



FACT SHEET 2016-2:

Ozone-depleting Substances and Halocarbon Alternatives Regulations: Import, Manufacture, Use and Sale of HCFCs as a Fire-Extinguishing Agent

This fact sheet is not intended to replace the legal text of the *Ozone-depleting Substances and Halocarbon Alternatives Regulations* or to provide legal interpretation. You are advised to retain a lawyer should you require a legal opinion.

Ozone-depleting Substances and Halocarbon Alternatives Regulations

The *Ozone-depleting Substances and Halocarbon Alternatives Regulations* (the Regulations) implement Canada's international obligations as set out in the *Montreal Protocol on Substances that Deplete the Ozone Layer*.

The Regulations will repeal and replace the *Ozone-depleting Substances Regulations, 1998* on December 29, 2016.

Continued import, manufacture, use and sale of HCFCs as a fire-extinguishing agent

The previous *Ozone-depleting Substances Regulations, 1998* prohibited the import, manufacture and use of hydrochlorofluorocarbons (HCFCs) in all applications after January 1, 2015 with certain exemptions. One such exemption allows for the import, manufacture and use of HCFCs as a refrigerant until January 1, 2020.

The Regulations broaden the scope of this prohibition to also allow the import and manufacture of HCFCs for use or sale as a fire-extinguishing agent until January 1, 2020.

There are no restrictions on the use and sale of HCFCs as a fire-extinguishing agent if the HCFC was imported or manufactured before the prohibition date. This will allow for existing equipment to continue to be used and serviced.

Regulatory compliance

Enforcement of the *Canadian Environmental Protection Act, 1999* and its Regulations will be undertaken in accordance with the Compliance and Enforcement Policy for *the Canadian Environmental Protection Act, 1999*.

Environment and Climate Change Canada's Enforcement Officers may undertake inspections in order to verify compliance. Whenever a possible violation is identified, Enforcement Officers may carry out investigations. The range of possible responses to alleged violations include warnings, directions, environmental protection compliance orders, tickets, ministerial orders, injunctions, prosecution and environmental protection alternative measures. For more information, consult the Compliance and Enforcement Policy for *the Canadian Environmental Protection Act, 1999* at <https://www.ec.gc.ca/lcpe-cepa/default.asp?lang=En&n=5082BFBE-1>.

For more information

Visit Environment and Climate Change Canada's Stratospheric Ozone website at www.ec.gc.ca/ozone for more information regarding the *Ozone-depleting Substances and Halocarbon Alternatives Regulations* and Canada's Ozone Layer Protection Program.