

Tracking Federal Regulatory Initiatives

Regulatory Affairs

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Proposed Regulations for Pre-Publication in Part I, Canada Gazette	Statutory Authority & Regulatory Plan Listing
<p>Minority Investment Regulations, amendment</p> <p>The proposed regulations would enhance the ability of financial institutions to form alliances, enter new markets, and compete more effectively in Canada and abroad.</p> <p>More specifically, the proposal would modify the regulations to enhance financial institutions' ability to make less than controlling investments in permitted entities. This proposal was specifically mentioned in the government's June 1996 Consultation Paper.</p> <p>As well, the government is also proposing to eliminate the limit on equity investments and to increase the aggregate limit on investments, loans and guarantees to 50% of regulatory capital. This change would provide additional capacity for financial institutions to take advantage of new joint venture opportunities while retaining a prudential limit on such investments. These investments would continue to be subject to regulatory approval and appropriate assurances to the Superintendent of Financial Institutions on access to information on the joint venture where necessary.</p>	<p><i>Bank Act, Cooperative Credit Associations Act, Insurance Companies Act, Trust and Loan Companies Act</i></p> <p>OSFI/97-1-L</p> <p>To be published in Canada Gazette April 19, 1997</p>

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Proposed Regulations

for Pre-Publication in Part I, Canada Gazette

Statutory Authority
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Currently, federally regulated financial institutions (FRFIs) are required to have legal control of certain entities in which they are permitted to have a substantial investment. These entities include investments in Canadian and foreign financial institutions, financial leasing, factoring, specialized financing and financial holding corporations.

An exemption from the general requirement to control entities is provided by the *Minority Investment Regulations*.

The Regulations allow for such corporate joint venture equity investments under the following conditions:

- the FRFI controls the joint venture even though it does not have legal control,
- the investment is in a foreign financial institution and is regulated under the laws of the foreign jurisdiction,
- the FRFI's aggregate equity investments in all such joint ventures do not exceed 10% of its regulatory capital; and
- the total of the FRFI's equity investments plus all loans and guarantees extended to such joint ventures do not exceed 25% of its regulatory capital.

Contact: Normand Bergevin, Senior Officer, Legislation and Precedents Division, Office of the Superintendent of Financial Institutions, 255 Albert Street, Ottawa, Ontario, K1A 0H2. Tel: 613-990-5986; Fax: 613-998-6716.

Hazardous Products (Glazed Ceramics) Regulations (Part II, Schedule I), amendment

This proposal is intended to revise and lower the current requirements for leachable lead and cadmium from glazed ceramic foodware and to include similar requirements for glassware.

Specifically, the proposed revisions include the following major changes:

- harmonization of leachable lead and cadmium levels with those of the U.S. Food and Drug Administration;
- addition of a requirement for glassware and ceramicware having an exterior decoration containing lead and/or cadmium on the lip and rim area;
- specification of new test methods;
- inclusion of a warning statement or design feature on products unsuitable for food use; and
- removal of trader identification on each glazed ceramic foodware item.

The addition of a requirement for glassware and ceramicware having an exterior decoration containing lead and/or cadmium on the lip and rim area reflects a voluntary industry standard currently in place and is supported by industry. By mandating this industry standard, the reduction of lead and cadmium exposure to the public is reduced. Costs of this additional requirement are expected to be minimal as the majority of industry has either adopted this standard or have chosen simply not to add a decoration within the lip and rim area of their products.

The inclusion of a warning statement or design feature on products unsuitable for food use such as decorative or commemorative items is already mandated by the U.S. Food and Drug Administration. Legislating this requirement in Canada will help to ensure that strictly decorative/commemorative non-food items containing leachable lead and cadmium will not be used as foodware by consumers. The cost of placing a warning statement on decorative/commemorative non-food items is expected to be minimal.

Hazardous Products Act,
S.C. 1987, c. 30, s. 1.

HCan/96-20-I

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Proposed Regulations

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Over 90% of the glazed ceramic foodware marketed in Canada is imported from abroad and is already subjected to the leachable lead and cadmium limits specified by the U.S. Food and Drug Administration. Approximately 90% of the tested glazed ceramic foodware is already in compliance with the U.S. limits. By harmonizing Canadian with U.S. requirements, industry compliance and enforcement activities can be facilitated. Costs to industry by this harmonization are expected to be minimal.

The removal of trader identification on each glazed ceramic foodware item will not have a major impact on the ability to trace the responsible trader as other legislation and investigative procedures currently exist for identification purposes.

Contact: Ben Tom, Project Officer, Product Safety Bureau, Environmental Health Directorate, Health Protection Branch, Health Canada, Statistics Canada Main Building, Wing 1000, Tunney's Pasture, Address Locator: 0301B2, Ottawa, Ontario, K1A 0K9. Tel: 613-954-0721; Fax: 613-952-1994.

Food and Drug Regulations, amendment (Schedule No. 1040)

This proposal would establish Maximum Residue Limits (MRLs) for the insecticide cyhalothrin-lambda in head lettuce at 2.0 parts per million (ppm), in milk at 1.0 ppm, in broccoli and cabbage at 0.4 ppm, in sunflower oil at 0.3 ppm and in sunflower seeds, the meat of cattle, goats, hogs, horses and sheep at 0.2 ppm. Any residues of cyhalothrin-lambda in other foods will be covered by the general limit of 0.1 ppm specified in subsection B.15.002(1) of the Food and Drug Regulations.

Contact: Head, Food Residue Exposure Assessment Section, Pest Management Regulatory Agency, Health Canada, A.L. 6605E1, 2250 Riverside Drive, Ottawa, Ontario, K1A 0R9. Tel: 613-736-3520; Fax: 613-736-3505.

Food and Drugs Act, subsection 30(1)

HCan/R-33-I

To be published in Canada Gazette April 19, 1997

Food and Drug Regulations, amendment (Schedule No. 1065)

This proposal would establish Maximum Residue Limits (MRLs) for procymidone in raisins at 25.0 parts per million (ppm), grapes at 5.0 ppm and in wine at 1.0 ppm.

Procymidone is a systemic fungicide used in the control of the grape disease *Botrytis cinerea*. It is not currently registered under the Pest Control Products Act for use in Canada since *Botrytis cinerea* is not a problem in North American grape growing regions. The Pest Management Regulatory Agency of Health Canada had been requested to establish MRLs for imported raisins, grapes and wine resulting from this use.

Contact: Head, Food Residue Exposure Assessment Section, Pest Management Regulatory Agency, Health Canada, A.L. 6605E1, 2250 Riverside Drive, Ottawa, Ontario, K1A 0R9. Tel: 613-736-3520; Fax: 613-736-3505.

Food and Drugs Act, subsection 30(1)

HCan/R-33-I

To be published in Canada Gazette April 19, 1997

Status of the Artist Act Professional Category Regulations

These Regulations prescribe certain categories of professional self-employed artists who will be entitled to benefit from the provisions of the *Status of the Artist Act*. The Act provides a legal framework for collective bargaining between self-employed artists and producers within the federal jurisdiction.

It is not proposed, at this time, to extend coverage to all occupations found in the cultural sector, and the proposed regulations explicitly exclude those whose contribution is of an administrative or clerical nature.

Contact: Linda L'Heureux, Senior Industry Research Officer, Federal Mediation and Conciliation Service, Human Resources Development Canada, Place du Portage, Phase II, Ottawa, Ontario, K1A 0J2. Tel: 819-953-0049; Fax: 613-953-3162.

Status of the Artist Act

LAB/93-1-I

To be published in Canada Gazette April 19, 1997

Proposed Regulations

for Pre-Publication in Part I, Canada Gazette

Statutory Authority & Regulatory Plan Listing

Accounting for Imported Goods and Payment of Duties Regulations, amendment

The proposed amendment would repeal section 8.1 of the *Accounting for Imported Goods and Payment of Duties Regulations* which will allow Release on Minimum Documentation (RMD) for commercial goods imported as mail valued at \$1,600 or more.

This proposed repeal would place commercial goods that have an estimated value for duty of \$1,600 or more, imported as mail, on an equal basis with importations completed using other modes of transportation.

Section 8.1, which was first implemented in 1992 as SOR/92-409, currently applies to commercial goods imported as mail that have an estimated value for duty of \$1,600 or more and contains a notwithstanding clause that removes the application of section 9 of the Regulations.

The proposed change is in response to numerous requests by commercial importers who use the postal stream for their importations. The importers wish to have more flexibility in obtaining release of high-value postal shipments.

With this proposed change, the provision in paragraph 8.1(1) (a) would be governed by paragraph 8 (a) of the Regulations and subsections 32(1) and 32(2) of the *Customs Act*, the provisions in paragraph 8.1(1)(b) would be governed by section 4 of the Regulations, and, the provisions in subsection 8.1(2) would be governed by subsection 32(1) of the *Customs Act*.

Contact: Fred Light Director Postal, Courier and Legislation Division, Revenue Canada, 555 MacKenzie Avenue, 5th Floor, Connaught Building, Ottawa, Ontario, K1A 0L5. Tel: 613-954-7130.

Customs Act, Section 33 and paragraph 164(1)(i)

RC/96-1-L

To be published in Canada Gazette April 19, 1997

Canadian Aviation Regulations (Part III), amendment

The proposed amendment would introduce regulations covering aircraft fire-fighting services at airports and aerodromes. The removal of Transport Canada operational control over airports and aerodromes necessitates such amendments.

Part III Subpart 303 of the *Canadian Aviation Regulations* (Aircraft Fire Fighting at Airports and Aerodromes) specifies, in its attached schedule, the 28 airports which must provide on site aircraft fire-fighting services and the level of protection which must be provided by the airport operator.

The regulation also sets out the basic requirements with respect to the training, testing and resources in order to provide an effective capability for dealing with aircraft emergencies.

Part III, Subpart 303 is made up of 5 divisions as follows: Division I - General; Division II - Extinguishing Agents and Aircraft Fire-fighting Vehicles; Division III - Personnel Requirements; Division IV - Response Readiness; and Division V - Communication and Alerting System.

The regulation will ensure that the largest and busiest Canadian airports will continue to provide fire-fighting services that meet the current Transport Canada standard.

Requirements are also established which must be met by operators of airports or aerodromes not designated among the 28, but who choose to specify in the Canada Flight Supplement that a fire-fighting service is provided at their airport or aerodrome.

Aeronautics Act, S.C. 1992, c.4

TC/96-6-I

To be published in Canada Gazette April 19, 1997

Proposed Regulations for Pre-Publication in Part I, Canada Gazette

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Aircraft fire-fighting services are currently available on site for 18 airports in addition to those on the Schedule for Subpart 303. Subpart 303 allows for the operators of these airports, or of any additional airports or aerodromes, to choose to identify their airports or aerodromes as "participating" by publishing in the Canada Flight Supplement the availability of a specified category of fire-fighting service. If such an option is chosen the airport or aerodrome becomes subject to CARs Subpart 303 as it applies to participating airports or aerodromes.

When current cost data for typical airports are used, the cost of providing aircraft firefighting services at the 28 scheduled airports is approximately \$32,686,202.

Transitional Provisions allow until June 1, 1998 for the adjustments necessary for airport or aerodrome operators to meet the requirements that will apply to their airport or aerodrome under CAR 303. Such a period will permit costs of any adjustments to be minimized.

Contact: Chief, Regulatory Affairs, Civil Aviation (AARBH), Transport Canada Safety and Security, Place de Ville, Tower "C", Ottawa, Ontario K1A 0N8; Telephone: 613-993-7284 or 1-800-305-2059; Fax: 613-990-1198; Internet address: www.tc.gc.ca.

Exempt from Pre-Publication and Approved

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Immigration Act Fees Regulations (Right of Landing Fee), amendment (SOR/97-202, OIC 1997-581)

This amendment changes the point in the processing of an application for permanent residence at which applicants or persons who submit a Sponsorship Undertaking in support of an Application for Permanent Residence in Canada are required to pay the Right of Landing Fee (ROLF).

More specifically, the amendment requires immigrants who apply for an immigration visa from abroad to pay the Right of Landing Fee before the visa is issued, or, where the application is made from within Canada, at the time they apply for landing.

The amendments come into effect April 20, 1997.

Contact: R. Eales, Chief, Cost Recovery and Revenue Generation, Finance and Administration, Citizenship and Immigration Canada, 4th floor, Journal Tower North, 300 Slater Street, Ottawa, Ontario K1A 1L1. Tel: 613-957-9192.

Immigration Act, paragraphs 114 (1)(p.1) and (ii.5); *Financial Administration Act*, paragraphs 19(1)(a) and 19.1(a)

Not included in Regulatory Plan

To be published in Canada Gazette April 30, 1997

Quebec Fishery Regulations, amendment (SOR/97-203, OIC 1997-582)

These amendments, made at the request of the Province of Quebec, modify and update certain provisions of the Regulations; they apply to commercial and sport fishing and have no impact on Indian food fishing.

More specifically, the amendments:

- repeal the definitions "Lake Saint-Pierre", "Lake Saint-Pierre archipelago" and "Saint-François Bay";
- require an assistant fisherman licence for non-tidal waters;
- repeal the provision concerning the tagging of anadromous brook trout caught in commercial fishing;
- forbid the use of sunfish and yellow perch, dead or alive, as bait in Areas 7 and 8;

Fisheries Act, R.S., c. F 14, s. 43

F&O/97-6-I

To be published in Canada Gazette April 30, 1997

Exempt from Pre-Publication and Approved

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- authorize the possession of dead fish for bait purposes in portions of Areas 1, 2, 3, 15, 18 and 19 situated at the outskirts of the St. Lawrence River, the Gulf of St. Lawrence or the Baie des Chaleurs;
- allow the use of dead smelt as bait in Area 17 from December 1 to April 24;
- forbid the use of dead smelt as bait in Otis Lake;
- determine which tag must be used for the one-day sport fishing licence for anadromous Atlantic salmon;
- invalidate the one-day anadromous Atlantic salmon licence when the holder of the licence is no longer in possession of the tag or when the day has expired;
- establish the conditions that relate to the purchase or the possession of the three anadromous Atlantic salmon fishing licences;
- allow the use of 5 lines in Area 17 from December 1 to April 24;
- eliminate the daily quota for anadromous Atlantic salmon that are to be released and modify the quota accordingly for fish caught and retained by a child under 18 years of age fishing without a licence under the authority of an adult licence;
- introduce in all Areas a daily quota of 50 yellow perch;
- forbid a person to continue fishing during any one day in some salmon rivers after that person has caught and retained during that day, in one or more Areas, a number of anadromous Atlantic salmon that represents the highest quota for that river;
- prohibit catching and retaining or having in one's possession a pickerel measuring less than 35 cm taken from Ogascanane Lake situated in Kipawa Z.E.C. and from les Trois Lacs Lake situated in Area 7;
- introduce a minimum size of 16.5 cm for yellow perch caught while sport fishing in the St. Lawrence River between the downstream side of the high voltage power-lines of the hydroelectric installation of Hydro-Quebec at Tracy and the downstream side of the Laviolette bridge;
- reduce the size of fishing gear that can be used to fish for burbot in winter in Lac-Saint-Jean;
- forbid fishing for whitefish by means of a square net or a dip net in Barrière, Clarice and Raven Lakes;
- exempt the holder of an experimental commercial fishing licence from having to comply with close times, quotas and fishing gear restrictions set out in Schedules XXX and XXXI;
- increase the fee for registration plates and registration certificates per vessel or per fishing gear for tidal waters from \$3 to \$10;
- introduce a minimum size of 16.5 cm for yellow perch caught in commercial fishing in the St. Lawrence River between the upstream side of the high voltage power-lines of the hydroelectric installation of Hydro-Quebec at Tracy and the upstream side of the eastern tip of Ile d'Orleans;
- give or change the status of salmon river to portions of the Mont-Louis, Nouvelle, Cassian, Ontaritz, Bras du Nord-Ouest, de la Mare, le Gros Bras, le Petit Bras, la Malbaie, Snigole, à Mars, Pentecôte and aux Rochers Rivers and determine the fishing conditions;
- repeal, in Area 25, the anadromous Atlantic salmon species;
- add or withdraw fly fishing in certain waters in some Z.E.C.s;

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- establish an annual anadromous Atlantic salmon sport fishing licence for resident and non-resident with the obligation to release fish and a one-day anadromous Atlantic salmon sport fishing licence and establish the fees for that licence for the 1997-1998 fishing season;
- increase the fees applicable to existing sport fishing licences and commercial licences for the 1997-1998 fishing season, in order to provide for the inflation rate (e.g., an increase of 11.1% and 8.6% for residents 65 years and older and under 65 years, respectively, for a sport fishing licence for species other than anadromous Atlantic salmon);
- increase from 49 to 78 the number of hoop nets that can be used in that portion of the Ottawa River situated between the eastern tip of Kettle Island and the Grenville bridge; and
- forbid commercial fishing in front of the mouth of the Mont-Louis and Nouvelle salmon rivers.

Contact: Jean-Pierre Dorion, Regulations Branch, Department of Environment and Wildlife, 150 René-Lévesque Blvd. East, 4th Floor, Quebec, Quebec, G1R 4Y1. Tel.: 418-644-8376; Fax: 418-528-0834; e-mail: dorje01@mssmail.mef.gouv.qc.ca.

Export Permit Regulations (SOR/97-204, OIC 1997-583)

These Regulations replace the previous *Export Permits Regulations*. With the exception of some minor amendments to the previous Regulations which came into effect on January 1, 1995, the Regulations had been virtually unchanged since their introduction in 1954.

More specifically, the new Regulations:

- outline procedures for the completion and submission of export permit applications for items subject to control under the Export Control List or for goods exported to a country on the Area Control List;
- provide information and instructions on how to export items subject to export permits; and
- indicate how to apply for an amendment to the export permit or seek replacement of an export permit if it was lost or destroyed.

Contact: Thomas E. Jones, Deputy Director (Technology), Export Controls Division, Export and Import Controls Bureau, Department of Foreign Affairs and International Trade, Lester B. Pearson Building, 125 Sussex Drive, Ottawa, Ontario, K1A 0G2. Tel: 613-996-2387; Fax: 613-996-9933.

Customs Tariff (Schedule I), amendment (SOR/97-205, OIC 1997-584)

This Order corrects an oversight in the *Canada-Israel Free Trade Implementation Act*, which implemented Canada's obligations under the Canada-Israel Free Trade Agreement, with respect to Canada's obligations under paragraph 1 of Article 2.2 of that Agreement to provide duty-free treatment of goods imported after having been exported to Israel for repair under warranty.

More specifically, this Order adds a rate of "CIFTA Free" to tariff item No. 9820.00.00, which provides for duty-free treatment of goods when they have been exported to certain countries for repair under warranty. Regulations set out the countries to which goods must be exported for repair under warranty in order for the tariff treatment to be available; these countries are the United States, Mexico and Israel or another CIFTA beneficiary.

Contact: Paul Murphy, International Trade Policy Division, Department of Finance, Ottawa, Ontario, K1A 0G5. Tel: 613-992-1533.

Export and Import Permits Act, Section 12

FAIT/R-3-L

To be published in Canada Gazette April 30, 1997

Customs Tariff, Section 12.1

FIN/97-6

To be published in Canada Gazette April 30, 1997

Exempt from Pre-Publication and Approved

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NAFTA Rules of Origin Regulations, amendment (SOR/97-206, OIC 1997-585)

This regulation amends Schedule I of the Regulations to implement the following technical changes:

- Clauses 1, 2, 3, 4, 5, 6 and 15 make tariff item numbering changes necessary to reflect changes in Canada's tariff resulting from the Canada-Israel Free Trade Agreement.
- Clauses 7 and 8 make changes to reflect agreement among the NAFTA parties as to the appropriate tariff classification of esters of glycerol.
- Clause 9 makes changes to the rules of origin for chapter 82 necessary to reflect changes made in 1996 to this chapter in the Harmonized Commodity Description and Coding System.
- Clause 10 makes changes to reflect agreement among the NAFTA parties as to the appropriate tariff classification of trash compactors.
- Clause 11 makes changes to reflect changes made in 1996 to Chapter 85 in the Harmonized Commodity Description and Coding System.
- Clauses 12, 13 and 14 correct oversights in the original NAFTA Rules of Origin.
- Clause 16 makes changes to reflect agreement among the NAFTA parties as to the appropriate tariff classification of individual golf clubs.

Contact: Paul Murphy, International Trade Policy Division, Department of Finance, Ottawa, Ontario, K1A 0G5. Tel: 613-992-1533.

Customs Tariff, Section 12.1

FIN/97-6

To be published in Canada Gazette April 30, 1997

Prohibition of Entry on Certain Lands in the Yukon (1997-No. 1, Selkirk First Nation, Y.T.) (SOR/97-207, OIC 1997-586); Withdrawal from Disposal Order (Selkirk First Nation, Y.T.) (SI/97-41, OIC 1997-594)

Since the Selkirk First Nation has made new land selections for its land claims, these Orders repeal the existing Prohibition of Entry Order, No. 10 of 1996, made by Order in Council P.C. 1996-1849 of December 5, 1996, as well as the Withdrawal from Disposal Order (Selkirk First Nation, Y.T.), made by Order in Council P.C. 1996-1873 of December 5, 1996, and substitute new Orders.

The new Orders are effective on April 15, 1997 and end on December 31, 2001. The Orders do not apply to holders of existing rights and interests.

Contact: Ian Sneddon, Chief, Land Management Division Department of Indian Affairs and Northern Development, Les Terrasses de la Chaudière, 10 Wellington Street, Ottawa, Ontario, K1A 0H4; Tel: 819-997-9090; Fax: 819-953-2590.

Yukon Placer Mining Act, section 98; *Yukon Quartz Mining Act*, section 14.1; *Territorial Lands Act*, paragraph 23(a)

INAC/R-1-I

To be published in Canada Gazette April 30, 1997

Withdrawal from Disposal Order (North Slave Region, N.W.T.) (SI/97-42, OIC 1997-595)

The Order withdraws certain lands from disposal to facilitate the settlement of the Dogrib Treaty 11 Council aboriginal land claims. The earlier Order, made by Order in Council P.C. 1996-11253 of August 7, 1996, is repealed.

The new Order is effective on April 15, 1997 and ends on September 30, 2001 or on the date of registration of an Order in Council withdrawing lands pursuant to negotiation of a comprehensive land claim agreement. The Order does not apply to holders of specified existing rights and interests.

Contact: Ian Sneddon, Chief, Land Management Division Department of Indian Affairs and Northern Development, Les Terrasses de la Chaudière, 10 Wellington Street, Ottawa, Ontario, K1A 0H4; Tel: 819-997-9090; Fax: 819-953-2590.

Territorial Lands Act, paragraph 23(a)

INAC/R-1-I

To be published in Canada Gazette April 30, 1997

Exempt from Pre-Publication and Approved

Statutory Authority & Regulatory Plan Listing

Contraventions Regulations, amendment (SOR/97-208, OIC 1997-587)

This amendment adjusts the fine level of six contraventions found in the *Small Vessels Regulations*.

The *Contraventions Regulations* have the effect of decriminalizing certain federal offences.

The regulations come into force April 15, 1997.

Contact: Richard Clair, Director, Contraventions Project, Department of Justice, 344 Wellington Street, Ottawa, Ontario, K1A 0H8. Tel: 613-998-5669; Fax: 613-998-1175.

Contraventions Act, section 8

JUS/97-1-I

To be published in Canada Gazette April 30, 1997

Immigration Regulations, 1978 (Visitor Visa Exemption for Citizens of Portugal), amendment (SOR/97-209, OIC 1997-613)

This amendment to Schedule II will once again extend the privilege of a visitor visa exemption to citizens of Portugal.

Citizens of Portugal do not, at the present time, constitute a serious immigration control problem in Canada. While the visitor visa refusal rate is relatively high for applicants from the Azores, the average for the country as a whole is within acceptable limits.

Portugal is the only member of the European Union that was not exempt from the Canadian visitor visa requirement.

Contact: Pierre Bourget, Director General, Enforcement Branch, Citizenship and Immigration Canada 8th Floor, Journal Tower North, 300 Slater Street, Ottawa, Ontario K1A 1L1. Tel: 613 -954-6132; Fax: 613-954-6765.

Immigration Act, section 9 and subsection 114(1)

CIC/R-3-L

To be published in Canada Gazette April 30, 1997

Pre-Published and Approved No comments or changes

Statutory Authority & Regulatory Plan Listing

Seeds Regulations, amendment (SOR/97-199, OIC 1997-578)

The current amendment reduces the number of crop species and varieties for which variety registration is required. It represents a change in approach from the previous requirement for all agricultural crop varieties to be registered.

Under the amendment, registration is retained for 30 crops, compared to the 28 originally proposed. Among the adjustments following consultations in 1995 and early 1996 was the addition of lupins, mustard, safflower and tobacco and the removal of hybrid corn.

The regulations were pre-published in the Canada Gazette, Part I, on November 30, 1996 (see *Regulatory Affairs*, Vol. 2, No. 46, pp. 1-2, December 1, 1996).

Contact: Glenn Hansen, Director, Plant Products Division, Food Production and Inspection Branch, Agriculture and AgriFood Canada, 59 Camelot Drive, Nepean, Ontario, K1A 0Y9. Tel: 613-952-8000; Fax: 613-992-5219.

Seeds Act, R.S., c. 49 (1st Supp.)

AGR/95-28-N-L

To be published in Canada Gazette April 30, 1997

Pre-Published and Approved With comments or changes

Statutory Authority & Regulatory Plan Listing

Motor Vehicle Safety Regulations (Section 135: Passenger car brake systems) (SOR/97-200, OIC 1997-579)

In order to harmonize Canada's requirements governing passenger car brake systems with those of the U.S. and the Economic Commission for Europe (ECE), this amendment makes a number of changes to the existing requirements governing passenger car brake systems; it would add section 135 to the Regulations and incorporate by reference Technical Standards Document, Number 135, *Passenger Car Brake Systems*, which reproduces the technical requirements of Federal Motor Vehicle Safety Standard (FMVSS) No. 135.

In addition to introducing section 135, this amendment also repeals the terms "anti-lock system" and "variable proportioning brake system", along with their definitions. They are replaced by the terms, and new definitions for, "antilock brake system or ABS", and "variable brake proportioning system". The terms "backup system", "brake power assist unit", "brake power unit", and "split service brake system" are also redefined. Because some of the requirements contained in the Technical Standards Document (TSD) affect brake warning indicators, this amendment also makes changes to section 101, which governs the location and identification of controls and displays.

The proposed regulations were prepublished in the Canada Gazette, Part I, on May 11, 1996; for more details on the changes, see *Regulatory Affairs*, Vol. 2, No. 18, pp. 6-9, May 6, 1996.

One of the changes made to the regulations relates to the requirement to use both French and English for certain warning displays; if an ISO symbol is used, then in some cases words are not required and, in other instances, only one language is required. Another allows the use of either yellow or red warning lights for the worn brake line indicator. Another substituted the term "brake system malfunction" for "brake failure" and automatic transmission control position" for automatic gear position" in section 101 of the regulations.

Contact: Winson Ng, Automotive Safety Engineer, Road Safety and Motor Vehicle Regulation Directorate, Department of Transport, 344 Slater Street, Ottawa, Ontario, K1A 0N5. Tel: 613-998-1949; Fax: 613-998-4831; for copies of the Technical Standards Document, Information Centre Road Safety and Motor Vehicle Regulation Directorate, Department of Transport, 344 Slater Street, Ottawa, Ontario K1A 0N5. Tel: 1-800-333-0371 or 613-998-8616; Fax: 613-998-4831.

Motor Vehicle Safety Regulations, amendment (Section 214, Side Door Strength) (SOR/97-201, OIC 1997-580)

This amendment extends the side-impact protection requirements of section 214 to trucks, buses, and multipurpose passenger vehicles (MPV) with a gross vehicle weight rating of less than 4,536 kg.

The changes, in particular, covers Minivans (which are classed as multipurpose passenger vehicles) and light trucks; both have become a significant portion of the vehicle fleet.

The changes also harmonize Canada's quasi-static side impact protection requirements (used to measure crush resistance and impact intrusion on side-doors) with those of the U.S. (which extended the applicability of its standard in 1993). This will facilitate trade between Canada and the U.S.

The regulations come into effect September 1, 1997.

Motor Vehicle Safety Act,
S.C., 1993, c. 16

TC/95-72

To be published in Canada Gazette April 30, 1997

Motor Vehicle Safety Act,
S.C., 1993, c. 16

TC-70

To be published in Canada Gazette April 30, 1997

Pre-Published and Approved With comments or changes

Statutory Authority & Regulatory Plan Listing

As part of this initiative, *Test Method 214 - Side Door Strength* has been revised, and compliance with the updated version, dated May 15, 1996, would be mandatory.

This amendment was originally pre-published in the *Canada Gazette Part I* on November 18, 1995 (see *Regulatory Affairs*, Vol. 1, No. 9, p. 3, Nov. 13, 1995) and a second time on September 7, 1996 (see *Regulatory Affairs*, Vol. 2, No. 34, pp. 3-4, September 7, 1996). No changes were made following the second republication.

Several changes were made to the earlier amendment. One was in response to a comment received from the U.S. National Highway Traffic Safety Administration (NHTSA), which pointed out that the phrase "on an axis perpendicular to that surface", contained in subparagraph (2)(b)(i), was not practicable. This subparagraph, which has been renumbered (4)(c)(i), now reads as follows:

It is estimated that about 350,000 vehicles could be affected by this amendment.
Contact: D. Davis, Road Safety and Motor Vehicle Regulation Department of Transport, 344 Slater Street, Ottawa, Ontario, K1A 0N5. Tel: 613-998-1962; Fax: 613-998-4831; e-mail: DAVISDA@tc.gc.ca.

Ministerial Orders Approved

Statutory Authority & Regulatory Plan Listing

Airport Vehicle Parking Charges Regulations, amendment (SOR/97-216)

The amendment increases existing airport parking fees charged to the general public at a number of airport parking facilities, to bring them into line with rates charged by similar parking facilities, to moderate demand for vehicle parking at certain facilities, or to reflect a change in operation of parking facilities from a private operator to Transport Canada. They introduce new fees at some airports.

The fees now included provincial sales tax for facilities at Ontario airports.

The amended fees increase revenues by some \$307,845 per year, representing an increase of 14% in revenue for facilities with fees already in place; this is down slightly from the original proposal.

The proposed changes were republished in the *Canada Gazette* on Jan. 11, 1997 (see *Regulatory Affairs*, Vol. 3, No. 3, p. 3, Feb. 1, 1997). The approved regulations come into effect on April 17, 1997.

Contact: Anne Gravelle, Air Terminal, Lands and Industrial, Business Management, Programs and Divestiture, Department of Transport, Place de Ville, Tower C, Ottawa, Ontario, K1A 0N8. Tel: 613-998-5162; Fax: 613-990-8889.

Canadian Chicken Marketing Quota Regulations, 1990, amendment (SOR/97-198)

This amendment establishes the 1997 periodic allocation for the period May 11, 1997 to July 5, 1997, for producers who market chicken in interprovincial or export trade. The totals for the period are: 134,587,035 kg live weight of production subject to federal and provincial quotas; 589,796 kg for production subject to periodic export quotas.

The regulations come into effect May 11, 1997.

Aeronautics Act, subsection 4.4(2) and *Ministerial Regulations Authorization Order*, section 2

TC/R-6-I

To be published in *Canada Gazette* April 30, 1997

Farm Products Agencies Act, paragraph 22(1)(f); *Canadian Chicken Marketing Agency Proclamation*, subsection 6(1)

Not included in Regulatory Plan

To be published in *Canada Gazette* April 30, 1997

Ministerial Orders Approved

Statutory Authority & Regulatory Plan Listing

Rules of the Supreme Court of Canada, amendment (SOR/97-210)

The amendments change the rules for servicing a document on a party, including documents served by fax transmission and situations where a respondent has applied for leave to cross-appeal.

The amendment also changes subsection 21(2) of the French version.

The amended regulations came into force April 16, 1997.

Supreme Court Act, section 97

Not included in Regulatory Plan

To be published in Canada Gazette April 30, 1997

Canadian Egg Marketing Levies Order, amendment (SOR/97-211)

The amendments set the levies to be paid by producers engaged in the provinces in the marketing of eggs in interprovincial or export trade. The expiration date of the Order is also extended to December 27, 1997.

More specifically, the levies per dozen eggs are for producers in: Ontario, \$0.144; Quebec, \$0.141; Nova Scotia, \$0.146; New Brunswick, \$0.143; Manitoba, \$0.159; British Columbia, \$0.144; Prince Edward Island, \$0.148; Saskatchewan, \$0.147; Alberta, \$0.142; and Newfoundland, \$0.143.

The amended regulations come into force on April 20, 1997, except section 1, which comes into force April 16, 1997.

Farm Products Agencies Act, paragraph 22(1)(f);
Canadian Egg Marketing Agency Proclamation, section 10 of Part II

Not included in Regulatory Plan

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