

Tracking Federal Regulatory Initiatives

Regulatory Affairs

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Circulate to:	HIGHLIGHTS
1.	<p>Exempt from Pre-Publication and Approved</p> <p>Error in Controlled Drugs and Substances Act (Police Enforcement) Regulations amended in connection with laundering proceeds of certain offences 1</p>
2.	
3.	<p>Ministerial Orders, Approved</p> <p>Departmental Alcohol Determination Regulations, 1997 amended to add new measurement devices, including digital density meters. 2</p>
4.	
5.	

Exempt from Pre-Publication and Approved	Statutory Authority & Regulatory Plan Listing
<p>Controlled Drugs and Substances Act (Police Enforcement) Regulations, amendment (SOR/97-281, OIC 1997-795)</p> <p>This amendment proposes to correct an error in section 9 of the regulations that was created inadvertently as a result of the coming into force of the Criminal Law Improvement Act.</p> <p>Certain provisions in the <i>Criminal Law Improvement Act</i> came into force on May 14, 1997. One of those provisions, section 140, amended sections 8 and 9 of the Act. This amendment was intended to exempt peace officers from the operation of those sections under certain specific conditions. Through inadvertence an exemption was provided for in relation to section 8, (possession of property from certain offenses), but the other exemption, instead of relating to section 9, (laundering proceeds of certain offenses) referred for a second time to section 8. The amendment to section 9 was intended to be identical to amendments to the <i>Criminal Code</i>, the <i>Customs Act</i> and the <i>Excise Act</i> which all formed part of the <i>Criminal Law Improvement Act</i>.</p>	<p><i>Controlled Drugs and Substances Act</i>, subsection 55(2)</p> <p>Not included in Regulatory Plan</p> <p>To be published in Canada Gazette June 25, 1997</p>

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Exempt from Pre-Publication and Approved

Statutory Authority
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These provisions exempt peace officers and others acting under the direction of peace officers from the offense of laundering proceeds of certain crimes. The activities described in subsection 9(1) can be a technique used by law enforcement officers in investigations under the Controlled Drugs and Substances Act.

The amendments come into effect June 5, 1997. The regulations amend SOR/97-234.

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Ministerial Orders Approved

Statutory Authority
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Departmental Alcohol Determination Regulations, 1997 (SOR/97-282)

The Regulations prescribe the instruments and methods for determining the quantity of absolute ethyl alcohol, set out specifications for instruments to be used, and determine the fee structure for the examination of instruments and the supply of Alcoholometric Tables, Obscuration Tables and Laboratory Tables.

These new regulations reflect technical innovations by expanding the range of permitted instruments to include pycnometers and digital density meters in addition to hydrometers.

The existing regulations (SOR/82-665), which are repealed, only permit hydrometers to be used to calculate alcoholic content for the purpose of calculating excise duty liability, even though a wider range of instruments is now available for measuring alcohol.

Specifications on instrument design and usage are covered within the new regulations and related schedules. The accuracy of the instruments will be tested and certified through an ongoing departmental program. As under previous regulations, fees will be charged to cover costs associated with the examination of equipment and provisions of tables related to equipment usage.

The new regulations come into effect June 6, 1997.

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Excise Act, sections 44, 45 and 127.1

Not included in Regulatory Plan

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