

Canada Publishes PFAS Reporting Rule

On 27 July 2024, Canadian Department of The Environment published a Notice which requires reporting on perfluoroalkyl and polyfluoroalkyl substances (PFAS).

This notice applies to any person who, during the 2023 calendar year, manufactured or imported substances described in Schedule 1 of the Notice of the specified quantities.

Controlled Substances

Schedule 1 of the Notice lists three parts for each of the substances. There are 273, 26 and 13 chemicals for Part 1, Part 2 and Part 3 respectively. These substances include: Thymidine, α, α, α -trifluoro-; Ethanol, 2,2,2-trifluoro-; Acetic acid, trifluoro-; Ethane, 2,2-dichloro-1,1-difluoro-1-methoxy-; Phenol, 4-nitro-3-(trifluoromethyl)-; Benzene, 1-chloro-4-(trifluoromethyl)-, etc.

For each substance, the person shall provide the following information:

- (a) the application code(s) set out in Schedule 2 that applies to the substance;
- (b) the substance function code(s) set out in Schedule 3 that applies to each application code:

Responses to this notice shall be submitted to the Minister of the Environment using the online reporting system available through **Environment and Climate Change Canada's Single Window**.

Required Information

This notice for providing information applies to persons as defined below. During the 2023 calendar year, they have:

Section	Persons	Substances	Note
2(1)	Manufactured a total quantity > 1000 g	Schedule 1	-
2(2)	Imported a total quantity > 10 g	Schedule 1 Part 1	Whether the substance was (a) alone; (b) at a concentration \geq 1 ppm in a mixture, or in a product; (c) at a concentration \geq 1 ppm in a manufactured item specified in the Notice section 2(2)(c) which includes an item that is intended to be used by or for children < 14 years.
	Imported a total quantity > 100 kg	Schedule 1 Part 2	
	Imported a total quantity > 100 kg	Schedule 1 Part 3	
2(3)	Imported a total quantity > 100 kg	Schedule 1 at concentration \geq 1 ppm in a manufactured item	Other than those listed in paragraph 2(2)(c).
2(4)	Used a total quantity > 10 g	Schedule 1	Whether the substance was alone or at a concentration \geq 1 ppm in a mixture or in a product, in the manufacture of a mixture, a product or a manufactured item.
3(a)	Meet criteria in 2(1), 2(2) or 2(4)	Schedule 1 Part 1 or Part 3	Shall provide the information requested in sections 8, 10, 11 and 12.
3(b)	Meet criteria in 2(1), 2(2) or 2(4)	Schedule 1 Part 2	Shall provide the information requested in sections 8, 10, 11, 12, 13 and 14.
3(c)	Meet criteria in 2(3)	Schedule 1 at concentration \geq 1 ppm in a manufactured item	Shall provide the information requested in sections 8 and 9.

Note: This Notice also applies to any person or class of persons who is/are the successor or assignee of the persons identified in sections 2 or 3.

Exclusions

As described in section 5 of the Notice, this requirement does not apply to a substance, whether alone, in a mixture, in a product or in a manufactured item that:

- (a) is only in transit through Canada;
- (b) is for personal use;
- (c) is intended for use in a laboratory for analysis, in scientific research or as a laboratory standard;
- (d) is, or is contained in, a hazardous waste or hazardous recyclable material within the meaning of the Cross-border Movement of Hazardous Waste and Hazardous Recyclable Material Regulations and was exported or imported pursuant to a permit issued under these Regulations;
- (e) is, or is contained in, a pest control product registered under the Pest Control Products Act;
- (f) is, or is contained in a fertilizer or supplement registered under the Fertilizers Act;
- (g) is, or is contained in, a feed registered under the Feeds Act; or
- (h) is mixed with, or attached to, a seed registered under the Seeds Act.

Effective Date

The required information has to be provided no later than 29 January 2025.

References

<https://canadagazette.gc.ca/rp-pr/p1/2024/2024-07-27/html/sup-eng.html>

FOR MORE DETAILS, PLEASE CONTACT US:

Hong Kong: hktcd@stc.group Guangdong: gdtcd@stc.group Shanghai: shtcd@stc.group
Changzhou: czstc@stc.group Vietnam: vnstc@stc.group Japan: jpo@stc.group
U.S.A. : usenquiry@stc.group Germany: grstc@stc.group

