



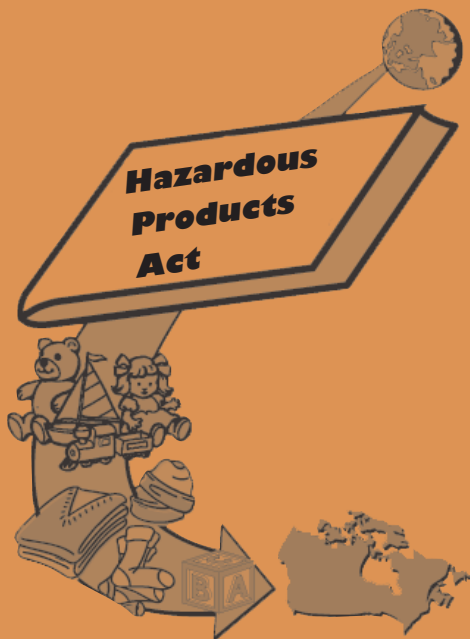
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Quick Reference Guide to the *Hazardous Products Act* for Manufacturers, Importers, Distributors and Retailers – April 2007



Canada 

Health Canada is the federal department responsible for helping Canadians maintain and improve their health. We assess the safety of drugs and many consumer products, help improve the safety of food, and provide information to Canadians to help them make healthy decisions. We provide health services to First Nations people and to Inuit communities. We work with the provinces to ensure our health care system serves the needs of Canadians.

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Quick Reference Guide to the *Hazardous Products Act* for Manufacturers, Importers, Distributors and Retailers – April 2007

Consumer Product Safety of Health Canada establishes and enforces safety standards for consumer products. Our general mandate, under the *Hazardous Products Act*, includes “any product, material or substance that is or contains a poisonous, toxic, flammable, explosive, corrosive, infectious, oxidizing or reactive product... (which) is or is likely to be a danger to the health and safety of the public; or any product designed for household, garden or personal use, for use in sports or recreational activities, as lifesaving equipment or as a toy, plaything or equipment for use by children... (which) is or is likely to be a danger to the health or safety of the public because of its design, construction or contents.”

This information has been prepared to provide an overview of the legislation. It is not intended to substitute for, supersede or limit the requirements under the legislation. In case of any discrepancy between this summary and the legislation, the legislation will prevail. Take note that in some cases, more than one federal Act and/or provincial/territorial legislation may apply to the listed products in the attached tables.

Updates to this document will be posted on the Health Canada Web site at: www.healthcanada.gc.ca/cps

The *Hazardous Products Act*, as it relates to consumer products, consists of two parts. Items included in Part I of Schedule I (see Table 1) are **banned** from import, sale and advertisement in Canada. Products included in Part II of Schedule I (see Table 2) must meet specific **regulations** in order to be imported, sold or advertised in Canada.

Table 3 lists **voluntary standards** which may apply to some products. These standards have been negotiated between industry and government.

Table 4 lists products that are **not regulated but are of concern**.

Cosmetic preparations are subject to the provisions of the *Food and Drugs Act* (<http://laws.justice.gc.ca/en/F-27/index.html>) and its Regulations regarding composition, safety, labelling and advertising.

For more information on the above, contact the Consumer Product Safety office of Health Canada nearest you (see Table 5).

Pre-packaged non-food consumer products are also subject to the *Consumer Packaging and Labelling Act* and the *Consumer Packaging and Labelling Regulations* with respect to bilingual labelling, false and misleading representations and net quantity declarations. Many consumer textile products are also subject to the labelling requirements set out in the *Textile Labelling Act* and the *Textile Labelling and Advertising Regulations*. This information can be found at the Industry Canada Web site:

www.competitionbureau.gc.ca

Electrical products are also subject to provincial/territorial electrical codes. Information about provincial/territorial requirements can be found through the Canada Business Network Web site by selecting the appropriate province or territory:

www.canadabusiness.gc.ca

The *Canadian Environmental Protection Act (CEPA)* may also place restrictions on substances used in some of these products. This information can be found at the Chemical Substances Portal:

www.chemicalsubstances.gc.ca

Table I

BANNED ITEMS <i>Hazardous Products Act</i> Part I of Schedule I http://laws.justice.gc.ca/en/H-3/index.html		
Product	Banned Condition(s)	Item #
Aerosol containers	containing vinyl chloride	23
Asbestos products applied by spraying except those encapsulated with a binder and which are not friable after drying	containing asbestos	40
Asbestos (pure)	consumer products other than those listed elsewhere containing asbestos fibres and in addition those containing fibrous erionite	37
Ashes or embers – simulated	composed of or containing actinolite, anthophyllite, crysotile, amosite, crocidolite, cummingtonite, tremolite or other types of asbestos	28
Audible signal appliances, control units, smoke detectors, heat detectors for use in fire alarm systems in the home	that do not meet ULC standards	33
Baby walkers	that are mounted on wheels or a similar device with an enclosed area, supporting the baby with his or her feet touching the floor and enable horizontal movement of the walker	12
Balloon blowing kits containing any organic solvent	where the vapours of the solvent can be released during use	21

Table I (continued)

Product	Banned Condition(s)	Item #
Bathtub enclosures, shower doors, storm doors, exterior doors for household use that are made of glass or that contain a pane of glass	that are not constructed of safety glass	17
Bed linen (sheets, pillowcases, blankets, mattress pads, comforters, sleeping bags)	having a flame spread of 7 seconds or less for non-raised fibres; having a flame spread of 7 seconds or less and exhibiting base burn for raised fibres	13
Candles	that relight spontaneously once extinguished	29
Car seats – infant	that do not meet Canada Motor Vehicle Safety Standard 213.1	35
Children's Sleepwear (up to and including size 14X – includes sleepwear designed for use in a hospital, for infants up to 7 kg, polo pyjamas, and sleepers)	having a flame spread of 7 seconds or less	5
Cigarettes	Refer to Regulations for Cigarettes under the <i>Tobacco Act</i> . http://www.hc-sc.gc.ca/hl-vs/tobac-tabac/legislation/reg/index_e.html	41
Cutting oils, and fluids for use in machining operations	containing more than 50 µg/g of nitrite, when monoethanolamine, diethanolamine or triethanolamine is present	32
Device that resembles a bomb containing a clock and a simulated explosive	all devices of this type	36

Table 1 (continued)

Product	Banned Condition(s)	Item #
Drywall joint cements or compounds or spackling or patching compounds	composed of or containing actinolite, anthophyllite, chrysotile, amosite, crocidolite, cummingtonite, tremolite or other types of asbestos	28
Face protectors for ice hockey and box lacrosse	that do not meet the CSA standard	20
Furniture and other articles for children	with a surface coating material containing more than 600 mg/kg of total lead	2
Ice Hockey Helmets	that do not meet the CSA standard	19
Immersion oils used in microscopy, excluding refractive index oils	containing polychlorinated biphenyls	26
Jequirity beans (whole or in part)	the beans and all articles containing them	1
Kite strings	that conduct electricity	11
Kites made from or containing parts made from uninsulated metals or conductive film coating	that exceed maximum linear dimension	27
Lawn darts	with elongated tips	39
Modelling or sculpture material	composed of or containing actinolite, anthophyllite, chrysotile, amosite, crocidolite, cummingtonite, tremolite or other types of asbestos	28
Pencils and artist brushes	with a surface coating material containing more than 600 mg/kg of total lead	18
Sneezing powder	containing various listed substances	31
Spectacle frames	composed of or containing cellulose nitrate	6

Table I (continued)

Product	Banned Condition(s)	Item #
Structural devices that position feeding bottles	that enable babies to feed themselves while unattended	15
Teethers, soothers, pacifiers	with filling that contains a viable micro-organism	14
Textiles (in general)	having a flame spread of 3.5 seconds or less for non-raised fibres, or having a flame spread of 4 seconds or less and exhibiting base burn for raised fibres, and exhibit ignition or fusion of their base fibres	4
Textiles (wearing apparel treated with a flame retardant)	treated with tris (2, 3 dibromopropyl) phosphate	30
Textiles (to be worn on the person)	containing asbestos, unless for protection from fire or heat and where the asbestos fibres will not become separated	16
Toys	composed of or containing asbestos that may become separated from the product	28
Toys (flammability hazards)	composed of or containing celluloid or cellulose nitrate, other than Ping Pong balls	7
Toys (heavy metals)	with a surface coating material containing lead, antimony, arsenic, cadmium, selenium, barium, or mercury	9
Toys (physical hazards)	<ul style="list-style-type: none"> ■ emitting noise exceeding 100 decibels ■ containing plant seeds for noise-making and is for use by a child under 3 years of age ■ containing plant seeds as stuffing material 	10

Table I (continued)

Product	Banned Condition(s)	Item #
Toys (toxicity hazards)	containing carbon tetrachloride, methyl alcohol, turpentine, benzene, petroleum distillates, boric acid or its salts, or ethyl ether	8
Urea formaldehyde foam insulation (UFFI)	used to insulate buildings	34
Yo-yo type balls and similar products	made of soft pliable material and having a stretchable cord that can extend to at least 500 mm in length	3

Table 2

<p style="text-align: center;">REGULATED PRODUCTS <i>Hazardous Products Act</i> Part II of Schedule I</p>			
Product	Item #	Federal Regulations Registration Number and Web site reference	Condition(s)
Asbestos		(see Crocidolite Asbestos)	
Baby Gates		(see Expansion Gates and Expandable Enclosures)	
Booster Cushions	45	SOR/89-446 http://laws.justice.gc.ca/en/SOR-89-446/index.html	must meet Canadian Motor Vehicle Safety Standards 213.2
Carpets and other textile floor coverings	29, 30	C.R.C., c. 923 http://laws.justice.gc.ca/en/C.R.C.-c.923/index.html	flammability and labelling requirements
Carriages and Strollers	39	SOR/85-379 http://laws.justice.gc.ca/en/SOR-85-379/index.html	labelling and performance requirements
Cellulose Insulation	35	SOR/79-732 http://laws.justice.gc.ca/en/SOR-79-732/index.html	labelling and performance requirements
Ceramics		(see Glazed Ceramics and Glassware)	
Charcoal	24	C.R.C., c. 924 http://laws.justice.gc.ca/en/H-3/C.R.C.-c.924/index.html	labelling requirements
Child Restraint Systems	41	SOR/88-151 http://laws.justice.gc.ca/en/H-3/SOR-88-151/index.html	must meet Canadian Motor Vehicle Safety Standard 213

Table 2 (continued)

Product	Item #	Federal Regulations Registration Number and Web site reference	Condition(s)
Children's Jewellery	12	SOR/2005-132 http://laws.justice.gc.ca/en/H-3/SOR-2005-132/index.html	must not contain more than 600 mg/kg total lead and 90 mg/kg migratable lead
Children's Sleepwear (up to and including size 14X – nightgowns, nightshirts, dressing gowns, bathrobes, housecoats, robes, pyjamas, and baby-doll pyjamas, other than those designed for hospital use, for infants up to 7 kg, polo pyjamas, and sleepers)	40	SOR/87-443 http://laws.justice.gc.ca/en/H-3/SOR-87-443/index.html Contact your local Product Safety Office for: Children's Sleepwear Flammability Requirement Guidelines or visit www.healthcanada.gc.ca/cps to view a copy of this resource under "Reports and Publications".	labelling and flammability requirements
Consumer Chemicals and Containers	1 and 2	SOR/2001-269 http://laws.justice.gc.ca/en/H-3/SOR-2001-269/index.html	requires mandatory product assessment, labelling and packaging
Controlled Products (chemical products used in the workplace [WHMIS])	Schedule II	SOR/88-66 http://laws.justice.gc.ca/en/H-3/SOR-88-66/index.html	labelling requirements, MSDSs

Table 2 (continued)

Product	Item #	Federal Regulations Registration Number and Web site reference	Condition(s)
Cribs and Cradles	25	SOR/86-962 http://laws.justice.gc.ca/en/H-3/SOR-86-962/index.html	labelling and performance requirements
Crocidolite Asbestos	44	SOR/89-440 http://laws.justice.gc.ca/en/H-3/SOR-89-440/index.html	labelling requirements
Expansion Gates and Expandable Enclosures	46	SOR/90-39 http://laws.justice.gc.ca/en/H-3/SOR-90-39/index.html	labelling and performance requirements
Glass Containers of Non-Alcoholic Carbonated Beverages (1.5 L or more)	36	SOR/80-831 http://laws.justice.gc.ca/en/SOR-80-831/index.html	labelling and performance requirements
Glazed Ceramics and Glassware	20.1	SOR/98-176 http://laws.justice.gc.ca/en/H-3/SOR-98-176/index.html	must not release lead and cadmium in excess of a prescribed limit
Infant Feeding Bottle Nipples	37	SOR/84-271 http://laws.justice.gc.ca/en/H-3/SOR-84-271/index.html	must not contain nitrosamines in excess of a prescribed limit
Kettles	28	C.R.C., c. 927 http://laws.justice.gc.ca/en/H-3/C.R.C.-c.927/index.html	must not release 0.050 ppm or more lead
Lighters	34	SOR/89-514 http://laws.justice.gc.ca/en/H-3/SOR-89-514/index.html	labelling and performance requirements

Table 2 (continued)

Product	Item #	Federal Regulations Registration Number and Web site reference	Condition(s)
Matches	23	C.R.C., c. 929 http://laws.justice.gc.ca/en/H-3/C.R.C.-c.929/index.html	labelling and performance requirements
Mattresses	32	SOR/80-810 http://laws.justice.gc.ca/en/H-3/SOR-80-810/index.html	flammability requirements
Pacifiers	27	C.R.C., c. 930 http://laws.justice.gc.ca/en/H-3/C.R.C.-c.930/index.html	labelling, performance and toxicity requirements
Paints		(see Surface Coating Materials)	
Playpens	26	C.R.C., c. 932 http://laws.justice.gc.ca/en/H-3/C.R.C.-c.932/index.html	labelling and performance requirements
Science Education Sets	22(1)	C.R.C., c. 934 http://laws.justice.gc.ca/en/H-3/C.R.C.-c.934/index.html	labelling and toxicity requirements
Sleepwear		(see Children's Sleepwear)	
Strollers		(see Carriages and Strollers)	
Surface Coating Materials (paint)	31	SOR/2005-109 http://laws.justice.gc.ca/en/H-3/SOR-2005-109/index.html	must not contain more than 600 mg/kg total lead or 10 mg/kg total mercury

Table 2 (continued)

Product	Item #	Federal Regulations Registration Number and Web site reference	Condition(s)
Tents	31.1	SOR/90-245 http://laws.justice.gc.ca/en/H-3/SOR-90-245/index.html	labelling and flammability requirements
Toys	13 to 20	C.R.C., c. 931 http://laws.justice.gc.ca/en/H-3/C.R.C.-c.931/index.html Contact your local Product Safety Office for: <ul style="list-style-type: none"> ■ Industry Guide to Canadian Safety Requirements for Toys and Related Products ■ Toys: Age Classification Guidelines or visit www.healthcanada.gc.ca/cps to view a copy of this resource under Reports and Publications.	mechanical, electrical, toxicological and flammability requirements

Table 3

VOLUNTARY STANDARDS	
Glass carbonated soft drink bottles (750 ml)	must incorporate an education program, a used bottle standard and compliance monitoring
Glass fibre insulation	asphalt-impregnated kraft paper backing is no longer allowed
Indoor carpets	gas emissions and total amounts of chemicals must be within certain limits; information and certification required
Manufactured firelogs	labelling requirements
Particle board	must meet reduced formaldehyde emissions
Polystyrene foam board insulation	have labelling, require fire retardants and must provide point of sale educational material
Upholstered furniture	UFAC flammability standards must be met; furniture construction techniques; required labelling; compliance monitoring and support for research

Table 4

NON - REGULATED ITEMS OF CONCERN *
Bumper Pads
Bunk Beds
Children's Clothing with Drawstrings and Small Parts
Infant Bath Seats
Infant Swings
Lead in Other Products (figurines, candle wicks, window blinds, crystal)
Ozone Generators
Power Lawn Mowers
Suspended Infant Jumpers
Trampolines
Utility Lighters
Window Coverings With Looped Cords

* It is the manufacturer's obligation to ensure that their product meets any general safety guidelines set out in industry standards that may exist. We recommend that you maintain good records which support compliance with these guidelines. In the event there are no specific industry standards that apply directly to the product in question, you are reminded that under general health and safety guidelines, the manufacturer must ensure that the materials used in their products are safe under any foreseeable conditions of use.

Table 5

CONSUMER PRODUCT SAFETY REGIONAL OFFICES	
British Columbia and Yukon	
Burnaby 604-666-5003 Bby_Prodsafe@hc-sc.gc.ca	<i>Serves these locations in the United States:</i> Alaska Nevada California Oregon Hawaii Washington
Alberta and Northwest Territories	
Calgary 403-292-4677 Alberta_Prodsafe@hc-sc.gc.ca Edmonton 780-495-2626 Alberta_Prodsafe@hc-sc.gc.ca	<i>Serves these locations in the United States:</i> Arizona New Mexico Colorado Utah Idaho Wyoming Montana
Manitoba and Saskatchewan	
Saskatoon 306-975-4502 Sk_Prodsafe@hc-sc.gc.ca Winnipeg 204-983-5490 Mb_Prodsafe@hc-sc.gc.ca	<i>Serves these locations in the United States:</i> Arkansas Nebraska Iowa North Dakota Kansas Oklahoma Louisiana South Dakota Minnesota Texas Missouri Wisconsin
Ontario and Nunavut	
Hamilton 905-572-2845 Tor_Prodsafe@hc-sc.gc.ca Toronto 416-973-4705 Tor_Prodsafe@hc-sc.gc.ca	<i>Serves these locations in the United States:</i> Illinois New York Indiana North Carolina Michigan

Table 5 (continued)

Quebec													
<p>Montreal 514-283-5488 Quebec_Prod@hc-sc.gc.ca</p> <p>Longueuil 450-646-1353 Quebec_Prod@hc-sc.gc.ca</p> <p>Quebec 418-648-4327 Quebec_Prod@hc-sc.gc.ca</p>	<p><i>Serves these locations in the United States:</i></p> <table style="width: 100%; border: none;"> <tr> <td>Connecticut</td> <td>Ohio</td> </tr> <tr> <td>Maine</td> <td>Pennsylvania</td> </tr> <tr> <td>Massachusetts</td> <td>Rhode Island</td> </tr> <tr> <td>New Hampshire</td> <td>Vermont</td> </tr> <tr> <td>New Jersey</td> <td></td> </tr> </table>	Connecticut	Ohio	Maine	Pennsylvania	Massachusetts	Rhode Island	New Hampshire	Vermont	New Jersey			
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New Jersey													
New Brunswick, Newfoundland and Labrador, Nova Scotia, and Prince Edward Island													
<p>Moncton 506-851-6638 Atlantic_Prodsafe@hc-sc.gc.ca</p> <p>Halifax 902-426-8300 Atlantic_Prodsafe@hc-sc.gc.ca</p> <p>St. John's 709-772-4050 Atlantic_Prodsafe@hc-sc.gc.ca</p>	<p><i>Serves these locations in the United States:</i></p> <table style="width: 100%; border: none;"> <tr> <td>Alabama</td> <td>Maryland</td> </tr> <tr> <td>Delaware</td> <td>Mississippi</td> </tr> <tr> <td>District of Columbia</td> <td>South Carolina</td> </tr> <tr> <td>Florida</td> <td>Tennessee</td> </tr> <tr> <td>Georgia</td> <td>Virginia</td> </tr> <tr> <td>Kentucky</td> <td>West Virginia</td> </tr> </table>	Alabama	Maryland	Delaware	Mississippi	District of Columbia	South Carolina	Florida	Tennessee	Georgia	Virginia	Kentucky	West Virginia
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