

1989

c 30 Environmental Protection Amendment Act, 1989

Ontario

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CHAPTER 30

An Act to amend the Environmental Protection Act

Assented to June 20th, 1989

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The *Environmental Protection Act*, being chapter 141 of the Revised Statutes of Ontario, 1980, is amended by adding thereto the following Part:

PART V-A

OZONE DEPLETING SUBSTANCES

47i. In this Part,

Definitions

“designated” means designated by the regulations;

“ozone depleting substance” means a chlorofluorocarbon, a halon or any other substance that has the potential to destroy ozone in the stratosphere.

47j. Sections 47k and 47-l apply only in respect of the following ozone depleting substances: Application

1. CFC-11, also known as fluorotrichloromethane.
2. CFC-12, also known as dichlorodifluoromethane.
3. CFC-113, also known as 1,1,2-trichloro-1,1,2,2-trifluoroethane.
4. CFC-114, also known as 1,2-dichloro-1,1,2,2-tetrafluoroethane.
5. CFC-115, also known as 1-chloro-1,1,2,2,2-pentafluoroethane.
6. Halon-1211, also known as bromochlorodifluoromethane.

7. Halon-1301, also known as bromotrifluoromethane.
8. Halon-2402, also known as dibromotetrafluoroethane.
9. Such other ozone depleting substances as may be designated.

Prohibition

47k. No person shall, after the 1st day of July, 1989, make, use, transfer, display, transport, store or dispose of,

- (a) any thing, other than a prescription drug, containing an ozone depleting substance that acts as a propellant; or
- (b) any designated thing or any thing of a designated class if that thing contains an ozone depleting substance.

Prohibition

47-1. No person shall, after the 1st day of July, 1989, make, use, transfer, display, transport, store or dispose of,

- (a) any packaging, wrapping or container that is made in a manner that uses an ozone depleting substance; or
- (b) any designated thing or any thing of a designated class if that thing is made in a manner that uses an ozone depleting substance.

2. Section 136 of the said Act, as amended by the Statutes of Ontario, 1983, chapter 52, section 23, 1986, chapter 68, section 11 and 1988, chapter 54, section 45, is further amended by adding thereto the following subsection:

Regulations relating to Part V-A

(4a) The Lieutenant Governor in Council may make regulations relating to Part V-A,

- (a) designating any matter referred to in the Part as designated;
- (b) classifying ozone depleting substances, things containing an ozone depleting substance and things made in a manner that uses an ozone depleting substance, providing for exemptions in respect of any such class from any requirement of the Part or of the regulations made under this subsection, and prescribing conditions for any such exemption;

- (c) respecting the making, use, transfer, display, transportation, storage, recycling or disposal of things containing an ozone depleting substance and of things made in a manner that uses an ozone depleting substance;
- (d) prescribing that designated industries devote a designated percentage of their budget to undertake research and development to develop substitutes for ozone depleting substances.

3. This Act comes into force on the day it receives Royal Assent. Commence-
ment

4. The short title of this Act is the *Environmental Protection Amendment Act, 1989*. Short title

