



# FACT SHEETS 2016: Ozone-depleting Substances and Halocarbon Alternatives Regulations

---

This fact sheet is not intended to replace the legal text of the *Ozone-depleting Substances and Halocarbon Alternatives Regulations* or to provide legal interpretations. 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.

## ***Differences from the Ozone-depleting Substances Regulations, 1998***

The following is a summary of the key changes between the Regulations and the preceding *Ozone-depleting Substances Regulations, 1998*. Fact sheets have been developed providing greater detail for each of these changes.

### **Fact Sheet 2016-1- Phase-out of hydrochlorofluorocarbon manufacturing**

To fully meet Canada's obligations under the Montreal Protocol, the Regulations now include a manufacturing allowance system to phase out the manufacture of hydrochlorofluorocarbons (HCFCs) in Canada. This revision impacts companies manufacturing HCFCs and companies using HCFCs manufactured in Canada.

## **Fact Sheet 2016-2- Import, manufacture, use and sale of HCFCs as a fire-extinguishing agent**

The Regulations extend the prohibition date for the import and manufacture of HCFCs to be used as fire-extinguishing agents to January 1, 2020 to allow this use to continue.

## **Fact Sheet 2016-3- Controls on refillable containers**

Refillable containers are less likely to leak and are therefore more suitable for storing and transporting ozone-depleting substances and their halocarbon alternatives. To minimize risks of releases to the environment, the Regulations require that any HCFC and hydrofluorocarbon (HFC) refrigerant manufactured and imported be stored in refillable containers.

## **Fact Sheet 2016-4- Permitting and reporting system for HFCs**

As a first step towards controlling HFCs, the Regulations introduce a permitting and reporting system to monitor their import, manufacture and export. The permitting and reporting system applies only to bulk HFCs manufactured in, imported into or exported from Canada. The Regulations do not limit the quantities of HFCs that can be imported, manufactured or exported.

The permitting and reporting system does not apply to HFCs in manufactured products such as domestic appliances or refrigeration and air-conditioning equipment, nor does it establish restrictions on these activities.

## **Fact Sheet 2016-5- Methyl bromide transfers**

To provide more flexibility in movement of methyl bromide to where it is needed within Canada, the Regulations allow transfers of methyl bromide for certain exempted uses. As demand for methyl bromide decreases, these transfers allow companies that still need methyl bromide to obtain it domestically rather than importing it from elsewhere.

## **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](http://www.ec.gc.ca/ozone) for more information regarding the *Ozone-depleting Substances and Halocarbon Alternatives Regulations* and Canada's Ozone Layer Protection Program.