or whose employee or agent, contravenes or violates any provision of the *Hazardous Products Act* or Regulations is guilty of an offense and is liable:

(a) on summary conviction to a fine of one thousand dollars, or to imprisonment for one year, or both; or

(b) on conviction on indictment, to imprisonment for two years.

Additional Information

11. Further questions concerning the *Hazardous Products Act* should be directed to the nearest Product Safety Bureau Office. Addresses are listed in Appendix C to this Memorandum.

12. Questions concerning Revenue Canada's administration of these procedures should be directed to:

Revenue Canada
Customs Border Services Branch
Ottawa ON K1A 0L5

Attention: Transportation Division

Telephone: (613) 954-7129

Facsimile: (613) 952-1698

APPENDIX A

APPENDIX B**HAZARDOUS PRODUCTS LIST
(Alphabetical Order)**

COMMODITY	HAZARDOUS ELEMENT(S)	END USE	CLASSIFICATION OF PRODUCT
adhesives	toluene and acetone	for consumer use	RESTRICTED
aerosols containing vinyl chloride	vinyl chloride	for consumer use	PROHIBITED
alkyl cyanoacrylate adhesives	skin and eye bonding	for consumer use	RESTRICTED
antifreeze preparations	ethylene glycol or diethylene glycol in excess of approved standards	for consumer use	RESTRICTED
asbestos products	asbestos	for recreational or household use	PROHIBITED
automotive engine coolant antifreeze preparations	aliphatic or aromatic hydrocarbons or combinations thereof in excess of approved standards	for consumer or industrial use	PROHIBITED
batteries	corrosive acid	for use by children in learning and play	RESTRICTED
bedlinen (sheets, blankets and pillowcases)	flammability of textile fabric	for consumer use	PROHIBITED
bleaches	chlorine or a source of available chlorine	for consumer use	RESTRICTED
brushes — artist's	lead contained in decorative or protective coating in excess of approved standards	for consumer use	PROHIBITED
candles — magic relight	those candles designed in such a manner, that when lighted and subsequently extinguished by any means, re-ignite spontaneously	for consumer use	PROHIBITED
carpets	flammability of surface of carpet	for consumer use	RESTRICTED
carriages and strollers	construction that does not meet approved standards	for use by babies and infants	RESTRICTED
car seats, harnesses and other devices designed as seat belt alternatives	construction of car seats, harnesses, etc.	for children's use in automobiles	RESTRICTED

cellulose fibre insulation	flammability	for household use	RESTRICTED
ceramic glazed products	lead or cadmium	for use in the preparation, storing or serving of food	RESTRICTED
charcoal	charcoal	for domestic cooking or heating purposes	RESTRICTED
children's booster cushions	construction that does not meet approved standards	for use by children in automobiles	RESTRICTED
children's sleepwear, dressing gowns and robes (up to and including size 14X)	flammability of textile fabric	for use by children	PROHIBITED AND RESTRICTED
cleaning agents	1,1,2 trichloroethane, 1,2 dichloroethane or chloroform	for consumer use	RESTRICTED
cleaning solvents	toluene and acetone	for consumer use	RESTRICTED
cleansers	chlorine or a source of available chlorine	for consumer use	RESTRICTED
corrosive chemicals and products thereof	corrosive nature of acids, alkalis, and other corrosive chemicals	for consumer use	RESTRICTED
cradles, cribs and crib extension rails	construction of cradles, cribs and crib extension rails	for children's use	RESTRICTED
cutting oils and cutting fluids	nitrosamines	for use in lubricating and cooling the cutting area in machinery	PROHIBITED
pressurized disposable metal containers	explosion due to overheating or puncturing	for consumer use	RESTRICTED
doors made of or containing glass — bath enclosures, shower doors, exterior and storm doors	made of or containing glass which does not meet regulation and safety requirements	for household use	PROHIBITED
dyes	toluene and acetone	for consumer use	RESTRICTED
expansion gates and expandable enclosures	construction that does not meet approved standards	for household use	RESTRICTED
fabrics (textile fibre products)	asbestos fibres	for personal attire, other than that designed for fire or heat protection	PROHIBITED

fabrics (textile fibre products)	flammability of fabrics	for consumer use	PROHIBITED
feeding bottle holders	danger of suffocation	for use by infants	PROHIBITED
finger paints	composition of finger paints	for use by children in learning or play	RESTRICTED
fire extinguishing fluids composed of or containing halogenated aliphatic hydrocarbons	production of toxic fumes upon contact with fire or heat	for consumer use	RESTRICTED
glass containers of 1.5 litres or more containing a non-alcoholic carbonated beverage	construction that does not meet approved standards	for consumer use	RESTRICTED
hockey and lacrosse face protectors	construction that does not meet approved standards	for consumer use	PROHIBITED
hockey helmets	construction of helmets that do not meet approved standards	for consumer use	RESTRICTED
jequirity beans	jequirity beans or any substance or article made from or including jequirity beans	for consumer use	PROHIBITED
kettles	lead	for household use	RESTRICTED
kites	may serve to conduct electricity	for recreational use	PROHIBITED
kite strings	of material which may serve to conduct electricity	for recreational use	PROHIBITED
lighters	flammability	for household use	RESTRICTED
liquid coating materials	lead content in excess of approved standards	for children's furniture and other children's articles	PROHIBITED
liquid coating materials	flashpoint of less than 0 ^o F	for household use	PROHIBITED
liquid coating materials	1,1,2 trichloroethane, 1,2 dichloroethane or chloroform	for consumer use	RESTRICTED
liquid coating materials (i.e., paints, enamels, etc.)	lead content in excess of approved standards	for exterior or interior surfaces in household or commercial premises	RESTRICTED
liquids including immersion oils but excluding refractive index oils	polychlorinated biphenyls	for laboratory purposes	PROHIBITED

matches	construction and composition of matches	for consumer use	RESTRICTED
mattress	flammability	for household use	RESTRICTED
methyl alcohol or products thereof	methyl alcohol content	for consumer use	RESTRICTED
paint removers	flashpoint of less than 0° F	for household use	PROHIBITED
paint removers	1,1,2 trichloroethane, 1,2 dichloroethane or chloroform	for consumer use	RESTRICTED
pencils	lead contained in decorative or protective coating in excess of approved standards	for consumer use	PROHIBITED
petroleum products	petroleum distillates including naphtha, mineral spirits, stoddard solvent, kerosene, gasoline, mineral seal oil, and other related petroleum distillates	for consumer use	RESTRICTED
pine oils	pine oil	for consumer use	RESTRICTED
playpens	construction of playpens	for children's use	RESTRICTED
polishes	1,1,2 trichloroethane, 1,2 dichloroethane or chloroform	for consumer use	RESTRICTED
products for use in the polishing, cleaning or plating of metal	hydrocyanic acid or salts thereof	(a) for consumer use	PROHIBITED
		(b) for use in goldsmithing, silversmithing or any other industrial use	RESTRICTED
products containing carbon tetrachloride or 1,1,2,2 tetrachloroethane	carbon tetrachloride and 1,1,2,2 tetrachloroethane	for consumer use	PROHIBITED
products containing ethyl bromoacetate	ethyl bromoacetate	for consumer use	PROHIBITED
products containing nitrobenzene	nitrobenzene	for consumer use	PROHIBITED
science education sets (i.e., chemistry and biology sets)	hazardous chemicals	for consumer use	RESTRICTED
smoke detectors	construction that does not meet approved standards	for household use	PROHIBITED

sneezing powder	3,3' — dimethoxybenzide or any of its salts	for consumer use	PROHIBITED
soothers, teethers and pacifiers	(a) non-sterile	for use by infants	RESTRICTED
	(b) separable parts which could choke		
	(c) cords which could hang		
	(d) viable micro-organism filling		PROHIBITED
spectacle frames	cellulose nitrate	for consumer use	PROHIBITED
tents made of fabric or other pliable material	flammability of fabric or other pliable material	for consumer use	RESTRICTED
textile products	tris (flame retardant)	for consumer use	PROHIBITED
thinning agents	toluene and acetone	for consumer use	RESTRICTED
toys of all types — including rattles	(a) toys that are packaged in flexible film bags	for use by children in learning or play	RESTRICTED
	(b) toys which are made of or contain cellulose nitrate or celluloid (other than ping-pong balls)	for use by children in learning or play	PROHIBITED
	(c) toys which are made of or contain compounds, chemicals or substances in excess of approved standards, which when upon release (either through breakage or leakage) might be harmful to the child i.e., lead, petroleum distillates, turpentine, methyl alcohol, mercury, etc.	for use by children in learning or play	PROHIBITED
	(d) toys containing organic solvents which may either during or as a result of normal use, be released directly into the mouth i.e., balloon-blowing mechanisms	for oral use by children	PROHIBITED
	(e) where noise emitted may cause hearing impairment	for use by children in learning or play	PROHIBITED
	(f) where plant seeds as pellets or stuffing materials are used in toys designed for children under three years of age	for use by children under three years of age in learning or play	PROHIBITED
	(g) where plant seeds are used as stuffing material	for use by children in learning or play	PROHIBITED

	(h) toys which are operated electrically	for use by children in learning or play	RESTRICTED
	(i) toys that may be sources of mechanical hazards i.e., toys that consist of components that may become separable and cause choking, exposed wooden surfaces, exposed sharp edges, etc.	for use by children in learning or play	RESTRICTED
	(j) toys that contain toxic or corrosive substances, irritants or sensitizers	for use by children in learning or play	RESTRICTED
	(k) toys that may be sources of thermal hazards i.e., toy surfaces may become heated in use	for use by children in learning or play	RESTRICTED
	(l) toys that are made of or contain breakable plastic and are for use by children under three years of age	for use by children under three years of age in learning or play	RESTRICTED
	(m) flammability of certain features i.e., doll hair or manes, stuffed animals, etc.	for use by children in learning or play	RESTRICTED
	(n) whereof a size that is large enough for a child to enter or to be placed therein and/or can be closed by a lid or door	for use by children in learning or play	RESTRICTED
	(o) toys that contain as an integral part a spring-wound driving mechanism or a projectile component	for use by children in learning or play	RESTRICTED
	(p) toys that are made in whole or in part of glass	for use by children in learning or play	RESTRICTED
	(q) pull and push toys that have shaft like handles 3/8 of an inch (10 mm) in diameter or less	for use by children in learning or play	RESTRICTED
	(r) toy, steam engines	for use by children in learning or play	RESTRICTED
	(s) toys, equipment or other products attached by elastic across a carriage, crib or playpen	for use by children in learning or play	RESTRICTED
turpentine or products thereof	turpentine content	for consumer use	RESTRICTED

Urea Formaldehyde Foam Insulation (UFFI)	urea formaldehyde	for household use	PROHIBITED
varnish removers	flashpoint of less than 0° F	for household use	PROHIBITED
varnish removers	1,1,2 trichloroethane, 1,2 dichloroethane or chloroform	for consumer use	RESTRICTED

APPENDIX C

HEALTH CANADA PRODUCT SAFETY BUREAU OFFICES

Headquarters

Health Canada
Product Safety Bureau
Place du Portage, Phase I
17th floor
50 Victoria Street
Postal Locator: 7017A5
Hull QC K1A 0C9

Telephone: (819) 997-1194
Facsimile: (819) 953-3857

Atlantic Region

Dartmouth

Health Canada
Product Safety Bureau
1992 Baffin Street
Box 1060
Dartmouth NS B2Y 3Z7

Telephone: (902) 426-8300
Facsimile: (902) 426-6676

Moncton

Health Canada
Product Safety Bureau
10 High Field Street,
1st floor
Moncton NB E1C 9V5

Telephone: (506) 851-6638
Facsimile: (506) 851-3197

St. John's

Health Canada
Product Safety Bureau
Sir Humphrey Gilbert Building
165 Duckworth Street
P.O. Box 9430
St. John's NF A1A 2Y5

Telephone: (709) 772-4050
Facsimile: (709) 772-5945

Quebec Region

Montréal

Health Canada
Product Safety Bureau
1001 Saint-Laurent Street West
Longueuil QC J4K 1C7

Telephone: (514) 646-1353
Facsimile: (514) 928-4102/4103

Sillery

Health Canada
Product Safety Bureau
2nd floor
1040 Belvédère Avenue
Sillery QC G1S 4N1

Telephone: (418) 648-4327
Facsimile: (418) 648-4120/4815

Ontario Region

Toronto

Health Canada
Product Safety Bureau
4900 Yonge Street
North York ON M2N 6B9

Telephone: (416) 973-4705
Facsimile: (416) 973-1746

Hamilton

Health Canada
Product Safety Bureau
150 Main Street West
Hamilton ON L8P 1H8

Telephone: (905) 572-2845
Facsimile: (905) 572-2444

Central Region**Winnipeg**

Health Canada
Product Safety Bureau
510 Lagimodière Boulevard
Winnipeg MB R2J 3Y1

Telephone: (204) 983-2846
Facsimile: (204) 983-5547

Saskatoon

Health Canada
Product Safety Bureau
Federal Building
101 — 22nd Street East
Saskatoon SK S7K 0E1

Telephone: (306) 975-4028
Facsimile: (306) 975-6040

Western Region**Calgary**

Health Canada
Product Safety Bureau
Room 282, Harry Hays Building
220 — 4th Avenue South East
Calgary AB T2G 4X3

Telephone: (403) 292-4650
Facsimile: (403) 292-4644

Edmonton

Health Canada
Product Safety Bureau
840 Canada Place
9700 Jasper Avenue
Edmonton AB T5J 4C3

Telephone: (403) 495-2480
Facsimile: (403) 495-2624

Vancouver

Health Canada
Product Safety Bureau
3155 Willingdon Green
Burnaby BC V5G 4P2

Telephone: (604) 666-5003
Facsimile: (604) 666-3149