

CANADIAN ENVIRONMENTAL PROTECTION ACT, 1999

*Significant New Activity Notice No. EAU-566*

Significant New Activity Notice

(Section 85 of the *Canadian Environmental Protection Act, 1999*)

Whereas the Minister of the Environment and the Minister of Health have assessed information in respect of the substance 1-Propanaminium, *N,N,N*-trimethyl-3-(octadecyloxy)-, chloride (1:1), Chemical Abstracts Service Registry No. 23328-71-4, under section 83 of the *Canadian Environmental Protection Act, 1999*;

Whereas the substance is not specified on the *Domestic Substances List*;

And whereas the Ministers suspect that a significant new activity in relation to the substance may result in the substance becoming toxic within the meaning of section 64 of the *Canadian Environmental Protection Act, 1999*,

Therefore, the Minister of the Environment indicates, pursuant to section 85 of the *Canadian Environmental Protection Act, 1999*, that subsection 81(4) of that Act applies to the substance in accordance with the Annex.

JIM PRENTICE

*Minister of the Environment*

ANNEX

Information Requirements

(Section 85 of the *Canadian Environmental Protection Act, 1999*)

1. In relation to the substance 1-Propanaminium, *N,N,N*-trimethyl-3-(octadecyloxy)-, chloride (1:1), a significant new activity is any activity involving the production, processing or formulating of the substance in a quantity of more than 35 kg in any one calendar year which results in its release to the aquatic environment.
2. For each significant new activity, the following information must be provided to the Minister at least 90 days before the day on which the quantity of the substance exceeds 35 kg in any one calendar year:
  - (a) a description of the proposed significant new activity in relation to the substance;
  - (b) the information specified in Schedule 4 to the *New Substances Notification Regulations (Chemicals and Polymers)*;
  - (c) the information specified in item 8 of Schedule 5 to those Regulations;
  - (d) the information specified in item 11 of Schedule 6 to those Regulations;
  - (e) the location of each facility where the substance is produced, processed or formulated during the significant new activity;

- (f) the number and type of water bodies (e.g. stream, river, lake) receiving effluent from each facility;
  - (g) for each facility location, the anticipated frequency, duration and rate of release of the substance to the environment;
  - (h) the amount of the substance released to the environment (as kg/day per site for continuous operations and kg/batch per site for batch operations);
  - (i) the number of batches per year per site for batch operations;
  - (j) a description of the waste management practices in place to prevent or minimize the release of the substance in effluents;
  - (k) the average and peak concentrations of the substance in effluents; and
  - (l) all other information or test data concerning the substance that are in the possession of the person who proposes the significant new activity, or to which they have access, that are relevant to determine whether the substance is toxic or capable of becoming toxic.
3. The above information will be assessed within 90 days after the day on which it is received by the Minister.

#### EXPLANATORY NOTE

(This explanatory note is not part of the Significant New Activity Notice.)

A Significant New Activity Notice is a legal instrument issued by the Minister of the Environment pursuant to section 85 of the *Canadian Environmental Protection Act, 1999*. The Significant New Activity Notice sets out the appropriate information that must be provided to the Minister for assessment prior to the commencement of a new activity as described in the Notice.

Substances that are not listed on the *Domestic Substances List* can be manufactured or imported only by the person who has met the requirements set out in section 81 of the *Canadian Environmental Protection Act, 1999*. Under section 86 of the *Canadian Environmental Protection Act, 1999*, in circumstances where a Significant New Activity Notice is issued for a new substance, it is the responsibility of every person who transfers the physical possession or control of the substance to notify all persons to whom the possession or control is transferred of the obligation to comply with the Significant New Activity Notice and of the obligation to notify the Minister of the Environment of any new activity and all other information as described in the Notice. It is the responsibility of the users of the substance to be aware of and comply with the Significant New Activity Notice and to submit a Significant New Activity notification to the Minister prior to the commencement of a significant new activity associated with the substance. However, as mentioned in subsection 81(6) of the *Canadian Environmental Protection Act, 1999*, a Significant New Activity notification is not required when the proposed new activity is regulated under an act or regulations listed on Schedule 2 to the *Canadian Environmental Protection Act, 1999*.

A Significant New Activity Notice does not constitute an endorsement from Environment Canada or the Government of Canada of the substance to which it

relates, or an exemption from any other laws or regulations that are in force in Canada and that may apply to this substance or activities involving the substance.