

Regulatory NEWS, April 18, 2018

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CANADIAN PAINT
AND COATINGS
ASSOCIATION

ASSOCIATION CANADIENNE
DE L'INDUSTRIE DE LA PEINTURE
ET DU REVÊTEMENT

ISSUE #255

April 18, 2018

CPCA Regulatory News Alert

Helping Your Company's Regulatory Compliance

Focusing on Regulations for Health and Safety, Environment, Transportation and Product Stewardship.

FOR MEMBERS ONLY



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MEMBER ACTION REQUIRED

MEMBERS: All updates detailed in this section require immediate attention and/or action to maintain regulatory compliance. Please review and respond as appropriate.

Thank you, CPCA

Agenda of the April 24 PCWG Meeting

Please consider attending the PCWG in person or via teleconference and advise **CPCA** as soon as possible. Please advise CPCA if you plan to attend the Post-2020 Workshop on May 31.

Multi-stakeholder Meeting Set for April 27 Ahead of Government's Final Response to Parliamentary Committee on CEPA Report

In March Government of Canada officials met separately with NGOs and industry groups including a March 20 meeting with CPCA and ICG industry representatives, to discuss a long list of key recommendations and identify possible areas of consensus between NGOs and industry. The discussions revolved around Risk Assessment/Risk Management approaches and timelines, assessment and re-assessment triggers, reverse burden for very high concern substances, alternatives assessment and informed substitution, vulnerable populations and cumulative effects, mandatory product labeling, enhanced transparency in New Substances Program, and enforceable ambient air quality standards. Environment and Climate Change Canada (ECCC) and Health Canada (HC) officials will organize a multi-stakeholder consultation meeting on April 27, prior to drafting its final report to be released in early June. The government will be trying to appease the NGO's ahead of the federal election with proposed actions likely to have some

update the NRC's agenda of the federal election with proposed actions likely to have some downside elements for industry. CPCA will meet with ECCC officials on a one-on-one basis to discuss member priorities.

Please attend the PCWG meeting in Ottawa on April 24 for further discussions

Explosives Regulations to Implement Additional Restrictions for Acetone and Aluminum Powders & Flakes Sold at Retail

On March 19, CPCA and its members met with Natural Resources Canada (NRCan) officials from the Explosives Regulatory Division (ERD) to discuss their intent to formally add acetone and aluminum powders to the List of Restricted Components in the Explosives Regulations. The intent is to impose reporting duties on retailers of consumer products containing these components to prevent any security threats. This amendment will be published in the summer of 2018.

Aluminum powders used in CASE products that are mostly industrial as they provide thermal conductivity, electrical conductivity, and thermophysical stability in many adhesives and coatings. At a consultation meeting held in Burlington on March 29, CPCA members learned from ERD officials that aluminum powder elemental forms will be targeted and NOT solventborne or waterborne paste products.

Acetone is a precursor of TATP (Triacetone Triperoxyde) that was used in several home-made bomb attacks by terrorists around the world. ERD officials are targeting all forms of CASE liquid products containing TATP precursors above a certain threshold that is still to be determined (20 per cent?). Not only does ERD plan to add acetone to the List of Restricted Components, but it will also introduce new mandatory requirements for corporate stores and large retailers to:

- Restrict storage, access, and sales
- Mandatory reporting of thefts, losses, suspicious sales
- Increased inspections activities

This ERD initiative will not be aligned with the US but be modeled on a EU approach under revision. Acetone being a key non-toxic VOC-exempt compound used in many CASE formulations, CPCA comments will ask ERD to consider its widespread use and the need for exemption of complex mixtures. CPCA will gather more information on current acetone concentration ranges and volumes. CPCA invited officials to the next PCWG meeting to further discuss this issue.

Should members have further comments on this proposed regulation re: acetone or aluminum elemental powders available at retail, please forward to CPCA.

PMRA Share General Views on Its Communication on Treated Articles with CPCA

CPCA met with PMRA officials to discuss their current strategy regarding communication on treated articles to be disseminated widely in late spring or summer of 2018.

CPCA prepared a questionnaire on the possible content of this communication to ensure members' feedback is included in CPCA's final recommendation before April 20.

CPCA Launches "Cluster Analysis" Questionnaire on Several Paint and Coatings Preservatives

PMRA officials formally requested descriptive information on use for the all paint preservatives set for final re-evaluation decisions prior to 2020. It will be used to refine their current exposure models for Sodium Omadine, Folpet, Chlorothalonil, Dazomet, Ziram and Diodofon.

To further assist PMRA and US registrants, CPCA is gathering Canada-specific workplace or user information via an online survey until April 20. The deadline to respond applies to all CPCA manufacturer and supplier members of chemicals products containing these biocides. An excel form is available upon **request**.

WHMIS 2015 Deadlines Are Fast Approaching

To help you transition, HC has developed two new fact sheets for **employers** and **distributors**.

Print them out at **WHMIS.org** under Resources.

Ongoing WHMIS 2015 Inspection Blitz: Regulatory compliance is vitally important for our industry. Please be advised that the inspection blitz will intensify during the spring, summer and fall of 2018, some CPCA members have already been visited by inspectors. This is an excellent opportunity to ensure that your company is in compliance.

Members should be prepared for the visit of WHMIS 2015 inspectors.

CMP Updates

CPCA Comments on Canada-European Union Comprehensive Economic and Trade Agreement (CETA) Regulatory Cooperation Forum

A copy of these comments is available from **CPCA**.

Please share your comments with **CPCA**.

Proposed Amendments to Products Containing Mercury Regulations to be Published in Fall 2018

Initiated in March, a related consultation document proposed to remove an exemption or add an end date for catalysts used in the manufacturing of polyurethane (in coatings, adhesives, sealants, and elastomers). As there are alternatives to mercury-containing catalysts, ECCC proposes to remove the exemption of phenylmercury compounds from the schedule of the regulations or add an end date it.

If your company has any issues with these upcoming restrictions, please share your comments with **CPCA**.

Reminder: Prohibition on the Manufacture and Import of HFCs Without Permit Soon to Take Effect

As of January 1, 2019, any person is prohibited to import or manufacture a pressurized container that contains 2 kg or less of an HFC used as a propellant if its global warming potential is greater than 150. **Please review the use of any prohibited HFCs in your products.**

Regulatory Transparency and Openness Framework and Action Plan Annual Report

HC released its Regulatory Transparency and Openness Framework and Action Plan Annual Report, which covers accomplishments in 2016-17 under the Canada Border Services Agency and the Canada Consumer Product Safety Act. HC saw increases in consumer (about 100+) and industry (about 300+) reports as well as in customs referrals (about 400+). The establishment and product inspection of importers, distributors and retailers was also increased. There were 266 non-randomly selected products assessed which showed a 27 per cent non-compliance rating. **Please review the report and send your comments to HC.**

MOL Consults on Proposed Changes to OHSA

New and revised OELs will be published under the Occupational Health and Safety Act. The proposed changes based on the 2017 ACGIH recommendations include:

Adding 3 substances: Acetamide, Cadusafos, and Folpet.

- Revising 10 Exposure limits and/or listings for Captafol, β -Chloroprene, Ethylene glycol, Formaldehyde, Furfural, Furfuryl alcohol, Hexylene glycol, Phthalic anhydride, Stearates and Tungsten.
- Adding/removing notations for 9 substances.

The MOL is also proposing to:

- Use the Quebec's IRSST model for calculating exposures to hazardous biological or chemical agents for irregular work shifts
- Add a new listing and OEL for diesel particulate matter.
- Include a reference to "substitution" of less hazardous agents in the hierarchy of controls (section 3 of Reg 833).

Please review the **MOL** proposal for **compliance**.

Reminder: Last REACH Registration Deadline for Chemicals Placed on the European Market is **May 31**

EU mixtures must be labelled for > 0.0015% MIT.

There is also a proposal to apply a 0.0050% (50 ppm) limit to OIT in consumer products (down from 500 ppm), subject to the H317 label. Specific conditions may apply to professional only products.

**MEMBER ACTION REQUIRED FOR
COMPLIANCE IN THE EU**

General Data Protection Regulation (GDPR) to Impact Individual Data Management

As of May 25, GDPR will replace the Data Protection Directive 95/46/EC. Due diligence is required for all suppliers and vendors, which are currently heavily investing in internal related infrastructure and policy controls.

**MEMBER ACTION REQUIRED FOR
COMPLIANCE WITH GDPR IN THE EU SUPPLY CHAIN**

Migration Limit Set for BPA in Food Contact Coatings & Entry in Plastics

The migration of BPA into or onto food varnishes or coatings should not exceed 0.05 milligram per kilogram of food.

**MEMBER ACTION REQUIRED FOR
FOOD COATINGS SUPPLIERS IN THE EU**

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CPCA REGULATORY REPORT

CPCA Paint and Coatings Working Group (PCWG) Update

Agenda of the April 24 PCWG Meeting

CPCA Invites **PCWG Members** to Attend Post-2020 Workshop on May 31

WHMIS 2015 Update

The CBI Concentration Range Amendment to the *Hazardous Products Regulations* (HPR) is Approved by the Governor in Council

The final regulatory text allowing for the use of CBI concentration ranges will be published in the *Canada Gazette*, Part II on April 18. The amendment is essentially the same as in the *Canada Gazette*, Part I published on October 21. Only one change was made: to allow the combination of only 2 prescribed consecutive concentration ranges set out in paragraphs 4.5(3)(a) and (g).

Further, acknowledging that many claims for exemption relating exclusively to ingredient concentrations or concentration ranges have already been filed under WHMIS 2015, Health Canada will contact impacted claimants over the coming months to discuss options for those claims.

CPCA Remains Concerned with CIC Ongoing Sub-committee Discussions with Labour on the Removal of Consumer Products Exemption in the HPR

The CIC working group discussions continue. However, it doesn't seem to matter what industry says, HC and labour groups do not appear to listen. The CPCA WG representative's repeated calls for labour groups to provide factual evidence of any incidents of workers harmed from the use of consumer chemical products have gone unanswered. Why should the government make changes for a potential situation that is not substantiated by facts? Consumer chemical products remain pretty innocuous under the *Consumer Product Safety Act* and other chemical control regulations. Meanwhile, labour continues its demands to force employers to sell a commercial size of products. CPCA argued against these demands based on the wide variety of workplaces that use consumer chemical products—including home-based businesses, and that commercial-sized products are not always available from suppliers.

CIC Industry Members Still Seeking Clarification on Requirement to Retain a True Copy of the Hazardous Product Label

CIC industry members have addressed a request to the WHMB regarding the requirement of Section 14.3 under the HPA to maintain a true copy of the label (and workplace labels). Answers will be shared as soon as received from HC.

HC Officials Share Summary Study Results of Very High Rates of SDS Non-Compliance

Although this exercise may be poorly sampled or focused on a few industries, these results are surprising and CPCA asked for more details, such as a list of common SDS errors to watch for before the first deadline and HC inspection blitz in summer and fall.

CPCA VOC Update

Possible Changes to New Bylaw 1086 Disclosed: CPCA Writes to Metro Vancouver Boards of Directors

Following an extended consultation period ending in March, Metro Vancouver (MV) air quality planners held a teleconference last week to update Automotive Refinish (AR) stakeholders on the possible changes to the bylaw they have identified. CPCA and CPCA AR Manufacturers Council members attended the presentation and more details will be published [on the MV website](#). Upon CPCA's request, the HFC ban should be removed from the bylaw, but not the ban of cadmium and hexavalent chromium in coatings formulations. Air quality planners said that they are still considering the TBAC prohibition, despite what they had previously announced on their website. The main reason for the uncertainty is due to difficulties obtaining feedback/ confirmation from HC officials regarding the TBAC addition to the DSL in 2008. Air quality planners confirmed receiving HC's information soon after the teleconference while CPCA undertook immediate actions to

ensure this information would effectively be conveyed. However, MV officials have said they do not plan to make the HC data available to stakeholders in the consultation for whatever reason, despite the fact it supports the use of TBAC as per extensive federal assessment, which lead to it being designated as an exempt compound in Canada. The air quality planners revised their estimate of the contribution of the AR sector to only 1 per cent of total anthropogenic VOC emissions in this jurisdiction (a figure that is still exaggerated by 350% according to the CPCA emission scenario). CPCA asked why MV is focusing on a barely measurable environmental benefit and is not targeting any of the largest VOC emitters. MV said other industrial sources would be addressed in future. Following the call, CPCA sent a letter to the MV Board of Directors to urge endorsement of the federal regulations for AR paint products.

Third Canadian VOC Regulations for Certain Products Postponed to Late 2018

Following extensive 5-year discussions with industry, the Third VOC regulations will reach Gazette Part I late this year, imposing VOC limits to 130 consumer product categories and subcategories, which include adhesives, sealants and caulks, multipurpose solvents, thinners, cleaners, aerosol products, automotive maintenance products. The regulations will remain aligned with the 2010 CARB Rule. But ECCC will adopt several changes related to exclusions, permits, and VOC concentration limits for a few categories (e.g. new VOC limit set to 30% w/w for multipurpose solvents and paint thinners and specific exclusion of all products covered by the two other Canadian VOC regulations). More details are available in a recent CPCA bulletin. The final regulations are now expected in late 2019 or early 2020, with a coming into force date set for the following January 1, accompanied by a 2-year grace period. Please review the proposal and inform **CPCA** of any issues.

Reminder: Final Regulations Amend Section 89 and 114 of CEPA

The final **regulations proceed** with a number of changes to the regulatory texts of nine CEPA regulations. **The VOC regulations (*Automotive Refinish and Architectural*, respectively Section 10 and 17, will be clarified to indicate that the person who sells or offers for sale must indicate a date of manufacture or code on the container if the manufacturer or importer has not already done so.**

VOC Non-compliance Update: CPCA was made aware that one US manufacturer distributing in the Toronto area non-compliant 1-litre floor varnish containers all packed in a 16-litre container. A similar non-compliance issue occurred in the US, and the VOC rules were amended to specifically forbid these sales. ECCC is now aware of the matter and will be conducting further study to determine if this practice is widespread and what may be done about it under enforcement regulations.

Within the VOC Regulations exists limited exemption for ten products that allows for containers with a capacity of one liter or less to have no VOC content limit. The justification for the exemption is to allow the manufacture of identified niche and specialty products that could require higher VOC concentrations, generally by SMEs. ECCC plans to proceed later this year with a government contract to evaluate the market share and offer of the one-litre exemption by manufacturers and importers in each of the ten exempted categories and compare Canada's approach with other jurisdictions within North America regarding the management of these exemptions.

CPCA Writes to the Editor of Science regarding "Volatile Chemical Products Emerging as Largest Petrochemical Source of Urban Organic Emissions"

ACA also responded to the editor and the IPPIC Stewardship Committee plans to establish a new work group to prepare a supportive advocacy statement to be used in response to similar media reports. This working group will develop a template for collecting data on VOC use (trends) in the global paint industry. (Link below works for me)

CMP-2 & Challenge & PSSA

BPA and Analogs

The CMP-3 voluntary information gathering was launched.

P2 Plan Notice for TDIs to be Updated

A proposed pollution prevention (P2) plan notice for TDIs was published. The comment period ends on May 23. On final publication of this new notice, the 2011 P2 Plan notice will be replaced and will capture **new industrial TDI emitters** with new obligations for any facility releasing to ambient air in excess of 100 Kg per calendar year. NPRI reporting will continue to prevail.

CMP-3

Publication of Final Rapid Screening Assessment of 283 DSL Polymers

With respect to the 336 polymers identified in CMP-2 as candidates for rapid screening, 283 met the rapid screening criteria. The full list is given in **Annex II**.

For the environment, the rapid screening criteria were consistent with the NSN criteria. Meanwhile, for human health, they related to direct and indirect low exposure potential combined with low to moderate hazard potential. A total of 51 polymers required further assessment (29 for environment and 19 for human health). Two nonylphenol ethoxylate-based polymers were deemed already addressed.

DSAR and Risk Management Scope for Thioperoxycarbonicdiamide, tetramethyl- (TMTD, Thiram, Thiuram)

TMTD (CAS RN 137-26-8) meet the toxicity criteria (environment). **TMTD** is used in adhesives and sealants and in consumer adhesive tape products. See the **risk management scope**, which will target environmental releases and current uses in the automotive manufacturing sector.

ICG Update

ICG recently responded to ECCC's Proposal for an "Enhancing Transparency of the New Substances Program"

At the bilateral of May 7-8, ICG will further discuss with government officials the overall CBI approach under CEPA, the grouping of risk assessment and future toxic and non-toxic management of substances, the risk management information gathering, microbeads and the updates on BPA Alternatives, BENPAT, Coal Tars and Quaternary compounds. Please share any views on the above topics with **CPCA**.

PMRA Update

PMRA Share General Views on Its Communication on Treated Articles with CPCA

CPCA met with PMRA officials to discuss their current strategy regarding communication on treated articles to be disseminated widely in late spring or summer of 2018.

PMRA will likely develop a general high-level communication followed by a more technical one to be distributed to companies later. PMRA is relying on CPCA member feedback to structure and focus on matters of greatest importance related to treated articles.

ACC Biocide Panel AETEF Task Force Provides Brush/roller Study Results for OIT

ACC will continue to provide additional study results to PMRA later this year to support more

informed decisions

Reminder: PMRA to Publish Proposed Amendments on Current Business In-transit Practices at Canadian Ports for Pesticides

The May or June amendment will target the use of the dangerous sign and shipping documents.

IPPIC Update

Microplastics: IPPIC will develop a policy statement for consideration and approval, focusing on the use of primary microplastics (intentional use of microbeads) compared with the less significant presence of secondary microplastics sources (i.e. arising from polymer degradation), which have not yet been linked to adverse impact on health, safety or the environment.

Biocides: IPPIC will also re-evaluate ~~to~~ its current Position Paper on biocides, to expand its content on health issues arising from paint uses and to integrate additional ACA's information on a pending Life Cycle Assessment, which compares various alternative biocides.

Nanotechnology: IPPIC will prepare a profile of its goals, objectives and related activities on nanotechnology standards for use by IPPIC association members. It will convey the scope and value of these efforts to member companies. If you are interested in being CPCA expert representative for this IPPIC initiative, please communicate with [Gary Leroux](#).

SAICM March Meeting in Stockholm: Beyond 2020

The Strategic Approach to International Chemicals Management (SAICM) offers an arena to discuss and manage chemicals. **SAICM** is currently discussing medium and long-term plans that will shift the world to greener economies, sustainable chemistry, circular economies and cleaner development plans. SAICM's Beyond 2020 is an ambitious global deal for chemicals and waste, taking the Paris deal on climate as an inspiration. The Beyond 2020 process seeks to go further and include waste, while setting chemicals and waste in the context of sustainable development. Attention will also be given to the relationship between this voluntary strategic platform and the legally binding conventions in the chemicals and waste cluster. Draft elements will be negotiated at the Open-Ended Working Group of 2019.

TiO2 Category 2 Classification: CARACAL Delays Authorization Process in EU

ACA and CEPE continue their active work with major international trade authorities to raise concerns with ECHA and European REACH Commission and provide strong evidence on the impact of a Cat 2 cancer hazard classification for TiO2. The CARACAL (Competent Authorities for REACH and CLP), which is comprised of representatives from each EU Member State which advise on aspects of REACH and CLP development, recently expressed concerns on the proposed classification that led to postponing any decision and to its referral to a special working group for more work and deliberation prior to any final regulatory authorization and action by the EC REACH Committee. Industry hopes that the scope of the Caracal working group's review will include the consideration of "poorly soluble, low toxicity" dusts, as this gives industry an opportunity to further advance its current opposition to the proposed classification, which has the potential to significantly impact international trade, as the EU would be advancing an unfounded interpretation of the UN GHS. ACA and CEPE continue to coordinate and deploy efforts with other IPPIC associations to block this EU classification, which is currently expected for publication by mid-2019, followed by an 18-month transition period. But even after it becomes law, the possibility of legal action remains, for which there is some precedent in the EU.

EU: BASF and Auto Industry Group Agree Substitution Criteria

German chemical giant **BASF** and the European Automotive Industry Association (Acea) have agreed on a set of criteria for selecting 'non-regulated' alternative substances to help vehicle manufacturers avoid so-called regrettable substitutions.

CPCA Webinar/Conference Highlights

CEPA-ICG Update Conference

October 1-3, Toronto

Fourth Trilateral North America Consumer Product Safety Summit – May 4, 2018, Bethesda, MD

This HC and U.S. Consumer Product Safety Commission summit is open to stakeholders to discuss international collaboration and product safety perspectives via a panel.

IPPIC to Hold Global Marine Coatings Session at World Ocean Council's Sustainable Oceans Summit

Scheduled for **November** in Hong Kong.

Reminder: Prohibition on the Manufacture and Import of HFCs Without Permit Soon to Take Effect

As of **January 1, 2019**, any person is prohibited to import or manufacture a pressurized container that contains 2 kg or less of an HFC used as a propellant if its global warming potential is greater than 150.

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PaintCare is the initiative adopted globally by industry associations involved in advancing a circular economy for leftover paint. Industry's ongoing sustainability efforts encourage consumers to remain active partners in protecting human health and the environment by recycling leftover paint.



REGULATORY NEWS OF INTEREST

Federal News

After Screening Assessment of Seven Hydrocarbon-based Substances

Spent sulphidic caustic, montan wax, and montan-wax fatty acids do not meet any of the toxicity criteria with no further action being planned at this time.

Final Order 2018-87-02-01 Amends the DSL

Five substances were added in Part 1 (CAS RN 25037-40-5 N-P, 189896-44-4 N-P, 478796-04-2 N, 1174016-25-1 N-P, 1392130-09-4 N-P), a SNAC was added in Part 2 (CAS RN 6712-98-7 N-S), and 10 substances in Part 3 (19234-2 N-P, 19235-3 N-P, 19238-6 N-P, 19240-8 N-P, 19241-9 N, 19242-0 N-P, 19243-1 N, 19244-2 N-P, 19245-3 and 19246-4 N-P).

Proposed Order to Amend the NDSL

CAS RN 6712-98-7, 25037-40-5, and 1174016-25-1 are proposed for deletion in Part 1.

Notice of intent — Termination of the Revised In Commerce Substances List Nomination Process

This notice announces the formal end of acceptance of substance nominations to the Revised In Commerce List (R-ICL). Substances on the In Commerce list are not subject to the NSNR at this time. In 2013, a Revised In Commerce List (R-ICL) of 2,600 substances was issued, which has been periodically updated ever since. As part of CMP, the R-ICL substances underwent a risk-based prioritization process in 2016. In an effort to create a static list, nominations to the R-ICL will continue to be accepted until one year following publication of the final notice of intent. Then no further nominations of new substances for use in F&DA-regulated products will be accepted without a NSNR notification.

Reminder: Canada Tables Omnibus Environmental Bill C-69

This 340-page omnibus bill proposes **sweeping changes** to three key pieces of Canadian environmental **legislation**, including the Canadian Environmental Assessment Act, 2012, to establish better **rules for the review** of major projects.



HEALTH & SAFETY

HMIRA Notice for Filing of Claim Exemptions & Waiver of information requirements for substances Published

The **HMIRA claims** listed seek an exemption from the disclosure of CBI with respect to WHMIS 2015. The Minister of the Environment also waived some requirements to provide information on substances.

Reminder: National Day of Mourning – [April 28](#)



TRANSPORTATION

Updated Standard TP 14877, Containers for Transport of Dangerous Goods by Rail

This standard applies to the design, manufacture, maintenance, and qualification of tank cars and ton containers and the selection and use of large means of containment or transport units for dangerous goods transported by rail (Classes 2, 3, 4, 5, 8, 9 and Division 6.1). The 2018 update

dangerous goods transported by rail (Classes 2, 3, 4, 5, 6, 9 and Division 6.1). The 2018 update should come into force in the fall of 2019.

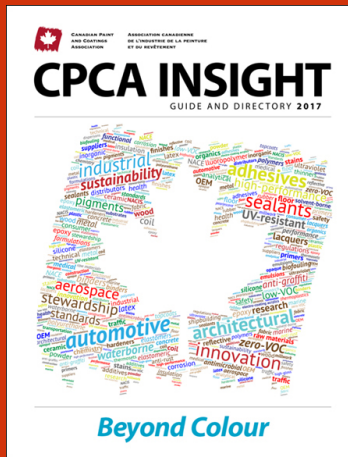
Spring Weight Load Restrictions to Gradually Lift in May (June in Northernmost Regions)

Review details on restrictions in [Ontario](#), [Quebec](#), [NB](#), [NS](#), [PEI](#), [Alberta](#), [Manitoba](#), [Saskatchewan](#), and [B.C.](#)

Motor Vehicle Safety Regulations Amended (Interpretation and Standards 108 and 108.1)

The **25-year-old provisions** regarding daytime running lights feature need to be updated to reflect the evolution in motor vehicle technology and better align with the US and international standards.

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Get More Insight from CPCA's Annual Guide and Directory

CPCA Insight: Guide and Directory 2017 is now available. Get a digital copy of this annual bilingual publication for the Canadian paint and coatings industry today. CPCA members and important stakeholders will receive copies in their mailboxes.

[Download the electronic version.](#)



PROVINCIAL NEWS



ONTARIO

Cumulative Effects Assessment: New Policy Forged to Protect Local Air Quality



PRODUCT STEWARDSHIP

Paint Recycling Program Transition Update

According to the oversight authority, while paint is an ISP but not since the beginning of the

program, it is still governed as part of the enabling legislation for the Municipal Household and Special Waste Program (MHSW). As such, the Paint ISP will not be fully transitioned until the entire MHSW is wound up like tires and electronics are currently doing.

New Tires Regulation Makes Tire Producers Responsible for Collection and End-of-Life Management under the Resource Recovery and Circular Economy Act, 2016 (RRCEA) in Ontario

The regulation (O. Reg. 225/18) was **filed on April 9**. Other persons involved in resource recovery activities related to tires meet certain requirements, such as registration, record keeping and reporting. The current **Used Tires Program**, operated by Ontario Tire Stewardship is to cease operation on December 31.

Wind Up Direction for the Waste Electrical and Electronic Equipment (WEEE) Program

Ontario recently initiated wind up of the **WEEE Program**. Ontario Electronic Stewardship (OES) must submit a wind up plan for the WEEE Program no later than December 31, 2018, and the WEEE Program is to cease operation on June 30, 2020.



QUEBEC

Budget: \$1.8B for Sustainable Mobility until 2022-2023

Quebec plans to support electrical transportation program, electric car purchases, sustained rail transportation infrastructure, regional air transportation installations such as in the Plan Nord.

Sustainable Development Action Plan to 2020 Updated



Manitoba

Premier to Take Federal Government to Court over Carbon Tax



Alberta

Asbestos Inspection Initiative Runs Until October 31

Impaired Driving Laws for Cannabis and Alcohol Strengthened

Since **April 9**, Alberta can enforce criminal-level provincial sanctions (90-day license suspension followed by one-year ignition interlock, vehicle seizure, etc.) for the new drug offenses, similarly to alcohol.



British-Columbia

Proposed Amendments to the Occupational Health and Safety Regulation

A **public hearing** will be organized in **2018** to discuss the proposed amendment packages on Part 8 and on Part 20, regarding safety headgear, eye and face protection and concrete formwork and falsework.

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IPPIC Publishes Global Market Analysis for the Paint and Coatings Industry (2015–2020)

The International Paint and Printing Ink Council (IPPIC) has published a new, expanded edition of its well-respected Global Market Analysis (GMA): the Global Market Analysis for the Paint & Coatings Industry (2015-2020). It provides comprehensive market research covering the global paint and coatings industry, addressing topics of relevance to coatings manufacturers, end users, raw materials suppliers, and others interested in the industry.

The report covers three primary categories of coatings: Decorative, Original Equipment Manufacturers and Special Purpose, as well as the many sub-segments within those categories. Research focuses on sector

analysis, market trends and drivers, and competitive landscape. Packed with insightful information, content is delivered in an easy-to-read format with charts, tables, and other illustrations that highlight the study's most pertinent data.

IPPIC is pleased to partner with The ChemQuest Group, Inc., a leading consulting firm to the specialty chemicals and coatings industries, to conduct the in-depth market research and develop this single-volume resource document.

Corporate Member Price: Members of the associations that comprise IPPIC may purchase a digital download at a special members' only price of US\$2,750 (Contact your IPPIC member association for the required special DISCOUNT CODE).

Global License Price: IPPIC Members can also purchase a "global licence" for US\$10,000. A global licence entitles a purchaser to place an electronic copy of the study on a corporate intranet server on which employees of the licensee can view the study. Such a licence would not entitle the licensee to place the study on an extranet server or web page where it would be accessible to persons not employed by the licensee.

Non-member List Price: A digital download may be purchased for US\$4,500 per copy.

Order online. For more information, contact IPPIC's Steve Sides at (202) 462-6272.

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Hello, savings.



Canadian Paint and Coatings Association members, use **offer code (BCD) D836600** to always save **up to 25% off base rates** plus, get other sweet deals like dollars off, a free upgrade, or free weekend days.

Book today at budget.com/800members or call **1-800-527-0700**.




Terms and Conditions: The savings of up to 25% applies to Budget base rates and is applicable only to the time and mileage charges of the rental. Offer does not apply to car group R&L taxes, fees (including but not limited to Air Conditioning, Extra Recovery Fee, Corrosion Recovery Fee, Vehicle License Recovery Fee, Energy Recovery Fee, Tire Management Fee, and Frequent Traveller Fee) and surcharges (including but not limited to Customer Facility Charge and Environmental Fee Recovery Charge) etc. Also, Please mention BCD D836600 to take advantage of this offer. Offer is available for U.S. and Canada residents only for rentals at participating locations in the U.S. and Canada. Offer may not be used in conjunction with any other BCD number, promotion or offer. Weekly rates require a minimum five day rental period. Weekend rate available Thursday noon, car must be returned by Monday 11:59 p.m., or higher rate will apply. A Saturday night keep and an advance reservation may be required. Discount valid on rentals checked out no later than December 31, 2018. Offer is subject to vehicle availability at the time of rental and may not be available on some rates at some times, including some prime rates at Budget.com. Car rental return restrictions may apply. Offer subject to change without notice. Holiday and other blackout periods may apply. Renters must meet Budget age, driver and credit requirements. Minimum age may vary by location. An additional daily surcharge may apply for renters under 25 years old. ©2018 Budget Rent A Car System, Inc.




START TRAINING NOW TO PREPARE FOR GHS

CPCA has partnered with ICC Compliance Center to offer training on GHS* to its members.

Members of CPCA receive 15 per cent off ICC's in-person training classes across Canada for GHS Supervisor Manager and GHS Classification.

Visit CPCA's online store for easy access to ICC's online courses on GHS and other topics. [Click here](#) to start training today!

* CPCA strongly recommends that its members start training their employees as early as possible in the new year prior to the official coming into force of GHS in Canada on June 1, 2015.



CANADIAN PAINT AND COATINGS ASSOCIATION

ASSOCIATION CANADIENNE DE L'INDUSTRIE DE LA PEINTURE ET DU REVÊTEMENT

www.canpaint.com/ghs-training



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U.S. NEWS



Industry Seeks More Clarity in California SCP Programme Over the Next Three Years & Criticizes Food Packaging Plan

Industry groups seek greater clarity on how chemicals and products will be selected in the 2018-2020 Safer Consumer Products programme. According to last month's released work plan, seven broad product categories were named from which the Agency may select 'priority products'. Once they are designated, manufacturers must undertake an **alternatives analysis**. Industry requested more details and also criticized California's proposal to regulate **Food Packaging**, which potentially conflicts with the **FDA's standards**.

Prop 65 Carcinogen Targets Gentian Violet (CAS RN 548-62-9)

TSCA Update

Fees Proposed for FY2019-FY2021

ACA is drafting industry comments to be submitted by April 27, which may relate to the following:

- Total administration costs are not substantiated.
- Consideration for a sliding scale (better data would pay less), for multiple chemicals consolidation into one PMN, and for more flexible payment options, reduction of fees for an LVE chemical goes through a re-evaluation
- Clarification and better control of consortia and fees.

Third Approach on CBI Protection



ACA VOC Update

The Ozone Transport Commission (OTC) is monitoring CARB's updates. As for Consumer Products, the OTC is in the process of revising the current (fourth) OTC Model Rule and to review it on April 17 and June 7.

The SCAQMD Building Envelope limit of 50 g/l and Recycled Coating limit of 150 g/l go into effect on January 1, 2019, along with the Small Container Exemption changes for Flat and Nonflat (8 ounces and Touch-up Only) and IM (Touch Up not sold at retail).

Circular Materials Challenge Research Teams Creates New Material That Will End Plastic Waste

Reminder: Basics of Underground Storage Tank Compliance

EPA will rescind a few exclusions to its UST requirements in **October 2018**.





 STANDARDS & CERTIFICATION

The Standards Symposium: IPC-1754
(Material Declaration Standard for Aerospace and Defense)
May 24, 2018



 PRODUCT STEWARDSHIP

Walmart Aligns Disclosure Policy with Californian Law



 HEALTH & SAFETY

One in Five Worker Fall Injuries Involve Ladders

11th IOHA International Scientific Conference
September 24-26, Washington.



 TRANSPORTATION

PHMSA Requests Information on Automated Technologies
for Surface Modes in Hazardous Materials
 In anticipation of **Automated Driving Systems**.

Effects of Enhanced Truck Cab and Behavioral Sleep Health Program on Drivers' Sleep Habits



 TRADE

Chemical Industry Fears Trade War Escalates with China
 China **already announced retaliation** for the first **\$53 billion in U.S. tariffs**, and will likely respond to the additional **\$100 billion tariffs** considered by the US. The US chemical industry, which is a China key trading partner, is already very concerned with 40 per cent of the products initially targeted by China and with those products to be targeted by additional tariffs.

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Members Urged to Use Educational Materials for MEKO

Please note that all CPCA members are urged to use the educational materials provided for

their use to inform customers about the issues related to MEKO in paint. These materials are offered so as to communicate the information on the Code of Practice for MEKO to company staff, contractors, DIY consumers and the general public. This undertaking was required for the industry to secure a voluntary Code of Practice for MEKO instead of a regulation.

MEKO

EDUCATIONAL RESOURCES NOW AVAILABLE!

The Canadian Paint and Coatings Association (CPCA) has developed educational communication tools to ensure that all consumers adopt recommended practices with regards to ventilation when using indoor alkyd paint products containing MEKO.

View, download or print copies of the **fact sheet**, **poster** and **video** or share a link to the materials on your social media networks and/or website.

www.canpaint.com/meko-educational-materials

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NEWS INTERNATIONAL NEWS

ECHA Update

EU Publishes Delayed Second REACH Review

The **REACH** Commission will improve implementation and target registrants not updating their dossiers in the first quarter of 2019.

Proposed **Amendment to Article 9** of the Waste Framework Directive Requires Suppliers to Notify Presence of Substances of Concern in Articles The move originates from the EU's circular economy package to develop non-toxic material cycles. Member States Back Classification of MIT as Allergen in Mixtures & Additional OIT Restrictions Still Pending EII mixtures must be labelled

as Allergen in mixtures & Additional OIT Restrictions Still Pending EC mixtures must be labeled for > 0.0015% MIT. There is also a proposal to apply a 0.0050% (50 ppm) limit to OIT in consumer products (down from 500 ppm), subject to the H317 label. Specific conditions may apply to professional only products.

EC Plans to Recycle more than Half of Plastic by 2030, Mulls Plastic Tax

General Data Protection Regulation (GDPR) to Impact Individual Data Management

As of May 25, GDPR will replace the Data Protection Directive 95/46/EC. Due diligence is required for all suppliers and vendors, which are currently heavily investing in internal related infrastructure and policy controls.

Migration Limit Set for BPA in Food Contact Coatings & Entry in Plastics

The migration of BPA into or onto food varnishes or coatings should not exceed 0.05 milligram per kilogram of food.

Echa Investigating Some phosphate Flame Retardants

Possible restrictions are anticipated for TCPP, TDCP and TCEP and for 17 FRs Under Corap.

Workshop on Treated Articles

May 2

ISO 45001:2018 Published

2018 Global Chemical Service Providers Guide Coming Soon

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CPCA Affinity Program Benefit for Member Companies

CPCA encourages its members to take advantage of savings on personal products via our Affinity Program

our Affinity Program.

Contact **CPCA** for more information.

Take advantage of your CPCA member benefits.

* Benefits are based on individual circumstances like age of autos, accidents, etc.



CANADIAN REGULATORY DEVELOPMENTS

Blog: Canada's Environmental Agenda is on the Verge of Collapse

Saskatchewan Premier plans to **reduce emissions** by 11 per cent between 2017 and 2030 without a carbon tax, while a recent provincial report shows that emissions levels will be 55 per cent higher by 2030 than in 1990 at current pace. A similar emission situation is prevailing in Alberta and in Ontario. Analysts, like The Conference Board of Canada, are confused about the extent to which any tax on carbon will incite any significant change. How does anyone make sense of that and what is the point?

New Canadian Climate Information Portal Launched in Fall 2018

The newly formed Canadian Center for Climate Services (CCCS) will manage this new source of reliable climate information, data, and tools.

Proposed Amendment to Concentration of Phosphorous Excludes Certain Household Cleaning Products (Metal Cleaners & Degreasing Compounds)

Proposed Amendment to Energy Efficiency Regulations to Affect Current and New Products

Reporting GHG Emissions Data, Technical Guidance for Year 2017

NOTE:

Please provide email addresses of those in your organization who should be put on the mailing list for information provided herein.

Don't forget to take advantage of these CPCA resources:



Sign up for training courses:

- **Coatings Technology**
- **TDG and HSE Training**

Download member logo from CPCA website:



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Visit Member's Only section of CPCA web site regularly for

additional resources.



CPCA CONNECTS

CPCA regularly publishes several important publications to ensure members are fully informed of ongoing issues and actions impacting the paint and coatings industry in Canada. These include:

Business Management & Marketing News:

monthly newsletter addressing relevant issues for those involved in management, sales and marketing in member companies

Regulatory News Alert:

monthly publication detailing comprehensive legislative and regulatory actions at all levels of government

Prime Time News:

publicly available monthly newsletter sent to members, important stakeholders and governments to provide a window onto the industry for those with an interest or role in the sector

CPCA INSIGHT:

Guide & Directory published annually to report on CPCA's work on behalf of members, key trends in the industry, raising awareness of the issues important for the sector and a guide of CPCA members supporting the important work done to sustain a long-standing and viable Canadian industry

Regular Bulletins, Updates, Memoranda and Press Releases:

sent to members regularly to ensure CPCA members are fully informed and can have direct input on actions taken by CPCA's board, technical committees and staff to ensure industry is represented at the table when decisions are made affecting them

All past issues of Business Management & Marketing News and Regulatory News Alert are archived in the Members Only section of www.canpaint.com.

**FOLLOW CPCA ON ALL
OUR SOCIAL MEDIA CHANNELS!**



CPCA Coatings Technology Scholarship



CPCA annually awards a scholarship to deserving children of staff of member companies, continuing the long-standing tradition of the Toronto Society for



Coatings Technology over many years. The award is made by CPCA's Education Committee and granted to high school students who have excelled in their final year and have been accepted for further post-secondary education. Granting the award is based solely on academic achievement.

HAVE YOUR SAY!

We welcome your views and comments on any of the topics raised in this e- newsletter or any topics you would like us to cover in future issues. Please contact the CPCA team at cpca@canpaint.com with your feedback.



Editor's Note: All financial information is in Canadian dollars unless otherwise stated.

CPCA Regulatory News reports on news of interest to paint and coatings manufacturers. Please send any questions or comments to the [Editor](#).

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