

# Tracking Federal Regulatory Initiatives

# Regulatory Affairs

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<b>Proposed Regulations for Pre-Publication in Part I, Canada Gazette</b>	<b>Statutory Authority &amp; Regulatory Plan Listing</b>
<p><b>Health of Animals Regulations, amendment (Slaughter Swine)</b></p> <p>Two proposed amendments are intended to reduce the impact of the regulations on trade in live swine between the United States and Canada, while minimizing the risks of introducing pseudorabies and swine brucellosis into Canada's national swine herd.</p> <p>More specifically, the changes exempt swine imported into Canada from the United States, from the current testing and quarantine requirements, provided they are taken directly to an abattoir and slaughtered immediately.</p> <p>In addition, Section 106 of the Regulations would be amended to allow trucks that have delivered Canadian swine to abattoirs in the United States to return without being disinfected.</p> <p>The change to the testing and quarantine requirements would facilitate movement of slaughter swine into the United States by reducing the costs of transportation.</p> <p>In order to import swine into Canada under this exemption, importers must meet stringent requirements designed to ensure that pseudorabies and brucellosis are not introduced into Canada's swine population.</p>	<p><i>Health of Animals Act,</i> S.C. 1990. c. 21</p> <p>Not included in Regulatory Plan</p> <p>To be published in Canada Gazette June 14, 1997</p>

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# Proposed Regulations

## for Pre-Publication in Part I, Canada Gazette

Statutory Authority  
&  
Regulatory Plan Listing

Only owners or operators of abattoirs would be allowed to import swine for immediate slaughter. The department must approve each abattoir in advance to receive imported swine and the importer will be required to notify Agriculture and Agri-Food Canada staff about each shipment.

Swine destined for immediate slaughter would only be imported from states that are recognized as free of both pseudorabies (Stage IV and V states under the American pseudorabies eradication program) and swine brucellosis (Stage 111 of the Swine Brucellosis Control/Eradication Program).

The department would review the program after it has been in place for one year to determine if swine could be imported from Stage 111 States under the pseudorabies program.

The new regulation would require that as swine are being loaded in the United States, they must be examined by a veterinarian accredited by the United States Department of Agriculture. A certificate of health, which covers both the herd of origin and the swine being exported, must accompany the shipment and contain statements to the effect that the truck carrying the swine has been cleaned, disinfected, and sealed. The route of travel must be through states that have eradicated pseudorabies (Stages IV or V), or along a route approved by the Minister.

Once the swine have entered Canada, they cannot be transported more than eight hours and must be taken directly to the abattoir. They must be slaughtered within 24 hours of the time they are admitted into Canada, and within the first four hours the plant is slaughtering pigs after they arrive at the plant. The truck must be cleaned and disinfected before leaving the abattoir, the driver must change clothes, and all manure treated to destroy possible pseudorabies and brucellosis organisms.

This amendment will increase the availability of slaughter swine for Canadian abattoirs and allow abattoir owners to better use their plant capacities. Canadian slaughter plants claim that it is difficult to operate on a continuous basis because of a shortage of Canadian swine available for slaughter. This fact has already resulted in the reduction of work shifts at Canadian slaughter plants.

With respect to the proposed change to section 106, to be eligible to return to Canada without being disinfected, trucks must:

- have transported Canadian swine to the United States and returned directly to Canada;
- have not transported any United States swine;
- not be licensed to transport livestock between locations in the United States; and
- have removed all manure possible by scraping.

Contact: Dr. W.J. McElheran, Animal Health Division, Agriculture Canada. Tel: 613-952-8000; Fax: 613-993-4334.

### **Pension Benefits Standards Regulations, 1985, amendment**

The proposed amendment corrects an error made in a 1995 amendment that if left unchanged would result in maximum withdrawal levels significantly lower than intended.

The 1995 amendments permit members leaving a pension plan (or surviving spouses) to transfer pension benefit credits to a Life Income Fund (LIF); it prescribed the maximum withdrawals permitted in a calendar year, so that holders do not exhaust their funds until they reach age 80 (at which point the holder must use funds remaining in the LIF to purchase an immediate life annuity).

*Pension Benefits Standards Act, R.S., c. 32 (2nd Supp.), section 26 and paragraph 39(o)*

OSFI/97-10-L

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# Proposed Regulations

## for Pre-Publication in Part I, Canada Gazette

### Statutory Authority & Regulatory Plan Listing

In addition to correcting the calculation of the maximum withdrawal, the proposed amendment also will result in a definition of the maximum annual withdrawal which is consistent with the formula in effect in most other jurisdictions, an important consideration for employers and experts in employee benefits who frequently ask for uniformity in pension rules.

Contact: Glenn McAllister, Assistant Actuary, Office of the Superintendent of Financial Institutions, 255 Albert Street, Ottawa, Ontario, K1A 0H2. Tel: 613-990-8055; Fax: 613-993-7394.

### **Hazardous Products (Liquid Coating Materials) Regulations, amendment; Part II of Schedule I, Hazardous Products Act, amendment**

The proposed amendments would reduce lead content and restrict the use of mercury compounds in certain paints.

More specifically, the proposed revisions include the following major changes:

- reduction of the lead limit from 0.5% to 0.06% in residential paints and those paints for use on children's products and on premises frequented by children;
- requirement for a precautionary statement on non-consumer paints containing in excess of 0.06% lead;
- restriction on mercury compounds in interior consumer paints;
- addition of a precautionary statement on exterior consumer paints containing mercury; and specification of test methodologies.

The changes would also harmonize Canadian and U.S. requirements.

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

### **Weights and Measures Regulations (Harmonization of Technical Standards)**

The proposed amendments to the *Weights and Measures Regulations* would replace sections of the existing Regulations, along with the relevant Ministerial Specifications, with updated ones for non-automatic weighing devices.

More specifically, the proposed revisions would:

- exempt non automatic weighing devices from requirements contained in the Regulations, since new specifications are being proposed for this type of device; and
- eliminate from the Regulations certain technical requirements that are obsolete or that will become redundant as a consequence of the adoption of new specifications.

Sections 152, 153 and 154 in Part V of the Regulations would be revoked; section 21 would no longer apply to non-automatic weighing devices and new requirements would be proposed; and new proposed Specifications for Non-Automatic Weighing Devices will replace requirements set out in the Regulations.

Contact: Julian Emanuel, Senior Program Officer, Legal Metrology Branch, Department of Industry, 110 O'Connor Street, Second Floor, Ottawa, Ontario, K1A 0C9. Tel: 613-952-2629; Fax: 613-952-1736.

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

HCan/96-21-I

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*Weights and Measures  
Act, 1970-71-72*, c. 36,  
section 10

IC/95-32-N-1

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

### Statutory Authority & Regulatory Plan Listing

#### Energy Efficiency Regulations, amendment

The proposed amendments would provide a more precise definition of electric motor than that contained in the *Energy Efficiency Regulations* which came into effect on February 3, 1995. As a result of the change, some motors would no longer be covered while others previous not cover would be included.

The amendments would also contain more stringent energy efficiency standards for motors. Reporting requirements have been revised to reduce the burden on dealers, and requirements pertaining to the import of non-compliant products that will subsequently be exported would be revised.

Reports will be required for 252 specific motor categories (based on a unique motor identifier consisting of the manufacturer, horsepower or kilowatts, number of poles (rpm) and enclosure type (open or enclosed), rather than for each particular motor model number.

The reporting requirements pertaining to the importation of non-compliant products which will subsequently be exported have been removed and replaced with a requirement that motor dealers keep records with respect to these products that could be submitted to NRCan upon request.

The following motors are proposed for inclusion under the Regulations: IEC (Metric) Motors; face-mounted, "C" and "D" flange motors; explosion proof motors; motors operating on 600 volts or less; vertical pump motors with "standard" or "normal thrust" bearings; close coupled pump motors; washdown duty motors; gear motors and integral gear motors; and brake motors.

The following motors are proposed for exclusion: 8-pole motors; inverter motors; NEMA frame 48 and 56 motors; IEC Frame 80 and below motors; "U" frame motors; "P" flange (high thrust bearing) and hollow shaft vertical pump motors; saw arbour motors; totally enclosed non-ventilated motors, hermetic motors and submersible motors; Special Performance Motors (NEMA Design C and D); multi-speed motors.

The proposed implementation date would be October 31, 1997, to harmonize with U.S. regulations which come into effect in the same month. The implementation date for explosion-proof and integral gear motors would be October 31, 1999.

Contact: Valerie Whelan, Standards Officer, Energy Efficiency Branch, Natural Resources Canada, 580 Booth Street, Ottawa, Ontario, K1A 0E4. Tel: 613-947-1207; Fax: 613-943-1590; e-mail: valerie.whelan@es.nrcan.gc.ca.

*Energy Efficiency Act*

INRCan/96-1-I

To be published in Canada  
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## Ministerial Orders Approved

### Statutory Authority & Regulatory Plan Listing

#### Canadian Broiler Hatching Egg Marketing Agency Quota Regulations, amendment (SOR/97-283)

This amendment establishes the 1998 limits for broiler hatching eggs in the signatory provinces in interprovincial and intraprovincial trade, beginning Jan. 1, 1998 and ending Dec. 31, 1998, as follows: Ontario, 174,897,090; Quebec, 168,249,551, Manitoba, 23,578,458; British Columbia, 97,290,958; and Alberta, 68,803,732.

The limits are all increased compared to those set in 1996, especially those for Ontario and Quebec which are more than doubled.

*Farm Products Agencies Act*, paragraph 22(1)(f)

Not included in Regulatory Plan

To be published in Canada  
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# Ministerial Orders Approved

## Statutory Authority & Regulatory Plan Listing

The Regulations, which replace the schedule set out in SOR/96-454, come into force on January 1, 1998.

Contact: Canadian Broiler Hatching Egg Marketing Agency, 705-200 Elgin Street, Ottawa, Ontario, K2P 1L5. Tel: 613-232-3023; Fax: 613-232-5241.

### **Off Grades of Grain and Grades of Screening Order, amendment (SOR/97-284)**

The Order amends Schedule II, to reduce the maximum moisture level for straight grade select barley from 14.1% to 13.6%, in response to requests from marketers and end users.

The reduction of the maximum moisture level is expected to lower the number of contracts rejected by maltsters and exporters on account of poor germination. The loss of germination vigour should be reduced with the lower moisture level at the time of storage or delivery.

The level of 13.5% is a well-known standard in the world marketplace for malting barley. Some markets and buyers insist on receiving malting barley with a moisture level of not more than 13.5%. There will be less confusion for all participants if malting barley selected for all markets requires the same moisture level.

Bringing Canada's maximum tolerance in line with the world will help exporters better market this high-value crop.

The Order comes into force on August 1, 1997.

Contact: Canadian Grain Commission, 600 - 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel: 204-983-2735; Fax: 204-983-2751.

### **Canada Grain Regulations, amendment (SOR/97-285)**

The amendment replaces Tables IX and IX.1 of Schedule III of the Regulations.

More specifically, it reduces the tolerances for foreign material in general purpose grades of barley, to bring them closer to export tolerances, and thereby enhance the marketability of general purpose barley.

The amendment changes the treatment of hullless barley; after the amendments, varieties with adhered hulls will be considered as other cereal grains and then become a component of total foreign material. Barley varieties with adhered hulls are considered in the same way as wheat, oats or rye when preparing miso, a thick barley soup. These amendments will enhance the marketability of hullless barley by providing a product that better suits the requirements of end-users.

For sunflower seeds, the grades are being amended as follows:

- separate tables and grade specifications are being established for Confectionery and for oil-type sunflower seed;
- the number of grades is being reduced from three to two;
- minimum test weight requirements (kg/hL) have been added to the Nos. 1 and 2 Canada grades and those for the oiltype are higher than the confectionery sunflowers;
- the total damage (%) has been increased for Nos. 1 and 2 Canada grades;
- the dehulled seed tolerance in the No. 1 Canada grade has been increased; and - the tolerance for sclerotina in the Nos. 1 and 2 Canada grades has been increased.

These changes will help the marketing of Canadian production in the United States.

*Canada Grain Act*, section 19

Not included in Regulatory Plan

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*Canada Grain Act*, subsections 16(1) and (2)

Not included in Regulatory Plan

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# Ministerial Orders Approved

Statutory Authority  
&  
Regulatory Plan Listing

For mustard seed grades, the tolerance for distinctly green in the No. 2 grade has been increased from 1.5% to 2% to create a spread between the Nos. 1 and 2 grades.

For pea beans, the grade name of the commodity is being changed from Canada Select to Canada No. 1 Select. The specifications for the grade have not been changed. This is being done at the request of the Ontario Bean Producers' Marketing Board and the Ontario Bean Producers' Association. The amendment is being done to facilitate the marketing of the pea beans.

Sections 1 to 3 of the regulation come into force on August 1, 1997 and section 4 comes into force July 1, 1997.

Contact: Canadian Grain Commission, 600 - 303 Main Street, Winnipeg, Manitoba, R3C 3G8. Tel: 204-983-2735; Fax: 204-983-2751.

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Editor: Mary Ferguson

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