

# Tracking Federal Regulatory Initiatives

# Regulatory Affairs

VOL. 4, No. 4

February 18, 1998

Circulate to:	<b>HIGHLIGHTS</b>
1.	<b>Proposed Regulations</b>
2.	New commercial fishing licences required for eulachon and clam fishing; fees for some shrimp licences increased on the west coast . . . . . 1
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	More compensation to be available for slaughtering animals . . . . . 3

<b>Proposed Regulations for Pre-Publication in Part I, Canada Gazette</b>	<b>Statutory Authority &amp; Regulatory Plan Listing</b>
<p><b>Pacific Fishery Regulations, 1993, amendment</b></p> <p>The proposed amendments would create categories of commercial fishing licences for eulachon and clams and would increase fees for two existing commercial licences, shrimp trawl and shrimp by means of a trap.</p> <p>The annual fee for eulachon (Category ZU) and clams (Category Z2, Butter, Little-neck, Manila and Razor clams) licences will be \$30. The new licences are designed to limit entry in these fisheries, which have come under intense pressure in recent years.</p> <p>The shrimp trawl licence fee increases range from \$1,000 to \$4,000 depending on vessel length.</p> <p>For the shrimp by means of trap licence, the fee will no longer be based on the number of traps used. For fishers using up to 300 traps, the annual; fee will increase by \$335; for fishers using more than 300 traps, the licence fee will decrease by \$960.</p> <p>Contacts: Bruce Adkins, Shellfish Coordinator, Department of Fisheries and Oceans, Nanaimo, B.C. V9R 5K6. Tel: 250-756-7285; Fax: 250-756-7053. Frances Dickson, Area Chief, Fisheries Management, Department of Fisheries and Oceans, New Westminster, B.C., V3M 5P8. Tel: 604-666-6509; Fax: 604-666-7112.</p>	<p><i>Fisheries Act</i>, section 43</p> <p>Not included in Regulatory Plan</p> <p>Published in Canada Gazette February 14, 1998</p>

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## Exempt from Pre-Publication and Approved

### Statutory Authority & Regulatory Plan Listing

#### **Special Appointment Regulations, No. 1998-2 (SOR/98-116, OIC 1998-178); Special Appointment Regulations, No. 1998-3 (SOR/98-117, OIC 1998-181)**

The regulations make the following appointments and exempt the appointments from the application of the *Public Service Employment Act*, except sections 32, 33 and 34, while the appointees are in the position:

- Donald Drummond of Ottawa, Ontario as Associate Deputy Minister of Finance;
- J. Michael Horgan of Ottawa, Ontario as Executive Vice President and Associate Deputy Minister of the Atlantic Canada Opportunities Agency.

Contact: Senior Personnel Management, Privy Council Office, Postal Station B Building, Ottawa, Ontario K1A 0A3. Tel: 613-957-5288

*Public Service Employment Act*, subsection 37(1)

Not included in Federal Regulatory Plan

To be published in Canada Gazette March 4, 1998

## Pre-Published and Approved No comments or changes

### Statutory Authority & Regulatory Plan Listing

#### **Atlantic Pilotage Authority Regulations, amendment (SOR/98-113, OIC 1998-167); Atlantic Pilotage Tariff Regulations, 1996, amendment (SOR/98-114, OIC 1998-168)**

The amendments delete the Port of Clarenville in Newfoundland from the list of compulsory pilotage areas and make it a non-compulsory pilotage area.

More specifically, item 4 of both Schedule II and Schedule IV of the Tariff Regulations and Item 2 of Part II of the schedule to the Authority Regulations are repealed.

The Port of Clarenville becomes subject to the *Atlantic Pilotage Tariff Regulations – Newfoundland and Labrador Non-Compulsory Areas*.

At the same time, two other ports – Belledune, New Brunswick and Argentinia, Newfoundland – have not been added to the list of compulsory pilotage areas, for the time being; this is different than was proposed on November 9, 1996. This decision follows extensive consultations concerning the earlier proposal.

The amendments come into effect on February 12, 1998.

Contact: Captain R.A. McGuinness, Chairman, Atlantic Pilotage Authority, Purdy's Wharf, Tower 1, 1959 Upper Water Street, Suite 1402, Halifax, Nova Scotia, B3J 3N2. Tel: 902-426-2553; Fax: 902-426-4004.

*Pilotage Act*, section 33

TC/97-5-L

Published in Canada Gazette November 15, 1997

#### **Weights and Measures Regulations, amendment (Harmonization of Technical Standards (Schedule No. 1036)) (SOR/98-115, OIC 199-169)**

The amendments to the *Weights and Measures Regulations* 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.

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

IC/95-32-N-1

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## Pre-Published and Approved No comments or changes

Statutory Authority  
&  
Regulatory Plan Listing

Sections 152 to 156, 159 to 168, 170, 173, 178 to 180, 186 to 187, 194 to 195, 197 to 201, 205, and 207 to 209 of the Regulations are repealed; 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.

The amendments come into effect February 12, 1998.

Contact: Curtis Cook, Program Officer, Measurement Canada, Department of Industry, 11 Holland Avenue, Tower A, 5th Floor, Suite 513, Ottawa, Ontario, K1A 0C9. Tel: 613-952-0646; Fax: 613-952-1736.

## Ministerial Orders Approved

Statutory Authority  
&  
Regulatory Plan Listing

### Maximum Amounts for Destroyed Animals Regulations, 1992, amendment (SOR/98-121)

*Health of Animals Act*,  
paragraph 55(c)

This amendment will allow reasonable compensation to be paid to owners for costs relating to the disposal of animals that cannot be slaughtered in an abattoir.

Not included in Regulatory Plan

The provision of compensation will help government authorities to control the disposal of all diseased animals, including Transmissible Spongiform Encephalopathy (TSE or "mad cow disease") infected or exposed animals.

To be published in Canada Gazette March 4, 1998

The compensation program is administered by the Canadian Food Inspection Agency (CFIA), to prevent their entry into the human or animal food chains, to limit human exposure to zoonotic diseases and to more effectively contain highly infectious diseases.

The Regulations already contained provisions to pay costs related to the slaughter of animals in an abattoir; the CFIA could pay for transportation and slaughter costs for animals it has ordered destroyed, provided that these animals are licensed to an abattoir for slaughter. However, there was no authority in the regulations to compensate owners for costs associated with the disposal of animals ordered destroyed under the *Health of Animals Act* that are not killed in an abattoir. Such animals are not sent to an abattoir for reasons of public health, disease control, market access, and/or consumer confidence in animal products.

Prior to the amendment, the owner had to pay the cost of burial or incineration of the carcasses of animals for certain diseases, such as, scrapie, which cannot enter the food chain. Costs of disposing of these animals can have a significant economic impact on the owner and can lead to delays in reporting incidents of these diseases. Early reporting of these diseases to veterinary inspectors is considered essential to allow early intervention of CFIA staff and to minimize the spread of the disease and the impact on human and animal health and the economic viability of Canada's live-stock sector.

The estimated annual costs of the compensation is \$500,00.00.

Contact: Dr. Claude Lavigne, Deputy Director, Animal Health Division Canadian Food Inspection Agency, 59 Camelot Drive, Nepean, Ontario, K1A 0Y9. Tel: 613-952-8000 ext 4767; Fax: 613-993-4336.

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