



Ministre de l'Environnement et
du Changement climatique

Minister of Environment
and Climate Change

APR 21 2021

Ottawa, Canada K1A 0H3

David M. Fink
President
Plastics Pipe Institute, Inc.
105 Decker Court, Suite 825
Irving TX 75062
U.S.A.

Dear David M. Fink:

I am responding to the Notice of Objection and request to establish a Board of Review that you filed on behalf of the Plastics Pipe Institute, Inc. regarding the proposed Order to add plastic manufactured items to the *List of Toxic Substances* in Schedule 1 of the *Canadian Environmental Protection Act, 1999* (CEPA). The proposed Order was published in the *Canada Gazette*, Part I, on October 10, 2020.

Subsection 332(2) of the CEPA states that any person may file a Notice of Objection requesting that a Board of Review be established. As set out in subsection 333(1) of CEPA, the mandate of a Board of Review in this instance would be to inquire into the nature and extent of the danger posed by plastic manufactured items.

I have fully and carefully considered the issues set out in your Notice of Objection. As the scientific information provided in your Notice did not raise sufficient uncertainty or doubt in the scientific considerations underlying the proposed Order to warrant the establishment of a Board of Review, I am denying your request to establish a Board of Review. The scientific considerations that underlay the proposed Order are related to the ability of macroplastics to have an immediate or long-term harmful effect on the environment or its biological diversity as set out in section 64 CEPA.

In your Notice of Objection, you raised the issue that the Science Assessment of Plastic Pollution was published without a complete view of the best available science. I can assure you that in preparing the Science Assessment, the current state of science regarding plastic pollution was reviewed and the assessment presented a thorough summary of the science available in the peer-reviewed literature at the time it was written. Scientific studies discussed in the report were validated against a set of qualitative criteria, and where study limitations were identified, this is clearly indicated in the text. In addition, the report underwent an

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