

**Extract**

**Canada Gazette, Part I**

**July 10, 1999**

**GOVERNMENT NOTICES**

**DEPARTMENT OF THE ENVIRONMENT**

**CANADIAN ENVIRONMENTAL PROTECTION ACT**

*Conditions for the Manufacture or Import of Substances New to Canada that are Suspected of Being Toxic*

Notice is hereby given, pursuant to subsection 29(5) of the *Canadian Environmental Protection Act*, that the Ministers of Health and of the Environment have assessed information pertaining to substances suspected of being "toxic", as defined under section 11 of the Act.

The Minister of the Environment is hereby pleased to impose, pursuant to paragraph 29(1)(a) of the *Canadian Environmental Protection Act*, conditions on the manufacture and import of these substances.

*Carbonoperoxoic acid, O,O-(1,1-dimethylpropyl) O-(2-ethylhexyl) ester*, CAS Registry 70833-40-8. The notifier may import the notified substance only in circumstances where: the notifier complies with the terms of the condition; the notifier informs all customers and processors of the notified substance, in writing, of the terms of the condition; and the notifier obtains, prior to any transfer of the notified substance, written confirmation from customers and processors, as the case may be, that they will meet these conditions.

1. The notified substance may be used only as an initiator in polymerization processes in circumstances where:
  - (a) prior to waste water treatment, the processor treats liquid wastes, resulting from rinsing containers that held the notified substance, through a high temperature waste water stripping column under temperature and residence time conditions ensuring the notified substance experiences a minimum of 6 thermal half lives; or
  - (b) all liquid wastes resulting from rinsing containers that held the notified substance are introduced into the polymerization reaction.

2. Where any release of the notified substance into the environment occurs in contravention of the conditions set out in item 1, the notifier shall immediately take all appropriate measures to prevent any further release, and to limit the dispersion of any release. Furthermore, the notifier shall notify the Minister of the Environment immediately by contacting an Inspector designated under the *Canadian Environmental Protection Act* (CEPA Inspector) at the closest Regional Office. Customers or processors shall take these same measures should the release of the notified substance occur at the customer's or processor's facility.
3. The notifier shall maintain, and have available for review by any Officer of the Department of the Environment, electronic or paper records, with any documentation supporting the validity of the information contained in these records, indicating:
  - (a) the use of the notified substance;
  - (b) the quantity of the notified substance being imported, sold, purchased or used;
  - (c) the name and address of each customer, buying the notified substance; and
  - (d) that the notifier has informed customers or processors of the conditions and that the receiving company will meet these conditions.
4. The notifier shall maintain electronic or paper records made in item 3 at the notifier's Canadian Headquarters for a period of five years after they are made.
5. Any processor of the notified substance shall maintain, and have available for review by any Officer of the Department of the Environment, electronic or paper records, with any documentation supporting the validity of the information contained in these records, indicating:
  - (a) the temperature of the waste water stripping column and residence time of the notified substance in the waste water stripping column each time it is used to process liquid wastes resulting from rinsing containers that held the notified substance; and
  - (b) all the information requirements set out in items 3(a) to (d).
6. Processors shall maintain electronic or paper records made in item 5 at their Canadian Headquarters for a period of five years after they are made.
7. Should the notifier intend to manufacture the notified substance, the notifier shall inform the Minister of the Environment, in writing, 30 days prior to manufacturing.

*8-Oxa-3,5-dithia-4-stannadocosanoic acid, 4,4-dialkyl-7-oxo-, tetradecyl ester.* The notifier may import the notified substance only in circumstances where: the notifier complies with the terms of the condition; the notifier informs all customers, in writing, of the terms of the condition; and the notifier obtains, prior to any transfer of the notified substance, written confirmation from customers that they will meet these conditions.

1. This condition does not apply when the notified substance is a component of dry blended vinyl compounds.
2. All containers which contained the notified substance shall be rinsed with an appropriate solvent to remove residual notified substance prior to the containers being disposed or reused.
3. All liquid wastes resulting from the handling of the notified substance shall be collected.
4. All liquid wastes obtained from activities described in items 2 and 3 which contain the notified substance shall be:
  - (a) incinerated as permitted under the laws of the jurisdiction where the disposal facility is located; or
  - (b) solidified, prior to disposal, as permitted under the laws of the jurisdiction where the disposal facility is located; and
  - (c) fully contained until treatment as set out in paragraphs (a) and (b).
5. Where any release into the environment occurs, of the notified substance, or any liquid wastes obtained from activities described in items 2 and 3, the notifier shall immediately take all appropriate measures to prevent any further release, and to limit the dispersion of any release. Furthermore, the notifier shall notify the Minister of the Environment immediately by contacting an Inspector designated under the *Canadian Environmental Protection Act* (CEPA Inspector) of the closest Regional Office. Customers shall take these measures should the release of the notified substance occur at the customer's facility.
6. The notifier shall maintain, and have available for review by any Officer of the Department of the Environment, electronic or paper records, with any documentation supporting the validity of the information contained in these records, indicating:
  - (a) the quantity of the notified substance being imported, sold, purchased or used;
  - (b) the name and address of each customer buying the notified substance;
  - (c) the name and address of the facility disposing of the wastes containing the notified substance and records that the wastes were disposed of appropriately; and
  - (d) that the notifier has informed customers and disposal companies of the conditions and that the receiving company will meet these conditions.
7. The notifier shall maintain electronic or paper records made in item 6 at the notifier's Canadian Headquarters for a period of five years after they are made.
8. Customers shall maintain and have available for review by any Officer of the Department of the Environment, electronic or paper records, with any documentation supporting the validity of the information contained in these records, indicating all the information requirements set out in paragraphs 6(a) to (d).
9. Customers shall maintain electronic or paper records made in item 8 at their Canadian Headquarters for a period of five years after they are made.

10. Should the notifier intend to manufacture the notified substance, the notifier shall inform the Minister of the Environment, in writing, 30 days prior to manufacturing.

J. A. Buccini  
*Director*  
*Commercial Chemicals*  
*Evaluation Branch*

On behalf of the Minister of the Environment